

AGENDA

Tuesday, July 10, 2018
4:00 PM

4:00 CALL MEETING TO ORDER (M. Todd Dishner, Chairman)

CLOSED SESSION

Code of Virginia, Section 2.2-3711 **A.1; Personnel Matters;** Discussion, consideration, or interviews of prospective candidates for employment and contracts; **A.5; Industrial/Business Prospects;** discussion concerning a business or industry considering expansion with no previous announcement being made.

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 June 12th and June 26th, 2018 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 John Clark-Town of Chilhowie

NEW BUSINESS

***2018 Aid to Localities-Shannon Williams**

***Consideration of Rich Valley Fair Festival Application**

***Consideration of Konnarock Festival Application**

***Committee Recommendations:**

- **Building and Grounds Committee-Rick Blevins, Acting Chair**
- **Personnel Committee Update-Todd Dishner, Chair**

***Supervisor Comment Time**


The Smyth County Board of Supervisors held its regular meeting at 4:00 p.m., Tuesday, June 12, 2018. 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, Park District Supervisor M. Todd Dishner; Vice Chairman, Rye Valley District Supervisor Rick K Blevins; Saltville District Supervisor Roscoe D Call; North Fork District Supervisor Phil Stevenson; Chilhowie District Supervisor R. Curtis Rhea; Royal Oak District Supervisor Judy Wyant (6)

ABSENT: Atkins District Supervisor Charles Atkins (1)

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

OTHERS: Deputy with the Smyth County Sheriff's Office and several citizens.

 6/12/2018 4:04 PM Chairman, Park District Supervisor M. Todd Dishner called the meeting to order. A motion was made by Vice Chairman, Rye Valley District Supervisor Rick K. Blevins to enter into closed session under 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. Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Park District Supervisor M. Todd Dishner,
Vice Chairman, Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
North Fork District Supervisor Phil Stevenson,
Chilhowie District Supervisor R. Curtis Rhea and
Royal Oak District Supervisor Judy Wyant.

NAYS: None.

ABSTAINERS: None.

ABSENT: Atkins District Supervisor Charles Atkins.

 6/12/2018 4:41 PM Atkins District Supervisor Charles Atkins entered the meeting.

 6/12/2018 5:01 PM Chairman, Park District Supervisor M. Todd Dishner called the meeting back to order from Closed session.

It was moved by Vice Chairman 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, Park District Supervisor M. Todd Dishner,
Vice Chairman, Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
North Fork District Supervisor Phil Stevenson,
Chilhowie District Supervisor R. Curtis Rhea and
Royal Oak District Supervisor Judy Wyant.


NAYS: None.

ABSTAINERS: Atkins District Supervisor Charles Atkins.

ABSENT: None.

Called meeting back to order

 6/12/2018 5:01 PM Heather Street, IT System Specialist gave the invocation and JoAnna Bryant, Water Department Administrative Assistant led the Pledge of Allegiance.

 6/12/2018 5:02 PM A motion was made by Saltville District Supervisor Roscoe D. Call, seconded by Chilhowie District Supervisor R. Curtis Rhea to adopt the agenda and additional agenda as presented.

After consideration, the motion PASSED by the following vote:


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

Chilhowie District Supervisor R. Curtis Rhea and
Royal Oak District Supervisor Judy Wyant.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

 6/12/2018 5:03 PM It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Rye Valley District Supervisor Rick K. Blevins to approve the minutes of the May 8th, 2018 meeting with a correction being made to the date recorded on the first page.


After consideration, the motion PASSED by the following vote:

AYES: Chairman, Park District Supervisor M. Todd Dishner,
Vice Chairman, Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
North Fork District Supervisor Phil Stevenson,
Atkins District Supervisor Charles Atkins,
Chilhowie District Supervisor R. Curtis Rhea and
Royal Oak District Supervisor Judy Wyant.


NAYS: None.


ABSTAINERS: None.

ABSENT: None.

 6/12/2018 5:03 PM Michael Carter, County Administrator presented the Board with information on the current FY2017-2018 budget and a current month analysis for appropriations.

 6/12/2018 5:17 PM Chairman, Park District Supervisor M. Todd Dishner opened citizens time.

 6/12/2018 5:17 PM With no one wishing to speak, Chairman Park District Supervisor M. Todd Dishner closed citizens time.

 6/12/2018 5:18 PM It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Chilhowie District Supervisor R. Curtis Rhea to appropriate \$1,795,000.00 from the General Fund. The following is an explanation of the appropriations approved:

General County

Accounts Payable Listing:	\$ 1,077,709.53
Payroll:	\$ 679,503.50
Auto Draft Rural Development:	\$ 8,974.00
AEP/Century Link Bills:	\$ 25,000.00
County Administration Fund:	\$ 5,000.00
Minus Beginning Appropriation:	\$ (14,942.73)
New Carryover for June:	\$ 13,755.70
Total County Appropriation:	\$ 1,795,000.00

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Park District Supervisor M. Todd Dishner,
Vice Chairman, Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
North Fork District Supervisor Phil Stevenson,
Atkins District Supervisor Charles Atkins,
Chilhowie District Supervisor R. Curtis Rhea and
Royal Oak District Supervisor Judy Wyant.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.



6/12/2018 5:21 PM Chilhowie District Supervisor R. Curtis Rhea made a motion to continue the meeting to Tuesday, June 26, 2018 at 5:00 P.M. Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Park District Supervisor M. Todd Dishner,
Vice Chairman, Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
North Fork District Supervisor Phil Stevenson,
Atkins District Supervisor Charles Atkins,
Chilhowie District Supervisor R. Curtis Rhea and
Royal Oak District Supervisor Judy Wyant.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.



6/12/2018 5:22 PM Michael Carter, 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 for the Smyth County School Board in the amount of \$602.00.

REVENUE

From:	To:	Amount:
009-021010-0006 (Basic Aid)	009-022000-0001 (Local Funds Trans.)	\$602.00

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Park District Supervisor M. Todd Dishner,
Vice Chair, Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
North Fork District Supervisor Phil Stevenson,
Atkins District Supervisor Charles Atkins,
Chilhowie District Supervisor R. Curtis Rhea and

Royal Oak District Supervisor Judy Wyant.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

 6/12/2018 5:26 PM Scott Simpson, Assistant County Administrator presented more information concerning a 179D tax deduction that has been requested by the Architect and Building Contractor for the Courthouse expansion. Discussion continued on this item, with several Board members stating they felt the deduction should be given to the architect for the design of the energy-efficient building improvements.

Rye Valley District Supervisor Rick K. Blevins made motion to allocate the 179D tax deduction to the Architect for the Courthouse expansion. Chilhowie District Supervisor R. Curtis Rhea seconded the motion.


After consideration, the motion PASSED by the following vote:

AYES: Chairman, Park District Supervisor M. Todd Dishner,
Vice Chair, Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
Atkins District Supervisor Charles Atkins,
Chilhowie District Supervisor R. Curtis Rhea and
Royal Oak District Supervisor Judy Wyant.

NAYS: North Fork District Supervisor Phil Stevenson.

ABSTAINERS: None.

ABSENT: None.

 6/12/2018 5:33 PM Chairman of the Board of Supervisors, Park District Supervisor M. Todd Dishner, called the public hearing for VDOT 6 Year Plan to order. Michael Carter, County Administrator read the advertisement as placed in the Smyth County News and Messenger.

Public Hearing Notice

The Virginia Department of Transportation and the Board of Supervisors of Smyth County, in accordance with Section 33.1-70.01 of the Code of Virginia, will conduct a joint public hearing in the Board Meeting Room of the Smyth County Government Center Building, 121 Bagley Circle, Marion, Virginia 24354 at **5:30 p.m. or as soon thereafter as possible on June 12th, 2018**. The purpose of this public hearing is to receive public comment on the proposed Secondary Six-Year Plan for Fiscal Years 2018/19 through 2023/24 in Smyth County and on the Secondary System Construction Budget for Fiscal Year 2018/19. Copies of the proposed Plan and Budget may be reviewed at the Abingdon Residency Office of the Virginia Department of Transportation, located at 700 *East Main Street, Abingdon, Virginia 24210* or at the Smyth County offices located at 121 Bagley Circle, Marion, Virginia 24354.

All projects in the Secondary Six-Year Plan that are eligible for federal funds will be included in the Statewide Transportation Improvement Program (STIP), which documents how Virginia will obligate federal transportation funds.

Persons requiring special assistance to attend and participate in this hearing should contact the Virginia Department of Transportation at (276) 676-5582.

Rye Valley District Supervisor Rick K. Blevins made a motion to waive the reading of rules relating to Public Hearings. Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following vote:


AYES: Chairman, Park District Supervisor M. Todd Dishner,
Vice Chair, Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
North Fork District Supervisor Phil Stevenson,
Atkins District Supervisor Charles Atkins,
Chilhowie District Supervisor R. Curtis Rhea and
Royal Oak District Supervisor Judy Wyant.

NAYS: None.


ABSTAINERS: None.

ABSENT: None.

No one chose to speak.

 6/12/2018 5:41 PM Chairman, Park District Supervisor M. Todd Dishner closed the Public Hearing.

 6/12/2018 5:41 PM Several members of the Board of Supervisors expressed concerns about road conditions they have within their districts to John Bechtold with VDOT.

 6/12/2018 5:52 PM Scott Simpson, Assistant County Administrator presented a Bond Refinance Resolution as shown below for consideration by the Board.

**RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF GENERAL
OBLIGATION AND SEWER REVENUE BONDS OF SMYTH COUNTY,
VIRGINIA, IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED
\$2,044,000, AND PROVIDING FOR THE FORM, DETAILS AND PAYMENT
OF THE BONDS**

Smyth County, a political subdivision of the Commonwealth of Virginia (the "County"), has elected to be treated as a city for the purpose of issuing its bonds, pursuant to Section 10(b) of Article VII of the Constitution of Virginia.

Pursuant to the Public Finance Act of 1991 (Chapter 26, Title 15.2, Code of Virginia of 1950, as amended) (the "Act"), the Board of Supervisors of Smyth County (the "Board of Supervisors") is authorized to contract debts on behalf of the County and to issue, as evidence of the debt, bonds, notes or other

obligations payable from a pledge of the revenues from the County's sewer system and a pledge of the County's full faith and credit.

The Board of Supervisors has determined it necessary and expedient to authorize the issuance of general obligation bonds of the County to finance the costs of an extension (the "Project") of the County's sewer system to provide service to the Adwolfe community in the County.

On October 11, 2016, the Board of Supervisors held a public hearing on the proposed issuance of the bonds, in accordance with Section 15.2-2606 of the Act, and in anticipation of the bonds the County has previously issued to CoBank, ACB, the County's Multiple Advance Term Promissory Note dated November 25, 2016, in the original principal amount of \$2,044,000, the proceeds of which were used to finance the costs of the Project (the "Note").

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF SMYTH COUNTY, VIRGINIA:

1. Recitals. The foregoing recitals are incorporated as a substantive part of this resolution.
2. Authorization of Project. The County authorizes the Project. The Project may be modified by the County, if the modification is approved in writing by the Government.
3. Project as Part of System. The Project is determined to be, and shall be, a part of the County's sewer system.
4. Authorization of Bonds. Pursuant to the Constitution of Virginia and the Act, there are authorized to be issued and sold general obligation bonds of the County (the "Bonds") in an aggregate principal amount not to exceed \$2,044,000 (the "Maximum Amount"), to provide funds, together with other available funds, to finance the Project by refinancing the Note and to pay the cost of issuing the Bonds.
5. Sale of Bonds. After mature consideration of the methods of sale of such bonds and current conditions of the municipal bond market, it is determined that it is in the best interest of the County to accept the offer of the United States of America (the "Government"), to purchase the Bonds upon certain terms and conditions set forth in the Government's letter dated June 22, 2015, addressed to the County Administrator of the County, a copy of which letter has been presented to the Board of Supervisors. That offer is accepted, and the County agrees to meet such terms and conditions.
6. Details of Bonds.

(a) The Bonds shall be issued as fully registered bonds without coupons and shall be in an aggregate principal amount not to exceed the Maximum Amount.

(b) The Bonds shall bear interest from their dated date at the per annum rates determined in accordance with the provisions of (c) below. The principal of the Bonds shall be payable on the dates and in the principal amounts, and the interest on the Bonds shall be payable on the dates, all as determined in accordance with the provisions of (c) below.

(c) Either of the Chairman or Vice Chairman of the Board of Supervisors is authorized to determine and approve all of the other final details of the Bonds, including, but not limited to, their series designation, dated date, original principal amount, interest rates and payment dates of interest,

the payment dates of principal, and the amount of each principal payment. However, (a) the aggregate, original principal amount of the Bonds must not exceed the Maximum Amount, (b) the interest rate on the Bonds must not exceed 2.125 %, and (c) the due date of the last installment of principal of the Bonds is not later than 40 years after the date of the Bonds. Such officer's determination and approval of the final details of the Bonds will be evidenced conclusively by such officer's execution and delivery of the Bonds in accordance with Sections 9 and 16 of this resolution.

7. Alternative Form for Advances of Principal. At the request of the Government, the Bonds may be delivered as fully registered bonds in the alternative form contained in this resolution providing for principal advances to be made from time to time by the Government in an aggregate amount not to exceed the Maximum Amount. An authorized officer of the Government will enter the amount and the date of each such principal advance on the Certificate of Principal Advances attached to the Bond against which such advance is made when the proceeds of such advance are delivered to the County. Each such principal advance shall bear interest from the date of such advance so entered on the certificate.

8. Prepayment. Installments of principal due on the Bonds may be prepaid at the option of the County at any time as a whole or in part from time to time (but if in part, in inverse order of their maturities), without premium. Notwithstanding the above, the County may at any time deliver moneys to the Government with instructions that such moneys be credited against future installments due on the Bonds in inverse chronological order. Prepayments shall not affect the obligation of the County to pay the remaining installments payable as provided the Bonds.

9. Execution of Bonds. The Bonds shall be signed by the Chairman or Vice Chairman of the Board of Supervisors and the County's seal shall be affixed the Bonds and attested by the Clerk or any Deputy Clerk of the Board of Supervisors

10. Form of Bonds. The Bonds shall be in substantially the following form:

No. R[#]

\$(AMOUNT)

UNITED STATES OF AMERICA

COMMONWEALTH OF VIRGINIA

SMYTH COUNTY

General Obligation and Sewer Revenue Bond, Series of [YEAR]

Dated: [DATE]

Smyth County, a political subdivision of the Commonwealth of Virginia (the "County"), for value received, acknowledges itself indebted and promises to pay to the United States of America, or registered assigns, the principal sum [equal to the aggregate amount of principal advances shown on the attached Certificate of Principal Advances, but not to exceed the sum¹] of

[AMOUNT] AND 00/100 DOLLARS

(\$[AMOUNT])

and to pay to the registered owner of this bond interest on the unpaid principal from the date [of this bond] [of each principal advance shown on the attached Certificate of Principal Advances] until payment of the entire principal sum at the rate of [NUMBER]% per year. Interest only is payable on [DATE] and on [DATE]. Installments of combined principal and interest of \$[AMOUNT] are payable beginning [DATE], and continuing on the same day of each month thereafter until the principal of this bond is paid in full. Any payment on this bond shall be applied first to interest accrued to such payment date and then to principal. If not sooner paid, the final installment shall be due and payable 40 years from the date hereof. Such installments shall be payable in lawful money of the United States of America by check or draft mailed to the registered owner at its address as it appears on the registration books kept for that purpose at the office of the County Treasurer who has been appointed Registrar, except that the final installment shall be payable upon presentation and surrender hereof at the office of the Registrar.

This bond is one of an issue of bonds in the aggregate amount of \$[AMOUNT] which has been authorized by a resolution duly adopted by the Board of Supervisors of the County on [DATE] (the "Bond Resolution") and is issued pursuant to the Constitution and statutes of the Commonwealth of Virginia, including the Public Finance Act of 1991, to provide funds, together with other available funds, to refinance capital improvements to the County's sewer system by refunding the Multiple Advance Term Promissory Note dated November 25, 2016, made by the County in the original principal amount of \$2,044,000 payable to CoBank, ACB.

Reference is made to the Bond Resolution and any amendments to it for the provisions, among others, describing the pledge and covenants securing this bond, the nature and extent of the security, the terms and conditions upon which this bond is issued, the rights and obligations of the County and the rights of the bondholder.

Both principal of and interest on this bond are payable from ad valorem taxes to be levied without limitation as to rate or amount on all property in the County subject to taxation to pay the installments of principal and interest on this bond to the extent other funds of the County are not lawfully available and appropriated for such purpose, and the full faith and credit of the County are pledged therefor. Nothing in this bond or in the Bond Resolution shall be deemed to create or constitute an indebtedness of or a

¹Alternative language to be used if the Government requests provision for principal advances.

pledge of the faith and credit of the Commonwealth of Virginia or any county, city, town or other political subdivision of the Commonwealth other than the County.

In addition, the principal of and interest on this bond are secured by a pledge of the revenues of the County's sewer system (the "Revenues") as provided in the Bond Resolution, subject to the right of the County to apply Revenues to payment of operation and maintenance expenses of the sewer system. The lien of such pledge is on parity with the lien of any pledge of Revenues previously given to secure the payment of the following bonds issued by the County:

1. \$133,000 Water Facility Bond, Series 2001 C;
2. \$503,049 General Obligation Water and Sewer Bond (Groseclose Water Project) Series 2004;
3. \$1,500,000 Sewer Facility Bond, Series 2005 A (Hall Addition/Cedars); and
4. \$6,420,000 General Obligation Water and Sewer Utility Revenue Bond, Series 2016.

Additional bonds secured equally and ratably with this bond by a pledge of the Revenues may be issued from time to time under the conditions, limitations and restrictions set forth in the Bond Resolution.

Transfer of this bond may be registered upon the registration books of the Registrar. Prior to due presentment for registration of transfer the Registrar shall treat the registered owner as the person exclusively entitled to payment of principal and interest and the exercise of all other rights and powers of the owner.

Installments of principal due on this bond may be prepaid at the option of the County at any time as a whole or in part from time to time (but if in part, in inverse order of their maturities), without premium. Prepayments of installments of principal shall not affect the obligation of the County to pay the remaining installments payable as provided above.

All acts, conditions and things required by the Constitution and statutes of the Commonwealth of Virginia to happen, exist or be performed precedent to and in the issuance of this bond have happened, exist and have been performed, and this bond, together with all other indebtedness of the County, is within every debt and other limit prescribed by the Constitution and statutes of the Commonwealth of Virginia.

IN WITNESS WHEREOF, the Board of Supervisors of Smyth County has caused this bond to be signed by its Chairman, its seal to be affixed this bond and attested by the Clerk of the Board of Supervisors of the County, and this bond to be dated the date shown above.

(SEAL)

ATTEST:

SPECIMEN
DO NOT SIGN

Clerk, Board of Supervisors
of Smyth County, Virginia

SPECIMEN
DO NOT SIGN

Chairman, Board of Supervisors
of Smyth County, Virginia

TRANSFER OF BOND

The transfer of this bond may be registered by the registered owner or its duly authorized attorney upon presentation hereof to the Registrar who shall make note of such transfer in books kept by the Registrar for that purpose and in the registration blank below.

Date of Registration

Name of Registered Owner

Signature of Registrar

CERTIFICATE OF PRINCIPAL ADVANCES²

²Certificate of Principal Advances to be used if the Government requests provision for principal advances.

The amount and date of principal advances not to exceed the face amount hereof shall be entered hereon by an authorized officer of the United States of America, when the proceeds of each such principal advance are delivered to the County.

<u>Amount</u>	<u>Date</u>	<u>Authorized Signature</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____

11. Registration. The Bonds shall be fully registered as to both principal and interest. Transfer of the Bonds may be registered upon books maintained for the purpose at the office of the Registrar. Prior to due presentment for registration of transfer the Registrar shall treat the registered owner as the person exclusively entitled to payment of principal and interest and the exercise of all other rights and powers of the owner.

12. Pledge of Revenues; Special Covenant.

(a) The County pledges all revenues (the "Revenues") from its sewer system (the "System") to the payment of the principal of and interest on the Bonds, subject to the County's right to apply such revenues to payment of operation and maintenance expenses of the System. This pledge shall be valid and binding from and after the execution and delivery of the Bonds. The lien of such pledge shall be on parity with the lien of any pledge of Revenues previously given to secure the payment of bonds issued by the County.

(b) It is covenanted and agreed with the holders of the Bonds that so long as any of the installments of principal or interest on the Bonds are outstanding and unpaid that the County will levy and collect annually an ad valorem tax on all the taxable property in the County, without limitation as to rate or amount, sufficient to pay when due the principal of and interest on the Bonds to the extent other funds of the County are not lawfully available and appropriated for such purpose.

13. Additional Bonds. The County may issue additional bonds secured on a parity with the Bonds by a pledge of the Revenues (the "Additional Bonds") to finance the cost of (a) completing the Project (b) the acquisition or construction of improvements, extensions, additions and replacements to

the System or any part of the System or (c) any property, rights or easements deemed by the County to be necessary, useful or convenient for the System or to refund the Bonds or any Additional Bonds. Additional Bonds shall be in such form, shall be dated such date, shall mature in such installments of principal and interest, shall bear interest at such rate or rates, shall be in such denomination or denominations and may contain such provisions for prepayment prior to their respective maturities, all as provided by the Board of Supervisors by resolution adopted prior to their issuance. Additional Bonds shall contain an appropriate series designation.

14. Conditions for Additional Bonds. The County shall not issue any Additional Bonds unless there shall have been filed with the County and, if the Government is the owner of any of the Bonds or Additional Bonds, with the Government, the following:

(a) a certified copy of a resolution of the Board of Supervisors in form complying with the foregoing provisions specifying or providing for all the terms of the Additional Bonds and (i) stating the cost of the acquisition or construction of any improvements, extensions, additions and replacements to the System to be acquired or constructed and finding and ordering that such improvements, extensions, additions and replacements shall be a part of the System or (ii) deeming the property, rights or easements to be acquired or constructed to be necessary, useful or convenient for the System and stating the cost of them;

(b) a certified copy of a resolution of the Board of Supervisors awarding the Additional Bonds, specifying or providing for the interest rate or rates and directing the delivery of such Additional Bonds to the purchaser named therein upon the terms provided therein;

(c) if the Additional Bonds are to be issued to complete the Project, a certificate of the consulting engineer to that effect;

(d) a certificate of the Board of Supervisors, signed by its Chairman or Vice-Chairman, that the County is in compliance with all covenants and undertakings in connection with this resolution and any supplemental resolution authorizing Additional Bonds which remain outstanding;

(e) if any of the Bonds or outstanding Additional Bonds are held by the Government, the written consent of the Government to the issuance of the Additional Bonds; and

(f) the written opinion or opinions of counsel for the County stating that the issuance of the Additional Bonds has been duly authorized and that all conditions precedent to their delivery have been fulfilled.

15. Election of Applicable Law. To the extent permitted by Section 15.2-2601 of the Act, the Board of Supervisors elects to issue Bonds under the provisions of the Act without regard to the

requirements, restrictions or other provisions contained in any charter or local or special act applicable to the County.

16. Delivery of Bonds. The Chairman and the Vice Chairman of the Board of Supervisors are each authorized and directed to take all proper steps to have the Bonds prepared and executed in accordance with their terms and to deliver the Bonds to the Government upon (a) payment of the purchase price therefor or (b) if the Bonds are issued in the alternative form providing for principal advances to be made from time to time by the Government in an aggregate amount not to exceed the face amount of the Bonds, the receipt of the Government's agreement to make such advances.

17. Filing of Resolution. The Clerk of the Board of Supervisors is authorized and directed to see to the immediate filing of certified copies of this resolution with the Circuit Court of Smyth County, Virginia, in accordance with Section 15.2-2607 of the Act.

18. Repealer. All resolutions, or parts thereof, in conflict with this resolution are repealed except such resolutions as may have been adopted by the County at the specific request of the Government as a condition to its purchase of the Bonds.

19. Ratification. All actions of officers of the County previously taken in conformity with the purposes and intent of this resolution and in furtherance of the issuance and sale of the Bonds are ratified, approved and confirmed.

20. Effective Date. This resolution shall take effect immediately.

The undersigned Clerk of the Board of Supervisors of Smyth County, Virginia (the "Board of Supervisors"), hereby certifies that the foregoing constitutes a true and correct copy of a resolution duly adopted at a meeting of the Board of Supervisors held on June 12, 2018. I hereby further certify that such meeting was a regularly scheduled meeting and that, during the consideration of the foregoing resolution, a quorum was present. I further certify that the minutes of such meeting reflect the attendance of the members and the voting on the foregoing resolution as follows:

Members	Attendance	Vote
Roscoe D. Call		
Charles P. Stevenson		
R. Curtis Rhea		
M. Todd Dishner		

Charles E. Atkins		
Judy Wyant		
Richard K. Blevins		

WITNESS MY HAND and the seal of the Board of Supervisors of Smyth County, Virginia, this ____ day of June, 2018.

Atkins District Supervisor Charles Atkins made a motion to adopt the Resolution as presented. Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following Roll Call vote:

Chairman, Park District Supervisor M. Todd Dishner	YES
Vice Chair, Rye Valley District Supervisor Rick K. Blevins	YES
Saltville District Supervisor Roscoe D. Call	YES
North Fork District Supervisor Phil Stevenson	YES
Atkins District Supervisor Charles Atkins	YES
Chilhowie District Supervisor R. Curtis Rhea	YES
Royal Oak District Supervisor Judy Wyant	YES

NAYS: None.

ABSTAINERS: None.

ABSENT: None.



6/12/2018 5:58 PM Chairman, Park District Supervisor M. Todd Dishner opened the Public Hearing for the Smyth County School Board Budget for fiscal year 2018-2019. Michael Carter, County Administrator read the advertisement as shown below for the record.

**NOTICE OF PUBLIC HEARING
ON THE SMYTH COUNTY SCHOOL BUDGET
FOR FISCAL YEAR COMMENCING
July 1, 2018– June 30, 2019
On June 12, 2018 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, 2018. The public hearing will be held in the **Board of Supervisors meeting room, 121 Bagley Circle, Smyth County Office Building on June 12, 2018 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

Smyth County School Board			
Operations Budget For the Year Ending June 30, 2019			
Revenue Summary for Operations Budget			
	2017-2018	2018-2019	Difference
State Revenue	\$ 26,969,446	\$ 26,979,465	\$ 10,019
Local Revenue	\$ 7,815,575	\$ 8,061,575	\$ 156,000
Federal Revenue	\$ 5,146,460	\$ 5,421,115	\$ 274,655
State Sales Tax	\$ 4,734,360	\$ 4,795,569	\$ 61,209
Other Revenue	\$ 2,472,265	\$ 2,505,333	\$ 33,068
TOTAL OPERATIONS	\$ 47,138,106	\$ 47,763,057	\$ 624,951
Expenditure Summary for Operations Budget			
	2017-2018	2018-2019	Difference
Instruction	\$ 34,209,135	\$ 34,285,106	\$ 75,971
Administration	\$ 1,439,378	\$ 1,446,862	\$ 7,484
Transportation	\$ 2,372,189	\$ 2,611,184	\$ 238,995
Facilities	\$ 4,283,283	\$ 4,259,857	\$ (113,426)
Food Service	\$ 3,466,676	\$ 3,783,623	\$ 316,947
Technology	\$ 1,367,445	\$ 1,376,425	\$ 8,980
TOTAL OPERATIONS	\$ 47,138,106	\$ 47,763,057	\$ 624,951

Smyth County School Board Capital Outlay and Debt Service Budget For the Year Ending June 30, 2019			
Revenue Summary for Capital Outlay and Debt Service Budget			
	2017-2018	2018-2019	Difference
Local Funds - Capital Outlay	\$ -0-	\$ -0-	\$ -0-
Local Funds - Debt Service	\$ 2,205,460	\$ 2,225,937	\$ 20,477
Other Funds - Interest Rebate	\$ 487,113	\$ 487,113	\$ -0-
TOTAL CAPITAL OUTLAY	\$ 2,692,573	\$ 2,713,050	\$ 20,477
Expenditure Summary for Capital Outlay and Debt Service Budget			
	2017-2018	2018-2019	Difference
Capital Outlay - Facilities	\$ -0-	\$ -0-	\$ -0-
Capital Outlay - Debt Service	\$ 2,692,573	\$ 2,713,050	\$ 20,477
TOTAL CAPITAL OUTLAY	\$ 2,692,573	\$ 2,713,050	\$ 20,477

Atkins District Supervisor Charles Atkins made a motion to waive the reading of the rules relating to Public Hearings. Saltville District Supervisor Roscoe D. Call seconded the motion.

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Park District Supervisor M. Todd Dishner,
Vice Chair, Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
North Fork District Supervisor Phil Stevenson,
Atkins District Supervisor Charles Atkins,
Chilhowie District Supervisor R. Curtis Rhea and
Royal Oak District Supervisor Judy Wyant.

NAYS: None.

ABSTAINERS: None.


ABSENT: None.

Dr. Dennis Carter, Smyth County School Superintendent presented an overview of the budget proposal and stated that due to the delay in the State of Virginia budget, it has been difficult for the school system to compile a budget for FY18-19.

Several Board members stated they appreciated the School Board's Budget Committee and the County's Budget Committee working together on the proposed budget, and to see a pay increase included for teachers.

No one chose to speak.

 6/12/2018 6:13 PM Chairman, Park District Supervisor M. Todd Dishner closed the Public Hearing.

 6/12/2018 6:13 PM Saltville District Supervisor Roscoe D. Call made a motion to re-appoint Iris Worley to the Smyth County Public Library Board for a four (4) year term, beginning July 1, 2018 and ending June 30, 2022. Rye Valley District Supervisor Rick K. Blevins seconded the motion.

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Park District Supervisor M. Todd Dishner,
Vice Chair, Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
North Fork District Supervisor Phil Stevenson,
Atkins District Supervisor Charles Atkins,
Chilhowie District Supervisor R. Curtis Rhea and
Royal Oak District Supervisor Judy Wyant.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

Rye Valley District Supervisor Rick K. Blevins made a motion to re-appoint Donald Bonham, for a four (4) year term, beginning July 1, 2018 and ending June 30, 2022 to the Rye Valley Water Authority. Saltville District Supervisor Roscoe D. Call seconded the motion.


After consideration, the motion PASSED by the following vote:


AYES: Chairman, Park District Supervisor M. Todd Dishner,
Vice Chair, Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
North Fork District Supervisor Phil Stevenson,
Atkins District Supervisor Charles Atkins,
Chilhowie District Supervisor R. Curtis Rhea and
Royal Oak District Supervisor Judy Wyant.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

 6/12/2018 6:17 PM Chairman, Park District Supervisor M. Todd Dishner called for a ten (10) minute recess.

 6/12/2018 6:30 PM Chairman, Park District Supervisor M. Todd Dishner called the meeting back to order from recess and opened the Public Hearing for the Smyth County FY18-19 Budget. Michael Carter, County Administrator read the advertisement as shown below for the record.

**NOTICE OF PUBLIC HEARING ON THE PROPOSED SMYTH COUNTY BUDGET FOR FISCAL
YEAR JULY 1, 2018- JUNE 30, 2019**

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 12, 2018, at 6:30 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 12, 2018.

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/2018 Budget</u>	<u>Proposed FY/2019</u>	<u>Inc./Dec.</u>
Real Property Taxes	\$ 10,045,000	\$ 10,080,000	\$ 35,000
Public Services	1,110,000	1,160,000	\$ 50,000
Minerals	5,700	5,700	\$ -
Personal Property	3,084,400	3,123,050	\$ 38,650
PPTRA	1,804,310	1,804,310	\$ -
Machinery & Tools	1,564,900	1,618,100	\$ 53,200
Merchants Capital	257,500	278,000	\$ 20,500
Lodging Tax	80,000	56,000	\$ (4,000)
Penalties & Interest	326,000	362,000	\$ 36,000
Motor Vehicle License	444,000	453,000	\$ 9,000
Rolling Stock Tax	34,000	34,823	\$ 823
Utility Licenses Tax	89,500	108,000	\$ 18,500
Consumer's Utility Tax	1,125,000	1,114,000	\$ (11,000)
Permits & Other Licenses	98,175	124,300	\$ 26,125
Fines & Forfeitures	196,500	155,700	\$ (40,800)
Interest on Investments	65,000	106,000	\$ 41,000
Use of Property	144,074	147,074	\$ 3,000
Court Cost	10,176	11,176	\$ 1,000
Charges for Commonwealth Attorney	3,800	3,000	\$ (800)
Charges Sanitation & Waste	975,000	782,800	\$ (192,200)
Expenditure Refunds	614,335	1,213,639	\$ 599,304
Miscellaneous Revenue	63,228	76,900	\$ 13,672

Board of Supervisors Meeting Minutes
June 12, 2018

Grant Money	518,000	518,000	\$ -
Revenue from the Commonwealth	210,300	229,800	\$ 19,500
Comprehensive Service Act	674,344	727,985	\$ 53,641
Commonwealth Attorney	590,594	617,622	\$ 27,028
Sheriff	1,765,031	1,765,527	\$ 496
Commissioner of the Revenue	111,279	111,279	\$ -
Treasurer	108,770	108,770	\$ -
Registrar/Electoral Board	49,500	49,500	\$ -
Clerk's Office	323,950	341,950	\$ 18,000
Local Sales Tax	2,220,000	2,320,000	\$ 100,000
Categorical Aid - Other	145,118	259,409	\$ 114,291
Payment in Lieu of Taxes	85,000	85,000	\$ -
Special Assessments	36,000	7,600	\$ (28,400)
Local Funds Transfers	(10,740,036)	(10,865,334)	\$ (125,298)
Animal Licenses	8,500	7,500	\$ (1,000)
EDA Funds	560,000	560,000	\$ -
State/Federal School Funds	39,809,644	39,809,644	\$ -
Local Funds Transfer General Fund-Schools	10,021,035	10,021,035	\$ -
Department of Social Services	3,930,645	4,075,696	\$ 145,051
Local Share from General Fund	830,499	844,299	\$ 13,800
School Textbook Revenue	503,000	803,000	\$ 300,000
911 Wireless Grants	69,030	107,030	\$ 38,000
Interest/Transf. Courthouse Sav	800,000	825,000	\$ 25,000
Adwolfe Sewer Project	4,540,000	150,000	\$ (4,390,000)
Miscellaneous	(109,698)	-	\$ 109,698
Water Sewer Revenue	2,332,500	2,312,750	\$ (19,750)
Capital Projects	1,064,600	1,100,000	\$ 35,400
Social Security Funds	98,215	97,585	\$ (630)
Drug Asset Revenue	82,000	125,000	\$ 43,000
Sheriff Dare Revenue	5,000	10,000	\$ 5,000
Courthouse Security Revenue	135,000	150,000	\$ 15,000
Asset Forfeiture	11,250	438,000	\$ 426,750
Police Activity Fund	891,122	1,005,970	\$ 114,848
Sheriff Federal Asset Forfeiture	25,000	-	\$ (25,000)
Money Collected in Court	60,000	60,000	\$ -
Recovery Court	129,231	183,318	\$ 54,087
Federal Money-CWA	660,000	20,000	\$ (640,000)
Federal Money-Sheriff	150,000	-	\$ (150,000)
Circuit Court Copy Revenue	6,000	4,000	\$ (2,000)
Sub-total	84,831,021	81,784,507	\$ (3,046,514)
Debt Service			
Proceeds From Short term borrowing	5,000,000	5,000,000	\$ -
Sub-total	5,000,000	5,000,000	\$ -
Total County Budget Revenues	\$89,831,021	\$ 86,784,507	\$ (3,046,514)

Board of Supervisors Meeting Minutes
June 12, 2018

<u>Expenditures</u>	<u>FY/2018 Budget</u>	<u>Proposed FY/2019</u>	<u>Inc./Dec.</u>
Board of Supervisors	\$ 630,521	1,022,953	\$ 392,432
County Administration	443,234	440,189	\$ (3,045)
Legal Department	75,000	60,000	\$ (15,000)
Commissioner of the Revenue	294,501	289,389	\$ (5,112)
Assessor	-	180,000	\$ 180,000
Treasurer	382,903	378,298	\$ (4,605)
Information Systems	447,747	435,453	\$ (12,294)
Registrar	238,997	193,537	\$ (45,460)
Circuit Court	76,236	190,941	\$ 114,705
General District Court	7,405	7,655	\$ 250
Juvenile & Domestic Courts	247,668	213,248	\$ (34,620)
Clerk of the Circuit Court	554,209	561,626	\$ 7,417
Sheriff	2,906,211	2,852,638	\$ (53,573)
Law Library	1,000	1,000	\$ -
Commonwealth Attorney	655,220	638,191	\$ (17,029)
Victim Witness Asst. Program	101,375	103,403	\$ 2,028
Central Dispatch	2,800	2,800	\$ -
Smyth County Basic 911	485,949	736,389	\$ 250,440
Volunteer Fire Department	261,267	273,550	\$ 12,283
Ambulance & Rescue Service	148,455	158,352	\$ 9,897
Forestry	8,000	8,000	\$ -
Sheriff - Jail	2,802,833	2,925,525	\$ 122,692
Building Inspection & Zoning	329,305	324,181	\$ (5,124)
Animal Control	461,486	411,884	\$ (49,582)
Medical Examiner - Coroner	500	500	\$ -
Emergency Services - Civil Defense	40,669	38,087	\$ (2,582)
Refuse Collection & Disposal	1,480,180	1,623,268	\$ 143,088
Convenience Stations	298,285	298,845	\$ 560
Rye Valley Water Co	25,922	25,922	\$ -
Smyth County Tourism	35,555	43,090	\$ 7,535
Building & Facility Maintenance	522,924	483,415	\$ (39,509)
Local Health Department	441,023	441,023	\$ -
Mental Health	166,022	166,022	\$ -
Social Services Board Member Payments	4,200	4,200	\$ -
Other Community expenses	201,336	191,336	\$ (10,000)
Community Colleges	55,314	55,314	\$ -
Recreation	29,000	29,000	\$ -
Library Administration	700,000	660,000	\$ (40,000)
Planning Commission	6,900	6,900	\$ -
Community & Economic Development	166,533	161,510	\$ (5,023)
Economic Development Authority	671,328	558,328	\$ (113,000)
Soil & Water Conservation	27,600	27,600	\$ -
Cooperative Extension Program	90,640	91,524	\$ 884
Comprehensive Service Act	708,041	952,750	\$ 244,709
Animal Control (Fund 3)	11,155	10,695	\$ (460)
EDA General Expenses	560,000	560,000	\$ -
County School Operations & Capital Outlay (Non-Local)	39,809,644	39,809,644	\$ -
County School Operations & Capital Outlay (Local)	7,815,575	7,815,575	\$ -
County School Debt Service Local Funds	2,205,460	2,205,460	\$ -
Department of Social Services	4,761,144	4,919,995	\$ 158,851
School Textbook Fund Expense	500,000	800,000	\$ 300,000

Board of Supervisors Meeting Minutes
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Dispatch (Fund 38)	113,760	91,760	\$ (22,000)
Courthouse Project	800,000	825,000	\$ 25,000
Adwolfe Sewer Project	4,540,000	150,000	\$ (4,390,000)
Water-Sewer Department Operations	1,183,851	1,190,119	\$ 6,268
Water-Sewer Department Debt Service	860,157	906,835	\$ 46,678
Funded Projects	27,064	17,500	\$ (9,564)
Capital Projects	1,064,600	1,000,000	\$ (64,600)
Social Security Funds	97,000	97,000	\$ -
Drug Asset Expense	75,000	125,000	\$ 50,000
Sheriff Dare Program	5,000	10,000	\$ 5,000
Courthouse Security	143,690	150,000	\$ 6,310
Asset Forfeiture	11,250	438,000	\$ 426,750
Sheriff Federal Asset Forfeiture	25,000	0	\$ (25,000)
Purchase Equipment	60,000	60,000	\$ -
Recovery Court	129,231	163,318	\$ 34,087
Police Activity Fund Expense	879,850	1,005,970	\$ 126,120
CWA Fed Shared Funds	660,000	20,000	\$ (640,000)
CWA/Sheriff's Office	150,000	0	\$ (150,000)
Expenses Circuit Court	6,000	4,000	\$ (2,000)
Sub-total	83,728,905	80,743,707	\$ (2,985,198)
DEBT SERVICE			
Payment on Line of Credit	5,000,000	5,000,000	\$ -
Courthouse Debt Service	1,102,116	1,040,800	\$ (61,316)
Sub-total	6,102,116	6,040,800	\$ (61,316)
Total County Budget Expenditures	\$ 89,831,021	\$ 86,784,507	\$ (3,046,514)

TAX RATES FOR 2018

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 FY2018-2019 budget.

There are no fee structure changes in the Proposed FY2018-2019 Budget.


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

Michael Carter, County Administrator read the rules and procedures for public hearings.

Susan Rutherford, 112 Park Street Marion, spoke as a citizen of Smyth County, and stated she would like an explanation as to the continuous cut to funding for the Smyth County Public Library.

John Graham, Clerk of Circuit Court, 611 East Main Street, Marion, stated he would like to see the budget for the Clerk's office increased to accommodate staffing needs due to increased case load.

 6/12/2018 6:48 PM With no one else wishing to speak, Chairman, Park District Supervisor M. Todd Dishner closed the Public Hearing.

 6/12/2018 6:49 PM Park District Supervisor M. Todd Dishner brought forward a recommendation from the Appointment Committee. It is the Committee's recommendation to reappoint Kim Daugherty as the Chilhowie District Representative to the Department of Social Services Board for a four (4) year term, beginning July 1, 2018 and ending June 30, 2022.

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Park District Supervisor M. Todd Dishner,
Vice Chair, Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
North Fork District Supervisor Phil Stevenson,
Atkins District Supervisor Charles Atkins,
Chilhowie District Supervisor R. Curtis Rhea and
Royal Oak District Supervisor Judy Wyant.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

Park District Supervisor M. Todd Dishner brought forward a recommendation from the Appointment Committee. It is the Committee's recommendation to re-appoint the following to the Community Policy Management Team. The term is for one year beginning July 1, 2018 and ending June 30, 2019.

Lisa Bourne as the Private Provider Representative
Teresa Wilkerson as the Parent Representative
Roscoe D. Call as the Board of Supervisors Representative
Scott Simpson as the Board of Supervisor's designee, should Mr. Call not be able to attend

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Park District Supervisor M. Todd Dishner,
Vice Chair, Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
North Fork District Supervisor Phil Stevenson,
Atkins District Supervisor Charles Atkins,
Chilhowie District Supervisor R. Curtis Rhea and
Royal Oak District Supervisor Judy Wyant.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

Park District Supervisor M. Todd Dishner brought forward a recommendation from the Smyth County Appointment Committee. It is the committee's recommendation to reappoint Manuel Street to Keep Southwest Virginia Beautiful for a one (1) year term, beginning July 1, 2018 and ending on June 30, 2019.

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Park District Supervisor M. Todd Dishner,
Vice Chair, Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
North Fork District Supervisor Phil Stevenson,
Atkins District Supervisor Charles Atkins,
Chilhowie District Supervisor R. Curtis Rhea and
Royal Oak District Supervisor Judy Wyant.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

Park District Supervisor M. Todd Dishner brought forward a recommendation from the Appointment Committee. It is the Committee's recommendation to re-appoint the following to the Southwest Community Corrections Criminal Justice Board for a two (2) year term, beginning July 1, 2018 and ending June 30, 2020.

Michael Carter, County Administrator
Chip Shuler, Sheriff
Roy Evans, Commonwealth Attorney

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Park District Supervisor M. Todd Dishner,
Vice Chair, Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
North Fork District Supervisor Phil Stevenson,
Atkins District Supervisor Charles Atkins,
Chilhowie District Supervisor R. Curtis Rhea and
Royal Oak District Supervisor Judy Wyant.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

Park District Supervisor M. Todd Dishner brought forward a recommendation from the Appointment Committee. It is the Committee's recommendation to appoint R. Curtis Rhea as the Chilhowie District Representative to the Economic Development Authority, for a four (4) year term beginning July 1, 2018 and ending June 30, 2022.

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Park District Supervisor M. Todd Dishner,
Vice Chair, Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
North Fork District Supervisor Phil Stevenson,
Atkins District Supervisor Charles Atkins,
Chilhowie District Supervisor R. Curtis Rhea and
Royal Oak District Supervisor Judy Wyant.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

Michael Carter, 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 for the Smyth County Sheriff Department in the amount of \$6,220.00.

EXPENSE

From:	To:	Amount:
001-021070-1001 (Salaries)	001-021070-5408 (Vehicle Maint.)	\$6,220.00

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Park District Supervisor M. Todd Dishner,
Vice Chair, Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
North Fork District Supervisor Phil Stevenson,
Atkins District Supervisor Charles Atkins,
Chilhowie District Supervisor R. Curtis Rhea and
Royal Oak District Supervisor Judy Wyant.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

Michael Carter, County Administrator brought forward a recommendation from the Budget Committee. It is the Committee's recommendation to approve the engagement letter from Robinson, Farmer, Cox and Associates for audit services for fiscal year end June 30, 2018.

Royal Oak District Supervisor Judy Wyant asked Mr. Carter to read for the record the cost associated with the engagement letter. Mr. Carter stated the cost for the audit for FY18 is to be approximately \$55,000.00.

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Park District Supervisor M. Todd Dishner,
Vice Chair, Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
North Fork District Supervisor Phil Stevenson,
Atkins District Supervisor Charles Atkins,
Chilhowie District Supervisor R. Curtis Rhea and
Royal Oak District Supervisor Judy Wyant.

NAYS: None.
ABSTAINERS: None.
ABSENT: None.

Michael Carter, County Administrator brought forward a recommendation from the Budget Committee. It is the Committee's recommendation to approve the agreement as shown below for the 2020 General Reassessment.

THIS CONTRACT FOR APPRAISAL SERVICES (Contract), made and entered into this _____ day of _____, 2018, by and between **COUNTY OF SMYTH, VIRGINIA**, a political subdivision of the Commonwealth of Virginia (**County**), and **Pearson's Appraisal Service, Inc.**, a Virginia corporation C (**Company**).

WITNESSETH:

WHEREAS, the County desires to make a general reassessment of all real property located within the County limits, and

WHEREAS, the Company represents that it is fully qualified and competent to make appraisals used in said reassessment, using generally accepted appraisal standards, and

WHEREAS, the County and the Company have reached an agreement for the Company to provide such services to the County and the parties desire that such agreement be reduced to writing.

NOW, THEREFORE, it is mutually agreed by and between the parties as follows:

I. GENERAL PURPOSE.

The purpose of this contract is to set forth an whereby the Company will provide professional appraisal services to the County for the general reassessment of all real property located within the County for real estate tax purposes.

II. BASIC SERVICES.

A. The Basic Services to be performed by the Company shall be as follows:

1. Basic Services shall be performed by the Company in accordance with the terms of this contract and the professional services set forth in the Contract Documents. The Contract Documents shall include: 1) the Request for Proposals and associated specifications for the procurement of reassessment services as submitted by the Mount

Rogers Planning District Commission, dated April 27, 2015. The performance of the Basic Services by the Company is referred hereafter from time to time as the Project.

2. Prior to conducting the appraisals, the Company shall perform the following preliminary studies, which shall result in a compilation of recorded sales of real estate listed by category sufficient to form a basis for the determination of the fair market value for each parcel to be appraised. The two preliminary studies, which shall be completed in accordance with the requirements of the RFP, shall consist of:
 - a. **Sales Data:** This analysis shall include a representative number of sales and transactions of real property found in the County. The sales data shall form the basis for the determination of fair market value.
 - b. **Construction Costs:** This analysis shall be conducted in cooperation with the County Building Official and local contractors. The study shall include material costs, labor costs, and overhead and profit factors, derived from an analysis of known new construction sales. This data will be incorporated into the analysis of sales data outlined above. Unit construction costs that include all of the items mentioned above will be developed. Separate unit costs shall be developed for each type of construction (e.g. residential, commercial, industrial), as well as for each construction subsystem or component (e.g. paving, roofing, fencing). Such subsystems shall be used in conjunction with the sales data described in subparagraph (1) above to conduct random testing against known construction costs to verify the accuracy of the cost studies. The Marshall and Swift Manual will be used to support local costs.
3. The Company shall make available to the County copies of the Sales Data and Construction Costs studies upon their completion and shall provide to the County, at the completion of the Project, two (2) copies of each study, including indexes or other references to cost manuals.
4. The Company shall provide to the Commissioner the Market Analysis software module for the CAMRA (Computer Assisted Mass Re-Appraisal) system and the CAMRA GIS extraction software.
5. Pursuant to VA Code § 58.1-3331©. upon request of the County Commissioner of Revenue (Commissioner), Company shall provide a written statement of methodology employed in the calculation of a property's assessed value to include the capitalization rate used to determine the property's value, a list of comparable properties or sales figures considered in the valuation and any other surveys, formulas, matrices, or other factors considered in determining the value of the property. Nothing in this section shall be construed to require disclosure of information that is prohibited from disclosure pursuant to VA Codes. §§ 58.1-3 and 58.1-3294. The Company shall provide such written

material to Commissioner in a format suitable for presentation in a court of law within five (5) days of Company's receipt of written request for such material, and the Commissioner's request by email shall be deemed received by the Company as of the date of delivery or next business day thereafter if sent after regular business hours or on a weekend or holiday. Pearson's will assist Smyth County with any court appeals at no additional cost.

6. Company shall participate in Taxpayer-initiated assessment reviews that are requested in response to the Company's reassessment notices pursuant to this Contract. The Commissioner shall schedule these reviews during the months of January and February, 2020, and will make best efforts to schedule the reviews in consolidated blocks of time, with the understanding that the coordination of such reviews must be done to the service of the Taxpayers.
7. The Company shall be solely responsible for coordination of the Project, including the work of the Company, the Commissioner, the Building Official, the County Administrator, the Professional Assessor, and any other governmental entities having jurisdiction over the general reassessment. If the Company becomes aware of any delay or problem that may hinder coordination among the various entities, the Company shall immediately provide written notification to the Commissioner and shall take appropriate action to keep the Project on the approved schedule, as outlined in the Contract Documents.
8. The Company shall meet with the Board of Supervisors to update them and receive input and instruction after the market study is completed, and as needed at the request of the County Administrator or Commissioner.
9. New construction shall be incorporated into the reassessment data file based upon Building Permits issued through October 1, 2019. When found in the field, the Company shall provide to the County new construction information as outlined in this Contract. All previously inspected incomplete new construction related to Building Permits and Red-Tags inspected prior to October 1, 2019, will be re-inspected prior to the Project finalization and mailing of reassessment notices. New construction that is incomplete as of Project finalization and mailing of reassessment notices will be flagged for future inspection beginning in the Spring of 2020 in accordance with a new Agreement for Services of \$30.00 Assessment of New Construction and Red-Tagged Parcels (2020-2023). The Company and the Commissioner will work together to ensure that all new construction is correctly identified and inspected relative to this Project.
10. During the course of the field inspection phase of the reassessment contract, the Company will submit all inspected new construction found during the normal course of the field inspection process to the Commissioner's Real Estate Office for processing. A system will be established jointly between the Company and the Commissioner's Real

Estate Office for the processing of such changes in the County's current year Computer Assisted Mass Re-Appraisal (CAMRA) database. Should the County direct the Company to enter data of such new construction via Virtual Private Network (VPN) connection to the County's current year CAMRA Database, the County will compensate the Company at the rate of Five Dollars (\$5.00) per parcel inclusive of all permits for such parcels. The per parcel rate of Five Dollars (\$5.00) shall apply regardless of the number of building permits pending at the time of the inspection. It is understood that such new construction will be inspected, and provided to the County on an 'as found' basis during the normal field inspection. All such new construction shall be presented to the Commissioner for review, and Company shall enter it into the current year CAMRA database only if so directed by Commissioner. All compensation related to the data processing of such new construction will be considered separate from the compensation provisions of this contract for the 2020 General Reassessment and as such will not be subject to the withholding of any retainage percentage. Invoices for the data processing of the new construction into the current year CAMRA database will be prepared separately and provided to the Commissioner along with the appropriate Property Data Cards. Digital photographs of the new construction will be incorporated into the general reassessment photograph files and will not be provided separately for the current year digital photograph file.

11. The company shall make the VAMANET or Pearson's CAPS service available for use by the general public free of charge during the entire reassessment year of 2020.
12. The Company shall leave door hangers at each residential address at which properties where the physical information needs to be corrected, and the door hangers shall include the Company's return address and not the Commissioner's return address.
13. The Company shall have assessments for all Commercial and Industrial parcels having a newly assessed value of \$400,000 or more completed and returned to the Commissioner by no later than July 1, 2019, for review.
14. The Company shall have an assessor review each Commercial and Industrial assessment prior to submission to the Commissioner by July 1, 2019.
15. The Company shall provide photo identification for all assessors as well as Company signage for all vehicles used in the assessment process. Company employees conducting site inspections shall have photo identification and vehicle signage visible at all times during the field work.
16. Company shall be responsible for preparing, sorting, distributing & mailing initial reassessment notices. Company shall also be responsible for preparing, sorting, distributing & mailing of subsequent change or no change letters, however, the County will be responsible for postage only, and Company will submit appropriate, detailed

invoice(s) to County for postage for these letters for the first mailing and the second mailing of notices.

B. The County shall provide Basic Service, as follows:

1. In the event the County should choose to adopt the Professional Assessor provisions as outlined in § 58.1-3275, the Company shall provide a qualified assessor, Fred W. Pearson, to serve as the Professional Assessor for this project.

III. THE COMPANY'S REPRESENTATIONS.

- A. The Company represents and warrants that its services will be performed in a manner consistent with generally accepted appraisal standards and practices and that it is familiar with all federal, state, and local laws, regulations, codes, and standards that are applicable at the time the Company renders its professional services.
- B. The Company represents and warrants that it is experienced with real property values in Smyth County and with the particular types of property being appraised. The Company further represents and warrants that it and its principals are properly licensed, pursuant to applicable law, to perform all services under this Contract.
- C. The Company represents and warrants that its supervisors, appraisers and research technicians are qualified for assignments related to the Project. Mr. Jeffrey Hayton of Abingdon, Virginia, will be the proposed project supervisor for this reassessment, or other Company employee as mutually agreed upon by the Company and County.

IV. WORK TO BE PERFORMED BY THE COUNTY.

- A. The County shall perform the work as assigned in the RFP and the Company's Proposal.
- B. The County shall have the right to require the Company to remove from the Project any person the County, in its discretion, considers to be unqualified or negligent, or the County, in its discretion, considers guilty of any misconduct in the performance of his duties. Any such person so removed shall not again be employed on the Project.
- C. The Company agrees to utilize the GIS mapping software as proposed by the County. County will be responsible for providing periodic updates and support to keep the Company field data units up to date with the latest map changes as submitted by the County GIS department. County will be responsible for coordinating any program fixes with the software developer should the need arise. Company will make the County Information Systems Department (I.S. Department) aware of any technical problems which may come to light pursuant to the daily use of the software. Company will be responsible for all costs associated with purchases of hardware required by Company staff to utilize this technology.

- D. The Commissioner shall be responsible for providing recorded and verified sales information as well as the correct tax map enumeration, as accurately as possible.
- E. The County Building Inspection Office and the Commissioner shall provide Company all pertinent Building Permit and Occupancy certifications during the term of this Contract. The County Building Inspection Office shall work with the Commissioner to ensure the correct map number and parcel information is assigned to individual Building Permits.

V. **TIME**

- A. Time is of the essence in this Contract.
- B. Notwithstanding any provision of the Contract Documents to the contrary, the Company agrees to complete all professional appraisal services and to prepare and mail reassessment notices to the landowners in preparation of the hearings process on or about January, 2020.
- C. Company shall provide to the Commissioner, no later than February, 2020, any assessments that were amended as a result of Taxpayer-Initiated reviews of reassessment notices.
- D. Company shall, no later than March, 2020, submit to the Commissioner all electronic media (including photos) and final field cards, and complete all field work, all hearings, and real estate book preparation and signing.
- E. Company shall provide to the County prompt written notice in the event Company considers County action to cause delay in Company performance in accordance with mandatory deadlines.
- F. In an effort to keep both parties apprised as to the status of the project, periodic meetings between the Company and the Commissioner will be held to discuss the project progress. In the event that the Company determines that any action or inaction of the County has caused a delay in the project, the conditions, circumstances, and suggested resolution can be discussed and addressed at such meetings, allowing the County sufficient time to remedy the situation without unduly delaying the project.
- G. Execution and delivery of this Contract by the County shall constitute written notice for the Company to proceed with the Basic Services.

VI. **INSURANCE AND INDEMNIFICATION**

- A. The Company agrees to indemnify, defend and save harmless the County, its officers, agents, and employees, from and against any and all demands, actions, causes of action, damages (whether direct, indirect, incidental or consequential), costs, losses, claims, and expenses (including attorney's fees) of any and every kind arising out of any and all

acts, errors, or omissions of the Company, its subcontractors, agents or employees, in performing services under this Contract.

- B.** The Company shall secure and maintain at its cost such insurance as will protect it and the County from claims under worker's compensation acts; claims for damages because of bodily injury, including personal injury, sickness or disease, or death of any of its employees or of any person other than its employees; claims for damages because of injury to, or destruction of, tangible property including loss of use resulting therefrom; and claims arising out of the performance of professional services caused by any errors, omissions, or negligent acts for which it is liable. The minimum limits of liability shall be as set forth in the RFP; that is to say, the appraisal firm will carry workers' compensation and public liability insurance, designed to hold Smyth County and its official harmless from all claims, demands, suits, or actions, recovered against them by reason of any act by any employee or equipment of the appraisal firm during the reassessment process. Certificate of coverage shall be provided to the County prior to the start of field work. At its option, the Company may increase the limits of liability to amounts greater than those set forth in the RFP.
- C.** The Company shall furnish to the County insurance certificates evidencing the insurance policies and coverages required hereunder, which certificates are hereby incorporated by reference into this Contract, prior to the initiation of services under this Contract. Such certificates shall provide that the Company or its insurer shall give thirty (30) days prior written notification of cancellation or modification of any of said policies to the County. Additionally, the County shall be entitled to demand that the Company, from time to time, furnish evidence that the insurance required by this Contract is in effect, and such evidence shall be provided within ten (10) days of such request.

VII. COMPENSATION

- A.** The County agrees to pay the Company as provided in the Contract Documents.
- B.** Unit Price The unit price set forth in the Company's Proposal, to be paid hereunder for the Basic Services, inclusive of the use of the GIS mapping software system as outlined above, is \$12.25 per parcel and shall include all expenses of the Company incidental to this Contract. Total compensation for all work shall equal the product of the total number of parcels (taxable and non-taxable) listed on the real property land book, as certified to the Clerk of the Circuit Court, multiplied by \$12.25.
- C.** County shall make periodic payments to the Company based upon submitted invoices. Such invoices will reflect the actual number of parcels completed during the invoice period times the above stated unit price of \$12.25 per parcel. The Company agrees that each invoice will reflect a 10% (Ten Percent) retainer deduction to be held by the County until the project is finalized as outlined in the Company response to the County RFP.

- D. Company agrees to bring obvious and substantial mapping errors to the attention of the Commissioner of the Revenue for review and correction at no additional cost to the County.
- E. Subject to commercial/industrial property exception, acceptance by the Company of final payment from the County shall operate as, and be, a full release to the County and every officer, employee, and agent thereof, from all claims by and liabilities to the Company.

VIII. TERMINATION

- A. The County may terminate or suspend work under this Contract for any reason, including the convenience of the County, by giving seven (7) days written notice to the Company. This Contract may be terminated by the Company upon the substantial failure of the County to perform in accordance with all the terms herein, provided that the County's failure to perform is through no fault of the Company and shall continue for thirty (30) days after written notice thereof from the Company specifying the nature and extent of such default.
- B. The County agrees to pay the Company for services rendered through the date of termination or suspension, based upon the percentage of the Company's services completed as of the date of termination. Such payments shall be paid by the County upon the Company's delivery to the County of all data, drawings, reports, estimates, summaries, and such other information and materials as many have been accumulated by the Company in performing the services included in this Contract, whether completed or in progress.

IX. MISCELLANEOUS

- A. The Company represents that all persons performing services herein are employees or agents of the Company. Such personnel shall not be employees of, nor have any contractual relationship with the County, nor shall they hold themselves out as, or claim to be, officers or employees of the County. The Company further agrees that in the performance of its services hereunder, it shall be acting as an independent contractor and not as agent of the County.
- B. Any legal action brought by either party to this Contract shall be subject to the exclusive jurisdiction of the Circuit Court of Smyth County, Virginia, and shall be brought only in such court. This Contract shall be governed by the laws of the Commonwealth of Virginia and Smyth County.
- C. This Contract represents the entire and integrated Contract between the County and the Company and supersedes all prior negotiations, representations, or agreements,

either writer or oral. This Contract may be amended only by written instrument signed by both the County and the Company.

- D. Notwithstanding anything to the Contrary contained in the Proposal in the event of any conflict among the terms contained in the Contract Documents, the provisions of this Contract shall control. Any references in the Contract Documents to the County Assessor's Office shall refer to the Commissioner.
- E. The Commissioner, or his designee, shall be the County's project manager, and have sole authority to administer the terms of this Contract. The Board of Supervisors of the County shall have sole authority to execute amendments to the Contract.
- F. The County and the Company each binds itself, its partners, successors, and assigns to the other party to this Contract and to the partners, successors, and assigns of such other party, in respect to all covenants contained in this Contract. The Company shall not assign, sublet, or transfer any part of its interest in the Contract without the prior written consent of the County.

IN WITNESS WHEREOF, the parties hereto have made and executed this Contract on the date aforesaid.

COUNTY OF SMYTH
VIRGINIA

By: _____

Michael L. Carter
County Administrator

Approved as to form:

County Attorney

PEARSON'S APPRAISAL SERVICE, INC.

By: _____

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Park District Supervisor M. Todd Dishner,
Vice Chair, Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
North Fork District Supervisor Phil Stevenson,
Atkins District Supervisor Charles Atkins,
Chilhowie District Supervisor R. Curtis Rhea and
Royal Oak District Supervisor Judy Wyant.

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 attached (#1) for the Water Department in the amount of \$59,719.00.

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Park District Supervisor M. Todd Dishner,
Vice Chair, Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
North Fork District Supervisor Phil Stevenson,
Atkins District Supervisor Charles Atkins,
Chilhowie District Supervisor R. Curtis Rhea and
Royal Oak District Supervisor Judy Wyant.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

Michael Carter, 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 for the Smyth County Sheriff Department in the amount of \$2,062.00.

EXPENSE

From:	To:	Amount:
001-021070-1001 (Salaries)	001-021070-5408 (Vehicle Maint.)	\$2,062.00

After consideration, the motion PASSED by the following vote:

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

Saltville District Supervisor Roscoe D. Call,
North Fork District Supervisor Phil Stevenson,
Atkins District Supervisor Charles Atkins,
Chilhowie District Supervisor R. Curtis Rhea and
Royal Oak District Supervisor Judy Wyant.

NAYS: None.

ABSTAINERS: None.

ABSENT: None.



6/12/2018 7:20 PM Chairman, Park District Supervisor M. Todd Dishner informed the Board of Supervisors the Personnel Committee had met on May 21st and June 5th, 2018, with no recommendations that needed to be considered at this time.



6/12/2018 7:21 PM Chilhowie District Supervisor R. Curtis Rhea brought forward the following recommendations from the Solid Waste Committee.

It is the Committee's recommendation to accept the proposal from the City of Bristol for Solid Waste Disposal Services, at a cost of \$16.70 per ton for year one. The price will increase by .25 cents each year accordingly until year five (5).

After consideration, the motion PASSED by the following vote:

AYES: Chairman, Park District Supervisor M. Todd Dishner,
Vice Chair, Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
North Fork District Supervisor Phil Stevenson,
Atkins District Supervisor Charles Atkins,
Chilhowie District Supervisor R. Curtis Rhea and
Royal Oak District Supervisor Judy Wyant.

NAYS: None.

ABSTAINERS: None.

It is the Committee's recommendation to award the bid of two (2) trucks, to World Wide Equipment in the amount of \$103, 230 each for Smyth County to haul the solid waste.

After consideration, the motion PASSED by the following vote:

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

NAYS: Chilhowie District Supervisor R. Curtis Rhea.

ABSTAINERS: None.

It is the Committee's recommendation to award the bid for the purchase of four (4) Walking Floor Trailers to Fitzgerald Peterbilt in the amount of \$68,901.00 each.

After consideration, the motion PASSED by the following vote:

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

NAYS: Chilhowie District Supervisor R. Curtis Rhea.

ABSTAINERS: None.



6/12/2018 7:28 PM Supervisor Comment Time:

Royal Oak District Supervisor Judy Wyant thanked everyone in attendance of the Board Meeting.

Rye Valley District Supervisor Rick K. Blevins thanked members of the Budget Committee and staff for all of the hard work on the budget for FY18-19.

Atkins District Supervisor Charles Atkins stated he was concerned with the continued level funding of several organizations. Mr. Atkins proposed the Board consider at .02 cent tax increase to allow for more School Resource Officers, increased funding to Fire and EMS, and for Town recreation.

Saltville District Supervisor Roscoe D. Call thanked everyone for all their hard work, would like to see the transfer station on County property.

Park District Supervisor M. Todd Dishner thanked everyone for all their hard work on the budget for FY18-19.

Michael Carter, County Administrator stated that should the Board of Supervisors like to consider a tax increase, the window for this to happen is very small. Discussion continued on this item, with the Board taking no action.

Meeting continued to June 26, 2018 at 5:00 P.M., as previously motioned earlier in the meeting.

The Smyth County Board of Supervisors held its continued meeting at 5:00 p.m., **Tuesday, June 26, 2018**. 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, Park District Supervisor M. Todd Dishner; Vice-Chairman, Rye Valley District Supervisor Rick K Blevins; Saltville District Supervisor Roscoe D Call; North Fork District Supervisor Phil Stevenson; Chilhowie District Supervisor R. Curtis Rhea (via electronic communication); Atkins District Supervisor Charles Atkins; Royal Oak District Supervisor Judy Wyant (7)


ABSENT: None.


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

Others Present: Stephanie Porter Nichols, Smyth County News and Messenger, Smyth County Sheriff's Department Deputy and several citizens were present.

 6/26/2018 5:02 PM Chairman, Park District Supervisor M. Todd Dishner called the meeting to order.

 6/26/2018 5:02 PM Chairman, Park District Supervisor M. Todd Dishner opened Citizens Time.

 6/26/2018 5:02 PM With no one wishing to speak, Chairman, Park District Supervisor M. Todd Dishner closed Citizens Time.

 6/26/2018 5:03 PM Michael Carter, County Administrator informed the Board there was one (1) Board Member not physically present at the meeting and would like for consideration to participate in the meeting via electronic communication as allowed by the Boards Rules of Procedures.

Chilhowie District Supervisor R. Curtis Rhea requested to join the meeting via phone due to being out of town, therefore he was not able to be physically present during the meeting.

Saltville District Supervisor Roscoe D. Call made a motion to allow Chilhowie District Supervisor R. Curtis Rhea to participate by phone. Atkins District Supervisor Charles Atkins seconded the motion.

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

Chairman, Park District Supervisor M. Todd Dishner	YES
Vice Chairman, Rye Valley District Supervisor Rick K. Blevins	YES
Saltville District Supervisor Roscoe D. Call	YES
North Fork District Supervisor Phil Stevenson	YES

Atkins District Supervisor Charles Atkins	YES
Royal Oak District Supervisor Judy Wyant	YES

NAYS: None.

ABSTAINERS: Chilhowie District Supervisor R. Curtis Rhea.

ABSENT: None.



6/26/2018 5:05 PM Chairman, Park District Supervisor M. Todd Dishner brought forward the following recommendations from the Budget Committee.

It is the Committee's recommendation to approve the budget transfer as shown below for the Smyth County Sheriff Department in the amount of \$2,676.00.

EXPENSE

From:	To:	Amount:
001-021070-1001 (Salaries)	001-021070-5408 (Vehicle Maint.)	\$2,676.00

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

Chairman, Park District Supervisor M. Todd Dishner	YES
Vice Chairman, Rye Valley District Supervisor Rick K. Blevins	YES
Saltville District Supervisor Roscoe D. Call	YES
North Fork District Supervisor Phil Stevenson	YES
Chilhowie District Supervisor R. Curtis Rhea	YES
Atkins District Supervisor Charles Atkins	YES
Royal Oak District Supervisor Judy Wyant	YES

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

It is the Committee's recommendation to approve the budget transfer as shown below for the Smyth County School Board in the amount of \$180,000.00.

EXPENSE

From:	To:	Amount:
009-099990-5801 (Instruction)	009-099990-5804 (Facilities)	\$90,000.00
009-099990-5802 (Administration)	009-099990-5804 (Facilities)	\$30,000.00
009-099990-5801 (Instruction)	009-099990-5803 (Transportation)	\$60,000.00

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

Chairman, Park District Supervisor M. Todd Dishner	YES
Vice Chairman, Rye Valley District Supervisor Rick K. Blevins	YES
Saltville District Supervisor Roscoe D. Call	YES
North Fork District Supervisor Phil Stevenson	YES

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Chilhowie District Supervisor R. Curtis Rhea	YES
Atkins District Supervisor Charles Atkins	YES
Royal Oak District Supervisor Judy Wyant	YES

NAYS: None.
ABSTAINERS: None.
ABSENT: None.

Michael Carter, County Administrator brought forward a recommendation from the Budget Committee. It is the Committee's recommendation to approve the proposed changes to the FY2018-2019 Budget as shown below.

Expense			Proposed	New	Difference
9	099990-5801	Instruction	\$ 34,209,135	\$ 34,446,904	\$ 237,769
9	099990-5802	Administration/Attendance	\$ 1,439,378	\$ 1,452,675	\$ 13,297
9	099990-5803	Transportation	\$ 2,372,189	\$ 2,629,108	\$ 256,919
9	099990-5804	Facilities	\$ 4,283,283	\$ 4,354,890	\$ 71,607
9	099990-5805	Food Service	\$ 3,466,676	\$ 3,700,578	\$ 233,902
9	099990-5806	Technology	\$ 1,367,445	\$ 1,379,332	\$ 11,887
307	012010-0001	Adwolfe Sewer	\$ 150,000	\$ 175,000	\$ 25,000
					\$ 850,381

REVENUE			Proposed	New	Difference
9	021010-00002	State Sales Tax	\$ 4,784,360.00	\$ 4,795,569.00	\$ 11,209.00
9	021010-0006	Basic Aid	\$ 26,919,446.00	\$ 27,425,895.00	\$ 506,449.00
9	021010-0072	Federal Money Pass Thru	\$ 5,146,460.00	\$ 5,421,115.00	\$ 274,655.00
9	021010-0123	Revenue from Other Funds	\$ 2,472,265.00	\$ 2,505,333.00	\$ 33,068.00
307	012010-0001	Adwolfe Sewer	\$ 150,000.00	\$ 175,000.00	\$ 25,000.00
					\$ 850,381.00

Advertised Budget Total	\$	86,784,507
Change Total	\$	850,381.00
New Proposed Budget Total	\$	87,634,888

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

Chairman, Park District Supervisor M. Todd Dishner	YES
Vice Chairman, Rye Valley District Supervisor Rick K. Blevins	YES
Saltville District Supervisor Roscoe D. Call	YES
North Fork District Supervisor Phil Stevenson	YES
Chilhowie District Supervisor R. Curtis Rhea	YES
Atkins District Supervisor Charles Atkins	YES
Royal Oak District Supervisor Judy Wyant	YES

NAYS: None.
ABSTAINERS: None.
ABSENT: None.



6/26/2018 5:19 PM Saltville District Supervisor Roscoe D. Call made a motion to adopt the tax rates for FY2018-2019 as shown below. North Fork District Supervisor Phil Stevenson seconded the motion.

Pursuant to §58.1-3001 et seq. 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 merchant's capital a unit levy of \$0.40 per \$100.00 of assessed valuation; and airplane tax a unit levy of \$1.40 per \$100.00 of assessed valuation.

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

Chairman, Park District Supervisor M. Todd Dishner	YES
Vice Chairman, Rye Valley District Supervisor Rick K. Blevins	YES
Saltville District Supervisor Roscoe D. Call	YES
North Fork District Supervisor Phil Stevenson	YES
Chilhowie District Supervisor R. Curtis Rhea	YES
Atkins District Supervisor Charles Atkins	YES
Royal Oak District Supervisor Judy Wyant	YES

NAYS: None.
ABSTAINERS: None.
ABSENT: None.

North Fork District Supervisor Phil Stevenson made a motion to adopt the resolution shown below for the Smyth County School Board budget fiscal year 2018-2019 in the amount of \$50,656,060.00. Saltville District Supervisor Roscoe D. Call seconded the motion.

RESOLUTION

APPROVING THE SMYTH COUNTY SCHOOL BOARD

FISCAL YEAR 2018-2019 BUDGET

BY EXPENDITURE CLASSIFICATION/CATEGORY

WHEREAS, the Smyth County School Board has approved and presented to the Board of Supervisors a budget for FY 2018-19 totaling \$50,656,060; and

WHEREAS, §22.1-1-115 of the Code of Virginia establishes expenditure classifications or categories; and

WHEREAS, the Smyth County School Board presented the budget in seven (7) categories; and

WHEREAS, the Board of Supervisors has the legal authority and ability to approve the Smyth County School Board budget by category (§§ 22.1-94 and 95); and

WHEREAS, given the magnitude of the County (Local Funds) contribution to the Schools budget and to provide increased accountability for the expenditure of such funds, it is appropriate to approve the overall spending plan for the Smyth County School Board on a categorical basis.

NOW, THEREFORE, BE IT RESOLVED by the Smyth County Board of Supervisors duly assembled this 26th day of June, 2018 the Smyth County School Board FY 2018-19 budget is hereby approved as follows:

<u>Expenditures/Educational Category</u>	<u>2018-2019</u>
Instruction	\$ 34,446,904
Administration, Attendance & Health	\$ 1,452,675
Transportation	\$ 2,629,108
Facilities	\$ 4,354,890
Food Service	\$ 3,700,578
Debt and Fund Transfers	\$ 2,692,573
Technology	\$ 1,379,332

Total Funds Budget **\$ 50,656,060**

Adopted this the 26th day of June, 2018.

ATTEST:

SMYTH COUNTY BOARD OF SUPERVISORS

Michael L. Carter, County Clerk

M. Todd Dishner, Chairman


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

Chairman, Park District Supervisor M. Todd Dishner	YES
Vice Chairman, Rye Valley District Supervisor Rick K. Blevins	YES
Saltville District Supervisor Roscoe D. Call	YES
North Fork District Supervisor Phil Stevenson	YES
Chilhowie District Supervisor R. Curtis Rhea	YES
Atkins District Supervisor Charles Atkins	YES
Royal Oak District Supervisor Judy Wyant	YES

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

 6/26/2018 5:27 PM North Fork District Supervisor Phil Stevenson made a motion to adopt the Resolution as shown below for the Smyth County Budget fiscal year 2018-2019 in the amount of \$87,634,888.00. Saltville District Supervisor Roscoe D. Call seconded the motion.

RESOLUTION

SMYTH COUNTY BUDGET FISCAL YEAR 2018-2019

WHEREAS, the Smyth County Board of Supervisors has properly prepared a budget plan for County operations, maintenance, capital outlay, and debt service for Fiscal Year 2018-2019 and has advertised and held the required public hearings required by the Code of Virginia Section 15.2-2503, as amended; and

WHEREAS, the Smyth County Board of Supervisors pursuant to said authority now proposes to adopt the attached budget for fiscal year 2018-2019.

NOW, THEREFORE, BE IT RESOLVED, the Smyth County Board of Supervisors sets forth and approves the Smyth County Budget for the fiscal year 2018-2019 in the amount of \$87,634,888.00.

BE IT FURTHER RESOLVED, the approval of this budget shall not constitute an appropriation of funds.

Adopted this the 26th day of June 2018.

ATTEST:

SMYTH COUNTY BOARD OF SUPERVISORS

Michael L. Carter, County Clerk

M. Todd Dishner, Chairman

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


Chairman, Park District Supervisor M. Todd Dishner	YES
Vice Chairman, Rye Valley District Supervisor Rick K. Blevins	YES
Saltville District Supervisor Roscoe D. Call	YES
North Fork District Supervisor Phil Stevenson	YES
Chilhowie District Supervisor R. Curtis Rhea	YES

Atkins District Supervisor Charles Atkins	NO
Royal Oak District Supervisor Judy Wyant	NO

ABSTAINERS: None.

ABSENT: None.

Royal Oak District Supervisor Judy Wyant and Atkins District Supervisor Charles Atkins both stated they felt they didn't have enough information concerning the proposed budget, therefore they could not vote in favor of adopting the budget for FY18-19.

 6/26/2018 5:30 PM Atkins District Supervisor Charles Atkins made a motion to appropriate \$107,609.72 for the General Fund for the Accounts Payable Listing. Saltville District Supervisor Roscoe D. Call seconded the motion.

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

Chairman, Park District Supervisor M. Todd Dishner	YES
Vice Chairman, Rye Valley District Supervisor Rick K. Blevins	YES
Saltville District Supervisor Roscoe D. Call	YES
North Fork District Supervisor Phil Stevenson	YES
Chilhowie District Supervisor R. Curtis Rhea	YES
Atkins District Supervisor Charles Atkins	YES
Royal Oak District Supervisor Judy Wyant	YES

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by North Fork District Supervisor Phil Stevenson to appropriate \$2,048,796.01 from Fund 307 for the Adwolfe Sewer Project.

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

Chairman, Park District Supervisor M. Todd Dishner	YES
Vice Chairman, Rye Valley District Supervisor Rick K. Blevins	YES
Saltville District Supervisor Roscoe D. Call	YES
North Fork District Supervisor Phil Stevenson	YES
Chilhowie District Supervisor R. Curtis Rhea	YES
Atkins District Supervisor Charles Atkins	YES
Royal Oak District Supervisor Judy Wyant	YES

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Rye Valley District Supervisor Rick K. Blevins to appropriate \$423.47 from the EDA Fund 4 for open invoices.

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

Chairman, Park District Supervisor M. Todd Dishner	YES
Vice Chairman, Rye Valley District Supervisor Rick K. Blevins	YES
Saltville District Supervisor Roscoe D. Call	YES
North Fork District Supervisor Phil Stevenson	YES
Chilhowie District Supervisor R. Curtis Rhea	YES
Atkins District Supervisor Charles Atkins	YES
Royal Oak District Supervisor Judy Wyant	YES

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

Saltville District Supervisor Roscoe D. Call made a motion to appropriate \$75,000.00 from the General Fund for FY2018-2019. Atkins District Supervisor Charles Atkins seconded the motion. The following is an explanation of the appropriations approved:

Social Services FY18-19 (July 1-July 9, 2018)	\$60,000.00
General County FY18-19	\$15,000.00
Total General Fund FY18-19:	\$75,000.00

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

Chairman, Park District Supervisor M. Todd Dishner	YES
Vice Chairman, Rye Valley District Supervisor Rick K. Blevins	YES
Saltville District Supervisor Roscoe D. Call	YES
North Fork District Supervisor Phil Stevenson	YES

Chilhowie District Supervisor R. Curtis Rhea	YES
Atkins District Supervisor Charles Atkins	YES
Royal Oak District Supervisor Judy Wyant	YES

NAYS: None.

ABSTAINERS: None.

ABSENT: None.



6/26/2018 5:33 PM 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 Tuesday, June 26, 2018 at 5:30 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 16, 2018. 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.

Done by order of the Board of Supervisors

Michael L. Carter, County Administrator

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


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


Chairman, Park District Supervisor M. Todd Dishner	YES
Vice Chairman, Rye Valley District Supervisor Rick K. Blevins	YES
Saltville District Supervisor Roscoe D. Call	YES
North Fork District Supervisor Phil Stevenson	YES
Chilhowie District Supervisor R. Curtis Rhea	YES
Atkins District Supervisor Charles Atkins	YES
Royal Oak District Supervisor Judy Wyant	YES

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

 6/26/2018 5:35 PM With no one wishing to speak concerning this application, Chairman, Park District Supervisor M. Todd Dishner closed the Public Hearing.

 6/26/2018 5:36 PM Saltville District Supervisor Roscoe D. Call made a motion to adopt the VDOT 6-year plan as presented at the June 12, 2018 Board of Supervisors meeting. Rye Valley District Supervisor Rick K. Blevins seconded the motion.


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

Chairman, Park District Supervisor M. Todd Dishner	YES
Vice Chairman, Rye Valley District Supervisor Rick K. Blevins	YES
Saltville District Supervisor Roscoe D. Call	YES
North Fork District Supervisor Phil Stevenson	YES
Chilhowie District Supervisor R. Curtis Rhea	YES
Atkins District Supervisor Charles Atkins	YES
Royal Oak District Supervisor Judy Wyant	YES

NAYS: None.


ABSTAINERS: None.

ABSENT: None.

 6/26/2018 5:39 PM Michael Carter, County Administrator informed the Board of Supervisors the County had received information from the State Fire Marshall's office concerning a Firework Display that is to take place the week of July 4, 2018. Mr. Carter stated at this point, the County did not have a permitting process for fireworks, therefore anyone that wishes to have a display should abide by the state guidelines.

 6/26/2018 5:43 PM Howard Burton, Smyth County Public Library Board Appointee gave his resignation to the Board due to some health concerns. Mr. Burton thanked the Board for allowing him

the opportunity to serve as a representative to the Library and encourages the Board to restore the Library Board back to a seven (7) member Board.

 6/26/2018 5:47 PM Chairman, Park District Supervisor M. Todd Dishner, opened the Public Hearing for an Annual Musical or Entertainment Festival Permit from the Rich Valley Fair 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 Tuesday, June 26, 2018 at 5:45 p.m., or soon thereafter, in the Board of Supervisors Meeting Room, 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 Rich Valley Agricultural Fair Association Inc. has submitted a festival application for a nine (9) day event to be held July 27, 2018 through August 4, 2018. This event will be held at the Rich Valley Fairgrounds located at 325 Long Hollow Road, Saltville, Virginia. The applied festival hours are as follows:

Friday, July 27, 2018– 7:00 p.m. to 11:00 P.M.

Saturday, July 28, 2018 – 7:00 p.m. through the event completion, except music events which will end by midnight per the Smyth County Code Section 5-98.

Sunday, July 29, 2018 – 6:00 p.m. to 10:00 p.m.

Monday, July 30, 2018 – 4:30 p.m. to 10:30 p.m.

Tuesday, July 31, 2018 – 1:30 p.m. through the event completion, except music events which will end by midnight per the Smyth County Code Section 5-98.

Wednesday, August 1, 2018 – 6:00 p.m. through the event completion, except music events which will end by midnight per the Smyth County Code Section 5-98.

Thursday, August 2, 2018– 6:00 p.m. through the event completion, except music events which will end by midnight per the Smyth County Code Section 5-98.

Friday, August 3, 2018 – 6:00 p.m. through the event completion, except music events which will end by midnight per the Smyth County Code Section 5-98.

Saturday, August 4, 2018– 10:00 a.m. through the event completion, except music events which will end by midnight per the Smyth County Code Section 5-98.

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.

Done by order of the Board of Supervisors
Michael L. Carter, County Administrator

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


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


Chairman, Park District Supervisor M. Todd Dishner	YES
Vice Chairman, Rye Valley District Supervisor Rick K. Blevins	YES
Saltville District Supervisor Roscoe D. Call	YES
North Fork District Supervisor Phil Stevenson	YES
Chilhowie District Supervisor R. Curtis Rhea	YES
Atkins District Supervisor Charles Atkins	YES
Royal Oak District Supervisor Judy Wyant	YES

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

 6/26/2018 5:52 PM With no one choosing to speak concerning this application, Chairman, Park District Supervisor M. Todd Dishner closed the Public Hearing.

 6/26/2018 5:52 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.5; Industrial/Business Prospects; discussion concerning a business or industry considering expansion with no previous announcement being made. Saltville District Supervisor Roscoe D. Call seconded the motion.


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

Chairman, Park District Supervisor M. Todd Dishner	YES
Vice Chairman, Rye Valley District Supervisor Rick K. Blevins	YES
Saltville District Supervisor Roscoe D. Call	YES
North Fork District Supervisor Phil Stevenson	YES
Chilhowie District Supervisor R. Curtis Rhea	YES
Atkins District Supervisor Charles Atkins	YES
Royal Oak District Supervisor Judy Wyant	YES

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

 6/26/2018 6:08 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 during 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 roll call vote:

Chairman, Park District Supervisor M. Todd Dishner	YES
Vice Chairman, Rye Valley District Supervisor Rick K. Blevins	YES
Saltville District Supervisor Roscoe D. Call	YES
North Fork District Supervisor Phil Stevenson	YES
Chilhowie District Supervisor R. Curtis Rhea	YES
Atkins District Supervisor Charles Atkins	YES
Royal Oak District Supervisor Judy Wyant	YES

NAYS: None.

ABSTAINERS: None.

ABSENT: None.

 6/26/2018 6:10 PM Supervisor Comment Time:

Saltville District Supervisor Roscoe D. Call thanked the Budget Committee and staff for all of the work completed on the FY2018-2019 Budget.

Chairman, Park District Supervisor M. Todd Dishner thanked the Budget committee and staff for the time and effort put into producing a balanced budget for FY2018-2019. Mr. Dishner stated that anyone

is welcome to attend the Budget Committee meetings or to call him personally with any concerns they may have.

 6/26/2018 6:12 PM Meeting adjourned.



TOWN OF CHILHOWIE

P.O. BOX 5012
CHILHOWIE, VIRGINIA 24319
PHONE (276) 646-3232
FAX (276) 646-3012
www.chilhowie.org

Mayor: Gary L. Heninger
Council: Donna Blevins
Billy L. Clear
Alan Counts
Charles Doane
Brent Foster
Emily B. Dungan

Town Manager: John L.B. Clark, Jr.
Clerk-Treasurer: Marlene L. Henderson
Police Chief: Stephen W. Price
Director-Public Works: Jay Keen
Fire Chief: C. David Haynes

July 2, 2018

Mr. Michael Carter
Smyth County Administrator
121 Bagley Circle, Suite 100
Marion, Virginia 24354

Dear Michael:

As we have discussed recently, it appears the Town of Chilhowie has been able to secure funding for a farmer's market building at the market's present site commonly called Warrior Park on East Lee Highway just south of the Old Middle School. The potential funding is through Rural Development's Rural Business Development Grant Program.

I have attached a rendition of the building. As you can see the building will have about nine stalls, with a metal roof and two cupolas and is open air. This is the only site the building can be placed on that the Town owns. No Rural Development money can go towards a structure in the flood plain, which precludes other mentioned sites as the Recreation Park and H.L. Bonham Tourism Center. Regardless, the provisions of this grant only allows it be used at the current site. Rural Development tells me the money must be obligated by the end of the Federal fiscal year on September 30.

The Chilhowie Farmer's Market has been at the present location for approximately ten years. It is at a great competitive disadvantage compared to nearby farmer's markets in Marion, Glade Spring and Abingdon that are in sheltered markets protecting vendors and customers from the sun, rain and elements. I have enclosed both a rendition of the proposed open air farmer's market building and a diagram of its proposed location at the present site.

While the Town of Chilhowie owns Warrior's Park, and has been maintaining it since 2002, there are restrictions in the deed that may affect the construction. As you can see by the attached January 4, 2002 deed in Section 3 there is a prohibition on permanent structures. While the open air farmer's market building would be a permanent structure it should not be compared to a restaurant, apartment building complex, retail store, etc. Furthermore, I contend the open air farmer's market building would be within the intent, and actually meet and enhance provisions of Section 1 of the deed, which calls for the property to perpetually be "an open and green space for use by the public for use by all citizens of Smyth County". As you can see I have enclosed copies of both deeds.

Precedent already has been established allowing structures that are within the intent of Section 1 of keeping the area as a green space. As you can see by the attached Deed of Release the Board of Supervisors granted to the Town on June 13, 2017, an exception for a sidewalk as part of the Town's \$465,000 East Lee Highway Sidewalk Project was granted. This project will bid out this month and will

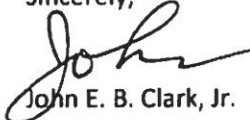
serve to tie the Old High School and Warrior Park to Downtown via Pine Avenue, East Lee Highway and Church Avenue. The Downtown Revitalization Project is a \$1.5 million project that construction began last month and will be completed in early 2019. So, as you can see all these projects tie together.

If the exemption for the open air farmer's market building is granted, the impact will be hardly more than the exception granted for the sidewalk project. The proposed open air farmer's market building will impact about 1,350 square feet (90 feet by 15 feet), while the sidewalk project will impact about 1,100 square feet (275 feet by four feet). That area only includes the east side of the property along Pine Avenue and does not include the sidewalk on the entire length of the property on the right of way on East Lee Highway. I have attached maps of the sidewalk project for your information.

Please advise me on the time and date I can make this presentation to the Board of Supervisors., and share the attached materials with the Board. I assume I will be on the agenda for July 10 meeting.

Thank you for your cooperation, as always. I look forward to seeing you soon.

Sincerely,



John E. B. Clark, Jr.
Town Manager



TOWN OF CHILHOWIE

P.O. BOX 5010

CHILHOWIE, VIRGINIA 24319

PHONE (276) 645-3237

FAX (276) 645-3007

www.chilhowie.org

Mayor: Gary L. Heninger
Deputy Mayor: Donna Blevins
Bill E. Clifton
Alan Counts
Charles Deane
Brian Foster
Frank R. Duggan

Town Manager: William E. Clifton
Chief of Police: Stephen W. Fries
Director of Public Works: Eric Taylor
Fire Chief: David Haynes

RESOLUTION IN SUPPORT OF A FARMER'S MARKET SHELTER THROUGH RURAL DEVELOPMENT'S BUSINESS DEVELOPMENT GRANT AND TOWN OF CHILHOWIE, VIRGINIA FUNDING

WHEREAS, the Town of Chilhowie has been operating a Farmer's Market off East Lee Highway in an open area commonly called "Warrior's Park" weekly since circa 2008, and;

WHEREAS, approximately 42 different vendors have sold a variety of local and home grown products the past five years, and;

WHEREAS, the Chilhowie Farmer's Market has become a community mainstay and is looked forward to visited by thousands of customers and vendors each year, and;

WHEREAS, the Chilhowie Farmer's Market supports the "farm to table concept" and promotes energy and resource savings, and;

WHEREAS, the Chilhowie Farmer's Market is currently held without benefit of any shelter from either sun or inclement weather, with the exception of two trees, and;

WHEREAS, other farmer's markets within a 20 miles radius are complimented by having shelters, putting the Chilhowie Farmer's Market at a competitive disadvantage, and;

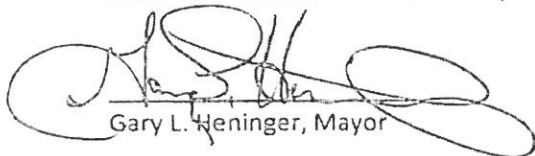
WHEREAS, the inclusion of the Chilhowie Farmer's Market into an architectural designed aesthetic shelter will greatly enhance the venue, and;

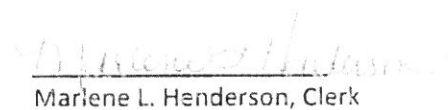
WHEREAS, the Town of Chilhowie has learned that there is a possibility of funding through Rural Development's Business Development Grant Program;

NOW THEREFORE LET IT BE RESOLVED that the Town Council of the Town of Chilhowie endorses the further development of the Chilhowie Farmer's Market through the Rural Development agency of the United States Agriculture Department;

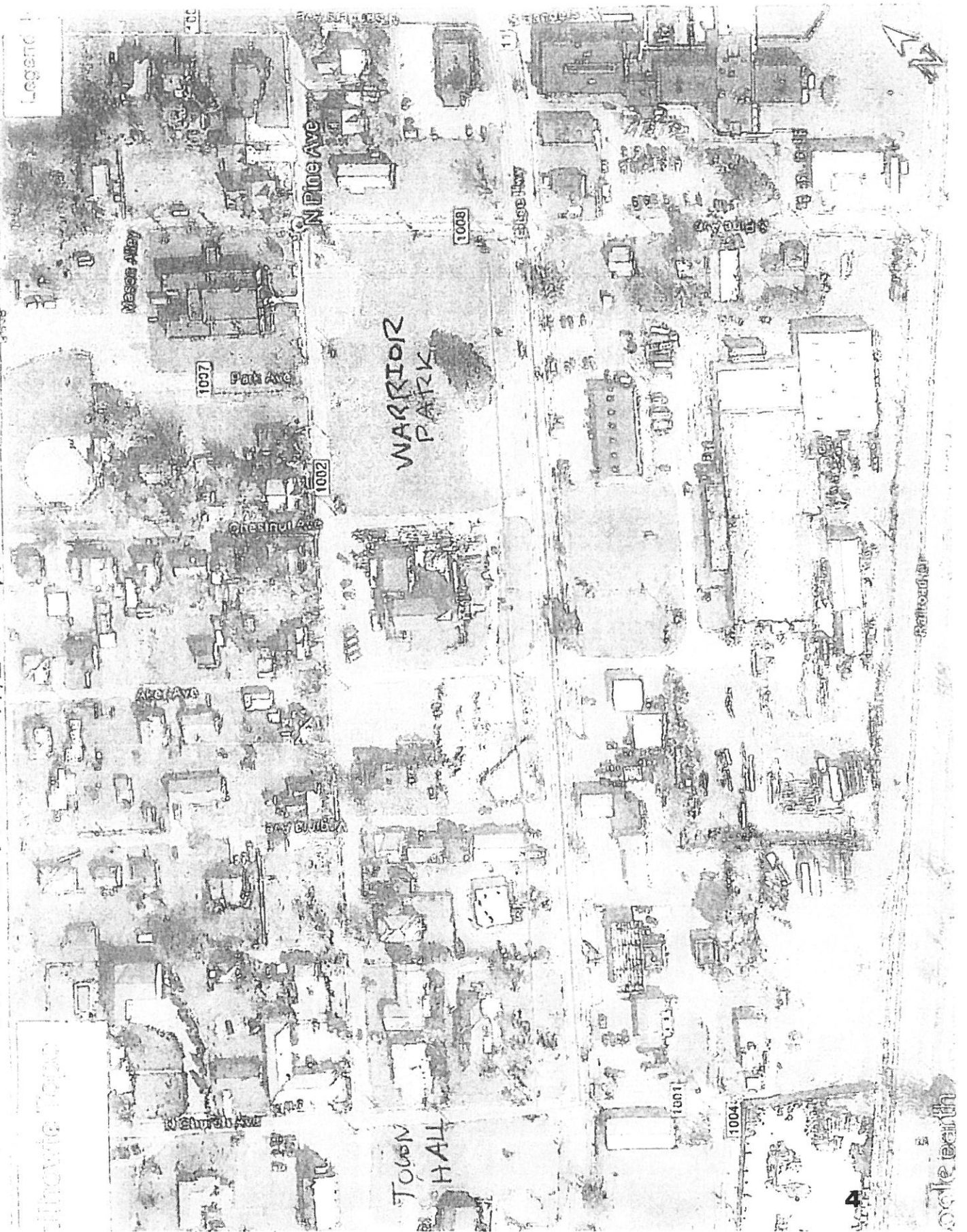
AND LET IT FURTHER BE RESOLVED that the Town Council pledges the Town's resources in appropriate match to this much needed project in land, in kind labor and / or cash.

RESOLVED THIS 10TH DAY OF MAY, 2018


Gary L. Heninger, Mayor


Marlene L. Henderson, Clerk

APPROXIMATE LOCATION EAST LEE SIDEWALK PROJECT





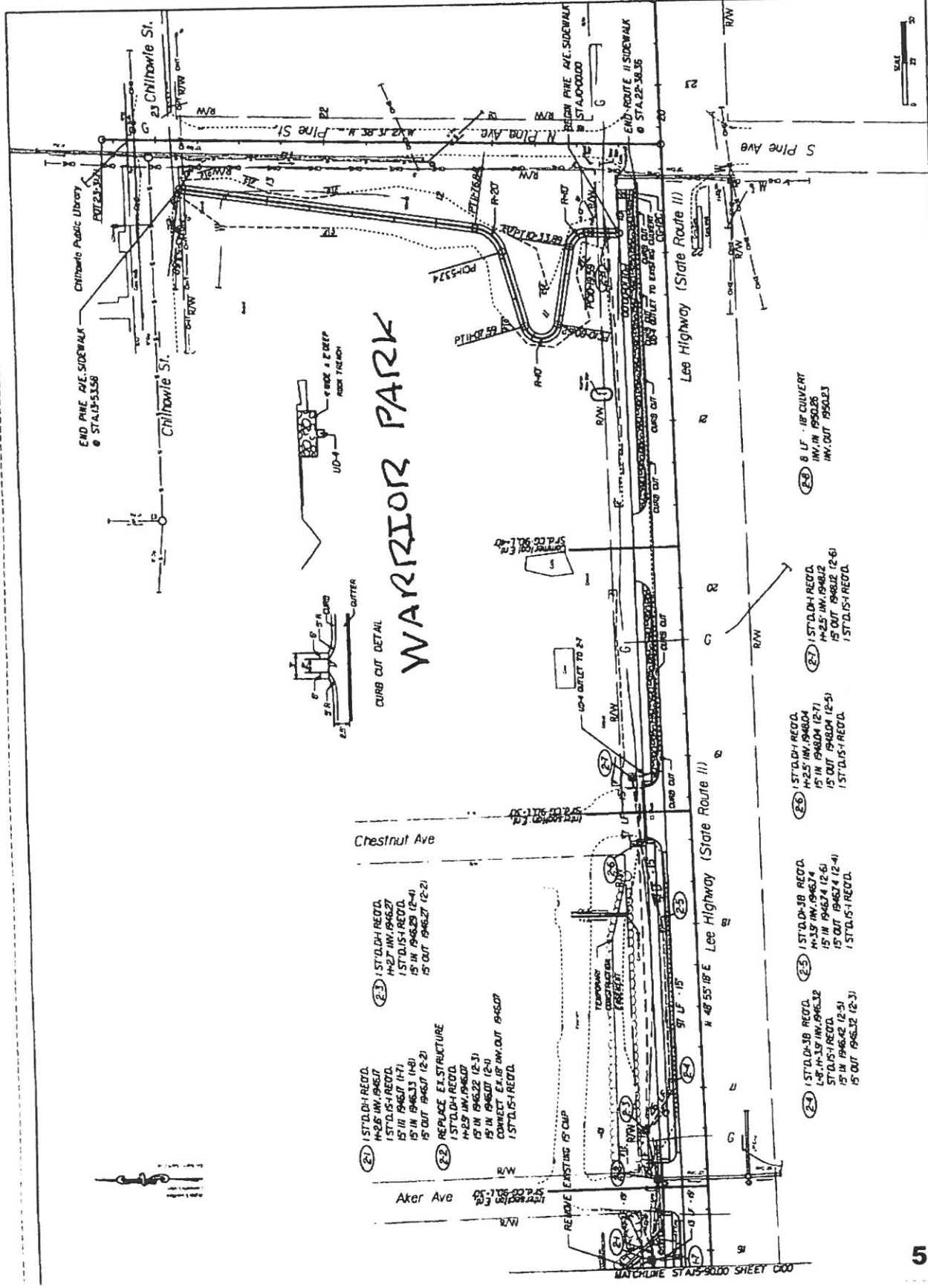
TOWN OF CHILHOWIE
PEDESTRIAN CONNECTOR
PLAN - ROUTE 11 SIDEWALK
STA. 15+90 TO 22+38.36
PINE AVE. STA. 10+00 TO 13+53.58

Project	13377-03
Location	Lee Highway (State Route 11)
Contract	
Drawn	
Checked	
Reviewed	
Approved	

Scale	1" = 40'
North Arrow	
Legend	
Notes	

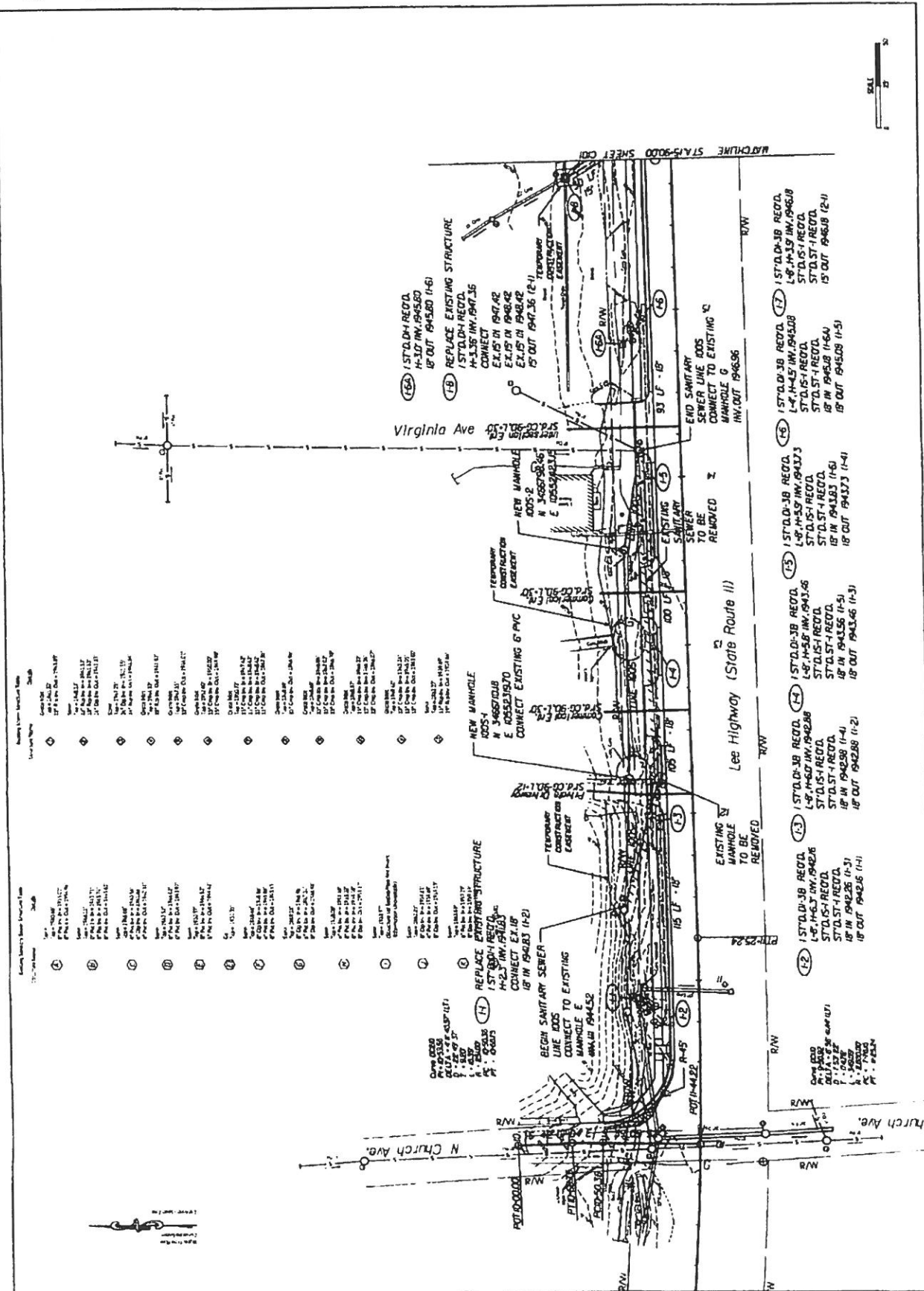



C101

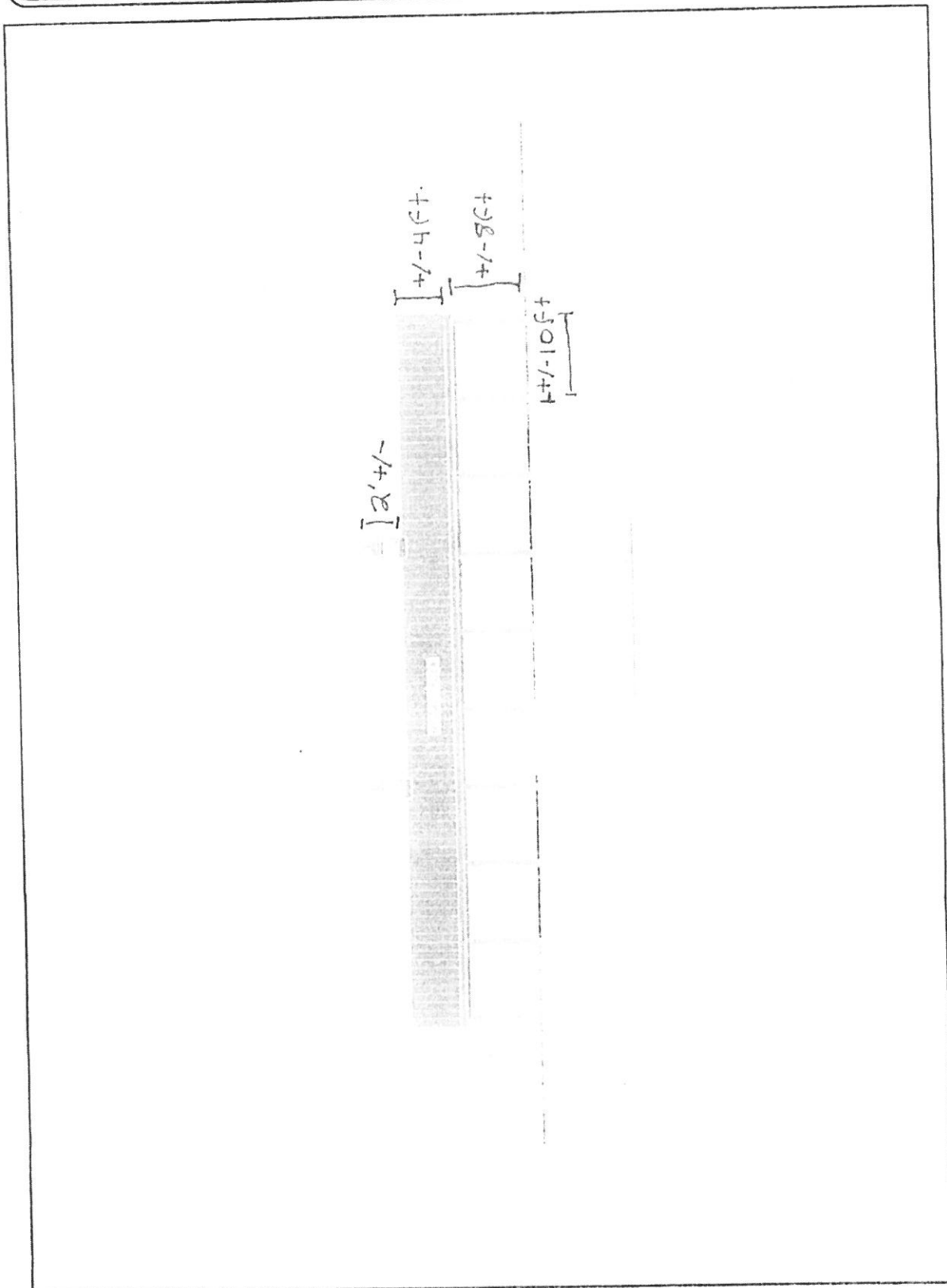


- (23) 1 STD. D.H. RECD.
H-25 INV. 1946.27
1 STD. D.S. RECD.
15 IN 1946.27 (12-4)
15 OUT 1946.27 (12-2)
- (22) REPLACE EX. STRUCTURE
1 STD. D.H. RECD.
H-25 INV. 1946.27
15 IN 1946.22 (12-3)
15 IN 1946.27 (12-4)
CONNECT EX. 15 IN. OUT 1946.27
1 STD. D.S. RECD.

- (24) 1 STD. D.H. RECD.
H-25 INV. 1946.32
1 STD. D.S. RECD.
15 IN 1946.32 (12-5)
15 OUT 1946.32 (12-3)
- (25) 1 STD. D.H. RECD.
H-25 INV. 1946.34
1 STD. D.S. RECD.
15 IN 1946.34 (12-6)
15 OUT 1946.34 (12-4)
- (26) 1 STD. D.H. RECD.
H-25 INV. 1946.34
1 STD. D.S. RECD.
15 IN 1946.34 (12-7)
15 OUT 1946.34 (12-5)
- (27) 1 STD. D.H. RECD.
H-25 INV. 1946.32
1 STD. D.S. RECD.
15 IN 1946.32 (12-6)
15 OUT 1946.32 (12-3)
- (28) 8 LF. 18" CULVERT
INV. IN 1946.28
INV. OUT 1946.23



 <p>THE LANE GROUP 10000 W. 10TH AVE. SUITE 100 DENVER, CO 80231 (303) 751-1000 FAX (303) 751-1001 WWW.THELANEGROUP.COM</p>	<p>FARMERS MARKET TOWN OF CHILHOWIE CHILHOWIE, VIRGINIA</p>	<p>ELEVATION</p>	<p>DATE: 10/1/10</p>	<p>BY: [Signature]</p>
	<p>PROJECT NO: 10000</p>	<p>SCALE: 1" = 100'</p>	<p>DATE: 10/1/10</p>	<p>BY: [Signature]</p>



THIS DEED, made this the 4th day of January, 2002, by and between SMYTH COUNTY, VIRGINIA, acting by and through its Board of Supervisors, hereinafter, Grantor, and the TOWN OF CHILHOWIE, a municipal corporation of the Commonwealth of Virginia, whose address is Box 5012, Chilhowie, Virginia, 24319, hereinafter, Grantee.

WITNESSETH

WHEREAS, the said Grantor is the owner of a certain tract or parcel of land lying and being in the Town of Chilhowie, Virginia, on the north side of U. S. 11 and being property which was released unto Smyth County, Virginia, by the School Board of Smyth County by a resolution dated January 14, 1991, and recorded in Deed Book 419, Page 711; and,

WHEREAS, the Board of Supervisors of Smyth County duly advertised and then conducted a public hearing on December 11, 2001, at 3:00p.m., pursuant to the provisions of §15.2-1800 of the Code of Virginia, which said advertisement proposed certain restrictions on a proposed conveyance to the Grantee herein, if the same was approved; and,

WHEREAS, at the regular monthly meeting of the Board of Supervisors held on Tuesday, December 11, 2001, following the duly advertised public hearing, the said Grantor approved the conveyance of the property hereinafter described unto the Grantee, subject to certain stipulations and conditions, to which the Grantee has consented, and the chairman of the Board of Supervisors was directed to sign this deed on behalf of Smyth County, Virginia.

NOW THEREFORE, in consideration of the premises herein, and in consideration of the sum of ONE DOLLAR (\$1.00), cash in hand paid, the said Grantor does herewith Grant, Bargain, Sale, and Convey, with covenants of Special Warranty of Title, unto the said Grantee all that certain tract of land lying and being in the Town of Chilhowie, Virginia, on the north side of U. S. 11 and consisting of three (3) parcels of land, described as follows:

Tract No. 1: Being designated as Lots 7 and 8, Block A as shown on a map of the lands of Southern Clay Manufacturing Company, prepared April 17, 1903, by A. F.

GWYN & TATE
ATTORNEYS AT LAW
MARION, VIRGINIA

Virginia: In the Office of the Smyth County
Circuit Court Clerk on 1-11, 2002
This deed was this day presented with

Bonham and recorded in Deed Book 30, Page 500, and being part of the same property conveyed to the First District School Board of Smyth County, Virginia, by deed of Southern Clay Manufacturing Company dated July 9, 1908, and recorded in the Clerk's Office of the Circuit Court of Smyth County, Virginia, in Deed Book 34, Page 237.

Tract No. 2: A strip of land fronting 25 feet on the south side of Chilhowie Avenue and running back a uniform width 25 feet, 242 feet between Lots 6 and 7 as shown on the plat of the Southern Clay Manufacturing Company recorded as set forth above. This is the same property conveyed the First District School Board of Smyth County, Virginia, by deed of Southern Clay Manufacturing Company dated July 17, 1908, and recorded in the aforesaid Clerk's Office in Deed Book 34, Page 238.

Tract No. 3: Two certain lots or tracts of land lying in the Town of Chilhowie in Smyth County, Virginia, being Lots No. 5 and 6 in Block "A" as shown on map of the lands of Southern Clay Manufacturing Company as set forth above, being bounded on the North by Chilhowie Avenue and having a combined frontage thereon of 180 feet, and being bounded on the East by the old Chilhowie High School lot; on the South by a line parallel with the northern boundary and 242 feet distant therefrom, and said southern line is the northern line of the new Lee Highway (U. S. Highway No. 11); and on the West by a 25 foot alley between said lots and Lot No. 4, now owned by the Chilhowie Baptist Church, and being the same property conveyed to The County School Board of Smyth County by Ralph R. Repass, Trustee, by deed dated February 3, 1951, and of record in Deed Book 111, Page 388.

This property is the majority of the land which was released by the School Board of Smyth county, Virginia to the Grantee by the instrument referred to above and recorded in the Clerk's Office of the Circuit Court of Smyth County, Virginia in Deed Book 419, Page 711.

The Town of Chilhowie joins in this conveyance to except this conditional conveyance, as a conditional gift to the Town of Chilhowie, the Grantee, from the Grantor upon the following terms and conditions:

1. All the property conveyed hereby shall be used and maintained by the Grantee as an area of open and green space for use by the public. The Grantee agrees that it will

fully maintain and improve such property by landscaping, the planting of trees, shrubs and bushes, which shall be continually trimmed and maintained in order that the area may be an open and green space for use by all of the citizens of Smyth County, Virginia. This restriction shall not prohibit the use of the land conveyed hereby for a community festival or for community events on the property.

7. The Grantee may permit perimeter parking around the exterior boundary of the land hereby conveyed with the construction of paved parking areas, so long as such paved parking areas do not exceed ten (10%) percent of the total area of the land hereby conveyed.

8. No improvement or structure, except for a small structure for the provision of utility services on the property, shall ever be placed on the property conveyed hereby. This restriction shall be a condition running with the land and shall continue for a period of time no less than ninety-nine (99) years from the date of recording of this deed. This deed shall be promptly recorded by the parties once all the approvals have been secured to the terms and conditions hereof, and the same approved to form.

9. The property herein shall only be sold with the written consent of the Grantor. In the event that the Grantor desires to sell or transfer the property to any other entity, including an entity formed or affiliated with the Grantor, the written consent of the County shall be required, and may only be given after due advertising and a public hearing held by the Grantor with the consent to which is recorded in the minutes of a duly attested meeting of the Grantor. In the event that the Board of Commissioners ever desires that such property be sold, the Grantor shall fix and determine the purchase price, hold a public hearing, and shall receive all proceeds of any sale. 25% part of the sale proceeds shall continue to or accrue for the benefit of the Grantee.

10. In the event of any breach or violation of any of the provisions of this restriction, if a demand in writing, the full performance of all the property covenants hereon by the Grantor, The Grantee shall be afforded a period of ninety (90) days to remedy any established violation of the restrictions herein, and if such violation is not cured and remedied within such ninety (90) day period, then the Grantee shall recover, in the property conveyed hereby, five (5) acres or equivalent range, within thirty (30) days of the

date of the expiration of the period given herein to cure any established violation.

The conditions and restrictions set out herein were approved by the Town Council of the Town of Chilhowie at a duly convened meeting, at which a quorum was present by a vote of Aye 6, Nay 0, and the mayor of the Town directed to execute this conveyance indicating the consent of the Grantee to these conditions.

The form and substance of this deed was duly approved by the Town Attorney for the Town of Chilhowie pursuant to §15.2-1803 of the Code of Virginia as shown by his execution of this conveyance.

WITNESS THE FOLLOWING SIGNATURES AND SEALS:

SMYTH COUNTY, VIRGINIA

J. S. Staley, Jr.
BY: J. S. STALEY, JR., CHAIRMAN

THE TOWN OF CHILHOWIE, VIRGINIA

John D. Mason, Jr.
BY: JOHN D. MASON, JR., MAYOR

Approved as to form and content:

Alan Stratton
ALAN STRATTON
Town Attorney

COMMONWEALTH OF VIRGINIA:

COUNTY OF SMYTH, to-wit:

The foregoing instrument was acknowledged before me in Smyth County, Virginia, this 4 day of January, 2002, by J. S. Staley, Jr., Chairman of the Board of Supervisors of Smyth County, Virginia.

Mary Ann Evans
NOTARY PUBLIC

My Commission expires: 2-28-2002

COMMONWEALTH OF VIRGINIA:

COUNTY OF SMYTH, to-wit:

The foregoing instrument was acknowledged before me in Smyth County, Virginia, this 10th day of January, 2002, by John D. Mason, Jr., Mayor of the Town of Chilhowie, Virginia.

Margaret S. Henderson
NOTARY PUBLIC

My Commission expires: 2-28-2002

BK0585 PG241

COMMONWEALTH OF VIRGINIA:
COUNTY OF SMYTH, to-wit:

The foregoing instrument was acknowledged before me in Smyth County, Virginia,
this 4th day of January, 2002, by Alan J. Stratton, Attorney for the Town of Chilhowie,
Virginia.

James R. Price
NOTARY PUBLIC

My Commission expires: March 31, 2005.

INSTRUMENT #020000171
RECORDED IN THE CLERK'S OFFICE OF
SMYTH ON
JANUARY 11, 2002 AT 03:59PM
JIMMY L. WARREN, CLERK

BY: Debra L. Lynam (DC)
To: Mr. Bland

GWTN & YATE
ATTORNEYS AT LAW
MARION, VIRGINIA

THIS DEED OF RELEASE, made this 13 day of June, 2017,
by and between, **SMYTH COUNTY, VIRGINIA**, acting by and through its Board of
Supervisors, hereinafter, **Grantor**, and the **TOWN OF CHILHOWIE**, a municipal corporation
of the Commonwealth of Virginia, whose address is Box 5012, Chilhowie, VA 24319,
hereinafter, **Grantee**.

: WITNESSETH :

WHEREAS, by deed dated January 4, 2002 and recorded in the Clerk's Office of the
Smyth County Circuit Court in Deed Book 585, Page 237, the Grantor conveyed a certain tract
or parcel of land lying and being situate in the Chilhowie Magisterial District of Smyth County,
Virginia, to the Grantee, which land is more fully described in the aforesaid deed of conveyance;
and

WHEREAS, the aforesaid deed placed certain restrictions on the use of the land, namely
paragraph number "3" that prohibits the construction of any permanent structures on the land,
save for a small structure for the provision of service utilities, for a period of ninety-nine (99)
years from date the deed was recorded; and

WHEREAS, the Grantee has obtained funding for a pedestrian access project for the
construction permanent sidewalks along the previously conveyed property southerly along North
Pine Avenue to Lee Highway (State Route 11) and westerly along Lee Highway (State Route 11)
from North Pine Avenue to Chestnut Avenue; and

WHEREAS, the aforesaid deed requires the property to be trimmed and maintained in
order that the area may be an open and green space for use by all of the citizens of Smyth
County, Virginia; and

WHEREAS, Grantor and Grantee agree the above-described pedestrian access project will facilitate the use of the above-described property by the citizens of Smyth County, Virginia; and

WHEREAS, Grantor and Grantee agree that Grantor reserves the right to enforce the terms of conditions of the above-referenced deed and that the scope of this release is limited to the construction of the above-described pedestrian access project only;

NOW THEREFORE, in consideration of the promises herein, and in consideration of the sum of ONE DOLLAR (\$1.00), cash in hand paid, the Grantor does hereby release the Grantee from the restriction of paragraph "3" of the above-referenced deed for the construction of the above-described pedestrian access project only. Further, Grantor reserves the right to enforce the terms and conditions of said deed, including, but not limited to, the prohibition contained in paragraph "3" of the above-referenced deed prohibiting the construction of any permanent structures save for provision of utility services on the property and the above-described proposed pedestrian access project.

The scope of the release set out herein were approved by the Town Council of the Town of Chilhowie at a duly convened meeting, at which a quorum was present by a vote of AYE 1, NAY 0, and the mayor of the Town directed to execute this deed of release indicating the consent of Grantee to these conditions.

The form and substance of this deed was duly approved by the Town Attorney for the Town of Chilhowie pursuant to §15.2-1803 of the Code of Virginia as shown by his execution of this deed of release.

WITNESS THE FOLLOWING SIGNATURES AND SEALS:

SMYTH COUNTY VIRGINIA

THE TOWN OF CHILHOWIE

Wade H. Blevins, Jr.
BY: WADE H. BLEVINS, JR.,
CHAIRMAN

Gary Heninger
BY GARY HENINGER, MAYOR

Approved as to form and content:

Paul Cassette
TOWN ATTORNEY

COMMONWEALTH OF VIRGINIA
COUNTY OF SMYTH, to-wit:

The foregoing instrument was acknowledged before me in Smyth County, Virginia, this
19 day of June, 2017, by Wade H. Blevins, Jr., Chairman of the Board of Supervisors
of Smyth County, Virginia.

My Commission expires: June 30, 2018

William L. Henderson
NOTARY PUBLIC

COMMONWEALTH OF VIRGINIA
COUNTY OF SMYTH, to-wit:

The foregoing instrument was acknowledged before me in Smyth County, Virginia, this
day of June, 2017, by Gary Heninger, Mayor, the Town of Chilhowie, Virginia.

My Commission expires: June 30, 2018

William L. Henderson
NOTARY PUBLIC

COMMONWEALTH OF VIRGINIA
COUNTY OF SMYTH, to-wit:

The foregoing instrument was acknowledged before me in Smyth County, Virginia, this
day of June, 2017, by Paul Cassette, Attorney for the Town of Chilhowie, Virginia.
Town of Chilhowie

My Commission expires: June 30, 2018

William L. Henderson
NOTARY PUBLIC

COURT ADDRESS:
109 WEST MAIN STREET SUITE 1081
MARION, VA 24354
PHONE # 276-782-4044



**OFFICIAL RECEIPT
SMYTH CIRCUIT COURT
DEED RECEIPT**

DATE : 07/14/2017 **TIME :** 11:50:58
RECEIPT # : 1700005110 **TRANSACTION # :** 17071400015
CASHIER : AAM **REGISTER # :** B758
INSTRUMENT : 170001674 **BOOK :** 1010
GRANTOR : SMYTH COUNTY, VIRGINIA
GRANTEE : TOWN OF CHILHOWIE
RECEIVED OF : TOWN OF CHILHOWIE
ADDRESS : BOX 5012 CHILHOWIE, VA 24319
DATE OF DEED : 06/13/2017
CASH : \$50.00
DESCRIPTION 1 : TR CHILHOWIE DISTRICT
NAMES : 0
CONSIDERATION : \$0.00 **ANAL :** \$0.00

CASE # : 173CLR170001674

FILING TYPE : DR **PAYMENT :** FULL PAYMENT
RECORDED : 07/14/2017 **AT :** 11:49
EX : N **LOC :** CO
EX : N **PCT :** 100%

PAGE : 68

PAGES : 004 **OP :** 0

MAP : 53D3-3-3A-5-6 **PIN :**

ACCOUNT CODE	DESCRIPTION	PAID
035	VOF FEE	\$1.00
106	(TTF) TECHNOLOGY TRUST FUND FEE (CIRCUIT COURT)	\$5.00
301	DEEDS	\$14.50

ACCOUNT CODE	DESCRIPTION	PAID
039	DEEDS & CONTRACTS	\$0.50
145	VSLF	\$1.50

TENDERED : \$ 50.00
AMOUNT PAID : \$ 22.50
CHANGE AMOUNT : \$ 27.50



Shannon Williams, 911 Coordinator



Phone: (276) 783-3298 Ext. 208

Fax: (276) 783-9314

E-Mail: smyth911@smythcounty.org

Smyth County 911

121 BAGLEY CIRCLE, Suite 110 • MARION, VIRGINIA 24354

June, 25 2018

Smyth County Board of Supervisors
121 Bagley Cir; Ste 100
Marion, Va 24354

Re: FY2018 Aid to Localities Allocations

Dear Smyth County Board of Supervisors:

Smyth County has received it's full 2018 payment from the Aid to localities program in the amount of \$74,826. Staff recommends the following disbursement schedule.

Agency:	Disbursement Amount 100%
Atkins Fire Dept	\$15,804.33
Adwolfe FD	\$15,804.33
Nebo Fire Dept	\$15,804.33
Sugar Grove Fire Dept	\$15,804.33
Chilhowie FD	\$5,804.34
Saltville FD	\$5,804.34

* * Please note that the Town of Marion is not listed for disbursements because they receive more money (\$19,952) from the ATL program then what will be distributed to the other Fire Departments.

Appropriation posted to: Fund 1 032020-5604-7

Please mail checks directly to the agencies if approved.

FY2018 Aid to Localities

Smyth County has received \$74,826 dollars from the Department of Fire Programs Aid to Localities Allocation. This represents the complete payment for the 2018 physical year.

Aid to Localities (ATL) FY2018 Allocations

Description	ATL FY 2018
Smyth County	\$74,826
Town of Chilhowie	\$10,000
Town of Saltville	\$10,000
Town of Marion	\$19,952

* * Please note that the Town of Marion is listed for information purposes only. They receive more money from ATL then any other agency and are not included in the disbursement calculation.

Distribution Formula:

Smyth County: \$74,826
Town of Chilhowie: \$10,000
Town of Saltville: \$10,000
Total: \$94,826 divided by 6 Fire Depts = \$15,804.33

Staff recommend disbursement:

Atkins FD: \$15,804.33
Adwolfe FD: \$15,804.33
Nebo FD: \$15,804.33
Sugar Grove FD: \$15,804.33

Town of Chilhowie	Town of Saltville
\$15,804.33	\$15,804.33
<10,000>	<10,000>
Total: \$5,804.34	Total: \$5,804.34

A meeting of the Smyth County Board of Supervisors Building and Grounds Committee was held at the County Office Building on Tuesday, June 19, 2018 at 4:30 p.m.

Committee Members Present:

Rye Valley District Supervisor Rick K. Blevins, Acting Chairman
Saltville District Supervisor Roscoe D. Call

Staff Members Present:

Michael Carter, County Administrator
Scott Simpson, Assistant County Administrator
Kelly Woods, Administrative Assistant
Tina Combs, Maintenance Superintendent

Rye Valley District Supervisor Rick K. Blevins, Acting Chairman called the meeting to order at 4:39 p.m.

Michael Carter, County Administrator informed the Committee that at this time the ventilation system at the Animal Shelter was not working due to some electrical issues. Tina Combs, Maintenance Superintendent has contacted an electrician to have them address the issue and make necessary repairs.

Mr. Carter then informed the Committee that notification had been received by Mt. Rogers concerning the lease on the Cornerstone Building. The current occupants of the building were being relocated to the new Rhea B. Lawrence Building, and Mt. Rogers is requesting to continue with the lease on the building at the current rate of \$666.67 per month with the option of giving a 30 or 60-day notice should they decide to vacate. After discussion, Saltville District Supervisor Roscoe D. Call made a motion to recommend extending the lease to Mt. Rogers at the current rate of \$666.67 per month, with a 60-day notice. All agreed unanimously.

Mr. Carter updated the Committee concerning the Morrison Building and stated a survey had been completed on the property. The survey is currently in Richmond being reviewed by the State. Mr. Carter will continue to update the Committee concerning the lease and/or option to buy the Morrison Building as information is provided by the State of Virginia.

Scott Simpson, Assistant County Administrator presented information as shown attached, concerning the maintenance service contracts for Emergency Generators which are part of County facilities or departmental operations. Requests for proposals were solicited and only two (2) were received. Carter Machinery and Fidelity were the ones that placed a proposal. Mr. Simpson informed the committee that we have previously used Carter Machinery. After discussion, Saltville District Supervisor Roscoe D. Call made a motion to award the contract for maintenance service on the generators to Fidelity in the amount of \$9,260.00 in year one (1), with four (4) one (1) year renewal options. If renewed, years four (4) and five (5) will be at a cost of \$10,000.00. All agreed unanimously.

Having no other business to discuss, Acting Chairman, Rye Valley District Supervisor Rick K. Blevins adjourned the meeting at 5:16 pm.

Fidelity Pow

[illegible]

Caterpillar

		Year # 1		Year # 2		Year # 3		Year # 4		Year # 5	
Sheriff's Office	Annual	1	\$ 627.92	\$ 627.92	\$ 627.92	\$ 627.92	\$ 627.92	\$ 627.92	\$ 627.92	\$ 627.92	\$ 627.92
	Quarterly	3	\$ 301.20	\$ 903.60	\$ 301.20	\$ 903.60	\$ 301.20	\$ 903.60	\$ 301.20	\$ 903.60	\$ 903.60
Health Dept.	Annual	1	\$ 627.92	\$ 627.92	\$ 627.92	\$ 627.92	\$ 627.92	\$ 627.92	\$ 627.92	\$ 627.92	\$ 627.92
	Quarterly	3	\$ 301.20	\$ 903.60	\$ 301.20	\$ 903.60	\$ 301.20	\$ 903.60	\$ 301.20	\$ 903.60	\$ 903.60
Courthouse	Annual	1	\$ 659.31	\$ 659.31	\$ 659.31	\$ 659.31	\$ 659.31	\$ 659.31	\$ 659.31	\$ 659.31	\$ 659.31
	Quarterly	3	\$ 316.26	\$ 948.78	\$ 316.26	\$ 948.78	\$ 316.26	\$ 948.78	\$ 316.26	\$ 948.78	\$ 948.78
Walker Mtn.	Annual	1	\$ 471.70	\$ 471.70	\$ 471.70	\$ 471.70	\$ 471.70	\$ 471.70	\$ 471.70	\$ 471.70	\$ 471.70
	Quarterly	3	\$ 301.20	\$ 903.60	\$ 301.20	\$ 903.60	\$ 301.20	\$ 903.60	\$ 301.20	\$ 903.60	\$ 903.60
Flattop Mtn.	Annual	1	\$ 471.70	\$ 471.70	\$ 471.70	\$ 471.70	\$ 471.70	\$ 471.70	\$ 471.70	\$ 471.70	\$ 471.70
	Quarterly	3	\$ 301.20	\$ 903.60	\$ 301.20	\$ 903.60	\$ 301.20	\$ 903.60	\$ 301.20	\$ 903.60	\$ 903.60
Whitetop Mtn.	Annual	1	\$ 471.70	\$ 471.70	\$ 471.70	\$ 471.70	\$ 471.70	\$ 471.70	\$ 471.70	\$ 471.70	\$ 471.70
	Quarterly	3	\$ 301.20	\$ 903.60	\$ 301.20	\$ 903.60	\$ 301.20	\$ 903.60	\$ 301.20	\$ 903.60	\$ 903.60
Iron Mtn.	Annual	1	\$ 471.70	\$ 471.70	\$ 471.70	\$ 471.70	\$ 471.70	\$ 471.70	\$ 471.70	\$ 471.70	\$ 471.70
	Quarterly	3	\$ 301.20	\$ 903.60	\$ 301.20	\$ 903.60	\$ 301.20	\$ 903.60	\$ 301.20	\$ 903.60	\$ 903.60
			\$ 10,172.33		\$ 10,172.33		\$ 10,172.33		\$ 10,172.33		\$ 10,172.33
											\$ 50,861.65
Water Sewer	Annual	1	\$ 543.17	\$ 543.17	\$ 543.17	\$ 543.17	\$ 543.17	\$ 543.17	\$ 543.17	\$ 543.17	\$ 543.17
	Annual	1	\$ 543.17	\$ 543.17	\$ 543.17	\$ 543.17	\$ 543.17	\$ 543.17	\$ 543.17	\$ 543.17	\$ 543.17
	Annual	1	\$ 543.17	\$ 543.17	\$ 543.17	\$ 543.17	\$ 543.17	\$ 543.17	\$ 543.17	\$ 543.17	\$ 543.17
	Annual	1	\$ 543.17	\$ 543.17	\$ 543.17	\$ 543.17	\$ 543.17	\$ 543.17	\$ 543.17	\$ 543.17	\$ 543.17
			\$ 2,172.68		\$ 2,172.68		\$ 2,172.68		\$ 2,172.68		\$ 2,172.68
											\$ 10,863.40
			\$ 12,345.01		\$ 12,345.01		\$ 12,345.01		\$ 12,345.01		\$ 61,725.05

A meeting of the Smyth County Personnel Committee was held at the County Office Building on Friday, June 29, 2018 at 4:00 P.M.

Committee Members Present: Park District Supervisor M. Todd Dishner, Chairman
Saltville District Supervisor Roscoe D. Call
North Fork District Supervisor Phil Stevenson

Staff Present: Michael Carter, County Administrator

Chairman, Park District Supervisor M. Todd Dishner called the meeting to order at 4:05 P.M.

A motion was made by Saltville District Supervisor Roscoe D. Call 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 contract; promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body. North Fork District Supervisor Phil Stevenson seconded the motion and all agreed unanimously.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by North Fork District Supervisor Phil Stevenson to adopt the following resolution certifying the business conducted in closed session as follows. All agreed unanimously.

**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.

With nothing further to discuss, the meeting was adjourned at 6:16 P.M.