

# AGENDA

Tuesday, June 13, 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.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 (Pgs.3-30)**

Request adoption of the May 9<sup>th</sup> and May 25<sup>th</sup>, 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 Teleperformance-Amy Edwards**

**6:00 Public Hearing-Smyth County FY2017-2018 Budget (Pgs.31-35)**

**6:30 Nuisance Complaint-Matson Drive-Clegg Williams (Pg.36)**

## **NEW BUSINESS**

**\*Enterprise Zone-TRW-Lori Deel (Pg.37)**

### **\*Committee Recommendations**

- **Budget Committee, Wade Blevins-Chair**
  - **Sheriff Department Budget Transfer (Pg.38)**
  - **School Board Budget Transfer (As discussed on May 15, 2017) (Pg.39)**

- **\*Personnel Committee Recommendation-Wade Blevins (pgs.40-42)**

**\*Rich Valley Fair Update-Michael Carter**

**\*Adwolfe Sewer Update-Scott Simpson**

**\*Update on 6 Year Plan-Michael Carter**

**\*Continue Meeting to June 22, 2017 at 7:00 P.M.**

**Supervisor Comment Time**

**Meeting Reminders:**

The Smyth County Board of Supervisors held its regular meeting at 4:00 p.m., **Tuesday, May 9, 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.; Vice Chairman Park District Supervisor M. Todd Dishner; Royal Oak District Supervisor G. Blake Frazier; Saltville District Supervisor Roscoe D Call; Rye Valley District Supervisor Rick K Blevins; North Fork District Supervisor Phil Stevenson; Atkins District Supervisor Charles Atkins (7)

**ABSENT:** None (0)

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

**OTHERS:** Stephanie Porter-Nichols, Smyth County News and Messenger.

 5/9/2017 4:00 PM 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 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.,  
Vice Chairman, Park District Supervisor M. Todd Dishner,  
Rye Valley District Supervisor Rick K. Blevins,  
Saltville District Supervisor Roscoe D. Call,  
Atkins District Supervisor Charles Atkins and  
North Fork District Supervisor Phil Stevenson.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** Royal Oak District Supervisor G. Blake Frazier.

 5/9/2017 4:04 PM Royal Oak District Supervisor G. Blake Frazier entered the meeting.

 5/9/2017 5:02 PM Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. called the meeting back to order from Closed session.

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

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

 5/9/2017 5:03 PM Royal Oak District Supervisor G. Blake Frazier gave the invocation and Kelly Woods, Administrative Assistant led the Pledge of Allegiance.

 5/9/2017 5:04 PM A motion was made by Saltville District Supervisor Roscoe D. Call to adopt the agenda and additional agenda, adding three items, Youth Government Day, Continuation of the Board Meeting and an update on the Regional Jail to the agenda. 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 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,  
Atkins District Supervisor Charles Atkins and  
North Fork District Supervisor Phil Stevenson.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

 5/9/2017 5:05 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 April 11<sup>th</sup>, 2017 meeting.


After consideration, the motion PASSED by the following vote:


**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,  
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,  
Atkins District Supervisor Charles Atkins and  
North Fork District Supervisor Phil Stevenson.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

 5/9/2017 5:05 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.

 5/9/2017 5:17 PM It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Park District Supervisor M. Todd Dishner to appropriate \$1,455,000.00 from the General Fund. The following is an explanation of the appropriations approved:

**General County**

Accounts Payable Listing:	<b>\$784,329.93</b>
Payroll:	<b>\$655,225.49</b>
Auto Draft Rural Development:	<b>\$8,974.00</b>
AEP/Century Link Bills:	<b>\$25,000.00</b>
County Administration Fund:	<b>\$5,000.00</b>

**Total County Appropriation (Plus Carryover):** **\$1,455,000.00**

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,  
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,  
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 \$170,000.00 from the General Fund for the HVAC project at Northwood School.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,  
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,  
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 \$375,000.00 from the General Fund. The following is an explanation of the appropriations approved:

**Social Services**

(May 10-May 31, 2017)	\$ 315,000.00
(June 1-June 13, 2017)	\$ 60,000.00

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,  
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,  
Atkins District Supervisor Charles Atkins and  
North Fork District Supervisor Phil Stevenson.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Atkins District Supervisor Charles Atkins, seconded by Park District Supervisor M. Todd Dishner to appropriate \$3,900,000.00 from the General Fund. The following is an explanation of the appropriations approved:

**Schools-Operating Fund**

Instruction	\$2,950,000.00
Administration, Attendance, & Health	\$110,000.00
Transportation	\$180,000.00
Facilities	\$310,000.00
School Food Service	\$280,000.00
Technology	\$70,000.00
<b>Total School Operating Fund:</b>	<b>\$3,900,000.00</b>

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,  
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,  
Atkins District Supervisor Charles Atkins and  
North Fork District Supervisor Phil Stevenson.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Atkins District Supervisor Charles Atkins, seconded by Saltville District Supervisor Roscoe D. Call to appropriate \$190,000.00 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 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,  
Atkins District Supervisor Charles Atkins and  
North Fork District Supervisor Phil Stevenson.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

It was moved by Park District Supervisor M. Todd Dishner, seconded by Saltville District Supervisor Roscoe D. Call to appropriate \$411,014.81 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.,  
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 \$11,056.91 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 Park District Supervisor M. Todd Dishner 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.

It was moved by Park District Supervisor M. Todd Dishner, seconded by Saltville District Supervisor Roscoe D. Call to appropriate \$3,296.26 from the Sheriff's Department Fund 761 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 Royal Oak District Supervisor G. Blake Frazier, seconded by Saltville District Supervisor Roscoe D. Call to appropriate \$217,939.31 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.,  
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.


 5/9/2017 5:21 PM Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. opened Citizens Time.

 5/9/2017 5:21 PM With no one wishing to speak, Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. closed Citizens Time.

 5/9/2017 5:21 PM Michael Carter, County Administrator reminded everyone Youth Government Day will take place on Thursday, May 11, 2017 at 10 A.M.

Michael Carter, County Administrator then presented an update to the Board concerning the Southwest Regional Jail and the increase in cost expected in the FY17-18 Budget.

Mr. Carter thanked Mr. Jeff Campbell, County Attorney for his involvement in helping to relocate some of the Department of Corrections inmates out of the Southwest Virginia Regional Jail to alleviate costs to the County.

 5/9/2017 5:27 PM Royal Oak District Supervisor G. Blake Frazier brought forward a recommendation from the Animal Control Committee. It is the Committee's recommendation to approve an Animal Damage Claim in the amount of \$115.00 to Mr. Ralph Totten, 752 Hayden Hollow Road, Saltville, Virginia and to allow for immediate payment of the claim.

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.

 5/9/2017 5:29 PM Michael Carter, County Administrator brought forward a recommendation from the Budget Committee. It is the Committee's recommendation to schedule the Public Hearing for the FY2017-2018 Smyth County Budget on June 13, 2017 at 6:00 P.M.


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.

 5/9/2017 5:30 PM Scott Simpson, Assistant County Administrator presented an update to the Board concerning the refinancing of the Courthouse Debt and stated the refinancing had closed on April 26, 2017 at an interest rate of 2.625 %.

 5/9/2017 5:33 PM Kelly Woods Administrative Assistant presented an update to the Board concerning the Green Valley Court VDOT Road project and stated that documents had been signed by 75% of parcel owners to move the project forward and work had been started by VDOT on the project.

 5/9/2017 5:34 PM Sheriff Chip Shuler presented the Byrne Justice Grant for approval. The grant is in the amount of \$1,356.00 and requires a local match of \$151.00. The total presented is \$1,507.00 and will be used to purchase uniforms for the Sheriff's Department.

Royal Oak District Supervisor G. Blake Frazier made a motion to accept the award for the Byrne Justice Grant as presented. North Fork District Supervisor Phil Stevenson 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.

Sheriff Chip Shuler then presented request to submit an application to apply for two (2) School Resource Officer Grants in the amount of \$42,315.00 each, which requires a local match of \$9,040.00 for each grant.

Atkins District Supervisor Charles Atkins made a motion to allow Sheriff Shuler to apply for the two (2) School Resource Officer Grants 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.,  
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.

 5/9/2017 5:38 PM Michael Carter, County Administrator read the following Resolution for adoption of the VDOT 6-year plan.





## Smyth County Board of Supervisors

121 Bagley Circle, Suite 100, Marion, VA 24354  
Phone (276) 783-3298 Fax (276) 783-9314  
[www.smythcounty.org](http://www.smythcounty.org)

Michael L. Carter  
County Administrator

Scott R. Simpson, P.E.  
Assistant County Administrator

### RESOLUTION

#### APPROVAL OF SECONDARY HIGHWAY SIX-YEAR PLAN (2017/18 THROUGH 2022/23) AND CONSTRUCTION PRIORITY LIST (2017/18) SMYTH COUNTY, VIRGINIA

**WHEREAS**, Sections 33.1-23 and 33.1-23.4 of the 1950 Code of Virginia, as amended, provides the opportunity for each county to work with the Virginia Department of Transportation in developing a Secondary Six-Year Road Plan, and

**WHEREAS**, this Board had previously agreed to assist in the preparation of this Plan, in accordance with the Virginia Department of Transportation policies and procedures, and participated in a public hearing on the proposed Plan (2017/18 through 2022/23) as well as the Construction Priority List (2017/18) on April 11, 2017, after duly advertised so that all citizens of the County had the opportunity to participate in said hearing and to make comments and recommendations concerning the proposed Plan and Priority List, and

**WHEREAS**, Conrad L. Hill, Residency Administrator, Virginia Department of Transportation, appeared before the Board and recommended approval of the Six-Year Plan for Secondary Roads (2017/18 through 2022/23) and the Construction Priority List (2017/18) for Smyth County, Virginia.

**NOW, THEREFORE, BE IT RESOLVED** by the Board of Supervisors of Smyth County, Virginia that since said Plan appears to be in the best interests of the Secondary Road System in Smyth County and of the citizens residing on the Secondary System, said Secondary Six-Year Plan (2017/18 through 2022/23) and Construction Priority List (2017/18) are hereby approved as presented at the public hearing.

**DONE** this the 9<sup>th</sup> day of May, 2017.

Recorded Vote:

Moved by: G. Blake Frazier

A Copy Teste:

Seconded by: Phil Stevenson

Yeas: 7

Nays: 0

Handwritten signature of Michael L. Carter, County Administrator.  
County Administrator

Salville District	North Fork District	Chilhowie District	Park District	Atkins District	Royal Oak District	Rye Valley District
Roscoe D. Call	Phil Stevenson	Wade H. Blevins Jr.	M. Todd Dishner	Charles Atkins	G. Blake Frazier	Rick K. Blevins



Royal Oak District Supervisor G. Blake Frazier made a motion to approve the Resolution as presented.  
North Fork District Supervisor Phil Stevenson 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.

Several members of the Board expressed concerns about Road conditions they have within their districts to John Bechtold with VDOT.

 5/9/2017 5:58 PM Royal Oak District Supervisor G. Blake Frazier brought forward a recommendation from the Courthouse Committee. The Committee met on April 25, 2017 to further discuss the podiums and litigant's tables located in the Circuit Courtroom. It is the Committee's recommendation to replace two (2) podiums at a cost of \$478.00 and two (2) litigant's tables at a cost of \$10,812.98.


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.

 5/9/2017 6:01 PM Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. called the Public Hearing to order concerning the Smyth County School FY17-18 Budget. Michael Carter, County Administrator read the advertisement as placed in the Smyth County News and Messenger.

**NOTICE OF PUBLIC HEARING**  
**ON THE SMYTH COUNTY SCHOOL BUDGET**  
**FOR FISCAL YEAR COMMENCING**

**July 1, 2017– June 30, 2018**

**On May 9, 2017 at 6:00 p.m.**

This budget synopsis is prepared and published in accordance with Section 15.2-2506 and 22.1-93, of the Code of Virginia of 1950, as amended. The budget has been prepared and proposed on the basis of estimates made by the Smyth County School Board. The adoption of this proposed budget shall require a monthly appropriation by the Smyth County Board of Supervisors as required in Section 15.2-2506 for any contemplated expenditures.

The Smyth County Board of Supervisors will conduct a hearing for the purpose of receiving public comments on the proposed School Board budget for the fiscal year beginning July 1, 2017. The public hearing will be held in the **Board of Supervisors meeting room, 121 Bagley Circle, Smyth County Office Building on May 9, 2017 at 6:00 p.m.**

Subject to the rules and procedures of the Board of Supervisors, at the above-mentioned day, time, and place any citizen of Smyth County may appear and express their opinion(s).

A full copy of the proposed Smyth County School Board budget is on file at the Office of the County Administrator, 121 Bagley Circle, Suite 100, Marion, Virginia, and may be viewed during regular business hours 8:00 a.m. – 5:00 p.m., Monday – Friday.

By order of the Smyth County Board of Supervisors

Michael Carter, County Administrator

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**Smyth County School Board**

**Operations Budget For the Year Ending June 30, 2018**

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**Revenue Summary for Operations Budget**

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	<b>2016-2017</b>	<b>2017-2018</b>	<b>Difference</b>
State Revenue	\$ 26,294,578	\$ 26,969,446	\$ 674,868
Local Revenue	\$ 7,651,575	\$ 8,061,575	\$ 410,000
Federal Revenue	\$ 5,189,460	\$ 5,146,460	\$ (43,000)
State Sales Tax	\$ 4,924,248	\$ 4,734,360	\$ (189,888)

Other Revenue	\$ 2,511,065	\$ 2,472,265	\$ (38,800)
<b>TOTAL OPERATIONS</b>	<b>\$ 46,570,926</b>	<b>\$ 47,384,106</b>	<b>\$ 813,180</b>

**Expenditure Summary for Operations Budget**

	<b>2016-2017</b>	<b>2017-2018</b>	<b>Difference</b>
Instruction	\$ 33,958,548	\$ 34,209,135	\$ 250,587
Administration	\$ 1,439,837	\$ 1,439,378	\$ (459)
Transportation	\$ 2,250,381	\$ 2,618,189	\$ 367,808
Facilities	\$ 4,319,795	\$ 4,283,283	\$ (36,512)
Food Service	\$ 3,244,555	\$ 3,466,676	\$ 222,121
Technology	\$ 1,357,810	\$ 1,367,445	\$ 9,635
<b>TOTAL OPERATIONS</b>	<b>\$ 46,570,926</b>	<b>\$ 47,384,106</b>	<b>\$ 813,180</b>

**Smyth County School Board**

**Capital Outlay and Debt Service Budget For the Year Ending June 30, 2018**

**Revenue Summary for Capital Outlay and Debt Service Budget**

	<b>2016-2017</b>	<b>2017-2018</b>	<b>Difference</b>
Local Funds - Capital Outlay	\$ -0-	\$ -0-	\$ -0-
Local Funds - Debt Service	\$ 1,807,111	\$ 2,205,460	\$ 398,349
Other Funds – Interest Rebate	\$ 487,113	\$ 487,113	\$ -0-
<b>TOTAL CAPITAL OUTLAY</b>	<b>\$ 2,294,224</b>	<b>\$ 2,692,573</b>	<b>\$ 398,349</b>


**Expenditure Summary for Capital Outlay and Debt Service Budget**

	<b>2016-2017</b>	<b>2017-2018</b>	<b>Difference</b>
Capital Outlay – Facilities	\$ -0-	\$ -0-	\$ -0-

Capital Outlay - Debt Service	\$ 2,294,224	\$ 2,692,573	\$ 398,349
<b>TOTAL CAPITAL OUTLAY</b>	<b>\$ 2,294,224</b>	<b>\$ 2,692,573</b>	<b>\$ 398,349</b>


Dr. Dennis Carter, Smyth County School Board Superintendent thanked the Board of Supervisors for all of their hard work on the Budget for FY17-18.

Charles Buchanan, 5732 Valley Road, Saltville Virginia, spoke in support of the budget.

 5/9/2017 6:14 PM With no one else wishing to speak, Chairman, Chilhowie District Supervisor

Wade H. Blevins Jr. closed the Public Hearing.

 5/9/2017 6:14 PM North Fork District Supervisor Phil Stevenson thanked Dr. Dennis Carter for presenting the School Board's budget request.

 5/9/2017 6:18 PM Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. called the Public Hearing to order concerning the West Park District Polling Place location change. Michael Carter, County Administrator read the advertisement as placed in the Smyth County News and Messenger.

**PUBLIC NOTICE  
WEST PARK PRECINCT  
POLLING PLACE  
LOCATION CHANGE**

**From the Courthouse to the Wayne Henderson School of Appalachian Arts**

Pursuant to §15.2-1427 and §24.2-306 et seq. of the Code of Virginia, 1950, as amended, the Smyth County Board of Supervisors propose to amend and re-ordain an Ordinance of the Smyth County Code at its regularly scheduled meeting called for May 9, 2017 at 6:15 p.m. The proposed Ordinance provides that on the next Election Day, November 7, 2017 and all subsequent Election Days, the West Park Precinct Polling Place will permanently relocate from the Courthouse at 109 W. Main St., Marion, Virginia, to the Wayne Henderson School of Appalachian Arts at 203 N. Church St., Marion, Virginia. The Smyth County Board of Elections shall mail notice to all registered voters whose polling place is changed within fifteen (15) days of the November 7, 2017 Election Day. Signage at the Courthouse will also be used to re-direct voters to the new location at the Wayne Henderson School. The amended ordinance will become effective upon passage at the May 9, 2017 meeting.

A copy of the proposed Ordinance and a description and map of the polling place change is on file at the Smyth County Administrator's Office, 121 Bagley Circle, Marion, Virginia and may be inspected between the hours of 8 a.m. and 5 p.m., Monday through Friday.

In compliance with the Americans with Disabilities Act, persons requiring special assistance to attend the Regularly Called Meeting should contact Clegg Williams, ADA Coordinator for Smyth County, at 276-783-3298 x8315 at least forty-eight (48) hours prior to the meeting.

By Order of the Smyth County Board of Supervisors  
Michael L. Carter, County Administrator

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

No one spoke concerning this Public Hearing.

 5/9/2017 6:20 PM Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. closed the Public Hearing.

 5/9/2017 6:20 PM Royal Oak District Supervisor G. Blake Frazier made a motion to waive the rules and allow for a vote on the West Park Precinct polling place location change. North Fork District Supervisor Phil Stevenson 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.

Royal Oak District Supervisor G. Blake Frazier made a motion to approve a permanent location change for the West Park District Precinct, from the Smyth County Courthouse at 109 W. Main Street, Marion, Virginia to the Wayne C. Henderson School of Appalachian Arts at 203 N. Church Street, Marion, Virginia. North Fork District Supervisor Phil Stevenson 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.

 5/9/2017 6:22 PM Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. called for a short recess.

 5/9/2017 6:33 PM Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. called the meeting back to order from recess.

 5/9/2017 6:33 PM Michael Carter, County Administrator brought forward the following recommendations from the Budget Committee.

It is the Committee's recommendation to approve a budget transfer as shown below for the payroll related to the Adwolfe Sewer Inspector.

**EXPENSE**

<b>From</b>	<b>TO</b>	<b>Amount</b>
502-012010-0226(Atkins VDH)	502-012010-0250(Part Time Salaries)	\$10,500.00
502-012010-0226(Atkins VDH)	502-012010-0251(FICA)	\$804.00

**REVENUE**

<b>FROM</b>	<b>TO</b>	<b>Amount</b>
502-012010-0143(MRPDC Atkins Source)	502-012010-0150(Project Fund Reimb.)	\$11,304.00

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.

Bids had been presented to the Committee at a meeting on May 1, 2017, for the AC Unit to be located in the IT Department. Three (3) bids were received with Air Movers being the lowest bid. It is the Committee's recommendation to award the bid to Air Movers located in Bristol, Virginia, at a cost of \$3,985.00.

Atkins District Supervisor Charles Atkins asked if any local companies had placed a bid, and was advised yes, but they were not the low bidder.

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.

Bids had been presented to the Committee at a meeting on May 1, 2017, for a 40-yard container for the Solid Waste Department. Two (2) bids were received, with Bakers Waste Equipment being the lowest at \$4,690.00. It is the Committee's recommendation to award the bid to Baker's Waste Equipment in the amount of \$4,690.00 for one (1) 40-yard container.

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 is the Committee's recommendation to allow staff to sign the engagement letter from Robinson, Farmer and Cox for the FY2017 audit. This will allow for the fieldwork to begin in preparation for the audit.

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 is the committee's recommendation to award a bid to Puckett Construction in the amount of \$3,000.00 to secure the property of Leo and Minnie Weaver, 359 Lick Skillet, Saltville, Virginia.

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.

Scott Simpson, Assistant County Administrator brought forward a recommendation from the Budget Committee. It is the Committee's recommendation to move forward with the paving of the parking lot located at the Sheriff's Department, provided that updated pricing does not exceed an 8% increase.

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.

Scott Simpson, Assistant County Administrator brought forward the following recommendation from the Budget Committee. It is the Committee's recommendation to approve a budget transfer as shown below in the amount of \$444,400.00 for the Regional Jail Authority.

<b>From:</b>	<b>To:</b>	<b>Amount:</b>
001-070000-8888-60 Courthouse Debt Service	001-033010-7003 Regional Jail Reconciliation	\$ 401,000.00



(New Line Established)

001-011010-8888-5	001-033010-7003	\$ 43,400.00
Local Aid to the Commonwealth	Regional Jail Reconciliation	
	(New Line Established)	

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.

Scott Simpson, Assistant County Administrator brought forward the following recommendation from the Budget Committee. It is the Committee's recommendation to approve the budget transfer as shown below in the amount of \$105,000.00 for the Solid Waste Department.

<u>From:</u>	<u>To:</u>	<u>Amount:</u>
001-011010-3003 Accounting and Auditing	001-042030-8888-27 Transfer Station Haul and Disposal	\$ 13,000.00
001-011010-5308 General Liability Insurance	001-042030-8888-27 Transfer Station Haul and Disposal	\$ 7,000.00
001-011010-8888 Supplemental Appropriations	001-042030-8888-27 Transfer Station Haul and Disposal	\$ 10,000.00
001-011010-9003 SCOB Security	001-042030-8888-27 Transfer Station Haul and Disposal	\$ 34,100.00
001-011010-9006 Specific Use	001-042030-8888-27 Transfer Station Haul and Disposal	\$ 6,900.00
001-011010-8888-5 Local Aid to the Commonwealth	001-042030-8888-27 Transfer Station Haul and Disposal	\$ 34,000.00

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.

 5/9/2017 6:49 PM Saltville District Supervisor Roscoe D. Call brought forward the following recommendations from the Water/Sewer Committee.

The Committee met on April 25, 2017, to discuss a request from the Town of Saltville to bill two (2) Town Sewer customers who are served by Smyth County Water, allowing for disconnection of service due to non-payment.

It is the Committee's recommendation to bill the two (2) customers, allowing for disconnection of services for non-payment.

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 is the Committee's recommendation to apply jointly with the Town of Marion for Grant funding from the Mt. Rogers Planning District Commission to help with the costs associated with the upgrades needed for the Marion Wastewater Treatment Plant.

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 is the Committee's recommendation to approve the issuing of second notices to Smyth County Water/Sewer Customers, to aid in the collection of accounts.


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.

 5/9/2017 7:01 PM Rye Valley District Supervisor Rick K. Blevins made a motion to appoint G. Blake Frazier to a four (4) year term on the Wytheville Community College Board, beginning July 1, 2017 and ending June 30, 2021. 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.,  
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

**NAYS:** None.

**ABSTAINERS:** Royal Oak District Supervisor G. Blake Frazier.

**ABSENT:** None.

 5/9/2017 7:02 PM Adwolfe Sewer Project update: Scott Simpson, Assistant County Administrator stated the Contractors are making good progress on the pipeline installation in multiple locations. There has been a great reception from land owners for the project and the ongoing work. The Contractor and Mr. Simpson have identified approximately \$30,000.00 in savings by making some minor line adjustments.


 5/9/2017 7:05 PM Supervisor Comment Time:

Park District Supervisor M. Todd Dishner thanked everyone who worked on the proposed FY2017-2018 budget and stated there was no magic wand to give all departments everything that had been requested.

North Fork District Supervisor Phil Stevenson stated that he has lost his patience with Social Media beating up the County Administrator, who has done his best over the years with the finances for Smyth County. Mr. Stevenson stated he doesn't want to break the back of the average workers by imposing

burdens with the budget. Mr. Stevenson also expressed his support for those Board members up for re-election in November.

Royal Oak District Supervisor G. Blake Frazier stated that he agreed with Mr. Stevenson's statements and is upset about the false information that is out in the public. Mr. Frazier stated that he felt Smyth County was on the right track and departments such as the Sheriff's Department and the School Board were working well together with the Board of Supervisors.

 5/9/2017 7:16 PM Rye Valley District Supervisor Rick K. Blevins made a motion to continue the Meeting until May 25, 2017 at 4:00 P.M. 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.,  
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.

The Smyth County Board of Supervisors held its continued meeting at 4:00 p.m., **Thursday, May 25, 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.; 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)

**OTHERS:** Stephanie Porter-Nichols, Smyth County News and Messenger.

 5/25/2017 4:01 PM Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. called the Board of Supervisors meeting to order.

 5/25/2017 4:01 PM Chairman, Chilhowie District Supervisor Wade H Blevins, Jr. opened citizen's time.

Kenneth Price, 193 Brentwood Lane, Chilhowie Virginia spoke with concerns about the lawsuits with the Friends of the Library.

 5/25/2017 4:05 PM With no one else wishing to speak Chairman, Chilhowie District Supervisor Wade H. Blevins, Jr. closed citizen's time.

 5/25/2017 4:05 PM Michael Carter, County Administrator presented a recommendation from the Budget Committee for approval of the Smyth County School Board FY17-18 Budget as shown below.

009	099990-5801	Instruction	34,209,135
009	099990-5802	Administration/Attendance	1,439,378
009	099990-5803	Transportation	2,372,189
009	099990-5804	Facilities	4,283,283
009	099990-5805	Food Service	3,466,676
009	099990-5806	Technology	1,367,445
009	099990-5807	Capital Outlay-Local Fund	-
009	099990-5807-1	Debt Service-Local Funds	2,205,460
009	099990-5807-2	Other Funds-Interest Reba	487,113
009		TOTAL PROGRAM	49,830,679

009	TOTAL DEPARTMENT	49,830,679
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Three Board of Supervisors members read statements related to Conflict of Interest as follows:

Rye Valley District Supervisor Rick K. Blevins made a disclosure of interest pursuant to section 2.2-3112 of the Code of Virginia, 1950, as amended and stated below.

I, Rick K. Blevins intend to participate in discussion concerning the budget for Smyth County for the fiscal year beginning July 1, 2017. The budget will determine how much money is appropriated to the Smyth County School Board. Both my wife and I are employed by the Smyth County School Board. The budget may affect all School Board employees in the County, and I am able to participate in the transaction fairly, objectively, and in the public interest.

Park District Supervisor M. Todd Dishner made a disclosure of interest pursuant to section 2.2-3112 of the Code of Virginia, 1950, as amended and stated below.

I, M. Todd Dishner intend to participate in discussion concerning the budget for Smyth County for the fiscal year beginning July 1, 2017. The budget will determine how much money is appropriated to the Smyth County School Board. My wife is employed by the Smyth County School Board. The budget may affect all School Board employees in the County, and I am able to participate in the transaction fairly, objectively, and in the public interest.

Royal Oak District Supervisor G. Blake Frazier made a disclosure of interest pursuant to section 2.2-3112 of the Code of Virginia, 1950, as amended and stated below.

I, G. Blake Frazier intend to participate in discussion concerning the budget for Smyth County for the fiscal year beginning July 1, 2017. The budget will determine how much money is appropriated to the Smyth County School Board. My wife is employed by the Smyth County School Board. The budget may affect all School Board employees in the County, and I am able to participate in the transaction fairly, objectively, and in the public interest.

Dr. Dennis Carter stated both bodies worked well together and the School Board is very satisfied with the Budget for FY2017-2018 as recommended.

After consideration, the motion PASSED by the following vote:

**AYES:** Chairman, Chilhowie District Supervisor Wade H. Blevins Jr.,  
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,  
Atkins District Supervisor Charles Atkins and  
North Fork District Supervisor Phil Stevenson.

**NAYS:** None.

**ABSTAINERS:** None.

**ABSENT:** None.

Scott Simpson, Assistant County Administrator informed the Board the Sheriff's Department parking lot paving updated estimate from Sugar Grove Asphalt is \$34,467 and they will mobilize in approximately three (3) weeks.

Scott Simpson, Assistant County Administrator brought forward the following recommendation from the Budget Committee. It is the Committee's recommendation to approve a budget transfer as shown below in the amount of \$5,000.00 for the Water and Sewer Department.

<u>From:</u>	<u>To:</u>	<u>Amount:</u>
501-085040-0153 (Allison Gap FHA)	501-085010-5405(Maint. Supplies)	\$5,000.00

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.

Scott Simpson, Assistant County Administrator brought forward the following recommendation from the Budget Committee. It is the Committee's recommendation to approve a budget amendment as shown below in the amount of \$26,820.00 for the CSA Department.

**Amendment**

Revenue	001-022500-0001 CSA Pool Funds	\$ 26,820
Expense	001-083040-5701 CSA Pool Funds	\$ 26,820

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.

Scott Simpson, Assistant County Administrator brought forward the following recommendation from the Budget Committee. It is the Committee's recommendation to approve a budget transfer as shown below in the amount of \$8,180.00 for the CSA Department.

<u>From:</u>	<u>To:</u>	<u>Amount:</u>
001-011010-3003(Account&Auditing)	001-083040-5701(CSA Pool Funds)	\$3,500.00
001-011010-3007(Advertising)	001-083040-5701(CSA Pool Funds)	\$2,500.00
001-011010-5308(Gen. Liability Ins.)	001-083040-5701(CSA Pool Funds)	\$1,180.00
001-011010-5503(Travel-Subsist&Lodging)	001-083040-5701(CSA Pool Funds)	\$ 700.00
001-011010-5801(Dues&Assoc.Memberships)	001-083040-5701(CSA Pool Funds)	\$ 300.00
	<u>Total of Transfers</u>	<u>\$8,180.00</u>


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.

 5/25/2017 4:19 PM Michael Carter, County Administrator informed the Board concerning the WCC Board Appointment that had been made at the May 9, 2017 Board meeting. Mr. Carter stated that it had been brought to his attention that a County elected official could not serve on the Board, therefore another appointment needed to be considered.

Royal Oak District Supervisor G. Blake Frazier made a motion to appoint Malcom M. Brown IV, 134 East Main Street, Marion, Virginia, to a four (4) year term on the Wytheville Community College Board, beginning July 1, 2017 and ending June 30, 2021. Rye Valley District Supervisor Rick K. Blevins 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,  
Royal Oak District Supervisor G. Blake Frazier.

**NAYS:** Atkins District Supervisor Charles Atkins.

**ABSTAINERS:** None.

**ABSENT:** None.

 5/25/2017 4:21 PM Smyth County Library Update-Rye Valley District Supervisor Rick K. Blevins presented an update to the Board concerning the Smyth County Library. Mr. Blevins clarified comments concerning the law suit with former Smyth Bland Regional Library Board of Trustees members, and stated that a couple of meetings had taken place between the Budget Committee, Staff, Judy Wyant and Susan Rutherford. Concerns were expressed by Ms. Wyant and Ms. Rutherford regarding the status of the Smyth Bland Regional Library's operations and policies. Mr. Blevins then stated that a director has been hired and will begin July 1, 2017. Additionally, Mr. Blevins updated the Board concerning the Library's proposed State aid and other financial information. After evaluating the numbers, Mr. Blevins stated the newly established Smyth County Public Library should recognize approximately \$60,000.00 in overall savings due to the restructuring effective July 1, 2017.

 5/25/2017 4:37 PM Supervisor Comment Time:


Chilhowie District Supervisor Wade H. Blevins Jr. stated that he was addressing the following comments to Atkins District Supervisor Charles Atkins. Mr. Blevins asked Mr. Atkins why he felt it necessary to inform Constitutional Offices of their proposed budget before staff could send out the information. Mr. Blevins also asked Mr. Atkins why he conducts himself the way he does and stated that everyone should be serving on the Board for the Citizens of the County and not personal agendas.

Atkins District Supervisor Charles Atkins thanked Rick Blevins for the update on the on the Library and stated that he would like to see the table placed back in the Board Room for use by the media staff. Mr. Atkins also stated that everyone did a good job on the FY2017-2018 budget and stated that he feels more work needs to be done concerning Economic Development.

Saltville District Supervisor Roscoe D. Call thanked Rick Blevins for the Library information.

North Fork District Supervisor Phil Stevenson thanked Mr. Kenny Price for staying through the whole meeting to get the information that was needed to address his concerns. Mr. Stevenson also stated that miscommunication seems to cause problems and as a Board Member he tries to address every concern or complaint. Mr. Stevenson stated that people fail to see that Board members are just normal human beings and doing what it requires to be a Board Member requires a lot of work and commitment. Mr. Stevenson addressed Stephanie Porter Nichols with the Smyth County News and Messenger and stated the article that was written in the paper bothered him some, but thanked her for the service that she provides.

Royal Oak District Supervisor G. Blake Frazier stated that he would like to say that he was loud and vocal at the last meeting and publicly apologized for the comments that were made about Margret Linford, Stephanie Porter Nichols and Mac Buchanan.

 5/25/2017 5:07 PM Rye Valley District Supervisor Rick K. Blevins made a motion to adjourn the meeting. North Fork District Supervisor Phil Stevenson 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.

**NOTICE OF PUBLIC HEARING ON THE PROPOSED SMYTH COUNTY BUDGET FOR FISCAL  
YEAR JULY 1, 2017- JUNE 30, 2018**

Pursuant to § 15.2-2506 of the Code of Virginia (1950), as amended,  
a Public Hearing will be conducted by the Board of Supervisors on the budget for informative and planning purposes in the Board of Supervisors meeting room, Smyth County Office Building, 121 Bagley Circle, Marion, VA Tuesday, June 13, 2017, at 6:00 p.m., or soon thereafter, at which time any citizen of the County shall have the right to attend and subject to Rules and Procedures of the Board of Supervisors state his or her views. The budget is for informative and fiscal planning purposes and will not be approved, adopted or ratified by the Board of Supervisors on Tuesday, June 13, 2017.

This budget synopsis is prepared and published for informative and fiscal planning purposes only. The inclusion in the budget of any item does not constitute an obligation or commitment on the part of the Board of Supervisors of this County to appropriate any funds for that purpose, except as it relates to the budget for the Smyth County School Board, which is governed by Virginia Code § 22.1-93, et seq.

This budget has been prepared on the basis of estimates and requests submitted to the Board of Supervisors by numerous offices and department heads of this County. There are no allocations or designation of any funds of this County for any purpose until there has been an appropriation for that purpose by the Board of Supervisors.

A full copy of the proposed Smyth County Budget is on file at the Office of the County Administrator, 121 Bagley Circle, Suite 100, Marion, Virginia, and may be viewed during regular business hours 8:00 a.m. to 5:00 p.m., Monday - Friday.

**SMYTH COUNTY PROPOSED BUDGET**

<u>Revenue</u>	<u>FY/2017 Budget</u>	<u>Proposed FY/2018</u>	<u>Inc./Dec.</u>
Real Property Taxes	\$ 9,947,000	\$ 10,045,000	\$ 98,000
Public Services	1,035,000	1,110,000	\$ 75,000
Minerals	5,700	5,700	\$ -
Personal Property	2,893,700	3,084,400	\$ 190,700
PPTRA	1,804,310	1,804,310	\$ -
Machinery & Tools	1,725,600	1,564,900	\$ (160,700)
Merchants Capital	244,000	257,500	\$ 13,500
Lodging Tax	45,000	60,000	\$ 15,000
Penalties & Interest	265,075	326,000	\$ 60,925
Franchise Fees TV Cable	-	-	\$ -
Motor Vehicle License	422,000	444,000	\$ 22,000
Rolling Stock Tax	37,850	34,000	\$ (3,850)
Utility Licenses Tax	88,600	89,500	\$ 900
Consumer's Utility Tax	1,108,000	1,125,000	\$ 17,000
Permits & Other Licenses	115,600	98,175	\$ (17,425)
Fines & Forfeitures	196,600	196,500	\$ (100)
Interest on Investments	36,500	65,000	\$ 28,500
Use of Property	164,074	144,074	\$ (20,000)
Court Cost	8,876	10,176	\$ 1,300
Charges for Commonwealth Attorney	4,200	3,800	\$ (400)
Charges Correction & Detention	-	-	\$ -
Charges Sanitation & Waste	966,000	975,000	\$ 9,000

Expenditure Refunds	558,568	614,335	\$ 55,767
Miscellaneous Revenue	21,242	63,228	\$ 41,986
Grant Money	608,000	518,000	\$ (90,000)
Revenue from the Commonwealth	235,900	210,300	\$ (25,600)
Comprehensive Service Act	623,179	674,344	\$ 51,165
Commonwealth Attorney	584,406	590,594	\$ 6,188
Sheriff	1,699,612	1,765,031	\$ 65,419
Commissioner of the Revenue	109,679	111,279	\$ 1,600
Treasurer	108,027	108,770	\$ 743
Registrar/Electoral Board	83,724	49,500	\$ (34,224)
Clerk's Office	305,615	323,950	\$ 18,335
Local Sales Tax	2,100,200	2,200,000	\$ 99,800
Court Fines to Towns	42,000	-	\$ (42,000)
Categorical Aid - Other	196,884	227,308	\$ 30,424
Payment in Lieu of Taxes	85,000	85,000	\$ -
Special Assessments	30,000	36,000	\$ 6,000
Local Funds Transfers	(10,104,083)	(10,740,036)	\$ (635,953)
Animal Licenses	11,000	8,500	\$ (2,500)
EDA Funds	660,000	560,000	\$ (100,000)
State/Federal School Funds	39,406,464	39,809,644	\$ 403,180
Local Funds Transfer General Fund-Schools	9,458,686	10,021,035	\$ 562,349
Board of Welfare -Social Serv	3,934,496	3,930,645	\$ (3,851)
Local Share from General Fund	819,021	830,499	\$ 11,478
Proceeds from 2012 bonds	-	-	\$ -
Interest	-	-	\$ -
BOM School Construction	-	-	\$ -
School Textbook Revenue	475,419	503,000	\$ 27,581
On-Site Wastewater Revenue	-	-	\$ -
911 Wireless Grants	43,020	69,030	\$ 26,010
Interest/Transf Courthouse Sav	3,000,000	800,000	\$ (2,200,000)
Courthouse Construction	14,000	-	\$ (14,000)
Adwolfe Sewer Project	2,000,000	4,500,000	\$ 2,500,000
Miscellaneous	(171,374)	(109,698)	\$ 61,676
Lick Skillet Project	-	-	\$ -
Water-Sewer Revenue	2,311,300	2,332,500	\$ 21,200
Special Projects	1,170,000	1,064,600	\$ (105,400)
Special Welfare	106,215	98,215	\$ (8,000)
Drug Asset Revenue	11,000	82,000	\$ 71,000
Sheriff Dare Revenue	9,000	5,000	\$ (4,000)
Courthouse Security Revenue	155,000	135,000	\$ (20,000)
Asset Forfeiture	8,000	11,250	\$ 3,250
Revenue from Radar Fines Fund	840,000	819,000	\$ (21,000)
Sheriff Federal Asset Forfeiture	25,000	25,000	\$ -
Money Collected in Court	60,000	60,000	\$ -
Drug Court	129,231	129,231	\$ -
Federal Money-CWA	300,000	660,000	\$ 360,000
Federal Money-Sheriff	-	150,000	\$ 150,000
Revenue from Local Sources (Fund Balance)	-	-	\$ -
Circuit Court Copy Revenue	-	6,000	\$ 6,000
<b>Sub-total</b>	<b>83,177,116</b>	<b>84,781,089</b>	<b>1,603,973</b>

#### Debt Service

Proceeds From Short term borrowing	5,000,000	5,000,000	-
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Proceeds from Financing	2,340,000	-	(2,340,000)
Sub-total	7,340,000	5,000,000	(2,340,000)

Total County Budget Revenues	\$90,517,116	\$ 89,781,089	\$ (736,027)
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<u>Expenditures</u>	<u>FY/2017 Budget</u>	<u>Proposed FY/2018</u>	<u>Inc./Dec.</u>
Board of Supervisors	\$ 940,133	\$ 601,857	\$ (338,276)
County Administration	462,097	443,234	\$ (18,863)
Legal Department	75,000	75,000	\$ -
Accounting	-	-	\$ -
Commissioner of the Revenue	291,338	294,501	\$ 3,163
Assessor	-	-	\$ -
Treasurer	372,244	382,903	\$ 10,659
Information Systems	343,462	447,747	\$ 104,285
Registrar	285,452	238,997	\$ (46,455)
Circuit Court	76,820	76,236	\$ (584)
General District Court	5,730	7,405	\$ 1,675
Juvenile & Domestic Courts	255,044	247,868	\$ (7,176)
Clerk of the Circuit Court	544,564	534,209	\$ (10,355)
Sheriff	2,786,835	2,903,768	\$ 116,933
Law Library	1,000	1,000	\$ -
School Resource Officers	86,472	82,558	\$ (3,914)
Commonwealth Attorney	644,904	655,220	\$ 10,316
Victim Witness Asst. Program	101,375	101,375	\$ -
Central Dispatch	2,800	2,800	\$ -
Smyth County Basic 911	472,110	485,949	\$ 13,839
Volunteer Fire Department	243,572	261,267	\$ 17,695
Ambulance & Rescue Service	135,455	148,455	\$ 13,000
Forestry	8,000	8,000	\$ -
Sheriff - Jail	2,065,675	2,802,833	\$ 737,158
Building Inspection & Zoning	383,978	341,652	\$ (42,326)
Animal Control - Dog Warden	415,877	461,466	\$ 45,589
Medical Examiner - Coroner	500	500	\$ -
Emergency Services - Civil Defense	22,925	40,669	\$ 17,744
Refuse Collection & Disposal	1,438,968	1,480,180	\$ 41,212
Convenience Stations	317,373	298,285	\$ (19,088)
Rye Valley Water Co.	26,168	25,922	\$ (246)
Smyth County Tourism	35,563	35,555	\$ (8)
Building & Facility Maintenance	566,703	514,305	\$ (52,398)
Local Health Department	441,023	441,023	\$ -
Mental Health	166,022	166,022	\$ -
Welfare & Social Services	4,200	4,200	\$ -
Other Community expenses	212,721	201,336	\$ (11,385)
Community Colleges	55,750	55,314	\$ (436)
Recreation	29,000	29,000	\$ -
Library Administration	700,000	700,000	\$ -
Planning Commission	6,900	6,900	\$ -
Community & Economic Development	169,080	166,533	\$ (2,547)

County Engineer	3,000	-	\$ (3,000)
Economic Development Authority	766,428	671,328	\$ (95,100)
Soil & Water Conservation	27,600	27,600	\$ -
Cooperative Extension Program	88,875	90,640	\$ 1,765
Comprehensive Service Act	860,152	700,694	\$ (159,458)
Animal Control	19,010	11,155	\$ (7,855)
EDA General Expenses	660,000	560,000	\$ (100,000)
Court Fines transferred to Towns.	42,000	-	\$ (42,000)
County School Operations & Capital Outlay(Non-Local)	39,406,464	39,809,644	\$ 403,180
County School Operations & Capital Outlay (Local)	7,209,462	7,328,462	\$ 119,000
County School Debt Service Local Funds	2,249,224	2,692,573	\$ 443,349
Welfare & Social Service Cost	4,742,517	4,761,144	\$ 18,627
Project Expenses	-	-	\$ -
School Textbook Fund Expense	175,000	500,000	\$ 325,000
Special Dispatch Funds	43,760	113,760	\$ 70,000
Courthouse Project	3,000,000	800,000	\$ (2,200,000)
Adwolfe Sewer Project	2,000,000	4,540,000	\$ 2,540,000
On Site Waste Water Expense	-	-	\$ -
Lick Skillet Project	-	-	\$ -
Water-Sewer Department Operations	1,162,117	1,183,851	\$ 21,734
Water-Sewer Department Debt Service	882,809	860,157	\$ (22,652)
Funded Projects	95,000	27,064	\$ (67,936)
Special Projects	1,170,000	1,064,600	\$ (105,400)
Special Welfare Funds	130,000	97,000	\$ (33,000)
Drug Asset Expense	7,000	75,000	\$ 68,000
Sheriff Dare Program	5,000	5,000	\$ -
Courthouse Security	141,885	143,690	\$ 1,805
Asset Forfeiture	2,600	11,250	\$ 8,650
Sheriff Federal Asset Forfeiture	25,000	25,000	\$ -
Purchase Equipment	60,000	60,000	\$ -
Drug Court	129,231	129,231	\$ -
Radar Fund Expense	782,149	802,086	\$ 19,937
CWA Fed Shared Funds	300,000	660,000	\$ 360,000
CWA/Sheriff's Office	-	150,000	\$ 150,000
Expenses Circuit Court	-	6,000	\$ 6,000

<b>Sub-total</b>	81,379,116	83,678,973	\$ 2,299,857
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#### DEBT SERVICE

Payment on Line of Credit	5,000,000	5,000,000	-
Courthouse Debt Service	1,798,000	1,102,116	(695,884)
School Debt (HVAC/Buses)	2,110,000	-	(2,110,000)
Solid Waste Truck	180,000	-	(180,000)
Professional Fees	50,000	-	(50,000)
<b>Sub-total</b>	<b>9,138,000</b>	<b>6,102,116</b>	<b>(3,035,884)</b>

Total County Budget Expenditures	\$ 90,517,116	\$ 89,781,089	\$ (736,027)
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#### TAX RATES FOR 2017

In preparation of the above budget the Smyth County Board of Supervisors proposed no changes in the current tax levies as follows:

Pursuant to Virginia Code §58.1-3001 et seq., the Board proposes to re-adopt, a real estate levy on all taxable real estate

located in Smyth County, Virginia, including equalized real estate, where applicable, a unit levy of \$0.74 per \$100.00 of assessed valuation; Tax on tangible personal property and the tangible personal property of public service corporations, except rolling stock of corporations operating railroads, a unit levy of \$2.30 per \$100.00 of assessed valuation; Machinery & Tools \$1.55 per \$100.00 of assessed valuation; Tax on Category 23 items (trucks used in interstate commerce over 10,000 pounds) a unit levy of \$1.55 per \$100.00 of assessed valuation; Tax on merchants capital a unit levy of \$0.40 per \$100.00 of assessed valuation; and airplane tax \$1.40 per \$100.00 of assessed valuation.

There are no proposed tax increases in the FY2017-2018 budget.

There are no fee structure changes in the Proposed FY2017-2018 Budget.

By order of the Smyth County Board of Supervisors, Michael L. Carter, County Administrator



**Smyth County**  
**Building and Zoning Department**

121 Bagley Circle, Suite 120, Marion, VA 24354  
Phone (276) 783-3298 Ext. 2 Fax (276) 783-9314  
*buildingandzoning@smythcounty.org*

Zoning Ordinance  
Floodplain Ordinance  
Subdivision Ordinance  
Erosion Control Ordinance  
Manufactured Home Ordinance  
Virginia Uniform Statewide Building Code

May 3, 2007

**REGULAR FIRST CLASS & CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**  
**7015 1730 0001 6538 0681**

Annie G. Hester et al  
c/o Dreama Vernon  
512 Mallard Lane  
Marion, Virginia 24354

Re: Abandoned structure addressed as 1340 Matson Drive, Marion (Tax Map No. 57-A-23)

Dear Ms. Vernon:

As you are aware, we received a written complaint that the abandoned structure referenced above is a public nuisance. The complaint filed and the tax map records in the Commissioner of the Revenue's Office indicate you receive the tax ticket and are an heir to the property. We have written you a number of letters dated April 1, 2016, December 12, 2016, and March 8, 2017, requesting a written plan of action detailing how and when the nuisance would be abated. While we received a written plan of action on April 15, 2016, the work performed after that date made the situation worse. We received another plan of action on March 31, 2017, indicating the structure would be removed by April 31, 2017. To date, nothing has been done.

This matter has been placed on the Board of Supervisors' agenda for their June 13, 2017, meeting at 6:30 p.m. or as soon after 6:30 p.m. as may be heard. At that time, I will request they declare it a nuisance and authorize legal action against you. At this meeting, the Board will review the information gathered. You, as the property owner, may address the Board. Please contact me immediately to discuss this matter in order to avoid further action.

Sincerely,

Clegg Williams

bc

cc: Michael Carter, County Administrator  
Jeff Campbell, County Attorney  
Blake Frazier, Royal Oak District Supervisor

Clegg Williams  
Department Administrator

Gary "Bud" Owens  
Building Official

James "Jim" Blevins  
Building Inspector

Becca Creasy  
Administrative Assistant

Betty Tilson  
Secretary



County of Smyth, Virginia  
**Application for Enterprise Zone Economic Stimulus Grant**

Name of Company (applicant) ZFTRW  
Street Address 222 Mountain Empire Road Atkins, VA 24311  
Phone Number 276-783-1268  
Contact Person for Application Benita McRae

A. Grant Year (Calendar Year for which business is requesting Grant) 2016

B. Base Year (Calendar Year immediately preceding the Grant Year) 2015

C. Machinery and Equipment Investment\*

1. Grant Year- Assessed Value of Machinery and Tools	\$	<u>19,591,712.<sup>00</sup></u>
2. Base Year- Assessed Value of Machinery and Tools	\$	<u>14,620,582.<sup>00</sup></u>
3. New Value Added (1 minus 2)	\$	<u>4,971,130.<sup>00</sup></u>

\*To verify these figures please attach a copy of Form 762 that has been submitted to the Commissioner of Revenue

**Employment Documentation**

Please provide your total full-time jobs in place on Dec. 31 of the year before the base year	<u>326</u>
Please provide your total full-time jobs in place on Dec. 31 of the base year	<u>315</u>
Please provide your total full-time jobs in place on Dec. 31 of the grant year	<u>243</u>

If requested, the Company may need to verify this information with quarterly VEC payroll records.

Note: A full time employee means a person employed by a business who is normally scheduled to work either:

1. A minimum of thirty-five hours per week for the entire base calendar year, consisting of at least forty-eight weeks
2. A minimum of thirty-five hours per week for a portion of the calendar year in which the employee was initially hired for, or transferred to the business. Season, temporary, leased or contract labor employees or employees shifted from an existing location in Virginia to a business location within the enterprise zone do not qualify as full-time employees. The employee must report to work at the business within the enterprise zone.)

I HEREBY CERTIFY THAT, TO THE BEST OF MY KNOWLEDGE, ALL INFORMATION PRESENTED ABOVE IS CORRECT. I will make available for review by the County Administrator and/or the Commissioner of the Revenue all of the records relevant to information required by this form.

Benita McRae  
Signature of Authorized Representative

6, 1, 2017  
Date

Please return this form to: Lori H. Deel, Director of Community and Economic Development, 121 Bagley Circle, Suite 100, Marion, VA 24354, Phone 276-706-8312, Fax 276-783-9314 or ldeel@smythcounty.org

A meeting of the Smyth County Budget Committee was held at the County Office Building on Monday, June 5, 2017 at 3:30 p.m.

**Committee Members Present:**

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

**Staff Members Present:**

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

**Others Present:**

John Graham, Clerk of Circuit Court  
Shelia Blevins  
Joe Rogers  
Deborah Steele

John Graham, Clerk of Circuit Court spoke concerning the proposed FY2017-2018 budget for the Clerk's Office, specifically focusing on the part time wages. Mr. Graham informed the Committee of the concerns the reduction would possibly have on the Department. Discussion continued on this item.

Kelly Woods, Administrative Assistant presented a budget transfer request from the Sheriff's Department as shown below. This is an additional budgeted amount included in the Comp Board reimbursement that can be transferred to allow for payment of invoices.

**Transfer:**

From	To	Amount
001-021070-1001(Salaries and Wages)	001-021070-5408(Vech.&Powered Equip.)	\$993.00

Rye Valley District Supervisor Rick K. Blevins made a motion to recommend approving the budget transfer as presented for the Sheriff's Department. Park District Supervisor M. Todd Dishner seconded the motion and all agreed unanimously.

At 4:23 p.m. Chairman, Chilhowie District Supervisor Wade H. Blevins Jr. adjourned the meeting.

# SMYTH COUNTY SCHOOL BOARD

DR. DENNIS G. CARTER, SUPERINTENDENT  
121 BAGLEY CIRCLE, SUITE 300  
MARION, VIRGINIA 24354-3140  
PHONE: 276-783-3791  
FAX: 276-783-3291

JESSE CHOATE, CHAIRMAN  
SUSAN B. WILLIAMS, VICE -CHAIRPERSON  
TARA E. PRUITT, CLERK  
CHARLES M. BUCHANAN, JR.

WAYNE CARTER  
PAUL L. GRINSTEAD  
WILLIAM A. VESELIK  
TODD WILLIAMS

To: Smyth County Board of Supervisors  
From: Smyth County School Board  
Date: June 8, 2017  
Re: Budget Transfer

At the May 22, 2017 Smyth County School Board meeting, the Board approved a transfer of funds to the Food Service program. The reason for the transfer is due to the Food Service program generating more revenue than anticipated in FY17. The revenue amount also exceeds our budgeted expenditures. Therefore, I am requesting the following budget transfers in the amount of \$30,000 to Food Service (65000):

\$10,000 from Administration, Attendance and Health (62000)  
\$20,000 from Transportation (63000)

Thank you for your consideration of this request.

A meeting of the Smyth County Personnel Committee was held at the County Office Building on Monday, June 5, 2017 at 3:00 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:** 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 3:08 P.M.

Scott Simpson, Assistant County Administrator informed the Committee of changes that had taken place within the Building and Zoning Department. Mr. Simpson stated the Department has lost two (2) employees, one to retirement and one due to a resignation.

In addition, other concerns were discussed concerning the Department, which include Storm Water Management, Inspections for Amusements, and Building Inspections Services.

The primary concern involved providing Building Inspection services for the Town of Marion. Currently, the County handles all inspections for the Town of Marion, at no cost, without any type of agreement. Staff has contacted the County Attorney for opinion on Virginia Code Section 36-105, which identifies localities abilities to provide services. A copy of the opinion letter is attached.

After review of the opinion and code section, Park District Supervisor M. Todd Dishner made a motion to recommend allowing staff to send the Town of Marion a letter, opening discussion for an agreement between the Town of Marion and Smyth County concerning Building Inspections. Royal Oak District Supervisor G. Blake Frazier seconded the motion and all agreed unanimously.

Further discussion about the remaining concerns will be addressed at a future meeting.

All recommendations will be presented to the full Board at their next scheduled meeting on June 13, 2017.

With nothing further to discuss, the meeting was adjourned at 3:35 P.M.

**JEFFREY L. CAMPBELL**  
Jeff@Campbelllawfirmva.com

**TRAVIS B. LEE**  
Travis@Campbelllawfirmva.com

**JONATHAN E. P. ARNOLD**  
jed@Campbelllawfirmva.com



**CAMPBELL LAW FIRM**  
[www.campbelllawfirmva.com](http://www.campbelllawfirmva.com)

**MARION OFFICE:**  
Ph: (276) 783-8197  
Fax: (276) 783-8198

**WYTHE OFFICE:**  
Ph: (276) 227-0247  
Fax: (276) 227-0248

May 25, 2017

Michael Carter, Administrator  
County of Smyth  
121 Bagley Circle  
Marion, VA 24354

In re: Enforcement responsibility for Uniform Statewide Building Code

Dear Mr. Carter:

I am in receipt of your email this morning in which you inquire as to the extent of the County's enforcement responsibility for the provisions of the Uniform Statewide Building Code within the town limits of Marion. Specifically, you ask if the County maintains responsibility for enforcement, given the provisions of Virginia Code Section 36-105. In pertinent part this code sections sets forth the following:

Whenever a county or a municipality does not have such a building department or board of Building Code appeals, the local governing body shall enter into an agreement with the local governing body of another county or municipality or with some other agency, or a state agency approved by the Department for such enforcement and appeals resulting therefrom. For the purposes of this section, towns with a population of less than 3,500 may elect to administer and enforce the Building Code; however, where the town does not elect to administer and enforce the Building Code, the county in which the town is situated shall administer and enforce the Building Code for the town.

The default rule is that all local governing bodies have enforcement responsibility. § 36-105 grants certain local governments elective exemptions from this responsibility. My research reflects that the Town of Marion's population from the 2010 Census would far exceed the 3,500 population threshold. Accordingly, the unilateral exemption in § 36-105 would not be available to the Town. It is, further, my understanding that the Town of Marion has not entered into a formal written agreement with the County prior, although it does not maintain a building department with inspection personnel. Traditionally, it has relied upon the County to provide those services and the County has done so without a written contract under some oral understanding. The provisions of § 36-105 do not

117 North Park Street • Post Office Box 986 • Marion, Virginia 24354  
275 West Main Street, Suite B • Wytheville, Virginia 24382

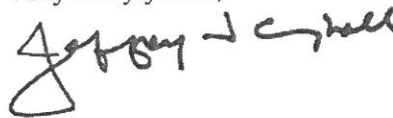
explicitly require a written agreement and an oral contract can arise under a past history of conduct and performance by the parties. I would be of the opinion that the County and the Town have an oral contract of an indefinite term. Such agreements are deemed, under Virginia law, to be at-will contracts and may be terminated by either party, at any time, upon reasonable notice given thereto. The question of what is reasonable notice, under the circumstances, is largely a question of fact given the nature of the agreement, the degree of complexity of the obligations and the ability of the parties to obtain alternative arrangements. I would suggest to you that a Court might well hold that the County would be required to give the Town several months advance notice to give it an opportunity to advertise, hire and train appropriate personnel and adopt and codify the code, policies and the like.

In giving this opinion to you, I have relied upon a plain reading of the statute. My research reflects that there has been no litigation in Virginia that would provide a court's interpretation of the language of § 36-105. The Commission on Local Government, which is a public body appointed by the Governor and the General Assembly to provide guidance to local governments on the effect of state mandates and legislation on local governments, has issued an outline of functional authority of local governments that would support my interpretation of the provisions of § 36-105. I have attached the same to this opinion for your review. Additionally, I reviewed the published opinions from the Virginia Attorney General's Office and have found nothing even remotely on point. In the event, the Board would wish to do so, we could seek a formal opinion from them and I would be happy to request the same.

This opinion is confidential in nature and protected by the attorney-client privilege and the attorney work product doctrine. It contains the legal impressions, thoughts and conclusions of this law firm and constitutes legal advice under Section 2.2-3705.1 (2) and (3) and is not subject to public disclosure under the Virginia Freedom of Information Act.

Should you or any of the Board members have questions in this regard, I am available at your request.

Very truly yours,

A handwritten signature in black ink, appearing to read "Jeffrey L. Campbell", with a stylized flourish at the end.

Jeffrey L. Campbell

JLC/bam

Encl: As noted.