

AGENDA

Tuesday, August 8, 2017
4:00 PM

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

CLOSED SESSION

Code of Virginia, Section 2.2-3711 **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

Request adoption of the July 11th and July 27th, 2017 meeting minutes.

FINANCIAL STATUS

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 CITIZENS TIME

5:30 Dr. Karen Shelton-Smyth County Health Department

5:45 Russell Giles-Moseley Architects

6:00 Stevie Steele-CHA Consulting

NEW BUSINESS

***Tax Exemption and Exoneration Request from Commissioner of Revenue-Jeff Campbell**

***VHCC Proclamation-Michael Carter**

***Planning Commission Recommendation-Michael Carter**

***Stokes Lease Agreement-Jeff Campbell**

***Committee Recommendations:**

- **Building and Grounds Committee-Roscoe Call, Chair**
- **Budget Committee-Wade Blevins, Chair**
- **Courthouse Committee-Blake Frazier, Chair**
- **Water/Sewer Committee-Roscoe Call, Chair**

***Adwolfe Sewer Update-Scott Simpson**

***Green Valley Court Revenue Sharing Project Update-Michael Carter**

Supervisor Comment Time

Meeting Reminders:

**2017 Annual Town & Country BBQ, Thursday, August 24, 2017 @ 6:30 P.M.-
Chilhowie Land Company Airplane Hangar**

VHCC Picnic, August 17, 2017 6-8 P.M.

The Smyth County Board of Supervisors held its regular meeting at 4:00 p.m., **Tuesday, July 11, 2017**. 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; Royal Oak District Supervisor G. Blake Frazier; Saltville District Supervisor Roscoe D Call; North Fork District Supervisor Phil Stevenson; Atkins District Supervisor Charles Atkins (5)

ABSENT: Vice Chairman Park District Supervisor M. Todd Dishner and Rye Valley District Supervisor Rick K Blevins (2)

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

OTHERS: Stephanie Porter Nichols, Smyth County News and Messenger and 1 Citizen.

 7/11/2017 4:22 PM Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. called the meeting to order.

A motion was made by Royal Oak District Supervisor G. Blake Frazier to enter into closed session under Code of Virginia, Section 2.2-3711 – **A.1; Personnel Matters**; Discussion, consideration, or interviews of prospective candidates for employment and contracts; **A.7; Legal**; discussion with legal counsel and staff pertaining to actual or probable litigation. Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,
North Fork District Supervisor Phil Stevenson and
Atkins District Supervisor Charles Atkins.

NAYS: None.

ABSTAINERS: None.

ABSENT: Vice Chairman, Park District Supervisor M. Todd Dishner and
Rye Valley District Supervisor Rick K. Blevins.

 7/11/2017 5:05 PM Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. called the meeting back to order from Closed session.

It was moved by Royal Oak District Supervisor G. Blake Frazier, seconded by North Fork District Supervisor Phil Stevenson 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.,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,
North Fork District Supervisor Phil Stevenson and
Atkins District Supervisor Charles Atkins.

NAYS: None.

ABSTAINERS: None.

ABSENT: Vice Chairman, Park District Supervisor M. Todd Dishner and
Rye Valley District Supervisor Rick K. Blevins.

 7/11/2017 5:06 PM Royal Oak District Supervisor G. Blake Frazier gave the Invocation and Kelly Woods, Administrative Assistant led the Pledge of Allegiance.

 7/11/2017 5:07 PM A motion was made by Royal Oak District Supervisor G. Blake Frazier to adopt the agenda and additional agenda as presented. Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following vote:


AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,

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

NAYS: None.

ABSTAINERS: None.

ABSENT: Vice Chairman, Park District Supervisor M. Todd Dishner and
Rye Valley District Supervisor Rick K. Blevins.

 7/11/2017 5:07 PM It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Royal Oak District Supervisor G. Blake Frazier to adopt the minutes of the June 13th and June 22nd, 2017 meetings.


After consideration, the motion PASSED by the following vote:


AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,
North Fork District Supervisor Phil Stevenson and
Atkins District Supervisor Charles Atkins.

NAYS: None.

ABSTAINERS: None.

ABSENT: Vice Chairman, Park District Supervisor M. Todd Dishner and
Rye Valley District Supervisor Rick K. Blevins.

 7/11/2017 5:07 PM Financial Status- Michael Carter, County Administrator presented the Board with information on the current FY2016-2017 budget and a current month analysis for appropriations.

 7/11/2017 5:17 PM It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Royal Oak District Supervisor G. Blake Frazier to appropriate \$1,575,000.00 from the General Fund. The following is an explanation of the appropriations approved:

General County

Accounts Payable Listing:	\$829,593.73
Payroll:	\$685,633.54
Auto Draft Rural Development:	\$8,974.00
AEP/Century Link Bills:	\$25,000.00
BB&T Solid Waste Truck Payment:	\$10,201.20
County Administration Fund:	\$5,000.00

Total County Appropriation (Plus Carryover): **\$1,575,000.00**

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,

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

NAYS: None.

ABSTAINERS: None.

ABSENT: Vice Chairman, Park District Supervisor M. Todd Dishner and
Rye Valley District Supervisor Rick K. Blevins.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Atkins District Supervisor Charles Atkins to appropriate \$397,000.00 from the General Fund for the Department of Social Services. The following is an explanation of the appropriations approved:

Social Services

(July 12-July 31, 2017)	\$ 337,000.00
(August 1-August 8, 2017)	\$60,000.00
Total Social Services:	\$397,000.00

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,
North Fork District Supervisor Phil Stevenson and
Atkins District Supervisor Charles Atkins.

NAYS: None.

ABSTAINERS: None.

ABSENT: Vice Chairman, Park District Supervisor M. Todd Dishner and
Rye Valley District Supervisor Rick K. Blevins.

It was moved by Royal Oak District Supervisor G. Blake Frazier, seconded by Saltville District Supervisor Roscoe D. Call to appropriate \$1,285,000.00 from the General Fund for the Smyth County School Board Operating Fund. The following is an explanation of the appropriations approved:

Schools-Operating Fund

Instruction	\$575,000.00
Administration, Attendance, & Health	\$85,000.00
Transportation	\$110,000.00
Facilities	\$360,000.00
School Food Service	\$85,000.00
Technology	\$70,000.00
Total School Operating Fund:	\$1,285,000.00

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,
North Fork District Supervisor Phil Stevenson and

Atkins District Supervisor Charles Atkins.

NAYS: None.

ABSTAINERS: None.

ABSENT: Vice Chairman, Park District Supervisor M. Todd Dishner and
Rye Valley District Supervisor Rick K. Blevins.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Atkins District Supervisor Charles Atkins to appropriate \$100,000 from the School Textbook fund for open invoices.

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,
North Fork District Supervisor Phil Stevenson and
Atkins District Supervisor Charles Atkins.

NAYS: None.

ABSTAINERS: None.

ABSENT: Vice Chairman, Park District Supervisor M. Todd Dishner and
Rye Valley District Supervisor Rick K. Blevins.

It was moved by Atkins District Supervisor Charles Atkins, seconded by Saltville District Supervisor Roscoe D. Call to appropriate \$1,050,000.00 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.,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,
North Fork District Supervisor Phil Stevenson and
Atkins District Supervisor Charles Atkins.

NAYS: None.

ABSTAINERS: None.

ABSENT: Vice Chairman, Park District Supervisor M. Todd Dishner and
Rye Valley District Supervisor Rick K. Blevins.

It was moved by Royal Oak District Supervisor G. Blake Frazier, seconded by Saltville District Supervisor Roscoe D. Call to appropriate \$13,701.32 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.,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,
North Fork District Supervisor Phil Stevenson and
Atkins District Supervisor Charles Atkins.

NAYS: None.

ABSTAINERS: None.

ABSENT: Vice Chairman, Park District Supervisor M. Todd Dishner and
Rye Valley District Supervisor Rick K. Blevins.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Royal Oak District Supervisor G. Blake Frazier 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.,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,
North Fork District Supervisor Phil Stevenson and
Atkins District Supervisor Charles Atkins.

NAYS: None.

ABSTAINERS: None.

ABSENT: Vice Chairman, Park District Supervisor M. Todd Dishner and
Rye Valley District Supervisor Rick K. Blevins.

It was moved by Royal Oak District Supervisor G. Blake Frazier, seconded by Saltville District Supervisor Roscoe D. Call to appropriate \$498,031.04 from fund 307 for the Adwolfe Sewer Project.

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,
North Fork District Supervisor Phil Stevenson and
Atkins District Supervisor Charles Atkins.

NAYS: None.

ABSTAINERS: None.

ABSENT: Vice Chairman, Park District Supervisor M. Todd Dishner and
Rye Valley District Supervisor Rick K. Blevins.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Royal Oak District Supervisor G. Blake Frazier to appropriate \$19,776.00 from fund 301 for the Courthouse Project.


After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,
North Fork District Supervisor Phil Stevenson and
Atkins District Supervisor Charles Atkins.


NAYS: None.


ABSTAINERS: None.

ABSENT: Vice Chairman, Park District Supervisor M. Todd Dishner and
Rye Valley District Supervisor Rick K. Blevins.


 7/11/2017 5:20 PM Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. opened Citizens Time.

J. Howard Burton, 725 Mitchell Valley Drive, Marion, VA expressed his appreciation to the Board of Supervisors for allowing him to serve on the Mt. Rogers Community Services Board and the Smyth County Library Board. Mr. Burton stated he would like for the Board to consider placing seven (7) members on the Smyth County Library Board, to allow for enough members to be present to conduct a meeting should someone be absent.

 7/11/2017 5:24 PM With no one else wishing to speak, Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. closed Citizens Time.

 7/11/2017 5:24 PM Michael Carter, County Administrator presented a request from Rocky Wilkinson to suspend the Nuisance Abatement for a property located at 5432 Sugar Grove Highway, Sugar Grove, VA. Mr. Wilkinson informed the Board he has a purchase agreement on the property and would like six (6) months to fix the property.

Several Board members asked if a contract for the abatement of the nuisance had been awarded. Mr. Carter informed the Board that some cleanup had taken place by a contractor, but he would need to gather the details and relay them back to the Board at their next meeting on July 27, 2017.

 7/11/2017 5:41 PM Shannon Williams, 911 Coordinator presented a request for the FY2017 Aid to Localities allocations and stated the full payment had been received from the Department of Fire Programs Aid. Mr. Williams stated staff recommends the following disbursement schedule.

Agency	Disbursement Amount
Atkins Fire Department	\$15,438.67
Adwolfe Fire Department	\$15,438.67
Nebo Fire Department	\$15,438.67
Sugar Grove Fire Department	\$15,438.67
Chilhowie Fire Department	\$5,438.66
Saltville Fire Department	\$5,438.66

These disbursements total \$72,632.00.

Atkins District Supervisor Charles Atkins made a motion to approve and appropriate the allocations 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.,
Saltville District Supervisor Roscoe D. Call,
Royal Oak District Supervisor G. Blake Frazier,
North Fork District Supervisor Phil Stevenson and

Atkins District Supervisor Charles Atkins.

NAYS: None.

ABSTAINERS: None.

ABSENT: Vice Chairman, Park District Supervisor M. Todd Dishner and
Rye Valley District Supervisor Rick K. Blevins.



7/11/2017 5:43 PM Michael Carter, County Administrator presented the following recommendation from the Planning Commission.

Commissioner Robbie Doyle made a motion to recommend approval of Brandi Heath's request for a Map Amendment to the Official Zoning Map of Smyth County, Virginia, from Residential to Agricultural/Rural. Commissioner Graham Davidson Jr. seconded the motion.

After consideration, the motion passed by the following vote:

AYES: Wagoner, Davidson Jr., Sparks, Doyle, Shepherd, and Spence.

NAYS: None.

ABSTAINERS: None.

ABSENT: Pugh.

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

NAYS: None.

ABSTAINERS: None.

ABSENT: Vice Chair, Park District Supervisor M. Todd Dishner and
Rye Valley District Supervisor Rick K. Blevins.



7/11/2017 5:44 PM Royal Oak District Supervisor G. Blake Frazier made a motion to appoint Teresa Wilkerson, 421 Cole Crest Drive, Chilhowie, VA, as the Parent Representative for the Community Policy Management Team for a one (1) year term, ending June 30, 2018. Saltville District Supervisor Roscoe D. Call seconded the motion.


After consideration, the motion PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,
Royal Oak District Supervisor G. Blake Frazier,
Saltville District Supervisor Roscoe D. Call and
North Fork District Supervisor Phil Stevenson.

NAYS: None.

ABSTAINERS: Atkins District Supervisor Charles Atkins.

ABSENT: Vice Chair, Park District Supervisor M. Todd Dishner and
Rye Valley District Supervisor Rick K. Blevins.

 7/11/2017 5:45 PM Michael Carter, County Administrator brought forward a recommendation from the Surplus Committee. It is the Committee's recommendation to declare the property listed below as surplus property and to allow staff to advertise them for bids in the Smyth County News and Messenger.

2 Office Chairs

Along with the following surplus vehicles:

Year	Make	Model	Mileage	VIN
1997	Ford	Taurus	82,388	1FALP52U9VA229435
1998	Ford	Taurus	90,440	1FAFP52U1WA106842
1995	Ford	Van	212,590	1FBJ531H7SHB50071
1997	Dodge	Van	295,219	2B5WB35Z0VK555591
2007	Chevrolet	Trailblazer	120,968	1GNDT13S072182283
2008	Dodge	Charger	114,678	2B3LA43H58H299884
2009	Dodge	Charger	102,004	2B3LA43T89H540813


After consideration, the recommendation PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,
Royal Oak District Supervisor G. Blake Frazier,
Saltville District Supervisor Roscoe D. Call,
North Fork District Supervisor Phil Stevenson and
Atkins District Supervisor Charles Atkins.

NAYS: None.

ABSTAINERS: None.

ABSENT: Vice Chair, Park District Supervisor M. Todd Dishner and
Rye Valley District Supervisor Rick K. Blevins.

 7/11/2017 5:52 PM Project Updates-Scott Simpson, Assistant County Administrator presented an update to the Board of Supervisors concerning two (2) Sewer projects.

Mr. Simpson stated two (2) small projects in Atkins and Browns Subdivision to provide public sewer to seven (7) new customers who have failing septic systems was completed in late June. The cost of the project was \$80,792.00, with Evergreen Soil and Water providing \$10,000.00 for the project and Mt. Rogers Planning District Commission providing \$40,396.00. Smyth County contributed \$30,396 and all funds were reimbursed in FY16-17, therefore the project will not carry over into the new fiscal year.

Mr. Simpson then updated the Board of Supervisors concerning the Adwolfe Sewer Project, which consists of two (2) contracts. One for the pump stations being completed by King General Contractors and one for the gravity sewer collection system being completed by Mendon Pipeline. In the last three (3) months, King General Contractors has installed one wet well, 8,639 feet of force main piping and is approximately 29% complete. Over the next month the second wet well is expected to be installed, along with site work and control items. Mendon Pipeline is actively working on the gravity sewer collection portion of the project and is approximately 37% complete. Contractors have installed 9,140 feet of sewer piping, out of the 24,459 feet expected to be installed and are currently working in the Fairfield and Rolling Hills Subdivisions.



7/11/2017 5:58 PM Supervisor Comment Time

Saltville District Supervisor Roscoe D. Call made a motion to reappoint Amy McVey as the Saltville District Representative to the Economic Development Authority, for a four (4) year term beginning July 1, 2017 and ending June 30, 2021. Atkins District Supervisor Charles Atkins seconded the motion

After consideration, the recommendation PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,
Royal Oak District Supervisor G. Blake Frazier,
Saltville District Supervisor Roscoe D. Call,
North Fork District Supervisor Phil Stevenson and
Atkins District Supervisor Charles Atkins.

NAYS: None.

ABSTAINERS: None.


ABSENT: Vice Chair, Park District Supervisor M. Todd Dishner and
Rye Valley District Supervisor Rick K. Blevins.

Atkins District Supervisor Charles Atkins responded to the comments made previously in the meeting by Mr. Burton and stated he would also like to see seven (7) members appointed to the Smyth County Library Board of Trustees.

North Fork District Supervisor Phil Stevenson also commented on Mr. Burton's comments concerning the Library. Mr. Stevenson stated he would like to make sure the Chilhowie and Saltville branches of the Library were recognized. Mr. Stevenson also stated he was concerned with the delinquent taxes the County currently has.

Royal Oak District Supervisor G. Blake Frazier stated he had received information regarding the Nuisance Complaint on the property located at 1340 Maston Drive, the Board had declared at the last meeting on June 22, 2017. Mr. Frazier stated that Ms. Vernon contacted him and informed him the structure had been moved from the property and cleanup was currently in progress for the remainder of the property.

Mr. Frazier also thanked Mr. Howard Burton for his service to Smyth County.

 7/11/2017 6:03 PM North Fork District Supervisor Phil Stevenson made a motion to continue the meeting to July 27, 2017 at 7:00 P.M. Atkins District Supervisor Charles Atkins seconded the motion.

After consideration, the recommendation PASSED by the following vote:

AYES: Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr.,
Royal Oak District Supervisor G. Blake Frazier,
Saltville District Supervisor Roscoe D. Call,
North Fork District Supervisor Phil Stevenson and
Atkins District Supervisor Charles Atkins.

NAYS: None.

ABSTAINERS: None.

ABSENT: Vice Chair, Park District Supervisor M. Todd Dishner and
Rye Valley District Supervisor Rick K. Blevins.

The Smyth County Board of Supervisors held its continued meeting at 7:00 p.m., **Thursday, July 27, 2017**. 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: Vice Chairman, 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; North Fork District Supervisor Phil Stevenson; Atkins District Supervisor Charles Atkins (6)

Chairman, North Fork District Planning Commissioner Norman Sparks; Chilhowie District Planning Commissioner Graham Davidson Jr.; Rye Valley District Planning Commissioner Paul D. Shepherd; Atkins District Planning Commissioner Hazel Wagoner, Royal Oak District Planning Commissioner Robbie Doyle; Park District Planning Commissioner Joel Pugh (7)

ABSENT: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. (1)

STAFF: County Administrator Michael Carter; Assistant County Administrator Scott Simpson; Building & Zoning Administrator Clegg Williams; Administrative Assistant Kelly Woods; County Attorney Jeff Campbell (5)

Others Present: Linda Burchette, Smyth County News and Messenger, and approximately 3 citizens were present.

 7/27/2017 7:00 PM At 7:00 p.m. Vice Chairman of the Board of Supervisors, M. Todd Dishner and Mr. Norman Sparks, Chairman of the Planning Commission, called the joint public hearing to order. Mr. Michael Carter, County Administrator read the advertisement as placed in the Smyth County News and Messenger.

BEFORE THE SMYTH COUNTY BOARD OF SUPERVISORS AND SMYTH COUNTY PLANNING COMMISSION

The Smyth County Board of Supervisors and the Smyth County Planning Commission will conduct a joint public hearing on Thursday, July 27, 2017, at 7:00 P.M. or as soon after 7:00 P.M. as an application may be heard, in the Smyth County Office Building, 121 Bagley Circle, Marion, Virginia, to consider the following application(s) to the Airport Safety Zoning Ordinance of Smyth County, Virginia:

An application from Brandon Farmer for a variance to §11-56 – Structures, vegetation not to penetrate zone floor. The maximum floor level at the site is 2708'. Mr. Farmer is proposing a structure with a finished elevation of 2722'. His property is addressed as 641 Knight Road, it is located in the Horizontal Zone, and it is further identified as Tax Map Number 38-A-57G.

At this public hearing, subject to the rules of procedure of the Board of Supervisors and Planning Commission of Smyth County, Virginia, any person may appear and state his/her views thereon.

Copies of the application(s) along with their maps/drawings are on file in the Office of the County Administrator of Smyth County. Copies are also maintained by the County Zoning Administrator at the address given above, and may be viewed during regular business hours Monday through Friday.

In compliance with the Americans with Disabilities Act, persons requiring special assistance to attend, and participate in this hearing should contact Clegg Williams, ADA Coordinator, at (276) 706-8315 at least 48 hours prior to the hearing.

Done by order of the Board of Supervisors and the Planning Commission.

Michael L. Carter, County Administrator

Norman K. Sparks, Chairman of the Planning Commission

North Fork District Supervisor Phil Stevenson made a motion to waive the reading of the rules relating to Public Hearings. Royal Oak District Supervisor G. Blake Frazier seconded the motion.

After consideration, the motion PASSED by the following vote:

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

NAYS: None.

ABSTAINERS: None.


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

Clegg Williams, Building and Zoning Administrator gave a brief history on the application and highlighted sections §11-56, §11-110 and §11-136 from the County Code. Section 11-56 prohibits structures from penetrating the zone floor; section 11-110 covers variances; and section 11-136 contains the horizontal surface obligations.


Mr. Williams stated he had not received any comments concerning the application from Mr. Farmer and no one chose to speak.

Several Board members expressed their concern with liability should the light being placed on the structure fail. Concerns related to the County's liability should the light not remain illuminated at the appropriate times.

Board of Supervisors Vice Chairman, Park District Supervisor M. Todd Dishner and Planning District Commission Chairman Norman Sparks closed the joint public hearing.

 7/27/2017 7:23 PM Royal Oak District Supervisor G. Blake Frazier excused himself from the meeting.

 7/27/2017 7:26 PM Vice Chairman, Park District Supervisor M. Todd Dishner called the Board of Supervisors meeting back to order.

 7/27/2017 7:26 PM Atkins District Supervisor Charles Atkins made a motion to waive the rules relating to Public Hearings and allow for consideration of the application from Mr. Brandon Farmer. Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following vote:

AYES: Vice Chairman, Park District Supervisor M. Todd Dishner,
Saltville District Supervisor Roscoe D. Call,
Rye Valley District Supervisor Rick K. Blevins and
Atkins District Supervisor Charles Atkins.

NAYS: North Fork District Supervisor Phil Stevenson.


ABSTAINERS: None.

ABSENT: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. and
Royal Oak District Supervisor G. Blake Frazier.

Atkins District Supervisor Charles Atkins made a motion to approve the application for the variance stated above submitted by Mr. Brandon Farmer, with the condition of a light being installed; along with a backup battery or generator. Saltville District Supervisor Roscoe D. Call seconded the motion.

Several Board members continued to express their concern in regard to liability and asked Mr. Jeff Campbell, County Attorney to provide his opinion before the matter is voted on. Mr. Campbell stated he would attempt to have an opinion for the Board of Supervisors at their next scheduled meeting on August 8, 2017.

Saltville District Supervisor Roscoe D. Call withdrew his second to the motion on the floor, therefore the recommendation will continue to the Board of Supervisors meeting on August 8, 2017.

 7/27/2017 7:31 PM Vice Chairman, Park District Supervisor M. Todd Dishner, opened the Public Hearing for an Annual Musical or Entertainment Festival Permit from the Konnarock-Green Cove Laurel Valley Association. Michael Carter, County Administrator read the following advertisement as published in the Smyth County News & Messenger.

PUBLIC HEARING NOTICE

The Smyth County Board of Supervisors will conduct a public hearing on Thursday, July 27, 2017 at 7:30 p.m., or soon thereafter, in the Smyth County Office Building, 121 Bagley Circle, Marion, Virginia, to consider the following application for an Annual Musical or Entertainment Festival permit under the Code of Smyth County, Virginia:

The Konnarock-Green Cove Laurel Valley Association has submitted a festival application for an event to be held on Sunday, September 17, 2017. This event will be held at the Konnarock-Green Cove Laurel Valley Community Association, 6535 Whitetop Road, Troutdale, Virginia, 24378, and will be held between the hours of 11:00 a.m. and 5:00 p.m.

At this public hearing, subject to the rules of procedure of the Board of Supervisors of Smyth County, Virginia, any person may appear and state his/her views thereon.

A copy of this application along with their maps and plans are on file in the Office of the County Administrator of Smyth County at the address given above, and may be viewed Monday through Friday, 8:00 a.m. to 5:00 p.m.

In compliance with the Americans with Disabilities Act, persons requiring special assistance to attend and participate in the public hearing should contact Clegg Williams, Smyth County ADA Coordinator, at (276) 783-3298 x8315 at least forty-eight (48) hours prior to the public hearing.

Rye Valley District Supervisor Rick K. Blevins made a motion to waive the reading of the rules relating to Public Hearings. North Fork District Supervisor Phil Stevenson seconded the motion.

After consideration, the motion PASSED by the following vote:

AYES: Vice Chairman, 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 and
Atkins District Supervisor Charles Atkins.

NAYS: None.


ABSTAINERS: None.


ABSENT: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. and
Royal Oak District Supervisor G. Blake Frazier.

Anne Pennington spoke concerning the festival application and thanked the Board of Supervisors for their support.

With no one wishing to speak concerning this application, Vice Chairman, Park District Supervisor M. Todd Dishner closed the Public Hearing.

 7/27/2017 7:35 PM Vice Chairman, Park District Supervisor M. Todd Dishner opened Citizen's time.

 7/27/2017 7:35 PM With no one wishing to speak, Vice Chairman Park District Supervisor M. Todd Dishner closed citizens time.

 7/27/2017 7:35 PM Michael Carter, County Administrator informed the Board of Supervisors he had spoken to Teaters Trucking concerning the Nuisance Suspension Consideration for the property located at 5432 Sugar Grove Highway, Sugar Grove, Virginia and stated Mr. Teaters understands the

Boards wishes to suspend the nuisance abatement, which he had been working on. Mr. Carter also informed Mr. Teaters that any current invoice relating to the property would be paid in full to Teaters Trucking.

Rye Valley District Supervisor Rick K. Blevins made a motion to suspend execution on the declaration of the nuisance for the property located at 5432 Sugar Grove Highway, Sugar Grove, Virginia for a period of six (6) months. North Fork District Supervisor Phil Stevenson seconded the motion.


After consideration, the motion PASSED by the following vote:


AYES: Vice Chairman, 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 and
Atkins District Supervisor Charles Atkins.

NAYS: None.

ABSTAINERS: None.


ABSENT: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. and
Royal Oak District Supervisor G. Blake Frazier.

 7/27/2017 7:44 PM Michael Carter, County Administrator informed the Board of Supervisors a new facility was currently being built by Mt. Rogers Community Services Board near the County Administrative Offices. Mr. Carter stated he had met with Lisa Moore, Executive Director for Mt. Rogers and the new building is to be a Recovery Center that will assist in consolidating services offered by the Mt. Rogers Community Services Board.

 7/27/2017 7:49 PM Scott Simpson, Assistant County Administrator presented the VDOT SMART SCALE Project Update. Mr. Simpson explained the program focuses on selecting the right transportation projects for funding and ensuring the best use of limited tax dollars. In SMART SCALE, the 5 factors for scoring are: Safety, Congestion Mitigation, Accessibility, Environmental Quality, and Economic Development. SMART SCALE applications were due on September 30, 2016 and once projects are scored and prioritized, the Commonwealth Transportation Board (CTB) selects the right projects for funding. The successful projects were awarded in May, 2017 with Smyth County being awarded 4 of the 9 projects in the Bristol District, totaling \$ 10,688,000 out of the \$ 21,210,894 of available funding. Smyth County's projects were ranked 3, 4, 5, and 6 in the Bristol District. The projects awarded were: US 11 at Railroad Drive Intersection Improvements (\$2,783,000), US 11 at SR 107 Intersection Improvements (No Radius) (\$2,347,000), US 11 at SR 107 Intersection Improvements (with Radius) (\$3,042,000), and I-81 Exit 35 (State Route 107) Interchange Modifications (\$2,516,000). The US 11 at SR 107 Intersection Improvements projects are 2 versions of the same project and the final scope of work will depend on the preliminary engineering. Smyth County was one of the most successful localities in the Commonwealth in this past year's program.

The next round of SMART SCALE funding opens in March, 2018 and has a firm deadline of August 1, 2018, there will be approximately \$ 19 million of available funding. There is a workshop on August 14-15 to begin project development with the VDOT consultants. Staff will review highway safety data and

overlay economic information and sites to determine projects which have a higher scoring potential due to these weighted factors.

 7/27/2017 7:59 PM A motion was made by Rye Valley District Supervisor Rick K. Blevins to enter into closed session under Code of Virginia, Section 2.2-3711 –**A.1; Personnel Matters**; Discussion, consideration, or interviews of prospective candidates for employment or contracts and **A.7; Legal**; discussion with legal counsel and staff pertaining to actual or probable litigation. North Fork District Supervisor Phil Stevenson seconded the motion.

Saltville District Supervisor Roscoe D. Call thanked Scott Simpson, Assistant County Administrator for all of his work on the Courthouse Project and for the project coming in under budget.


After consideration, the motion **PASSED** by the following vote:

AYES: Vice Chairman, 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 and
Atkins District Supervisor Charles Atkins.

NAYS: None.

ABSTAINERS: None.

ABSENT: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. and
Royal Oak District Supervisor G. Blake Frazier.

 7/27/2017 8:18 PM 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: Vice Chairman, 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 and
Atkins District Supervisor Charles Atkins.

NAYS: None.

ABSTAINERS: None.


ABSENT: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. and
Royal Oak District Supervisor G. Blake Frazier.

 7/27/2017 8:19 PM Jeff Campbell, County Attorney responded to concerns over the lack of performance by one of the contractors on the Adwolfe Sewer Project. Mr. Campbell outlined various procedures involved should the Board of Supervisors decide to take action to bring in an additional contractor to perform the work.

 7/27/2017 8:20 PM Supervisor Comment Time

Rye Valley District Supervisor Rick K. Blevins stated the Smyth County Library will now send minutes of their meetings to the Board of Supervisors for their review, and stated he understood there had been several requests made to add more members to the Board of Trustees. Mr. Blevins stated he did not support that request.

North Fork District Supervisor Phil Stevenson thanked Linda Burchette with the Smyth County News and Messenger for being present at the Board Meeting.

 7/27/2017 8:26 PM North Fork District Supervisor Phil Stevenson made a motion to adjourn the meeting. Rye Valley District Supervisor Rick K. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

AYES: Vice Chairman, 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 and
Atkins District Supervisor Charles Atkins.

NAYS: None.

ABSTAINERS: None.

ABSENT: Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. and
Royal Oak District Supervisor G. Blake Frazier.



Smyth County

JEFFREY T. RICHARDSON
Commissioner of the Revenue

P.O. BOX 985
MARION, VIRGINIA 24354-0985



July 6, 2017

Board of Supervisors
Smyth County
121 Bagley Circle
Marion VA 24354

RE: One-Year Rehabilitated Residential Real Estate Tax Exemption

Pursuant the requirements outlined in Sec. 23-342, Southview Apartments II L.P. has:

- a) Completed application for tax exemption on improvements
- b) Paid the \$250 processing fee
- c) Qualified for exemption as to age and location of structure
- d) Completed the renovations within the 2-year time frame

However, while reviewing material, I determined that I was not informed that the rehabilitation was completed by Southview Apartments II L.P. within 60 days of the issue date of the certificate of occupancy as required by Sec. 23-342. Upon further research, it has been determined that the final certificate of occupancy was issued November 18, 2016.

Calculation of the tax relief is based on the increased value of the real estate before and after renovation.

Value prior to renovation	\$2,404,000
Value after renovation	<u>2,982,100</u>
Amount of Increase	578,100

Tax on Increase (Rate: .74/100) \$4,277.94

I am requesting the Board of Supervisors determine if Southview Apartments II LP can qualify for this exemption as outlined under Sec. 23-342. This would be a one-time reduction in real estate taxes of \$4,277.94 for tax year 2017.

Please advise our office of the Board of Supervisors' response in writing before August 11, 2017 to insure proper processing of real estate bills.

Sincerely,


Jeff Richardson

Enclosure: Rehabilitated Real Estate Tax Exemption Program Application

c. Tom Burkett, Treasurer

Mike Carter, County Administrator ✓



Smyth County
JEFFREY T. RICHARDSON
Commissioner of the Revenue



P.O. BOX 985
MARION, VIRGINIA 24354-0985
July 5, 2017

Board of Supervisors
Smyth County
121 Bagley Circle
Marion VA 24354

RE: Authorization of Exoneration

Pursuant to the requirements of Article VII Sec. 34-206 – Sec. 34-211 of the Code of Smyth County, the Commissioner of the Revenue has determined the following rehabilitated real estate projects are eligible for the tax exemption qualifications:

Tax Year 2017:

Ellis Historical Properties, LLC, Acct. # 9938, building located at 111 East Main St, Marion, VA
Chilhowie Milling/Myrtle Prop., Acct. # 5151, building located at 154 Lee Hwy, Chilhowie, VA
Keith & Lissa Hungate, Acct. # 26697/26735, building located at 210 Broad St, Marion, VA
Mt View Properties, Acct # 6874, building at 1204 N Main St, Marion VA
Richards Comm. Properties, Acct # 149233, building at 129/131 E Main St, Chilhowie VA

These projects reflect an increased investment in real estate projects exceeding \$ 1,392,000 by these investors since 2010.

By offering this program, Board of Supervisors is encouraging owners to invest in their commercial and industrial property, in exchange for a reduction of real estate tax on the increased improvement values for 9 years following the completion of these projects. These businesses have and continue to meet the requirements outlined by the Board of Supervisors, and we ask for authorization to exonerate the appropriate value in order to carry out the tax exemption.

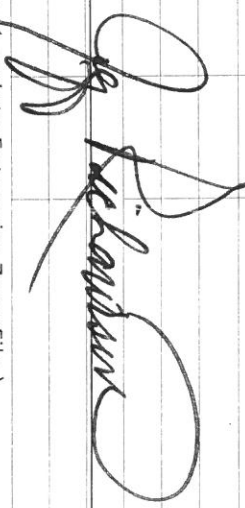
Sincerely,



Jeff Richardson

c. Tom Burkett, Treasurer
Mike Carter, County Administrator ✓

Enterprise Zone Exemption - Exoneration

	as of 6/29/17			2016	(VERIFY %)	(Ra
				Increase	Percentage	
	aka	Acct. #	911 Address	in Value	for Abatement	E:
Began in Tax Year 2007						
LT Development LP	Lincoln Theatre	20109	117 E. Main St, Marion, VA	\$968,100.00	0%	
Began in Tax Year 2008						
Ellis Hospitality Properties LLC	Francis Marion Hotel	17906	107 E. Main St, Marion, VA	1,139,600.00	20%	
JABE Investments	Appalachian Realty	20974	123 W. Main St, Marion, VA	72,800.00	20%	
Began in Tax Year 2010						
Ellis Historical Properties LLC	"Old Baldwin Buildi	9938	111 E. Main St, Marion, VA	330,595.00	60%	
Began in Tax Year 2011						
Chilhowie Milling/Myrtle Pro	Riverfront Restaur	5151	154 Lee Hwy, Chilhowie, VA	388,823.00	80%	
Keith & Lissa Hungate	"old Heilig-Meyers	26735	210 Broad St, Marion, VA	330,800.00	80%	
Began in Tax Year 2012						
Mt. View Properties		6874	1204 N Main, Marion, VA	164,187.00	100%	
Began in Tax Year 2013						
Richards Comm. Properties	"Bonham Gas Hou	149233	129 /131 E Main, Chilhowie, VA	177,600.00	100%	
Total				3,572,505.00		
Authorize discounts for 2017: 						
Date: 7/5/17						

(Please attach copy of Discode Screen to go into Enterprise Zone File.)

PROCLAMATION

WHEREAS, Virginia Highlands Community College was established by the State Board of Community Colleges on Nov. 30, 1967, to serve the people of the City of Bristol Virginia, Washington County and western Smyth County; and

WHEREAS, the College is located on a scenic 100-acre tract that celebrates the natural beauty of our region and provides easy access to all who live within the service region; and

WHEREAS, throughout its proud history, VHCC has remained committed to strengthening the community by providing access to quality, affordable higher education, including both Career and Technical Programs for those seeking immediate entry into the workforce and Transfer Programs that provide a pathway to four-year colleges and universities; and

WHEREAS, since its first Commencement Ceremony in 1970, VHCC has honored 12,784 graduates and enriched the lives of countless others through its comprehensive programs and services; and

WHEREAS, regional employers have reaped the benefits of a well-trained workforce, thanks to the overwhelming majority of VHCC students who remain in the community following graduation; and

WHEREAS, the diverse talents of the College's faculty, staff and administrators - those employed throughout the years and those currently serving students throughout the area - have enhanced the quality of life in our community through their unwavering commitment to student success;

NOW, THEREFORE BE IT RESOLVED, that we, Cathy Lowe, Mayor of the Town of Abingdon; Kevin Mumpower, Mayor of the City of Bristol Virginia; Randy Pennington, Chairman of the Washington County Board of Supervisors; and Wade H. Blevins, Jr., Chairman of the Smyth County Board of Supervisors; commend Virginia Highlands Community College on its 50th Anniversary and recognize its tremendous impact on the economic vitality and quality of life enjoyed in our region.

Dated this 17th day of August, 2017

Cathy Lowe, Mayor
Town of Abingdon

Kevin Mumpower, Mayor
City of Bristol Virginia

Randy Pennington, Chair
Washington County Board of Supervisors

Wade H. Blevins, Jr., Chair
Smyth County Board of Supervisors



Smyth County Planning Commission

121 Bagley Circle, Suite 120, Marion, VA 24354
Phone (276) 706-8316 Fax (276) 783-9314

Hazel L. Wagoner, Atkins District
Graham Davidson Jr, Chillhowie District
Norman Sparks, North Fork District
Joel Pugh, Park District
Robbie Doyle, Royal Oak District
Paul D. Shepherd, Rye Valley District
David Spence, Saltville District
Clegg Williams, Zoning Administrator

To: Michael L. Carter
From: Clegg Williams *CW*
Date: July 28, 2017
Subject: Recommendation from Planning Commission
Brandon Farmer's Variance Request

After the joint public hearing on Thursday, July 27, 2017 the following motion was rendered:

Brandon Farmer's variance request: Commissioner Robbie Doyle made a motion to recommend the Board approve Brandon Farmer's variance request with the condition the obstruction light recommended by the Federal Aviation Administration, the Virginia Department of Aviation, and the Smyth-Wythe Airport Commission be installed and maintained. In addition, he recommended a back-up power source be provided to the obstruction light. Lastly, it was recommended a condition be placed on Mr. Farmer that he abide by the reporting requirements cited by the aforementioned agencies. Commissioner David Spence seconded the motion and the following vote was recorded.

After consideration, the motion PASSED by the following vote:

AYES: Wagoner, Davidson Jr., Sparks, Doyle, Shepherd, Pugh and Spence
NAYS: None.
ABSTAINERS: None.
ABSENT: None

This **Lease Amendment and Lease Extension**, effective on the 31st day of August, 2017, between Smyth County, Virginia, a political subdivision of the Commonwealth of Virginia, hereinafter called **Smyth**, and Eddie Stokes, hereinafter called **Stokes**.

WITNESSETH

WHEREAS, the said Stokes holds a lease from Smyth by virtue of a written agreement dated the 8th day of August, 1995, and of record in the Clerk's Office of the Circuit Court of Smyth County in Deed Book 475, Page 638; and,

WHEREAS, this lease was extended by the parties by a subsequent writing between Smyth and Stokes dated August 31, 2000 for a period ending August 31, 2006; and,

WHEREAS, this lease was again extended by the parties by another subsequent writing between Smyth and Stokes dated August 31, 2006 for a period ending August 31, 2012; and,

WHEREAS, this lease was again extended by the parties by another subsequent writing between Smyth and Stokes dated August 31, 2012 for a period ending August 31, 2017; and

WHEREAS, Smyth holds a lease from Stokes for a small tract of land, with a right of way access thereto, for a monitoring well for the old Smyth County Landfill which is located off of Route 107, and adjacent to the lands of Stokes; and,

WHEREAS, at a regular meeting of the Board of Supervisors of Smyth held on October 9, 2012, Smyth determined that the land of Stokes covered by the Lease dated December 27, 1995 and the extensions of August 31, 2000 and August 31, 2006 is a sole source resource for Smyth for the required monitoring well required by DEQ for the old landfill; and,

WHEREAS, in consideration of the renewal by Stokes of the lease to Smyth for this monitoring well on the land of Stokes for a period of five (5) years to conform the dates of the Stokes lease and the Smyth lease to the same timetable, with an option in Smyth to renew the same for an additional five (5) years for a total of ten (10) additional years; and,

WHEREAS, if after the five (5) year extension, Smyth renews this lease for another five (5) years, Smyth agrees to continue the lease of Stokes to a portion of the old landfill property land and to negotiate with Stokes for an additional term of five (5) years on successive one (1) year terms; and,

WHEREAS, Smyth had reserved a part of the property located in the old landfill in the extension of August 31, 2006, and the reason for this exclusion from the extended lease has ended, and the parties now desire for the Stokes to be permitted to lease the same land covered in the original lease of August 8, 1995 from Smyth to Stokes, based upon the undertakings herein.

NOW, THEREFORE, in consideration of the covenants herein, and in consideration of the right of Stokes to extend the original lease dated August 8, 1995, and the three extensions dated August 31, 2000, August 31, 2006, and August 31, 2012 as modified herein for the additional land, and the extension of the lease of Smyth of the property of Stokes dated August 31, 2017, the parties do hereby agree as follows:

1. Stokes shall be permitted to use the pasture, and to remove hay from a portion of the land of Smyth that is part of the old Smyth County landfill. Stokes shall have the right to use the area north of the road leading to the scales from Route 107, the area west of Route 107 and north of the entrance road to the landfill, the land east of the area of landfill closure, and near and north of the Plum Creek Road for a period of five (5) years terminating August 31, 2022, and subject to the possible extension described hereunder. Smyth reseeded a part of the leased area, and repaired the ground in this part of the area during the extension of August 31, 2000, and later surrendered the entire area to the Stokes for his use, and all of the original leased area is included in the present extension.

2. Stokes shall be responsible for all the fences needed to separate his use of the land from the old landfill and areas of buried trash. Stokes will provide all labor, including any necessary machinery and equipment, to maintain these fences, which will be sufficient to turn cattle or other livestock from the areas of buried trash and closure in the old landfill.

3. The extended term of this extension shall be for five (5) additional years for Stokes. Within ninety (90) days of the end of lease, Stokes shall give Smyth written notice of his intention to renew this lease for an additional five years until the final year in 2022.

4. Smyth shall have continuing access to the monitoring well on Stokes for an additional period of five (5) original years from August 31, 2017 to August 31, 2022 to match the term of the Stokes lease. Smyth shall have the option to extend this lease term by an additional five (5) years beginning on July 1, 2022. Smyth shall give Stokes written notice of its intention to renew this lease for an additional five (5) years at least ninety (90) days prior to the end of the present five (5) year extension. As a part of the lease, Smyth shall be permitted to use the roadway across Stokes off of Plum Creek Road for access to this leased property. If circumstances change, Smyth may cancel this lease on written notice to Stokes, and will cancel the lease of the monitoring well is no longer needed or required to be maintained on the land of Stokes.

5. Smyth reserves the use of all monitoring wells in the area leased by Stokes, and all rights of ingress and egress to these other monitoring wells or across any part of the land leased to Stokes, including the right to move any existing monitoring well to another location on the leased premises. Smyth further reserves the right, on sixty (60) days written notice to cancel the lease to Stokes if the land under the lease, or any part thereof, is required for any purpose of Smyth.

6. In the event Smyth is required to use a part of the premises leased to Stokes, Stokes will move the fences to accommodate this use by Smyth. Stokes shall keep the land cleared and use his best efforts to remove and eradicate briars, thorn or other noxious

plants, including mowing, bush hogging, spraying, and grazing of livestock on the leased premises. Except as modified herein, the original leases and former extensions described above shall continue in full force and effect.

WITNESS the following signatures and seals:

Smyth County, Virginia

Eddie Stokes

By: Wade H. Blevins, Jr. Chairman

COMMONWEALTH OF VIRGINIA, AT LARGE:

The foregoing instrument was acknowledged before me in Smyth County, Virginia,
this ____ day of August, 2017 by Eddie Stokes.

NOTARY PUBLIC

Commission Expires _____

COMMONWEALTH OF VIRGINIA, AT LARGE:

The foregoing instrument was acknowledged before me in Smyth County, Virginia,
this ____ day of August, 2017 by Wade H. Blevins, Jr., Chairman.

NOTARY PUBLIC

Commission Expires _____

A meeting of the Smyth County Board of Supervisors Building and Grounds Committee was held at the County Office Building on Thursday, July 27, 2017 at 5:30 p.m.

Committee Members Present:

Saltville District Supervisor Roscoe D. Call, Chairman
Rye Valley District Supervisor Rick K. Blevins
North Fork District Supervisor Phil Stevenson

Staff Members Present:

Michael Carter, County Administrator
Scott Simpson, Assistant County Administrator
Kelly Woods, Administrative Assistant
Tina Combs, Building and Grounds Superintendent

Saltville District Supervisor Roscoe D. Call, Chairman called the meeting to order at 5:38 p.m.

Tina Combs, Building and Grounds Superintendent presented proposals for Fire Alarm System Testing and Maintenance on four (4) County Buildings, the County Administration Building, Smyth County Health Department, Smyth County Courthouse and the Smyth County Sheriff's Office. The proposals also included Fire Sprinkler Maintenance and Testing for the Courthouse and Sheriff Department. Quotes were solicited for Fire and Sprinkler Protection and Monitoring from three (3) companies, Simplex Grinnell, VSC, and Premier Fire Protection. After discussion, staff recommends accepting the proposal from VSC.

Rye Valley District Supervisor Rick K. Blevins made a motion to recommend accepting the proposal from VSC, and to provide the appropriate notice to the current provider which is Simplex Grinnell. North Fork District Supervisor Phil Stevenson seconded the motion and all agreed unanimously. Due to each building being on a different contract renewal basis, the transition will occur as the corresponding dates end. All new agreements with VSC will be for a time period through the fiscal year, renewing annually.

Scott Simpson, Assistant County Administrator presented proposals for elevator testing and maintenance from three (3) service providers. After review of the proposals, North Fork District Supervisor Phil Stevenson made a motion to recommend accepting the proposal from Vertical Solutions Inc., out of Johnson City, Tennessee in the amount of \$500.00 per month. Rye Valley District Supervisor Rick K. Blevins seconded the motion and all agreed unanimously.

Having no other business to discuss, Chairman, Saltville District Supervisor Roscoe D. Call adjourned the meeting at 6:00 pm.

A meeting of the Smyth County Budget Committee was held at the County Office Building on Wednesday, August 2, 2017 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

Others Present:

David Helms
Donna Blevins
Ron Orr
Jim Kelly

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

Michael Carter, County Administrator presented a request from the Tourism Association to set the annual salary for the Director of the Association at \$40,000.00 for fiscal year 2017-2018. The salary for the Tourism Director is currently budgeted within the County's budget at an annual amount of \$33,000. Mr. Carter then explained the process in which the County serves as the fiscal agent for the Tourism Association and also handles the payroll process for the employee. The Committee informed the Tourism Association there would be no decrease in the contribution for FY17-18 from the County, allowing for the Association to re-work their budget to accommodate the salary increase. The Committee took no action on amending the budget to allow for the salary increase at this time.

Michael Carter, County Administrator presented a request from the Clerk of Circuit Court's Office to restore funding for part-time wages in the FY2017-2018 budget. Rye Valley District Supervisor Rick K. Blevins made a motion to deny the request submitted by the Clerk's Office. Park District Supervisor M. Todd Dishner seconded the motion and all agreed unanimously.

Mr. Carter then informed the Committee that notification had been received from the State Board of Elections on July 24th, 2017 regarding a 2% salary increase, effective August 1st, 2017, for the Voter Registrar position, along with the Chairman, Vice Chairman, and Secretary for their positions on the Electoral Board. After discussion, Park District Supervisor M. Todd Dishner made a motion to approve the 2% increase to the base salary, which excludes the mandated VRS contribution that went into effect in 2012, for the Voter Registrar position, and the \$42.00 increase for the Chairman and Vice Chairman, and \$84.00 for the Secretary of the Board of Elections. Rye Valley District Supervisor Rick K. Blevins seconded the motion and all agreed unanimously.

Michael Carter, County Administrator then presented a Vehicle Lease Agreement for the use of a 2009 Chevrolet Suburban by the Emergency Management Department. The lease will be for a period of one year, at a cost of \$150.00 per month. The budget for Emergency Management contains the appropriate funds to cover the annual lease arrangement to the Marion Housing Authority for use of the vehicle when Emergency Services are required. Park District Supervisor M. Todd Dishner made a motion to recommend approving the lease arrangement as presented. Rye Valley District Supervisor Rick K. Blevins seconded the motion and all agreed unanimously.

Mr. Carter then presented a request from the Smyth County School Board for the use of carry over funds in the amount of \$170,655.35. Discussion continued on this item with the Committee deciding to address the request later in the 2nd quarter of FY2017-2018.

All recommendations will be presented to the full Board at their next scheduled meeting on August 8, 2017. With nothing further to discuss, the meeting was adjourned at 5:26 P.M.

A meeting of the Smyth County Courthouse Committee was held at the County Office Building on Thursday, July 27, 2017 at 6:00 p.m.

Committee Members Present:

Royal Oak District Supervisor G. Blake Frazier, Chairman
Saltville District Supervisor Roscoe D. Call
North Fork District Supervisor Phil Stevenson

Staff Members Present:

Michael Carter, County Administrator
Scott Simpson, Assistant County Administrator
Kelly Woods, Administrative Assistant

Royal Oak District Supervisor G. Blake Frazier, Chairman called the meeting to order at 6:06 p.m.

Scott Simpson, Assistant County Administrator presented change order #5 for several revisions relating to the Courthouse Project, in the amount of \$117,901.88 for Bur-Wil Construction. After discussion, Saltville District Supervisor Roscoe D. Call made a motion to approve and recommend Change Order #5 (attachment #1). North Fork District Supervisor Phil Stevenson seconded the motion and all agreed unanimously.

Next the Committee discussed the final acceptance of the project and final payment due to the Contractor in the amount of \$167,901.88(attachment #2). Saltville District Supervisor Roscoe D. Call made a motion to recommend final acceptance of the project, and the approval and appropriation of the final payment in the amount of \$167,901.88. North Fork District Supervisor Phil Stevenson seconded the motion and all agreed unanimously.

Mr. Simpson informed the Committee there were several historical items remaining from the original Courthouse that needed to be disposed of. The items consist of tin ceiling pieces, pieces of the original marble steps, railings from the steps and original seats from the Courtroom. After discussion, Saltville District Supervisor Roscoe D. Call made a motion to donate one piece of each item to the Smyth County Historical Society, and to properly dispose of the remainder. North Fork District Supervisor Phil Stevenson seconded the motion and all agreed unanimously.

Having no other business to discuss, Chairman, Royal Oak District Supervisor G. Blake Frazier adjourned the meeting at 6:38 pm.

#1

MOSELEY ARCHITECTS

Change Order

Smyth County Courthouse Expansion

Change Order Number: 05

Project # 430401

To Contractor:

Burwil Construction Company, Inc.
620 Locust Street
Bristol, TN 37621

Change Order Date: 06/23/2017

Contract Date: 03/11/2014

The Contract is hereby revised by the following items:

PCO	Description	Days	Amount
025	Additional blinds (2 each) in Rooms G013, 1027 and 2035 and also on the individual service counter glass in Rooms 1024, 2008, 2029 and 2097 for a total of ten (10).	0	\$2,206.64
055R1	Casework Covey	0	\$1,269.29
059	Additional Cast Letters from the Sign Allowance	0	\$0.00
066	Extra Asbestos Abatement	0	\$13,673.87
067	Emergency Power - Slider Doors (Bi-fold), Judges Gate, Clerks Office	0	\$900.35
068	Remove Asbestos at Dome Glass Panels	0	\$1,992.34
070	Replace Doors & Frames 1070B & 2086 and add Deadbolt to Toilet <i>code</i>	0	\$2,982.08
✓071	Circuit Courtroom & Office Revisions	0	\$17,173.99
072	Replace Lower Sash of Existing Glass	0	\$1,418.15
073	Wainscot Panels	0	\$2,708.05
074	Deed Room Modifications	0	(\$4,251.00)
075	Door Additions and Modifications	0	\$1,960.50
076	Door Remote Control at 2099	0	\$1,160.31
077	Code Compliance at Stair 1085	0	\$2,760.06
079	Additional Cable in Courtroom 2074	0	\$763.47
080	Change Jury Seating Mechanism	0	\$269.09
082	Circuit Court Clerk Data Cables	0	\$2,700.59
083	Tin Ceiling Light Fixtures	0	\$7,887.18
085	Wall Hydrant	0	\$2,304.87
086	Additional Cast Letters	0	\$0.00
✓087R1	Circuit Courtroom Modification	0	\$10,089.24
089	Additional Exterior Signs & Post	0	\$1,530.73
090	Relocate Sewer Line Corridor G052A (In Reference to RFI 118)	0	\$1,529.00
091	Revisions to Data	0	\$3,659.16
092	Replace Lower Sashes in 1082 With Clear Insulated Units (four)	0	\$898.78
093	Replace Deed Room Plastic Laminate Tops	0	\$3,915.18
094	Picture Shelf in Deed Room	0	\$4,588.52
✓095R1	Circuit Court Judge's Bench	0	\$8,175.23
096	Change Doors 1080 A&B to Dutch Door	0	\$673.89
097	Add Drywall to Walls in 1083	0	\$1,223.67
098	Install Plaques	0	\$1,439.56
100	Paint Existing Concrete Floor	0	\$593.99
101	Automatic Flush Valves in Restrooms <i>code</i>	0	\$1,150.07

MOSELEYARCHITECTS

Change Order

Smyth County Courthouse Expansion

Change Order Number: 05

Project # 430401

102	Steel Pipe Rails in Courtrooms <i>Code</i>	0	\$3,383.85
103R1	Circuit Court Room Litigate Tables	0	\$10,812.98
104	Exit Light at Door G009B <i>Code</i>	0	\$645.81
105	HVAC Revision to Basement Ductwork, G060 <i>Code</i>	0	\$2,472.24
106	Trim at Circuit Court Clerk Desk	0	\$1,240.15
107	Contract Completion Date - Updated to February 20, 2017	19	\$0.00

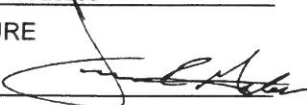
Total for this Change Order: 19 Days \$117,901.88

The original Contract Sum was..... \$13,796,000.00
Sum of changes by prior Change Orders..... \$292,820.24
The Contract Sum prior to this Change Order was..... \$14,088,820.24
The Contract Sum will be changed by this Change Order in the amount of..... \$117,901.88
The new Contract Sum including this Change Order will be..... \$14,206,722.12
The Contract duration will be changed by..... 19 Days
The revised Substantial Completion date as of this Change Order is..... 2/20/2017

ARCHITECT

Moseley Architects
3200 Norfolk St
Richmond, VA 23230

SIGNATURE

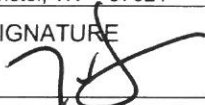


DATE 6/26/2017

CONTRACTOR

Burwil Construction Company, Inc.
620 Locust Street
Bristol, TN 37621

SIGNATURE



DATE 7/3/2017

OWNER

Smyth County
121 Bagley Circle, Suite 100
Marion, VA 24354

SIGNATURE

DATE

#2



AIA®

Document G702™ - 1992

Application and Certificate for Payment

TO OWNER:

County of Smyth, Virginia
121 Bagley Circle, Suite 100
Marion, VA 24354

PROJECT:

Smyth Co. Courthouse Expansion

Invoice No. 9465

APPLICATION NO: 37

PERIOD TO: 6/30/2017

CONTRACT FOR:

CONTRACT DATE: 03/11/2014

PROJECT NOS: 469-120-00 / 430401 /

Distribution to:

OWNER ☐ARCHITECT ☐CONTRACTOR ☐FIELD ☐OTHER ☐

FROM CONTRACTOR:

BurWil Construction Company, Inc.
P. O. Box 637
Bristol, TN 37621

VIA ARCHITECT: Moseley Architects

3200 Norfolk Street
Richmond, VA 23230

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract.

AIA Document G703™, Continuation Sheet, is attached.

1. ORIGINAL CONTRACT SUM

\$ 13,796,000.00

2. NET CHANGE BY CHANGE ORDERS

\$ 410,722.12

3. CONTRACT SUM TO DATE (Line 1 + 2)

\$ 14,206,722.12

4. TOTAL COMPLETED & STORED TO DATE (Column G on G703)

\$ 14,206,722.12

5. RETAINAGE:

a. 0.33% of Completed Work

\$ 50,000.00

b. % of Stored Material

\$ 50,000.00

(Column F on G703)

\$ 50,000.00

Total Retainage (Lines 5a + 5b, or Total in Column I of G703) \$ 50,000.00

6. TOTAL EARNED LESS RETAINAGE

\$ 14,156,722.12

(Line 4 minus Line 5 Total)

7. LESS PREVIOUS CERTIFICATES FOR PAYMENT

\$ 14,038,820.24

(Line 6 from prior Certificate)

8. CURRENT PAYMENT DUE

\$ 117,901.88

9. BALANCE TO FINISH, INCLUDING RETAINAGE

\$ 50,000.00

(Line 3 minus Line 6)

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	\$ 425,786.81	\$ -132,966.57
Total approved this month	\$ 122,152.90	\$ -4,251.02
TOTAL	\$ 547,939.71	\$ -137,217.59
NET CHANGES by Change Order	\$ 410,722.12	

CAUTION: You should sign an original AIA Contract Document, on which this text appears in RED. An original assures that changes will not be obscured.

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The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown hereon is now due.

CONTRACTOR: BurWil Construction Company, Inc.

By: *[Signature]*

State of: Tennessee

Date: June 28, 2017

County of: Sullivan

Subscribed and sworn to before me this Twenty-eighth

day of June, 2017

Notary Public: *[Signature]*

My commission expires: October 23, 2018

ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED

\$ 117,901.88

(Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform with the amount certified.)

ARCHITECT: Moseley Architects

By: *[Signature]*

Date:

7/27/17

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.





AIA®

Document G702™ - 1992

Application and Certificate for Payment

TO OWNER:

County of Smyth, Virginia
121 Bagley Circle, Suite 100
Marion, VA 24354

PROJECT: Smyth Co. Courthouse Expansion

Invoice No. 9473

APPLICATION NO: 38

PERIOD TO: 6/30/2017

CONTRACT FOR:

FROM CONTRACTOR:

VIA ARCHITECT: Moseley Architects
Bur Wil Construction Company, Inc.
P. O. Box 637
Bristol, TN 37621

3200 Norfolk Street
Richmond, VA 23230

CONTRACT DATE: 03/11/2014

PROJECT NOS: 469-120-00 / 430401

Distribution to:

OWNER ☐

ARCHITECT ☐

CONTRACTOR ☐

FIELD ☐

OTHER ☐

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for payment, as shown below, in connection with the Contract.
AIA Document G703™, Continuation Sheet, is attached.

1. ORIGINAL CONTRACT SUM \$ 13,796,000.00

2. NET CHANGE BY CHANGE ORDERS \$ 410,722.12

3. CONTRACT SUM TO DATE (Line 1 + 2) \$ 14,206,722.12

4. TOTAL COMPLETED & STORED TO DATE (Column G on G703) \$ 14,206,722.12

5. RETAINAGE:

a. % of Completed Work

(Columns D + E on G703)

b. % of Stored Material

(Column F on G703)

Total Retainage (Lines 5a + 5b, or Total in Column I of G703) \$ 0.00

6. TOTAL EARNED LESS RETAINAGE \$ 14,206,722.12

(Line 4 minus Line 5 Total)

7. LESS PREVIOUS CERTIFICATES FOR PAYMENT \$ 14,156,722.12

(Line 6 from prior Certificate)

8. CURRENT PAYMENT DUE \$ 50,000.00

9. BALANCE TO FINISH, INCLUDING RETAINAGE

(Line 3 minus Line 6)

0.00

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	\$ 425,786.81	\$ -132,966.57
Total approved this month	\$ 122,152.90	\$ -4,251.02
TOTAL	\$ 547,939.71	\$ -137,217.59
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The undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the Work covered by this Application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the Owner, and that current payment shown herein is now due.

CONTRACTOR: Bur Wil Construction Company, Inc.

By: *[Signature]*

State of: Tennessee

Date: July 7, 2017

County of: Sullivan

Subscribed and sworn to before

me this Seventh day of July, 2017

Notary Public:

My commission expires: October 23, 2018

ARCHITECT'S CERTIFICATE FOR PAYMENT

In accordance with the Contract Documents, based on on-site observations and the data comprising this application, the Architect certifies to the Owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the Work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

AMOUNT CERTIFIED \$ 50,000

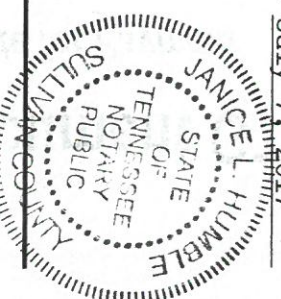
(Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform with the amount certified.)

ARCHITECT: Moseley Architects

By: *[Signature]*

Date: 7/21/17

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.



A meeting of the Smyth County Water and Sewer Committee was held at the County Office Building on Tuesday, July 25, 2017 at 5:00 p.m.

Committee Members Present:

Saltville District Supervisor Roscoe D. Call, Chair
Rye Valley District Supervisor Rick K. Blevins
North Fork District Supervisor Phil Stevenson

Staff Members Present:

Michael Carter, County Administrator
Scott Simpson, Assistant County Administrator
Jeff Campbell, County Attorney
Kelly Woods, Administrative Assistant
Wally Blevins, Water/Sewer Foreman
Bill Hudceck, Adwolfe Sewer Inspector

Others Present:

Nykki Wyatt
Alvin Jones

The meeting was called to order at 5:00 p.m. by Chairman Roscoe D. Call.

Nykki Wyatt spoke concerning the accuracy of the water meter located on her property at 522 Valley Road, Saltville Virginia. Her concern is that it read high one time in early 2016 and she has not received a satisfactory resolution. Ms. Wyatt stated her bill is usually under the minimum and that in November it read 9,000 gallons and the next month it was back down to below the minimum. Ms. Wyatt has researched meter companies and has concluded there is an error factor that is possible. After discussion, North Fork District Supervisor Phil Stevenson made a motion to recommend denying any refund or adjustment since the reading is well above any error range indicated by the manufacturer. Rye Valley District Supervisor Rick K. Blevins seconded the motion and all agreed unanimously.

Ms. Wyatt also brought to the attention of the committee that her water heater and area it is installed were damaged by air being trapped in and traveling through the water main and entering her house piping. Ms. Wyatt stated owns property on the end of the line at 124 Woodbury and unfortunately receives most of the air that could be in the main. Although understanding the Committee stated the County cannot be responsible for air, as efforts are made to bleed it off when the County is notified of the situation. In this case, the Town of Saltville repaired one of their lines and the air from that repair likely was not bled off adequately by them and it entered the County's portion of the system.

Alvin Jones, 310 Dry Run, Marion, Virginia spoke concerning a water theft issue he had with a rental property located at 142 Beulah Lane, Marion, Virginia. Mr. Jones received a letter from Smyth County informing him of the charges related to correcting the problem, he does not feel as if he is responsible for the charges and would like for the County to waive them. Discussion continued on this item. After discussion, North Fork District Supervisor Phil Stevenson made a motion to deny the request. Rye Valley District Supervisor Rick K. Blevins seconded the motion and all agreed unanimously.

The committee addressed the concept of allowing Fire Departments to draw water from fire hydrants and using it for activities which are not fire suppression related. Rye Valley District Supervisor Rick K. Blevins made a motion to allow staff to write a letter to all of the fire departments notifying each of them to stop drawing non-fire suppression related water from the hydrants except in specific instances and if the practice continued it could affect their funding from the County. North Fork District Supervisor Phil Stevenson seconded the motion and all agreed unanimously.

Scott Simpson, Assistant County Administrator brought 3 water main extension requests to the committee for consideration, Grubmore Road, Little Walker Way, and Daywood Lane, which total 18 to 20 homes who have all requested public water service. Mr. Simpson asked for approval to sample the 20 individual wells for water quality, stating the tests are less than \$20 each and there is a grant which he believes will pay for the testing. The test results, if positive for Total Coliform, will allow for eligibility in a grant program to extend public water to residences with failing wells. The grants are for up to \$12,500 per well and other funding would likely be needed; however, without the tests there is no funding from the VDH program. North Fork District Supervisor Phil Stevenson made a motion to recommend allowing the testing to determine grant eligibility. Rye Valley District Supervisor Rick K. Blevins seconded the motion and all agreed unanimously.

Mr. Simpson the presented an update on the Adwolfe Sewer project. The Gravity Sewer portion (Contract 2) is progressing well, about 35% complete, and is ahead of schedule. There are no anticipated change orders at this time on that contract. Mr. Simpson presented a few lines which are additive alternates to the project. There is currently about \$250,000 of funding allocated as contingency. The committee at this time is still unsure of the amount of any change orders for the project and is not ready to commit these available funds at this stage of the project with one exception; the Grubmore Road line adjustment which takes the sewer main out of the road and places it in the adjacent field now that the easement is secured. North Fork District Supervisor Phil Stevenson made a motion to accept the Grubmore road line adjustment which is an approximate credit of \$ 30,000. Rye Valley District Supervisor Rick K. Blevins seconded the motion and all agreed unanimously.

The Pump Station portion of the project (Contract 1) is progressing slowly and there are a few items which will likely be change orders and additional cost to the project. The existing pump station top slab replacement, provision of new guiderails for the pumps, and the correction of a design error for the depth of the new Exit 39 wet well. There was much discussion related to the ability to determine the time and material costs for the excavation and the efficiency with which the contractor is performing. Additional discussion centered around the dewatering process and the discharge of the pumps onto private property. Staff was directed to check with the property owners and contractor to assess the potential concerns of the situation.

With nothing further to discuss, the meeting was adjourned at 6:32 P.M.