

AGENDA

Tuesday, December 13, 2016

4:00 PM

4:00 CALL MEETING TO ORDER (Chairman Wade H. Blevins, Jr.)

CLOSED SESSION

Code of Virginia, Section 2.2-3711 **A.5; Industrial/Business Prospects**; discussion concerning a business or industry considering expansion with no previous announcement being made and **A.7 Legal**; discussion with legal counsel and staff pertaining to actual or probable litigation.

5:00 CALL MEETING TO OPEN SESSION

Invocation and Pledge of Allegiance

ADOPTION OF AGENDA

Adopt the agenda and the additional agenda as presented

MINUTES OF PREVIOUS MEETINGS

Amend the minutes of the October 11, 2016 to include the following:

North Fork District Supervisor Phil Stevenson made a motion to remove the seven Smyth County Trustees from the Smyth Bland Regional Library Board on grounds of neglect of duty, pursuant to Virginia Code Section 42.1-39, and to appoint the Smyth County Board of Supervisors to take over the position of those trustees effective immediately. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

Request adoption of the November 8th and November 18th, 2016 meeting minutes.

FINANCIAL UPDATE

Michael Carter – Inform the Board of the County's financial status

PAYMENT OF INVOICES

Consideration of appropriations and accounts payable as listed on the additional agenda.

5:15 CITIZEN'S TIME

5:30 COUNTY AUDIT PRESENTATION-CORBIN STONE-ROBINSON, FARMER AND COX

6:00 UPDATE ON MEL LEAMAN FREE CLINIC-MICHAEL ARMBRISTER

NEW BUSINESS

***BUDGET COMMITTEE RECOMMENDATIONS, WADE BLEVINS-CHAIR**

***PERSONNEL COMMITTEE RECOMMENDATIONS, WADE BLEVINS-CHAIR**

***UPDATE ON LOCAL BURN BAN-MICHAEL CARTER**

***ADWOLFE SEWER UPDATE-SCOTT SIMPSON**

Supervisor Comment Time

Meeting reminders:

**SVAM-ANNUAL HOLIDAY DINNER, THURSDAY, DECEMBER 15, 2016 @ 6:00 P.M.,
AT THE VIRGINIAN GOLF CLUB**

The Smyth County Board of Supervisors held its regular meeting at 4:00 p.m., **Tuesday, November 8, 2016**. The location of the meeting was in the First-Floor Board Room of the County Office Building, 121 Bagley Circle, Suite 100, Marion, Virginia.

PRESENT: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.; Vice Chair, Park District Supervisor M. Todd Dishner; Rye Valley District Supervisor Rick K Blevins; Royal Oak District Supervisor G. Blake Frazier; Atkins District Supervisor Charles Atkins; Saltville District Supervisor Roscoe D Call; North Fork District Supervisor Phil Stevenson (7)

ABSENT: None.

STAFF: County Administrator Michael Carter; Assistant County Administrator Scott Simpson; County Attorney Jeff Campbell; Administrative Assistant Kelly Woods, Director of Community and Economic Development Lori Deel (5)

 11/8/2016 4:05 Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. called the meeting to order.

A motion was made by Rye Valley District Supervisor Rick K. Blevins to enter into closed session under the Code of Virginia, Section 2.2-3711-**A.5; Industrial/Business Prospects**; discussion concerning a business or industry considering expansion with no previous announcement being made and **A.7 Legal**; discussion with legal counsel and staff pertaining to actual or probable litigation. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,
Vice Chair, Park District Supervisor M. Todd Dishner,
Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,
Atkins District Supervisor Charles Atkins and
North Fork District Supervisor Phil Stevenson.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

 11/8/2016 5:24 PM Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. called the meeting back to order.

It was moved by Rye Valley District Supervisor Rick K. Blevins, seconded by Saltville District Supervisor Roscoe D. Call, to adopt the following resolution certifying the business conducted in closed session as follows:

**RESOLUTION
CERTIFICATION OF CLOSED SESSION**

WHEREAS, the Smyth County Board of Supervisors has convened in a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by the Smyth County Board of Supervisors that such a meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Smyth County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Smyth County Board of Supervisors.

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,
Vice Chair, Park District Supervisor M. Todd Dishner,
Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,
Atkins District Supervisor Charles Atkins and
North Fork District Supervisor Phil Stevenson.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

 11/8/2016 5:25 PM Lori Deel, Director of Community and Economic Development gave the invocation and Kelly Woods, Administrative Assistant led the Pledge of Allegiance.

 11/8/2016 5:26 PM A motion was made by Royal Oak District Supervisor G. Blake Frazier, seconded by North Fork District Supervisor Phil Stevenson to adopt the agenda and additional agenda as presented.

After consideration, the motion PASSED by the following vote:


AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,
Vice Chair, Park District Supervisor M. Todd Dishner,
Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,

Atkins District Supervisor Charles Atkins and
North Fork District Supervisor Phil Stevenson.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

 11/8/2016 5:27 PM It was moved by Royal Oak District Supervisor G. Blake Frazier, seconded by Saltville District Supervisor Roscoe D. Call to approve the minutes from the October 11th and October 27th, 2016 meetings.

After consideration, the motion PASSED by the following vote:


AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,
Vice Chair, Park District Supervisor M. Todd Dishner,
Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,
Atkins District Supervisor Charles Atkins and
North Fork District Supervisor Phil Stevenson.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

 11/8/2016 5:27 PM Financial update-Michael Carter, County Administrator presented the Board with information on the current FY16-17 budget and a current month analysis for appropriations.

 11/8/2016 5:37 PM It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Park District Supervisor M. Todd Dishner to appropriate \$800,000.00 from the General Fund. The following is an explanation of the appropriation approved.

General County:	\$800,000.00
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After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,
Vice Chair, Park District Supervisor M. Todd Dishner,
Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,
Atkins District Supervisor Charles Atkins and
North Fork District Supervisor Phil Stevenson.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Park District Supervisor M. Todd Dishner to appropriate \$71,722.80 from the General Fund for the HVAC at Northwood High School.

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,
Vice Chair, Park District Supervisor M. Todd Dishner,
Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,
Atkins District Supervisor Charles Atkins and
North Fork District Supervisor Phil Stevenson.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Atkins District Supervisor Charles Atkins to appropriate \$315,000.00 from the General Fund. The following is an explanation of the appropriation approved:

Social Services (November 9-November 30, 2016)	\$315,000.00
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After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,
Vice Chair, Park District Supervisor M. Todd Dishner,
Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,
Atkins District Supervisor Charles Atkins and
North Fork District Supervisor Phil Stevenson.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Royal Oak District Supervisor G. Blake Frazier to appropriate \$711,000.00 from the General Fund. The following is an explanation of the appropriation approved:

Schools-Operating Fund:	\$711,000.00
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After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,
Vice Chair, Park District Supervisor M. Todd Dishner,
Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,

Royal Oak District Supervisor G. Blake Frazier,
Atkins District Supervisor Charles Atkins and
North Fork District Supervisor Phil Stevenson.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Rye Valley District Supervisor Rick K. Blevins to appropriate \$840,000.00 from the General Fund for School Debt Service.

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,
Vice Chair, Park District Supervisor M. Todd Dishner,
Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,
Atkins District Supervisor Charles Atkins and
North Fork District Supervisor Phil Stevenson.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Park District Supervisor M. Todd Dishner to appropriate \$488,204.37 for the Courthouse Project.

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,
Vice Chair, Park District Supervisor M. Todd Dishner,
Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,
Atkins District Supervisor Charles Atkins and
North Fork District Supervisor Phil Stevenson.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Royal Oak District Supervisor G. Blake Frazier to appropriate \$960.50 from the Sheriff's Fund 748 for open invoices.

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,
Vice Chair, Park District Supervisor M. Todd Dishner,
Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,

Royal Oak District Supervisor G. Blake Frazier,
Atkins District Supervisor Charles Atkins and
North Fork District Supervisor Phil Stevenson.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Atkins District Supervisor Charles Atkins to appropriate \$3,000.00 from the EDA Fund 4 for open invoices.


After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,
Vice Chair, Park District Supervisor M. Todd Dishner,
Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,
Atkins District Supervisor Charles Atkins and
North Fork District Supervisor Phil Stevenson.


NAYS: None.

ABSTAINERS: None.

ABSENT: None.

 11/8/2016 5:39 PM Michael Carter, County Administrator recognized Vikki Speer and Tina Combs, from the Maintenance Department for all of the work that has been completed to the County Administration Building to make it a safer environment to work in. Mr. Carter stated that all the outside doors had been rekeyed, and ballistic panels had been placed in the Board room for protection.

 11/8/2016 5:44 PM Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. opened Citizens Time. With no one wishing to speak, Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. closed Citizens Time.

 11/8/2016 5:44 PM Saltville District Supervisor Roscoe D. Call brought forward a recommendation for the Building and Grounds Committee. It is the Committee's recommendation to accept the Firearms rider presented by the State Department of General Services for incorporation into the existing lease at the Health Department Building that will prohibit firearms from being carried in State Offices.

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,
Vice Chair, Park District Supervisor M. Todd Dishner,
Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,
Atkins District Supervisor Charles Atkins and
North Fork District Supervisor Phil Stevenson.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.



11/8/2016 5:46 PM Michael Carter, County Administrator presented the following recommendations from the Planning Commission as shown below:

Commissioner Joel Pugh made a motion to recommend approving the proposed Text Amendment reducing the minimum lot size requirement in the Agricultural District from two acres to one acre. Commissioner Graham Davidson Jr. seconded the motion and the following vote was recorded.

AYES: Davidson Jr., Pugh, Shepherd, Sparks, and Wagoner.

NAYS: None.

ABSTAINERS: None.

ABSENT: Doyle and Spence.

North Fork District Supervisor Phil Stevenson made a motion to accept the recommendation as presented from the Planning Commission. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the recommendation PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,
Vice Chair, Park District Supervisor M. Todd Dishner,
Rye Valley District Supervisor Rick K. Blevins,
Atkins District Supervisor Charles Atkins,
Royal Oak District Supervisor G. Blake Frazier,
Saltville District Supervisor Roscoe D. Call and
North Fork District Supervisor Phil Stevenson.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

Commissioner Joel Pugh made a motion to recommend approving a Special Use Permit for Automotive Sales for Northwestern Emergency Vehicles with a condition that only emergency vehicles are to be sold. Commissioner Hazel Wagoner seconded the motion and the following vote was recorded.

AYES: Davidson Jr., Pugh, Shepherd, Sparks, and Wagoner.

NAYS: None.

ABSTAINERS: None.

ABSENT: Doyle and Spence.

Royal Oak District Supervisor G. Blake Frazier made a motion to accept the recommendation as presented from the Planning Commission. North Fork District Supervisor Phil Stevenson seconded the motion.


After consideration, the recommendation PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,
Vice Chair, Park District Supervisor M. Todd Dishner,
Rye Valley District Supervisor Rick K. Blevins,
Atkins District Supervisor Charles Atkins,
Royal Oak District Supervisor G. Blake Frazier,
Saltville District Supervisor Roscoe D. Call and
North Fork District Supervisor Phil Stevenson.


NAYS: None.


ABSTAINERS: None.

ABSENT: None.

 11/8/2016 5:48 PM Scott Simpson, Assistant County Administrator presented an update on the Adwolfe Sewer Project- Since the rejection of bids at the October 27th Board meeting, staff and CHA have met to review scoping changes, discussed concerns with the bidding contractors, as well as they have met with VDOT representatives yesterday, November 7th to determine specific procedures for construction within the right of way. This was a productive meeting and eased some of the questions the contractors voiced after the bids were received. Supervisor Stevenson asked several questions regarding the revisions. The planned schedule moving forward is for plan modifications to occur in the months of November and December, with the goal of advertising for bids the first of January and receiving the bids in time for them to be considered at the February 14th Board meeting.

Mr. Simpson presented a draft letter to the Board which contained assurances to the property owner related to odor control at the Exit 39 sewer pump station. No objections were made regarding the letter being sent to the property owner.

 11/8/2016 6:04 PM Scott Simpson, Assistant County Administrator presented an update on The Back of the Dragon Overlook project and stated that a kick-off meeting with VDOT and the design engineers was held on Thursday, November 3rd. The project scope, guidelines, procedures, and expectations were reviewed. Anderson and Associates will refine their design agreement and scope of work in the coming weeks to accommodate the comments at the meeting and staff will present it to the Budget Committee with the anticipation of appearing on the December 13th Board meeting agenda for consideration.

 11/8/2016 6:07 PM Michael Carter, County Administrator brought forward a request from the Sheriff's Department requesting a budget transfer as listed below.

From:

*Fund 744-010000-1001 (Salaries and Wages) \$5,000.00

To:

*Fund 1-021070-5415-2(Drug and Substance Abuse) \$5,000.00

Saltville District Supervisor Roscoe D. Call made a motion to approve the Budget Transfer as requested. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,
Vice Chair, Park District Supervisor M. Todd Dishner,
Saltville District Supervisor Roscoe D. Call,
Rye Valley District Supervisor Rick K. Blevins,
North Fork District Supervisor Phil Stevenson,
Atkins District Supervisor Charles Atkins, and
Royal Oak District Supervisor G. Blake Frazier.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

Michael Carter, County Administrator brought forward a request from the Sheriff's Department requesting to order five new vehicles as budgeted from fund 744, in the amount of \$174,561.72, per the State contract.

Saltville District Supervisor Roscoe D. Call made a motion to approve the request to order five new vehicles as requested. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,
Vice Chair, Park District Supervisor M. Todd Dishner,
Saltville District Supervisor Roscoe D. Call,
Rye Valley District Supervisor Rick K. Blevins,
North Fork District Supervisor Phil Stevenson,
Atkins District Supervisor Charles Atkins, and
Royal Oak District Supervisor G. Blake Frazier.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.



11/8/2016 6:10 PM Michael Carter, County Administrator presented a recommendation from the Personnel Committee. It is the Committee's recommendation to change the Tobacco Policy as shown below.

Current Policy:

7.16 Smoking on County Property

Smoking and the use of electronic cigarettes within all County buildings and facilities are prohibited. Smoking is allowed on the property grounds in established smoking areas only. Smoking breaks may be taken during employee's break time as permitted by the Smyth County Personnel and Policies manual. Additional smoke breaks are prohibited and are subject to disciplinary procedures.

Revised Policy Effective January 1, 2017: (Adopted by the Board of Supervisors, November 8, 2016)

7.16 Tobacco Use on County Property

All Smyth County facilities and grounds are tobacco-free. The use of traditional tobacco products (i.e. cigarettes, cigars, pipes, smokeless tobacco, etc.) and non-traditional electronic smoking devices are prohibited on all County facilities and grounds except in the privacy of the employee or visitor's personal vehicle, effective January 1, 2017.

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,
Vice Chair, Park District Supervisor M. Todd Dishner,
Rye Valley District Supervisor Rick K. Blevins,
Royal Oak District Supervisor G. Blake Frazier,
Saltville District Supervisor Roscoe D. Call and
North Fork District Supervisor Phil Stevenson.

NAYS: Atkins District Supervisor Charles Atkins.

ABSTAINERS: None.

ABSENT: None.



11/8/2016 6:13 PM Supervisor Comment Time:

Royal Oak District Supervisor G. Blake Frazier thanked the maintenance staff and the County staff for all of their hard work.

North Fork District Supervisor Phil Stevenson made a motion to waive any permit fees that may be applicable to the Rich Valley Ball Field project, to be located behind Northwood Middle School. Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the recommendation PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,
Vice Chair, Park District Supervisor M. Todd Dishner,
Rye Valley District Supervisor Rick K. Blevins,
Atkins District Supervisor Charles Atkins,
Royal Oak District Supervisor G. Blake Frazier,
Saltville District Supervisor Roscoe D. Call and
North Fork District Supervisor Phil Stevenson.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

Atkins District Supervisor Charles Atkins requested that staff looks over the Adwolfe Sewer Project closely to ensure the numbers work so the project pays for itself.

Royal Oak District Supervisor G. Blake Frazier made a motion to set the time for the Continued meeting to 4:00 on November 18, 2016. North Fork District Supervisor Phil Stevenson seconded the motion. After consideration, the recommendation PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,
Vice Chair, Park District Supervisor M. Todd Dishner,
Rye Valley District Supervisor Rick K. Blevins,
Atkins District Supervisor Charles Atkins,
Royal Oak District Supervisor G. Blake Frazier,
Saltville District Supervisor Roscoe D. Call and
North Fork District Supervisor Phil Stevenson.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

Saltville District Supervisor Roscoe D. Call stated that he had received a complaint concerning bird droppings in the parking garage.

 11/8/2016 6:19 PM Atkins District Supervisor Charles Atkins made a motion to continue the meeting to November 18, 2016 at 4:00 P.M. Rye Valley District Supervisor Rick K. Blevins seconded the motion.

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,
Vice Chair, Park District Supervisor M. Todd Dishner,
Rye Valley District Supervisor Rick K. Blevins,
Atkins District Supervisor Charles Atkins,
Royal Oak District Supervisor G. Blake Frazier,
Saltville District Supervisor Roscoe D. Call and
North Fork District Supervisor Phil Stevenson.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.


The Smyth County Board of Supervisors held its continued meeting at 4:00 p.m., **Friday, November 18, 2016**. The location of the meeting was in the First-Floor Board Room of the County Office Building, 121 Bagley Circle, Suite 100, Marion, Virginia.

PRESENT: Chairman, Chilhowie District Supervisor Wade H Blevins, Jr.; Vice Chair, Park District Supervisor M. Todd Dishner; Rye Valley District Supervisor Rick K Blevins; North Fork District Supervisor Phil Stevenson; Atkins District Supervisor Charles Atkins; Saltville District Supervisor Roscoe D Call; Royal Oak District Supervisor G. Blake Frazier (7)

STAFF: County Administrator Michael Carter; Assistant County Administrator Scott Simpson; Administrative Assistant Kelly Woods; County Attorney Jeff Campbell (4)

 11/18/2016 4:01 PM Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. called the Board of Supervisors meeting to order.

 11/18/2016 4:01 PM Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. opened citizen's time. With no one wishing to speak Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. closed citizen's time.

 11/18/2016 4:01 PM It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Royal Oak District Supervisor G. Blake Frazier to appropriate \$3,911,000.00 from the General Fund. The following is an explanation of the appropriations approved:

General County:	\$	678,000.00
Social Services (December 1-December 13, 2016)	\$	60,000.00
Schools-Operating Fund		
Instruction	\$	2,664,000.00
Administration, Attendance, Health	\$	70,000.00
Transportation	\$	140,000.00
Facilities	\$	152,000.00
School Food Service	\$	92,000.00
Technology	\$	55,000.00
Total School Operating Fund:	\$	3,173,000.00

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,
Vice Chair, Park District Supervisor M. Todd Dishner,

Saltville District Supervisor Roscoe D. Call,
Rye Valley District Supervisor Rick K. Blevins,
North Fork District Supervisor Phil Stevenson,
Atkins District Supervisor Charles Atkins and
Royal Oak District Supervisor G. Blake Frazier.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

It was moved by Royal Oak District Supervisor G. Blake Frazier, seconded by Saltville District Supervisor Roscoe D. Call to appropriate \$61,396.41 from Commonwealth Attorney Fund 760.


After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,
Vice Chair, Park District Supervisor M. Todd Dishner,
Saltville District Supervisor Roscoe D. Call,
Rye Valley District Supervisor Rick K. Blevins,
North Fork District Supervisor Phil Stevenson,
Atkins District Supervisor Charles Atkins and
Royal Oak District Supervisor G. Blake Frazier.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

 11/18/2016 4:03 PM Charlie Harrington, Director of Emergency Services spoke concerning the local emergency for burn ban that was declared on November 10, 2016 and asked the Board to adopt the following resolution pertaining to the declaration of the local emergency.

AT A SCHEDULED MEETING OF THE BOARD OF SUPERVISORS OF SMYTH COUNTY, VIRGINIA, HELD AT THE SMYTH COUNTY OFFICE BUILDING, 121 BAGLEY CIRCLE ON NOVEMBER 18, 2016.

RESOLUTION 2016- 2 DECLARING A LOCAL EMERGENCY TO EXIST IN SMYTH COUNTY, VIRGINIA ON NOVEMBER 10, 2016.

WHEREAS, the Board of Supervisors of Smyth County, Virginia, does hereby find as follows:

1. That due to the occurrence of fire hazard conditions that create extreme fire danger, Smyth County is facing a condition of extreme peril to the lives, safety and property of the residents of Smyth County;
2. That as a result of this extreme peril, the proclamation of the existence of an emergency is necessary to permit the full powers of government to deal effectively with this condition of peril.

NOW, THEREFORE, BE IT HEREBY PROCLAIMED by the Board of Supervisors of Smyth County, Virginia, that a local emergency now exists throughout Smyth County; and

IT IS FURTHER PROCLAIMED AND ORDERED that during the existence of this emergency the powers, functions, and duties of the Director of Emergency Management and the Emergency Services organization and functions of Smyth County shall be those prescribed by the laws of the Commonwealth of Virginia and the ordinances, resolutions, and approved plans of Smyth County in order to mitigate the effects of said emergency.

Dated: _____

Board of Supervisors, Smyth County, VA

Chairman, Chilhowie District Supervisor Wade Blevins, Jr.

Vice Chair, Park District Supervisor M. Todd Dishner

Rye Valley District Supervisor Rick K. Blevins

North Fork District Supervisor Phil Stevenson

Atkins District Supervisor Charles Atkins

Saltville District Supervisor Roscoe D. Call

Royal Oak District Supervisor G. Blake Frazier

Attest: _____

Clerk, Board of Supervisors

Smyth County

Commonwealth of Virginia

Park District Supervisor M. Todd Dishner made a motion to adopt the resolution as presented. Royal Oak District Supervisor G. Blake Frazier seconded the motion.


After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,
Vice Chair, Park District Supervisor M. Todd Dishner,
Saltville District Supervisor Roscoe D. Call,
Rye Valley District Supervisor Rick K. Blevins,
North Fork District Supervisor Phil Stevenson,
Atkins District Supervisor Charles Atkins and
Royal Oak District Supervisor G. Blake Frazier.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

 11/18/2016 4:08 PM A motion was made by Rye Valley District Supervisor Rick K. Blevins to enter into closed session under the Code of Virginia, Section 2.2-3711- **A.7 Legal**; discussion with legal counsel and staff pertaining to actual or probable litigation. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:


AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,
Vice Chair, Park District Supervisor M. Todd Dishner,
Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,
Atkins District Supervisor Charles Atkins and
North Fork District Supervisor Phil Stevenson.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

 11/18/2016 4:42 PM Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. dismissed himself from the meeting.

 11/18/2016 5:18 PM It was moved by Rye Valley District Supervisor Rick K. Blevins, seconded by Royal Oak District Supervisor G. Blake Frazier, to adopt the following resolution certifying the business conducted in closed session as follows:

**RESOLUTION
CERTIFICATION OF CLOSED SESSION**

WHEREAS, the Smyth County Board of Supervisors has convened in a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by the Smyth County Board of Supervisors that such a meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Smyth County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Smyth County Board of Supervisors.


After consideration, the motion PASSED by the following vote:

AYES: Vice Chair, Park District Supervisor M. Todd Dishner,
Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,
Atkins District Supervisor Charles Atkins and
North Fork District Supervisor Phil Stevenson.

NAYS: None.

ABSTAINERS: None.

ABSENT: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.

 11/18/2016 5:18 PM Saltville District Supervisor Roscoe D. Call made a motion to adjourn the meeting. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

AYES: Vice Chair, Park District Supervisor M. Todd Dishner,
Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,
Atkins District Supervisor Charles Atkins and
North Fork District Supervisor Phil Stevenson.

NAYS: None.

ABSTAINERS: None.

ABSENT: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.

A meeting of the Smyth County Budget Committee was held at the County Office Building on Wednesday, December 7, 2016 at 4:00 P.M.

Committee Members Present:

Chilhowie District Supervisor Wade H. Blevins Jr., Chairman
Rye Valley District Supervisor Rick K. Blevins
Park District Supervisor M. Todd Dishner

Staff Members Present:

Michael Carter, County Administrator
Scott Simpson, Assistant County Administrator
Kelly Woods, Administrative Assistant
Lisa Richardson, Human Resource Manager

The meeting was called to order at 4:10 P.M.

Lisa Richardson, Human Resource Manager presented information concerning the OPEB (Other Post Employment Benefits) Plan for Smyth County. Ms. Richardson stated two (2) quotes were received for the Plan. The first quote is from Stanley, Hunt, DuPree and Rhine in the amount of \$10,430.00 for one year. The second quote is from Milliman for the same services in the amount of \$16,000.00 for one year. This is a 70/30 split with the School Board, making the County contribution \$3,129.00. Rye Valley District Supervisor Rick K. Blevins made a motion to accept the quote from Stanley, Hunt, DuPree and Rhine in the amount of \$10,430.00. Park District Supervisor M. Todd Dishner seconded the motion. All agreed unanimously.

Scott Simpson, Assistant County Administrator presented an agreement for consideration for Engineering Services related to the Back of the Dragon Overlook Project. The agreement is with Anderson and Associates, in the amount of \$99,950.00, and is within the scope of the original VDOT report. Rye Valley District Supervisor Rick K. Blevins made a motion to recommend to the full Board to accept the agreement for engineering services for the Back of the Dragon Overlook Project from Anderson and Associates in the amount of \$99,950. Park District Supervisor M. Todd Dishner seconded the motion and all agreed unanimously.

Mr. Simpson then presented a resolution related to the interim financing required by Rural Development for the Adwolfe Sewer Project (as shown attached #1). The full loan packet is available on file within the County Administrator's office for review. Rye Valley District Supervisor Rick K. Blevins made a motion to recommend to the full Board to adopt the resolution as presented. Park District Supervisor M. Todd Dishner seconded the motion and all agreed unanimously.

Kelly Woods, Administrative Assistant presented the attached spreadsheet (#2) containing several Budget Transfers/Amendments.

Transfers:

Rye Valley District Supervisor Rick K. Blevins made a motion to recommend approving the request to transfer \$4,000.00 from line item 744-010000-1003 (Part Time Wages) to a newly created line item 744-010000-5410 (Uniforms&Apparel). Park District Supervisor M. Todd Dishner seconded the motion. All agreed unanimously.

Park District Supervisor M. Todd Dishner made a motion to deny the request to transfer and reimburse \$14,000.00 from line 744-010000-9007 (Local Aid to the Commonwealth) to a newly created line item 744-010000-5503 (Travel-Subst.& Lodging).

Park District Supervisor M. Todd Dishner made a motion to delay the request of transferring \$9,400.00 from line 001-021070-5406 (Fuel) to line item 001-021070-8888-81 (Meth lab cleanup costs) to allow staff to gather more information. Rye Valley District Supervisor Rick K. Blevins seconded the motion and all agreed unanimously.

Amendments:

Revenue		Expense	Amount
Sheriff	001-019010-0002 Jail Miscellaneous	001-021070-5505 Travel (Extradition)	\$ 7,000
Circuit Clerk-770-010000-0001	Excess Copy Fees	770-010000-0001 Excess Copy Fee Expenditures	\$ 3,000
Sheriff/CWA-761-010000-0001	CWA Fed.Share Fund	761-010000-0001 CWA Federal Shared Funds	\$ 8,570
E911	38-011010-0001 Wireless Income	38-011010-9005 Specific Use	\$ 30,300
Total Amendment			\$ 48,870
Current FY16-17 Adopted Budget			\$ 90,517,116
Amended FY16-17 Budget Amount			\$ 90,565,986

Rye Valley District Supervisor Rick K. Blevins made a motion to recommend approving the amendments to the FY16-17 Budget as presented above. Park District Supervisor M. Todd Dishner seconded the motion. All agreed unanimously.

Discussion continued on the request from the Sheriff's Office to have the parking area at their facility paved. Park District Supervisor M. Todd Dishner made a motion to delay the request at this time. Rye Valley District Supervisor Rick K. Blevins seconded the motion and all agreed unanimously.

All recommendations will be presented to the full Board at their next scheduled meeting on December 13, 2016. With nothing further to discuss, the meeting was adjourned at 5:09 P.M.



RESOLUTION OF THE BOARD OF SUPERVISORS

of

SMYTH COUNTY, VIRGINIA MARION, VIRGINIA

WHEREAS, the above named entity (the “Borrower”), under its organizational documents (the “Organizational Documents”), has full power to borrow money, and to and to perform all obligations associated therewith.

WHEREAS, the Board of Supervisors of the Borrower (the “Board”) has determined that it is in the best interest of the Borrower to borrow from CoBank, ACB (“Lender”) and to enter into the transactions described in this Resolution.

WHEREAS, all prerequisite acts and proceedings preliminary to the adoption of this Resolution have been taken and done in due and proper form, time and manner, with the Board having full power and authority under the Organizational Documents to adopt this Resolution and legally bind the Borrower to the terms hereof.

NOW, THEREFORE, BE IT RESOLVED, that each of the following persons or positions (line out any not to be authorized under this Resolution) **Chairperson, Clerk, County Administrator, Assistant County Administrator** and any others to be authorized under this Resolution (insert titles only) _____ (the “Authorized Signatories”) of the Borrower are hereby jointly and severally authorized and empowered to obtain for and on behalf of the Borrower from time to time, from Lender, a loan or loans or other financial accommodations (including, without limitation, interest rate swaps, hedges, caps, collars or similar arrangements designed to protect against fluctuations in interest rates (the “Hedging Transactions”), letters of credit, note purchase agreements and bankers acceptances) (each, a “Loan”) and for such purposes: (1) to execute and deliver such application or applications (including exhibits, amendments or notes thereto) as may be required for such Loan and all borrowings thereunder; (2) to obligate the Borrower to repay all amounts borrowed and pay such rate or rates of interest as the Authorized Signatories so acting shall deem proper, and in connection therewith to purchase such interest rate risk management products as may be offered from time to time by Lender; (3) to obligate the Borrower to such other terms and conditions as the Authorized Signatories so acting shall deem proper; (4) to execute and deliver to Lender or its nominee all such written loan agreements, and such other documents and instruments as may be required by Lender in regard to or as evidence of any Loan made pursuant to the terms of this Resolution, and such Loan Documents shall include the Borrower’s consent to suit for enforcement of the Loan Documents and all appropriate judicial remedies available at law or equity, even though sovereign immunity may otherwise bar such suit; (5) from time to time to extend, amend, renew or refinance any such Loan and to execute and deliver all agreements, notes, instruments and other documents as may be required in connection therewith; (6) to reborrow from time to time all or any part of the amounts repaid to Lender on any Loan made pursuant hereto (whether for the same or a different purpose); (7) to execute and deliver to Lender such agreements, addenda, documents or instruments as may be required by Lender in the event that the Borrower elects to use Lender’s electronic banking system (the “System”); (8) to execute and deliver to Lender any agreements, addenda, authorization forms and other documents or instruments as may be required by Lender in the event that the Borrower elects to use any services or products related to a Loan that are offered by Lender now or in the future, including

without limitation an automated clearing house (ACH) service; (9) to direct and delegate to designated employees of the Borrower the authority to direct, by written or telephonic instructions or electronically, if the Borrower has agreed to use the System for such purpose, the disposition of the proceeds of any Loan authorized herein, and to direct Lender to deliver any property of the Borrower at any time held by Lender; and (10) to delegate to designated employees of the Borrower the authority to request by telephonic or written means or electronically, if the Borrower has agreed to use the System for such purpose, loan advances and/or other financial accommodations, and in connection therewith, to fix rates and agree to pay fees and to direct the proceeds of advances to authorized accounts. In the absence of any direction or delegation authorized in (9) or (10) above, all existing directions and/or delegations shall remain in full force and effect and shall be applicable to any Loan authorized herein.

RESOLVED FURTHER, that each of the Authorized Signatories is hereby jointly and severally authorized to: (1) establish a Cash Investment Services Account with Lender; (2) make such investments therein as any Authorized Signatory shall deem proper; (3) direct by written or telephonic instructions or electronically, if the Borrower has agreed to use the System for such purposes, the disposition of the proceeds therein; (4) delegate to designated employees of the Borrower the authority set forth in (2) and (3) above; and (5) execute and deliver all documents and agreements necessary to carry out this authority.

RESOLVED FURTHER, that each of the Authorized Signatories is hereby jointly and severally authorized and directed to do or cause to be done, from time to time, all things which may be necessary or proper to carry out the terms and intent of this Resolution.

RESOLVED FURTHER, that every act and action of any person heretofore executing any document or instrument delivered to Lender or its designee or required to create, make, enter into, perform, amend or confirm any obligation of the Borrower to or in favor of Lender, is hereby ratified, approved, adopted and confirmed as if it had been validly and lawfully authorized upon and as of the date of such act or action, notwithstanding any invalidity, defect or insufficiency that may exist or may have existed in the power or authority of such person then executing such document or instrument, and every such person and each of the Authorized Signatories are hereby jointly and delegated all necessary power and authority to effect the foregoing.

RESOLVED FURTHER, that this Resolution shall remain in full force and effect until a certified copy of a duly adopted resolution effecting a revocation or amendment, as the case may be, shall have been received by Lender; provided that no such revocation or amendment shall affect the validity of any action or actions made or taken in reliance on such resolution(s) prior to the effective date of revocation. In addition, all authorities herein granted shall apply with equal force and effect to the successors in office of the Authorized Signatories herein named.

RESOLVED FURTHER, that effective on the date when this Resolution is delivered to Lender, any and all prior resolutions authorizing and empowering Authorized Signatories of the Borrower to take actions as described herein are hereby revoked; provided that no such revocation shall affect the validity of any action or actions made or taken by Lender prior to the effective date of revocation.

RESOLVED FURTHER, that any Authorized Signatory of the Borrower is hereby authorized and directed to certify to Lender a copy of this Resolution, the names and specimen signatures of the Authorized Signatories, and if and when any change is made in the personnel of any Authorized Signatories, the fact of such change and the name and specimen signatures of the new Authorized Signatories. Lender shall be entitled to rely on any such certification until a new certification is actually received by Lender.

SMYTH COUNTY, VIRGINIA (00106026)

Marion, Virginia

CERTIFICATE

The undersigned, an Authorized Signatory of the Borrower, hereby certifies that: (a) the Board of Supervisors of the Borrower, at a meeting duly called, noticed, convened and held on the ____ day of _____, 20____, did adopt the foregoing resolutions in accordance with the Organizational Documents of the Borrower; (b) all approvals and authorizations required to effect the foregoing resolutions have been obtained and remain in full force and effect; and (c) said resolutions are in full force and effect on the date hereof and have not been revoked or amended in any way.

Dated this ____ day of _____, 20____

By: _____

Printed Name: _____

Title: _____

Budget Committee.

Transfers:

Sheriff's Office.

- \$ 4,000 from line 744-010000-1003 Part Time Wages - to – new line item 744-010000-5410 Uniforms & Wearing Apparel
- \$ 14,000 from line 744-010000-9007 Local Aid - to – new line item 744-010000-5503 Travel (Subsistence & Lodging)
- \$ 9,400 from line 001-021070-5406 Fuel - to –line item 001-021070-8888-81 Meth Lab Cleanup Costs

Amendments:

	Revenue	Expense	Amount
Sheriff	001-019010-0002 Jail Miscellaneous	001-021070-5505 Travel (Extradition	
Circuit Clerk	770-010000-0001 Excess Copy Fees	770-010000-0001 Excess Copy Fee Expenditures	\$ 7,000 \$ 3,000
Sheriff/ CWA	761-010000-0001 CWA Federal Shared Funds	761-010000-0001 CWA Federal Shared Funds	\$ 8,570
E911	38-011010-0001 Wireless Income	38-011010-9005 Specific Use	\$ 30,300
		Total Amendment	\$ 48,870
		Adopted Budget	\$ 90,517,116
		New Amended Budget Amount	\$ 90,565,986

A meeting of the Smyth County Personnel Committee was held at the County Office Building on Monday, December 7, 2016 at 6:15 P.M.

Committee Members Present: Chilhowie District Supervisor Wade H. Blevins Jr., Chairman
Park District Supervisor M. Todd Dishner
Royal Oak District Supervisor G. Blake Frazier

Staff Members Present: Michael Carter, County Administrator
Scott Simpson, Assistant County Administrator
Lisa Richardson, Human Resource Manager
Kelly Woods, Administrative Assistant

Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. called the meeting to order at 3:43 P.M.

Michael Carter, County Administrator updated the Committee concerning the vacant Building and Grounds Superintendent position and stated that 9 people were interviewed, with 4 of those being current employees. Discussion continued on this item.

Mr. Carter then updated the Committee concerning the security improvements that have been made to the County Administration Building, stating the majority of the doors had been rekeyed, and improvements to the Board room are now complete. Mr. Carter stated that work is continuing on other aspects of securing the facility.

Michael Carter, County Administrator then discussed employee lunch breaks with the Committee. Departments currently have various lunch breaks ranging from 30 minutes to an hour. Consideration was asked to allow departments to designate either a 30 minute or an hour lunch break for employees, as long as the operating hours for the department stay the same. Discussion continued on this item. Park District Supervisor M. Todd Dishner made a motion to allow all staff the flexibility of taking a thirty-minute lunch or an hour lunch as long as the operating hours of the department do not change. Royal Oak District Supervisor G. Blake Frazier seconded the motion and all agreed unanimously.

All recommendations will be presented to the full Board at their next scheduled meeting on December 13, 2016.

With nothing further to discuss, the meeting was adjourned at 4:06 P.M.