

AGENDA

Tuesday, April 9, 2019
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.7 Legal;** discussion with legal counsel and staff pertaining to actual or probable litigation.

5:00 CALL MEETING TO OPEN SESSION

Invocation and Pledge of Allegiance

ADOPTION OF AGENDA

Adopt the agenda and the additional agenda as presented

MINUTES OF PREVIOUS MEETINGS (Pgs.3-30)

Request adoption of the March 12th and March 28th, 2019 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 Public Hearing-VDOT 6 Year Plan (Pgs.31-34)

6:00 Public Hearing-Transient Occupancy Tax Ordinance (Pgs.35-39)

NEW BUSINESS

***Release of Lien for Green Valley Court-Jeff Campbell (Pg.40)**

***Consideration of Community Needs Survey for Broadband Project-Kendra Hayden (Pg.41)**

***Planning Commission Recommendation-Michael Carter (Pg.42)**

***Local Assurity Agreement, Smyth Machine and Fabrication-Michael Carter (Pgs.43-46)**

*** Committee Recommendations:**

- **Budget Committee, Todd Dishner-Chair (Pgs.47-48)**
- **Emergency Communications Committee Update, Todd Dishner, Chair (Pgs.49-50)**
- **Water/Sewer Committee, Roscoe Call-Chair (Pg.51)**


Supervisor Comment Time

The Smyth County Board of Supervisors held its regular meeting at 4:00 p.m., **Tuesday, March 12, 2019**. 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; and Royal Oak District Supervisor Judy Wyant (6)

ABSENT: Atkins District Supervisor Charles Atkins (1)

STAFF: County Administrator Michael Carter; County Attorney Jeff Campbell; Administrative Assistant Kelly Woods (3)

 3/12/2019 4:09 PM Chairman, Park District Supervisor M. Todd Dishner called the meeting to order.

Royal Oak District Supervisor Judy Wyant requested to abstain from the vote approving closed session and certifying closed session, due to concerns with the procedure.

A motion was made by Rye Valley District Supervisor Rick K. Blevins to enter into closed session under Code of Virginia, Section 2.2-3711 — **A.1; Personnel Matters**; Discussion, consideration, or interviews of prospective candidates for employment and contracts; **A.5; Industrial/Business Prospects**; discussion concerning a business or industry considering expansion with no previous announcement being made; **A.7 Legal**; discussion with legal counsel and staff pertaining to actual or probable litigation and **A.8 Legal**; Consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel.

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 and
Chilhowie District Supervisor R. Curtis Rhea.

NAYS: None.

ABSTAINERS: Royal Oak District Supervisor Judy Wyant.

ABSENT: Atkins District Supervisor Charles Atkins.

 3/12/2019 4:13 PM Atkins District Supervisor Charles Atkins entered the meeting.

 3/12/2019 5:05 PM Saltville District Supervisor Roscoe D. Call made a motion to go out of Closed Session. 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 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
Atkins District Supervisor Charles Atkins.

NAYS: None.

ABSTAINERS: Royal Oak District Supervisor Judy Wyant.

ABSENT: None.


 3/12/2019 5:05 PM Chairman, Park District Supervisor M. Todd Dishner called the meeting back to order from Closed session.

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; Atkins District Supervisor Charles Atkins; and Royal Oak District Supervisor Judy Wyant (7)

ABSENT: None (0)

STAFF: County Administrator Michael Carter; County Attorney Jeff Campbell; Administrative Assistant Kelly Woods (3)

OTHERS: Sheriff Chip Shuler, Deputy Courtney Widener with Smyth County Sheriff's Department, Stephanie Porter Nichols with Smyth County News and Messenger, and several citizens.

 3/12/2019 5:06 PM It was moved by Rye Valley District Supervisor Rick K. Blevins, seconded by Saltville District Supervisor Roscoe D. Call, to adopt the following resolution certifying the business conducted in closed session as follows:

RESOLUTION

CERTIFICATION OF CLOSED SESSION

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

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

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


After consideration, the motion PASSED by the following vote:


AYES: 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
Atkins District Supervisor Charles Atkins.

NAYS: None.

ABSTAINERS: Royal Oak District Supervisor Judy Wyant.

ABSENT: None.

 3/12/2019 5:06 PM Kendra Hayden, Administrative Assistant gave the invocation and Lynn Garrett, Maintenance Department led the Pledge of Allegiance.

 3/12/2019 5:06 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.

 3/12/2019 5:07 PM It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Chilhowie District Supervisor R. Curtis Rhea to approve the minutes of the February 12th, 2019 meeting, with a correction being made to page one (1) regarding Royal Oak District Supervisor Judy Wyant's

question concerning closed session. The minutes need to reflect Ms. Wyant questioned why minutes were not taken during closed session.


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.

 3/12/2019 5:08 PM Michael Carter, County Administrator presented the Board with information on the current FY2018-2019 Budget and a current month analysis for appropriations.

 3/12/2019 5:16 PM It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Rye Valley District Supervisor Rick K. Blevins to appropriate \$1,695,000.00 from the General Fund. The following is an explanation of the appropriations approved:

General County

Accounts Payable Listing:	\$998,408.15
Payroll:	\$684,288.39
Auto Draft Rural Development:	\$8,974.00
AEP/Century Link Bills:	\$25,000.00
County Administration Fund:	\$5,000.00
Minus Beginning Appropriation:	\$(52,660.87)
New Carryover:	\$25,990.33
Total County Appropriation:	\$1,695,000.00

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.

It was moved by Rye Valley District Supervisor Rick K. Blevins, seconded by Chilhowie District Supervisor R. Curtis Rhea to appropriate \$410,000.00 from the General Fund for the Department of Social Services. The following is an explanation of the appropriations approved:

Social Services

(March 13-March 31, 2019)	\$ 350,000.00
(April 1-April 9, 2019)	\$ 60,000.00
Total Social Services:	\$ 410,000.00

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.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Chilhowie District Supervisor R. Curtis Rhea to appropriate \$4,270,000.00 from the General Fund for the Smyth County School Board Operating Fund. The following is an explanation of the appropriations approved:

Schools-Operating Fund

Instruction	\$ 3,200,000.00
Administration, Attendance, & Health	\$ 120,000.00
Transportation	\$ 190,000.00
Facilities	\$ 350,000.00
School Food Service	\$ 340,000.00
Technology	\$ 70,000.00
Total School Operating Fund:	\$4,270,000.00

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.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Chilhowie District Supervisor R. Curtis Rhea to appropriate \$132.35 from EDA Fund 4 for an open invoice.

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.

It was moved by Saltville District Supervisor Roscoe D. Call, seconded by Chilhowie District Supervisor R. Curtis Rhea to appropriate \$209.97 from Fund 749 for Drug Recovery Court open invoices.

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.

It was moved by Atkins District Supervisor Charles Atkins, seconded by Saltville District Supervisor Roscoe D. Call to appropriate \$1,200.76 from the Sheriff's Fund 748 for open invoices.

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.


 3/12/2019 5:19 Chairman, Park District Supervisor M. Todd Dishner opened Citizens Time.

Robert Owens, 213 Rolling Creek Lane, Marion Virginia, spoke concerning an ATV business located on a neighbor's property that is still disturbing the neighborhood, and asked for support from the Board of Supervisors to put an end to the situation if possible.

County Attorney Jeff Campbell informed Mr. Owens that depositions concerning this matter were scheduled for April 4, 2019.

 3/12/2019 5:28 PM With no one else wishing to speak, Chairman, Park District Supervisor M. Todd Dishner closed citizens time.

 3/12/2019 5:28 PM Atkins District Supervisor Charles Atkins requested for the financial information be displayed in a way the audience can view during the meeting.

 3/12/2019 5:30 PM Sandy Bryant, Executive Director, Mt. Rogers Community Services Board presented a Resolution as shown below. The Resolution is to allow Mt. Rogers Community Services Board to change their name to Mt. Rogers Community Services.

Resolution of the Board of Supervisors of the County of Smyth, Virginia

Pursuant to Mount Rogers Community Services Board's

FY 2019 and FY 2020 Community Services Performance Contract

Authorizing Mount Rogers Community Services Board to Change Its Name

RESOLUTION

WHEREAS, the County of Smyth, Virginia (the "County"), with the Counties of Bland, Carroll, Grayson, Wythe, and the City of Galax, established Mount Rogers Community Services Board ("MRCSB") as required by Section 37.2-500 of the *Code of Virginia, 1950, as amended* ("*Code of Virginia*"); and

WHEREAS, Sections 37.2-508 and 37.2-608 of the *Code of Virginia* and *State Board Policy 4018* establish the annual *Community Services Performance Contract* as the primary accountability and funding mechanism between the Commonwealth of Virginia's Department of Behavioral Health and Developmental Services ("DBHDS") and each community services board (CSB); and

WHEREAS, MRCSB's *FY 2019 and FY 2020 Community Services Performance Contract* with DBHDS, *Exhibit J: Other CSB Accountability Requirements, Section I. Compliance with State Requirements, Section*

C. CSB and Board of Directors Organization and Operations, Section 3. CSB Name Change specifies that the board of supervisors or city councils that established the CSB must approve the CSB's new name; and

WHEREAS, pursuant to changes made by many other CSBs across the Commonwealth of Virginia, the Board of Directors ("Board") and leadership of MRCSB believe changing MRCSB's name from "Mount Rogers Community Services Board" to "Mount Rogers Community Services" is in the best interest of MRCSB; and

WHEREAS, MRCSB's Board shall take all necessary actions required to affect this name change and to reflect the name change on all legal documents, including the Board's bylaws, contracts, and leases; and

WHEREAS, MRCSB seeks the County's authorization solely to meet the statutory requirement for governing body approval;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNTY OF SMYTH, VIRGINIA:

1. That authorization is hereby given to Mount Rogers Community Services Board to change its name to Mount Rogers Community Services.

2. This Resolution shall take effect immediately upon its adoption.

Adopted at the regular meeting of the Board of Supervisors of the County of Smyth, Virginia held on March 12, 2019.

Chilhowie District Supervisor R. Curtis Rhea made a motion to adopt the Resolution as presented. North Fork District Supervisor Phil Stevenson 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.

 3/12/2019 5:32 PM Michael Carter, County Administrator presented a Resolution as shown below, and read for the record.

RESOLUTION

Naming the Interstate Bridge over Whitetop Road

as the "Trooper Lucas B. Dowell Bridge"

WHEREAS, Trooper Lucas B. Dowell of Smyth County Virginia, 28, died in the line of duty on February 4, 2019; and

WHEREAS, Trooper Dowell heroically gave his life in the line of duty on February 4, 2019, surrounded by teammates of the Division III Tactical Team. Trooper Dowell graduated from Chilhowie High School and earned his Bachelor's degree in Criminal Justice from Radford University. Trooper Dowell graduated with the 122nd Basic Session for the Virginia State Police in 2014 and later in 2016 became a member of the Division III Tactical Team; and

WHEREAS, The Smyth County Board of Supervisors humbly recognizes the lasting impression Trooper Dowell made on his fellow men and women in uniform, friends, family, and members of the community and will be forever remembered for his great strength of character, tenacity, valor and loyalty; and

NOW, THEREFORE, BE IT RESOLVED, the Smyth County Board of Supervisors, does hereby request the Commonwealth Transportation Board consider approval to name the Interstate bridge over Whitetop Road as the "Trooper Lucas B. Dowell Bridge" in memory of Trooper Dowell; and

BE IT FURTHER RESOLVED, the Smyth County Board of Supervisors request the appropriate signs, as directed by the Department, be installed, calling attention to this designation and will assume the costs for the fabrication and installation of signs for this naming.

North Fork District Supervisor Phil Stevenson made a motion to adopt the Resolution as presented. 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 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.

 3/12/2019 5:36 PM Michael Carter, County Administrator presented a Proclamation for consideration designating March as Colon Cancer Awareness Month, and read aloud for the record.

PROCLAMATION
March Colon Cancer Awareness Month

WHEREAS, the County of Smyth celebrates month of March as Colon Cancer Awareness to bring greater awareness to colon cancer; and

WHEREAS, colon cancer is the second leading cause of cancer death in the United States; and

WHEREAS, 1 in 20 people will develop colon cancer and every 10 minutes a life is lost to the disease; and

WHEREAS, this year alone, 142,000 new cases of colon and rectal cancer will be diagnosed in America and nearly 50,000 deaths are expected; and

WHEREAS, a simple screening test is recommended to individuals over age 50 and those with a family history to help combat the disease; and

WHEREAS, Smyth County, VA has joined with the Colon Cancer Alliance to increase screening and save lives in Smyth County, VA and across the country; and

WHEREAS, education and increased awareness can help inform the public of methods of prevention and the early detection of colon cancer; and

WHEREAS, through recommended screenings, this cancer can be caught early when treatment is most effective; and

WHEREAS, declaration of the Month of March as Colon Cancer Awareness Month will help bring greater awareness to the disease and the importance of being screened; and

NOW THEREFORE, I do hereby proclaim the Month of March 2019 to be Colon Cancer Awareness Month in the County of Smyth and encourage all individuals to work together to promote awareness and understanding of colon cancer and the need for screening to eradicate the disease.

Chilhowie District Supervisor R. Curtis Rhea made a motion to adopt the proclamation as presented. North Fork District Supervisor Phil Stevenson 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.

 3/12/2019 5:39 PM Chilhowie District Supervisor R. Curtis Rhea made a motion to set the Public Hearing for the VDOT six (6) Year Plan on April 9, 2019 at 5:30 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.

 3/12/2019 5:40 PM Heather Wright, Department of Social Services gave information concerning a young lady within the Community who had started a blanket project. Ms. Mya Ferland was asked what she would like for Christmas, and instead of asking for anything for herself felt the need to give those in the community a warm blanket and continues to grow her ministry. Chairman, Park District Supervisor M. Todd Dishner presented Mya Ferland with a Certificate of Recognition for her community involvement.

 3/12/2019 5:44 PM Chairman, Park District Supervisor M. Todd Dishner called for a recess.

 3/12/2019 6:03 PM Chairman, Park District Supervisor M. Todd Dishner called the meeting back to order from recess.

 3/12/2019 6:04 PM Joe Arnold, Captain, Saltville Rescue Squad presented an update to the Board concerning Saltville Rescue Squad and the financial situation they are currently facing. Mr. Arnold informed the Board the squad was facing several financial issues and does not feel the squad can continue to operate. One of which is the Medicare information that is needed to bill for charges had expired a few months ago, therefore the Rescue Squad has not received any money for services provided from Medicare. Due to this and several other issues, Saltville Rescue Squad would only be able to financially operate for up to another week. Mr. Arnold requested for the Smyth County Board of

Supervisors to fund the Saltville Rescue Squad \$25,000.00 per month to continue operating while Smyth County solicits bids for Emergency Services.

Charlie Harrington, Emergency Services Coordinator informed the Board of Supervisors the options available to address the situation, stating the County could fund the request from the Saltville Rescue Squad, or allow for a Private Provider to do the services until a permanent solution is found.

Discussion continued between the Board of Supervisors, Mr. Arnold, the Town of Chilhowie and other members of the EMS Community. Several Board members asked if neighboring towns could assist with the calls on an interim basis.

After lengthy discussion, North Fork District Supervisor Phil Stevenson made a motion to table the request from Saltville Rescue Squad for \$25,000.00 monthly to operate and to set an amount up to \$20,000 to reimburse DERA agencies within the County for running the calls if Saltville Rescue Squad shuts down. Mr. Stevenson also asked for the Town of Chilhowie to help Smyth County in the interim. 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 Chairman, Rye Valley District Supervisor Rick K. Blevins,
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: Saltville District Supervisor Roscoe D. Call.

ABSTAINERS: None.

ABSENT: None.

 3/12/2019 7:30 PM Charlie Harrington, Emergency Services Coordinator presented a Resolution as shown below for consideration. This action will make all of our localities eligible to apply for Pre-Disaster Hazard Mitigation Grant funds, as well as receive disaster relief after a Federal Disaster Declaration.

RESOLUTION PRE-DISASTER HAZARD MITIGATION PLAN

WHEREAS, the Federal Emergency Management Agency, the Commonwealth of Virginia's Department of Emergency Management, and the Mount Rogers Planning District Commission agree that a regional Pre-Disaster Hazard Mitigation Plan shall be developed for the Mount Rogers Planning District; and

WHEREAS, the Mount Rogers Planning District Commission has completed the necessary tasks required by the agreement between the Virginia's Department of Emergency Management and the Mount Rogers Planning District Commission; and

WHEREAS, the Pre-Disaster Hazard Mitigation Plan contains risk assessments and potential losses of each of the identified hazards, a mitigation strategy to reduce or eliminate the risk of damage from future incidents, and a process to update the plan every five (5) years, thereby making the County of Smyth, Virginia, a jurisdiction of the Mount Rogers Planning District, eligible for federal disaster relief and hazard mitigation grant assistance.

NOW THEREFORE, BE IT RESOLVED, that the Smyth County Board of Supervisors adopts the Pre-Disaster Hazard Mitigation Plan.

Atkins District Supervisor Charles Atkins made a motion to adopt the Resolution as presented. North Fork District Supervisor Phil Stevenson 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.

 3/12/2019 7:31 PM Chairman, Park District Supervisor M. Todd Dishner called for a recess.

 3/12/2019 7:46 PM Chairman, Park District Supervisor M. Todd Dishner called the meeting back to order from recess.

 3/12/2019 7:47 PM Rye Valley District Supervisor Rick K. Blevins brought forward the following recommendations from the Insurance Committee:

Item #1: It is the Committee's recommendation to accept the renewal for the Anthem/Local Choice employee health insurance plan for July 1, 2019 through June 30, 2020 at an increase of 1.7%, with the contribution rate from the County to the Employee at 80% and 79% for spouse and/or dependents.

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.

Item #2: Mr. Blevins stated the County currently has a Nationwide 457 Plan that offers a voluntary benefit option called ProAccount, which allows Nationwide staff to manage employee investment accounts professionally for a very small flat fee. It is the Committee's recommendation to make this an available option to all employees who contribute to the Nationwide 457 Plan, with no cost to Smyth County.


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.

 3/12/2019 7:49 PM Michael Carter, County Administrator brought forward the following recommendations from the Budget Committee.

Item #1: It is the Committee's recommendation to approve the budget transfer as shown below for the Smyth County Sheriff Department in the amount of \$1,445.00.

EXPENSE

From:	To:	Amount:
001-021070-1001 (Salaries)	001-021070-5401 (Office Supp.)	\$1,445.00

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.

Item #2: It is the Committee's recommendation to approve the budget amendment as shown below for

the Smyth County Sheriff Department in the amount of \$6,459.00. This will increase the current FY2018-2019 budget from \$88,358,151.00 to \$88,364,610.00.

<u>EXPENSE</u>	<u>AMOUNT</u>
744-011010-1001 (Salaries and Wages)	\$6,000.00
744-011010-2001 (FICA)	\$459.00
<u>REVENUE</u>	<u>AMOUNT</u>
744-010000-0006 (Other Revenue)	\$6,459.00

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.

Item #3: It is the Committee's recommendation to approve the budget transfer as shown below for the Board of Supervisors in the amount of \$6,800.00.

<u>From:</u>	<u>To:</u>	<u>Amount:</u>
011010-5504 (Travel-Conv&Education)	011010-3007 (Advertising)	\$800.00
011010-5203 (Telecommunications)	011010-3007 (Advertising)	\$1,700.00
011010-5501 (Travel-Mileage)	011010-3007 (Advertising)	\$300.00
011010-9003 (SCOB Security)	011010-8100 (Court Appt. Attorney)	\$4,000.00

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.

Item #4: It is the Committee's recommendation to approve the budget transfer as shown below for the Maintenance Department in the amount of \$4,400.00.

<u>From:</u>	<u>To:</u>	<u>Amount:</u>
County Bldg 001-043040-5101 (Electricity)	001-043040-5407 (Repairs&Maint.)	\$1,000.00
Courthouse 001-043020-5101 (Electricity)	001-043020-5405 (Laundry, Janitorial)	\$1,500.00
Courthouse 001-043020-3005 (Service Cont.)	001-043020-3004 (Repairs&Maint.)	\$1,500.00
Health Dept.001-043030-3005 (Service Cont.)	001-043030-5103 (Water&Sewer)	\$400.00

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.

Item #5: It is the Committee's recommendation to approve the budget transfer as shown below for the Water Department in the amount of \$43,500.00.

<u>From:</u>	<u>To:</u>	<u>Amount:</u>
501-085030-0001 (Town of Marion)	501-085020-0106 (Merillat)	\$1,100.00
501-085030-0001 (Town of Marion)	501-085020-0205 (Apple Valley)	\$19,600.00
501-085030-0001 (Town of Marion)	501-085020-0305 (Poore Valley)	\$2,600.00
501-085030-0001 (Town of Marion)	501-085020-0104-1(EHM Park Main)	\$16,700.00
501-085020-0104 (HMSP/Walker's/Eben)	501-085010-3006 (Fuel)	\$3,000.00
501-085020-0104 (HMSP/Walker's/Eben)	501-085010-5410 (Uniforms)	\$500.00

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.

Item #6: It is the Committee's recommendation to approve a real estate tax refund request in the amount of \$1,184.05, for tax map number 56-A-75, owned by Ronald L. and Frances B. Horton. According to Virginia Code Section 58-1-3219.5, due to being a disabled veteran, the property is exempt from taxes.

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.

Item #7: It is the Committee's recommendation to approve the Contract Modification Agreement for Audit Services with Robinson, Farmer, Cox Associates as shown below. This would extend the contract to cover fiscal years ending June 30, 2019 through June 30, 2021.

**COUNTY OF SMYTH, VIRGINIA
CONTRACT MODIFICATION AGREEMENT**

DATE: March 1, 2019

ORIGINAL CONTRACT: Contract for Audit Services dated July 7, 2016.

ISSUED BY: County of Smyth, Virginia

CONTRACTOR: Robinson, Farmer, Cox Associates

This Supplemental Agreement is entered into pursuant to the provisions of the original contract.

DESCRIPTION OF MODIFICATION:

Pursuant to paragraph 8 of the original audit agreement dated July 7, 2016, the contract may be extended for subsequent years.

The County and Contractor hereby agree to extend the original contract to cover the fiscal years ending June 30, 2019 through June 30, 2021.

Fees not to exceed are adjusted as follows:

Component Fee not to Exceed

Audit for the fiscal year ending June 30, 2019 \$58,850
Audit for the fiscal year ending June 30, 2020 \$60,600
Audit for the fiscal year ending June 30, 2021 \$62,400

Except as provided herein, all terms and conditions of the original contract for audit services remain unchanged and in full force and effect.

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 and
Chilhowie District Supervisor R. Curtis Rhea.

NAYS: Atkins District Supervisor Charles Atkins and
Royal Oak District Supervisor Judy Wyant.

ABSTAINERS: None.

ABSENT: None.

Item #8: The Budget Committee discussed a request that had been made during the February 12, 2019 Board Meeting for the Budget Committee meetings to be videoed. The Committee stated all meetings were open to the public and any Board member that wishes to attend.

Discussion continued on the matter between Board Members involving the request.

Royal Oak District Supervisor Judy Wyant stated she felt it was important to allow citizens that could not attend the Budget Committee meetings an opportunity to know what tax dollars are being applied to within the budget.

Royal Oak District Supervisor Judy Wyant made a motion to video record the Budget Committee Meetings beginning April 9, 2019. Atkins District Supervisor Charles Atkins seconded the motion.

After consideration, the motion FAILED by the following vote:

AYES: Atkins District Supervisor Charles Atkins and
Royal Oak District Supervisor Judy Wyant.

NAYS: 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 and
Chilhowie District Supervisor R. Curtis Rhea.

ABSTAINERS: None.

ABSENT: None.



3/12/2019 8:04 PM North Fork District Supervisor Phil Stevenson brought forward a recommendation from the Building and Grounds Committee. It is the Committee's recommendation to accept the proposal from Trane and enter into a one-year agreement in the amount of \$32,834.00, which includes regular

maintenance for the Morrison Building, Smyth County Courthouse, Smyth County Health Department, and the Smyth County Sheriff's Department. The initial term of the Service Agreement will begin April 1, 2019 and will expire March 31, 2020. This agreement shall renew automatically for successive periods of one (1) year until terminated by either party.


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.

 3/12/2019 8:07 PM Atkins District Supervisor Charles Atkins asked about the status of the Morrison Building and why the conveyance for the building wasn't discussed by the full Board. Mr. Atkins stated he felt there are a lot of repairs that need to be made to the building, and feels like it is not in the best interest of the County to be given the Morrison Building. Mr. Atkins went on to state he would like to know the cost to construct a new building to house the offices needed for Smyth County.

North Fork District Supervisor Phil Stevenson stated the information concerning the Morrison building and the process for obtaining the building had been discussed during the Building and Grounds Committee, and that information had been sent to each Board member in previous Board agenda packets.

County Attorney Jeff Campbell informed the Board if the deed was conveyed to the County, the Board of Supervisors would have to approve the conveyance.

North Fork District Supervisor Phil Stevenson made a motion, once the State of Virginia conveys the Morrison Building to Smyth County, the Smyth County Board of Supervisors accepts the conveyance. 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 Chairman, Rye Valley District Supervisor Rick K. Blevins,
Saltville District Supervisor Roscoe D. Call,
North Fork District Supervisor Phil Stevenson and
Chilhowie District Supervisor R. Curtis Rhea.

NAYS: Atkins District Supervisor Charles Atkins and
Royal Oak District Supervisor Judy Wyant.

ABSTAINERS: None.

ABSENT: None.

 3/12/2019 8:15 PM Royal Oak District Supervisor Judy Wyant brought forward the following recommendations from the Ordinance Committee.

Item #1: It is the Committee's recommendation to send a request to the Planning Commission to incorporate the more than 530 roads within the County as an attachment to the Comprehensive Plan for Smyth County. This would allow for citizens to apply for a Revenue Share Project with VDOT.

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.

Item #2: During a meeting on March 5, 2019 of the Ordinance Committee, County Attorney Jeff Campbell sated it had been brought to his attention the Smyth County Code does not reflect the correct Transient Occupancy Tax information. It is the Committee's recommendation to schedule a Public Hearing for April 9, 2019 at 6:00 P.M. to re-adopt the Ordinance as needed for the Transient Occupancy Tax.

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.

 3/12/2019 8:19 PM Chairman, Park District Supervisor M. Todd Dishner brought forward the following recommendation from the Personnel Committee:

It is the Committee's recommendation to adopt the new hours for the Smyth County Animal Shelter as shown below.

Hours of Operation

Adoption, Viewing, and Reclamation

Monday, Wednesday, Friday 1:00 P.M. to 4:30 P.M.

Animal Intake

Monday-Friday 8:00 A.M. to 4:30 P.M.

Saturday 8:00 A.M. to 4:30 P.M.

Closed Sunday

Closed daily for lunch Noon to 1:00 P.M.


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.

 3/12/2019 8:25 PM Chilhowie District Supervisor R. Curtis Rhea brought forward a recommendation from the Solid Waste Committee. A meeting was held on March 4, 2019, and Michael Carter, County Administrator stated it had been brought to his attention that Tri-Cities Waste Paper had closed, which is the facility that handled the recycling of paper and plastics products for Smyth County. Mr. Carter stated the closest facility to now haul these products to is located in Roanoke, VA, and this would not be cost effective for Smyth County. Mr. Carter also informed the Committee that Washington County and the City of Bristol have communicated they have suspended recycling services until further notice.

It is the Committee's recommendation to suspend recycling services for Smyth County until further notice effectively immediately.


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.

 3/12/2019 8:33 PM Kelly Woods, Administrative Assistant presented an update to the Board of Supervisors concerning the Back of the Dragon Project. Ms. Woods stated the County is currently awaiting an appraisal for the easement that is needed for the project to move into the construction phase. According to representatives from VDOT, the project is on schedule and moving in the right direction. Ms. Woods also stated that she had contacted the Tobacco Commission concerning the grant for this project, and was informed a grant extension would need to be approved before September 2019 for the County to continue to receive funding for the project, which is a standard procedure for this type of project.

 3/12/2019 8:33 PM Supervisor Comment Time:

Royal Oak District Supervisor Judy Wyant stated she experienced uncomfortable dialogue with another Board member and will represent her district as she sees fit.

Rye Valley District Supervisor Rick K. Blevins made a motion to appoint Dan A. Slemph Jr., 430 Slemph Creek Road, Sugar Grove, VA, to the Rye Valley Water Authority. Mr. Slemph will fill the remainder of the term for Joe Blankenship that will expire June 30, 2020. 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,
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.

Park District Supervisor M. Todd Dishner stated that he appreciates each member on the Board, even when it feels like everyone is on a different page.

 3/12/2019 8:36 PM The meeting was continued to March 28, 2019 at 7:00 P.M.

The Smyth County Board of Supervisors held its continued meeting at 7:00 p.m., **Thursday, March 28, 2019**. 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; Atkins District Supervisor Charles Atkins; Royal Oak District Supervisor Judy Wyant (7)

Park District Planning Commissioner Joel Pugh; Chilhowie District Planning Commissioner Graham Davidson Jr.; Rye Valley District Planning Commissioner Paul D. Shepherd; Atkins District Planning Commissioner Hazel Wagoner, Royal Oak District Planning Commissioner Tony Dean; Saltville District Supervisor David Spence (6)

ABSENT: North Fork District Planning Commission Robert Campbell (1)

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

Others Present: Linda Burchette, Smyth County News and Messenger and a Deputy with Smyth County Sheriff's Office

Chairman of the Board of Supervisors, M. Todd Dishner and Joel Pugh, Vice Chairman of the Planning Commission, called the joint public hearing to order. Michael Carter, County Administrator read the advertisement as placed in the Smyth County News and Messenger.

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

The Smyth County Board of Supervisors and the Smyth County Planning Commission will conduct a joint public hearing on Thursday, March 28, 2019, at 7:00 P.M. or as soon after 7:00 P.M. as an application may be heard, in the Smyth County Office Building, 121 Bagley Circle, Marion, Virginia, to consider the following application(s) to the Zoning Ordinance of Smyth County, Virginia:

An application from David Fields for a Special Use Permit for a Kennel. The property is located near Rifton Drive, Marion Virginia, identified as Tax Map No. 47-A-67B and zoned Commercial.

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

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

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

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

Michael L. Carter, County Administrator
Joel Pugh, Vice Chairman of the Planning Commission

Chilhowie District Supervisor R. Curtis Rhea made a motion to waive the reading of the rules relating to Public Hearings. Atkins District Supervisor Charles Atkins 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.

Clegg Williams, Building and Zoning Administrator explained David Fields request for the rezoning, stating they would like to establish an Animal Rescue on the property identified above. Mr. Williams stated the Mr. Fields was unable to attend the meeting, however had sent a letter to be read aloud.

Bill Huber, an architect for Mr. Fields presented an overview of the kennel that is expected to be placed on the property.


Erwin Rowland, 739 Park Boulevard, Marion spoke in support of the application.

Mike Snavely, 733 Holston Hill Lane, Marion spoke in support of the application.

No one else chose to speak concerning this application.

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

 3/28/2019 7:22 Chairman, Park District Supervisor M. Todd Dishner called the Board of Supervisors Meeting to order.

 3/28/2019 7:27 PM Saltville District Supervisor Roscoe D. Call made a motion to appropriate \$34.77 from Fund 749-Recovery Court for open invoices. 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 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.

 3/28/2019 7:27 PM Michael Carter, County Administrator presented a recommendation from the Economic Development Authority. It is the recommendation of the EDA to appoint John McLean as the designee for the Smyth Washington Regional Industrial Facilities Authority for the remaining of the four (4) year term for Mr. Harry Dean. The term will begin April 1, 2019 and end March 31, 2023.

North Fork District Supervisor Phil Stevenson made a motion to accept the recommendation from the EDA. 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.

 3/28/2019 7:32 PM Michael Carter, County Administrator presented a recommendation from the Smyth County Planning Commission. It is the Commission's recommendation to appoint Tony Dean to

represent the Planning Commission on the Mt. Rogers Planning District for a four (4) year term beginning January 1, 2019 and ending December 31, 2022.

Chilhowie District Supervisor R. Curtis Rhea made a motion to accept the recommendation from the Planning Commission. 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.

 3/28/2019 7:33 PM A motion was made by Rye Valley District Supervisor Rick K. Blevins to enter into closed session under Code of Virginia, Section 2.2-3711 **A.1; Personnel Matters**; Discussion, consideration, or interviews of prospective candidates for employment and contracts; **A.5; Industrial/Business Prospects**; discussion concerning a business or industry considering expansion with no previous announcement being made; **A.7 Legal**; discussion with legal counsel and staff pertaining to actual or probable litigation. North Fork District Supervisor Phil Stevenson 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 and
Chilhowie District Supervisor R. Curtis Rhea.

NAYS: Royal Oak District Supervisor Judy Wyant.

ABSTAINERS: None.

ABSENT: None.

 3/28/2019 8:14 PM North Fork District Supervisor Phil Stevenson made a motion to go out of closed session. 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.

 3/28/2019 8:15 PM It was moved by Rye Valley District Supervisor Rick K. Blevins, seconded by Saltville District Supervisor Roscoe D. Call, to adopt the following resolution certifying the business conducted in closed session as follows:

RESOLUTION

CERTIFICATION OF CLOSED SESSION

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

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

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


After consideration, the motion PASSED by the following vote:

AYES: 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 and
Chilhowie District Supervisor R. Curtis Rhea.

NAYS: Royal Oak District Supervisor Judy Wyant.

ABSTAINERS: None.

ABSENT: None.

 3/28/2019 8:15 PM Chilhowie District Supervisor R. Curtis Rhea made a motion to accept the TROF agreement for an undisclosed business as discussed during closed session. 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 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.

 3/28/2019 8:16 PM Meeting Adjourned.

DRAFT

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 April 9th, 2019**. The purpose of this public hearing is to receive public comment on the proposed Secondary Six-Year Plan for Fiscal Years 2019/20 through 2024/25 in Smyth County and on the Secondary System Construction Budget for Fiscal Year 2019/20. 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.

RESOLUTION

**APPROVAL OF SECONDARY HIGHWAY SIX-YEAR PLAN (2019/20 THROUGH 2024/2025)
AND CONSTRUCTION PRIORITY LIST (2019/20)
SMYTH COUNTY, VIRGINIA**

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

WHEREAS, this Board had previously agreed to assist in the preparation of this Plan, in accordance with the Virginia Department of Transportation policies and procedures, and participated in a public hearing on the proposed Plan (2019/20 through 2024/25) as well as the Construction Priority List (2019/20) on April 9, 2019, after duly advertised so that all citizens of the County had the opportunity to participate in said hearing and to make comments and recommendations concerning the proposed Plan and Priority List, and

WHEREAS, Conrad Hill, Residency Administrator, Virginia Department of Transportation, appeared before the Board and recommended approval of the Six-Year Plan for Secondary Roads (2019/20 through 2024/25) and the Construction Priority List (2019/20) for Smyth County, Virginia.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Smyth County, Virginia that since said Plan appears to be in the best interests of the Secondary Road System in Smyth County and of the citizens residing on the Secondary System, said Secondary Six-Year Plan (2019/20 through 2024/25) and Construction Priority List (2019/20) are hereby approved as presented at the public hearing.

DONE this the 9th day of April, 2019.

Recorded Vote

Moved by: _____

A Copy Teste:

Seconded by: _____

Yeas: _____

County Administrator

Nays: _____

SECONDARY SYSTEM CONSTRUCTION PROGRAM (in dollars)

Board Approval Date:

2018-19 through 2023-24

PROJECTED FISCAL YEAR ALLOCATIONS

Route	Road Name	Estimated Cost	Previous Funding	Additional Funding Required	PROJECTED FISCAL YEAR ALLOCATIONS					Traffic Count
PPMS ID	Project #		Funding							Scope of Work
Accomplishment Type of Funds	Description FROM		SSYP Funding Other Funding Total							FHWA # Comments
Type of Project	TO									
Priority #	Length									
Rt 0675	LEAD MINE ROAD	PE \$0								62
109174	0675086803	RW \$0	\$0		\$0	\$0	\$0	\$0	\$0	Reconstruction w/o Added Capacity
STATE	RTE 675 - RECONSTRUCT & Rte 674	CON \$270,000	\$210,000		\$60,000	\$0	\$0	\$0	\$0	16004
No Plan	Rte 781	Total \$270,000	\$210,000	\$60,000	\$60,000	\$0	\$0	\$0	\$0	
3.01	1.0									
Rt 0674	SAND MINES ROAD	PE \$0								62
109175	0674086804	RW \$0	\$0		\$0	\$0	\$0	\$0	\$0	Reconstruction w/o Added Capacity
STATE	RTE 674 - RECONSTRUCT & Rte 601	CON \$50,000	\$50,000	\$0	\$0	\$0	\$0	\$0	\$0	16004
No Plan	Rte 675	Total \$50,000	\$50,000	\$0	\$0	\$0	\$0	\$0	\$0	
3.02	0.2									
Rt 0769	HOLIDAY DRIVE	PE \$0								62
109176	0769086805	RW \$0	\$0		\$0	\$0	\$0	\$0	\$0	Reconstruction w/o Added Capacity
STATE	RTE 769 - RECONSTRUCT & Rte 600	CON \$50,000	\$38,883	\$11,117	\$0	\$0	\$0	\$0	\$0	16004
No Plan	Dead End	Total \$50,000	\$38,883	\$11,117	\$11,117	\$0	\$0	\$0	\$0	
3.03	0.2									
Rt 0623	SPROUTS CREEK ROAD	PE \$0								62
111479	0623086P19	RW \$0	\$0		\$0	\$0	\$0	\$0	\$0	Reconstruction w/o Added Capacity
STATE	RTE 623 - RECONSTRUCT & Rte 42	CON \$120,000	\$0	\$120,000	\$77,495	\$42,505	\$0	\$0	\$0	16004
No Plan	060 M N. RTE 42	Total \$120,000	\$0	\$120,000	\$77,495	\$42,505	\$0	\$0	\$0	
3.04	0.6									
Rt 0738	JARVIS HOLLOW ROAD	PE \$0								62
113755	0738086P22	RW \$0	\$0		\$0	\$0	\$0	\$0	\$0	Reconstruction w/o Added Capacity
STATE	RTE 738 - RECONSTRUCT & Rte 675	CON \$200,000	\$0	\$200,000	\$0	\$135,121	\$64,879	\$0	\$0	16004
No Plan	Dead End	Total \$200,000	\$0	\$200,000	\$0	\$135,121	\$64,879	\$0	\$0	
3.05	0.8									
Rt 0765	CORNETT ROAD	PE \$0								62
113754	0765086P23	RW \$0	\$0		\$0	\$0	\$0	\$0	\$0	Reconstruction w/o Added Capacity
STATE	RTE 765 - RECONSTRUCT & Rte 707	CON \$175,000	\$0	\$175,000	\$0	\$0	\$80,676	\$94,324	\$0	16004
No Plan	Dead End	Total \$175,000	\$0	\$175,000	\$0	\$0	\$80,676	\$94,324	\$0	
3.06	0.7									

[illegible]

Public Hearing Notice

The Smyth County Board of Supervisors will conduct a public hearing at the next regularly scheduled meeting of the Board on Tuesday, April 9, 2019 at 6:00 P.M., at the Smyth County Office Building, 121 Bagley Circle, Marion, VA.

This hearing will consider the re-adoption of an amendment to the Smyth County Transient Occupancy Tax pursuant to amended Section 58.1-3819 of the Code of Virginia. The hearing will take public comment on amending Section 23-42: Finance and Taxation, of the Smyth County Code. The Board will consider to readopt the Transient Occupancy Tax Ordinance of 5%.

At the above mentioned day, time, and place, any citizen of Smyth County, subject to the rules of procedure of the Board of Supervisors, may appear to express an opinion on this ordinance amendment. A full copy of the proposed amendment to the Smyth County Code is on file at the above address in the County Administrator's Office, 121 Bagley Circle, Suite 100, Marion, VA, and may be reviewed, or a copy obtained, Monday – Friday, during normal business hours, 8:00 a.m. - 5:00 p.m.

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

AT A MEETING OF THE BOARD OF SUPERVISORS OF SMYTH
COUNTY, VIRGINIA, HELD ON TUESDAY, APRIL 9, 2019, AT 4:00 P. M., AT
121 BAGLEY CIRCLE MARION, VIRGINIA:

AN ORDINANCE TO AMEND ARTICLE XIII, SECTION 23, TRANSIENT
OCCUPANCY TAX, SECTION 23-426, ET SEQ, OF THE SMYTH COUNTY CODE,
TO ADOPT AND READOPT THE TAX RATE AT 5%, EFFECTIVE APRIL 1, 2019.

WHEREAS, the Board is authorized, pursuant to Va. Code Section 58.1-3819 to levy a transient occupancy tax, not to exceed five percent (5%) on hotels, motels, boarding houses, travel campgrounds, and other facilities offering guest rooms rented out for continuous occupancy for fewer than 30 consecutive days; and

WHEREAS, pursuant to Va. Code Section 58.1-3819, any excess over two percent of said tax shall be designated and spent solely for tourism and travel, marketing of tourism or initiatives that, as determined after consultation with the local tourism industry organizations, including representatives of lodging properties located in the county, attract travelers to the County, increase occupancy at lodging properties, and generate tourism revenues in the County; and

WHEREAS, the Board has held a duly advertised public hearing to consider adopting and readopting the Transient Occupancy Tax at five percent (5%) beginning on April 1, 2019.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Smyth County Board of Supervisors this 9th day of April, 2019 that Section 23 of Article XIII – Transient Occupancy Tax, of the Smyth County Code be, and it hereby is, amended as follows:

- **ARTICLE XIII. - TRANSIENT OCCUPANCY TAX**
- **Sec. 23-426. - Definitions.**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Hotel means any public or private hotel, inn, apartment hotel, hostelry, tourist home or house, motel, boardinghouse, rooming house or other lodging place in the county which offers lodging to any transient for compensation.

Lodging means any space or room furnished to any transient.

Person includes any individual, firm, partnership, association, corporation, person acting in a representative capacity, or any group of individuals acting as a unit.

Room rental means the total charge, exclusive of any tax imposed on such charge, made by any hotel or travel campground for lodging furnished to any transient. If the charge made by the hotel or travel campground to a transient includes any charge for services or accommodations in addition to that of lodging and/or use of space, then such portion of the total charge representing only lodging and/or space rental shall be distinctly set out and billed to such transient by such hotel or travel campground as a separate item.

Transient means any person who, for a period of not more than 29 consecutive days, either at his own expense or at the expense of another, obtains lodging or use of space in any hotel or travel campground for which a charge is made.

Travel campground means any area, site, lot, field or tract of land offering spaces for recreational vehicles, campers or campsites for transient dwelling purposes, or temporary dwelling during travel, camping, recreation or vacation uses.

- **Sec. 23-427. - Levy and rate.**

In addition to any other tax imposed by law, there is hereby imposed and levied on each and every transient a tax equivalent to five percent of the total amount paid for room rental by or for such transient to any hotel or travel campground as defined in section 23-426. Any excess over two percent shall be designated and spent solely for tourism and travel, marketing of tourism or initiatives that, as determined after consultation with the local tourism industry organizations, including representatives of lodging properties located in the county, attract travelers to the locality, increase occupancy at lodging properties, and generate tourism revenues in the locality.

- **Sec. 23-428. - Exceptions to tax.**

No tax shall be payable under this article on room rental paid to any hospital, medical clinic, convalescent home, or home for the aged.

- **Sec. 23-429. - Collection.**

Every person receiving any payment for room rental with respect to which a tax is levied under this article shall collect the amount of tax imposed by this article from the transient on whom the tax is levied, or from the person paying for such room rental, at the time payment for such room rental is made. Such tax shall

be deemed to be held in trust by the person required to collect the tax until remitted to the county as required by section 23-430.

- **Sec. 23-430. - Reports required and remittance of tax.**

The person collecting the tax levied under this article shall make a report upon such forms and setting forth such information as the commissioner of the revenue may prescribe and require. Such report shall show the amount of room rental charges collected and the tax required to be collected. The form shall be signed and delivered to the commissioner of the revenue with the remittance of such tax. Such reports and remittances shall be made quarterly on or before October 31, January 31, April 30 and July 31 in each year and shall include the amount of tax collected during the three months immediately preceding the months in which such reports and remittances are required. If the remittance is by check or money order, the check or money order shall be made payable to the county treasurer. The commissioner of the revenue and county treasurer shall have the power to examine pertinent records for the purpose of administering or enforcing the provisions of this article.

- **Sec. 23-431. - Commission allowed for collection of tax.**

The person collecting the tax provided for in this article shall be allowed a commission of five percent of the total amount collected during each quarterly reporting period. The commission shall be deducted from the remittance of the amount of tax due and accounted for in each quarterly reporting period specified in this article. No commission shall be allowed if the amount due is delinquent. The commission allowed in this section is for the purpose of defraying the expenses incurred by persons required to collect this tax.

- **Sec. 23-432. - Surcharge and interest.**

If any person fails or refuses to remit to the commissioner of the revenue the tax required to be collected and paid under this article within the time and in the amount specified in this article, there shall be added to such tax by the county treasurer a surcharge of ten percent. Further, if the tax remains delinquent and unpaid for a period of one month from the date it is due and payable, there shall be added to such tax by the treasurer interest at the rate of ten percent per annum, which shall be computed on the taxes and surcharge from the first day of the month for each month or portion thereof from the date upon which the tax was due as provided in this article.

- **Sec. 23-433. - Penalty.**

It shall be unlawful for any person to fail or refuse to collect the taxes proposed under this article, or to fail or refuse to make the reports and remittance as required. Whoever violates or fails to comply with any of the provisions of this article, or any regulation promulgated pursuant thereto, shall upon conviction of this failure be guilty of a class 3 misdemeanor and punished as provided in section 1-6 of this Code. The punishment provided for in this section shall be in addition to any other remedy for the collection of taxes provided for by law.

- **Sec. 23-434. - Applicability.**

The provisions of this article shall apply throughout the county, including the incorporated towns within the county that do not impose a tax on transient occupancy.

The amendments to this section shall become effective on and after April 1, 2019

A Copy Teste:

M. Todd Dishner,
Chairman

Michael B. Carter,
County Administrator



TREASURER OF SMYTH COUNTY

THOMAS W. BURKETT, II
TREASURER

P.O. Box 549 • MARION, VA 24354-0549
276-782-4059
EMAIL: SMYHTREASURER@SMYTHCOUNTY.ORG

DEBRA O. SCHWARTZ
CHIEF DEPUTY

CHRISTY HUTTON
AMY FRYE
JOELLA SMITH
DEPUTIES

March 12, 2019

Mr. Jeff Campbell, County Attorney
121 Bagley Circle, Suite 100
Marion, VA. 24354

Dear Jeff,

Attached you will find a paid receipt for Debord Harold S. & Debord Sharon. This receipt represents their final payment for the special assessment for residents of Green Valley Court in Chilhowie.

Please request the Board of Supervisors take the necessary action to release the lien on their property as they have fulfilled their financial obligation.

Thank you, and please let me know should you need additional information.

Sincerely,

A handwritten signature in black ink, appearing to read "Tom Burkett", written over a horizontal line.

Tom Burkett
Treasurer

C: Mike Carter, County Administrator

Conducting a Community Broadband Survey

Conducting a broadband survey is an important part of CIT's assessment process. The survey gathers information regarding citizens' and businesses' Internet access, usage and needs. This information is important because it 1) provides insight into the locality's current broadband environment, 2) helps to define the locality's needs and goals, and 3) helps to build the business case for a potential partner by demonstrating the demand for broadband services.

CIT's survey is available both online (<https://www.wired.virginia.gov/broadband/broadband-survey>) and as a PDF for those unable to access the online survey.

If you have any questions regarding the survey, please contact: CITbroadband@cit.org

Below are some considerations for the locality:

- **Survey timeframe - when will the survey start and how long will it remain open?**
 - CIT recommends 45 days
- **Public awareness and notification of survey - how will the locality notify the public about the survey?**
 - Notifying and preparing the community for the pending survey is a critical step. The locality needs to 'own' this process and encourage participation on the locality's behalf. It is vital to reinforce that this is a broadband demand survey and is intended to assess the need and/or desire for new or additional broadband services. In order to convey demand, all respondents must include their home/business address in exactly the format requested on the survey. Every address represents a point on a map – clusters of points in which respondents have indicated they have insufficient or no Internet services represent demand. For localities with a small number of households, this is even more important. Any response without an address will be discarded.
- **Survey material - would the locality like additional survey material?**
 - CIT can provide a draft press release and notification flyer.
- **Distribution of the paper version of the survey - how will the locality distribute the paper version of the survey?**
 - There is always some segment of the local population that will not have access to the internet and will need to fill out a paper survey. It is vital that the locality make the paper version of the survey easily and abundantly available. This is especially important to ensure maximum participation. The locality needs to decide what channels it will distribute the survey through (schools, mailings, etc.) as well as pickup and drop-off locations.
- **Paper survey response input - how will the locality input responses to the paper survey?**
 - The locality is responsible for input of all paper surveys into the online survey. Some localities have leveraged students and interns for this task and some have even set up survey stations at local businesses (local grocery stores, gas stations etc.), libraries or other popular community gathering places, leveraging volunteers with computers to assist with entering survey information from patrons.



Smyth County Planning Commission

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

Hazel Wagoner, Atkins District
Graham Davidson Jr., Chilhowie District
Norman Sparks, North Fork District
Joel Pugh, Park District
Tony Dean, Royal Oak District
Paul Shepherd, Rye Valley District
David Spence, Saltville District
Clegg Williams, Zoning Administrator
Sarah Parris, Administrative Assistant

To: Michael L. Carter
From: Clegg Williams *lw*
Date: April 1, 2019
Subject: Recommendations from Planning Commission

At the joint public hearing on Thursday, March 28, 2019, the following motion was rendered:

David Fields Application for Special Use Permit: Commissioner Tony Dean made a motion to recommend approval of Mr. Fields' Special Use Permit request for a kennel. Commissioner David Spence seconded the motion.

After consideration, the motion PASSED by the following vote:

AYES: Pugh, Spence, Wagoner, Shepherd, Davidson Jr., Dean
NAYS: None.
ABSTAINERS: None.
ABSENT: Campbell

On this _____ day of April, 2019, SMYTH COUNTY MACHINE AND FABRICATION LLC, a Virginia limited liability corporation whose Federal Employer Identification Number is 83-2022163. ("Debtor"), for valuable consideration, receipt of which is acknowledged, grants to SMYTH COUNTY BOARD OF SUPERVISORS a political subdivision of the Commonwealth ("Secured Party") a security interest in the following property of Debtor (the "Collateral"):

Okuma CNC Vertical Machining Center (MX-45VAE) Serial number 9436

to secure payment of the following obligations of Debtor to Secured Party (the "Obligations"):

Any and all obligations of the Debtor to the Secured Party by virtue of the Performance Agreement entered into by the parties dated October 26, 2018, including but not limited to the guarantees made by the Secured Party in behalf of the Debtor to the Virginia Tobacco Region Revitalization Commission.

1. **Warranties and Covenants of Debtor.** Debtor warrants and covenants that:

- (a) No other creditor has a security interest in the Collateral.
- (b) Debtor is the owner of the Collateral free from any adverse lien or encumbrance except this lien and the others described in this Security Agreement.
- (c) Debtor will defend the Collateral against all claims of other persons.
- (d) Debtor will immediately notify the Secured Party in writing of any change in name or address.
- (e) Debtor will do all such things as Secured Party at any time or from time to time may reasonably request to establish and maintain a perfected security interest in the Collateral.
- (f) Debtor will pay the cost of filing this agreement in all public offices where recording is deemed by Secured Party to be necessary or desirable. Debtor additionally consents to the Secured Party's filing of a UCC-1 with the Virginia State Corporation Commission without the necessity of any additional signatures by the Debtor hereto. A photographic or other reproduction of this agreement is sufficient as a financing statement.
- (g) Debtor will not transfer or encumber the Collateral without the prior written consent of Secured Party.

(h) Debtor will keep the Collateral insured against risk of loss or damage upon such terms as Secured Party may reasonably require.

(i) Debtor will keep the Collateral free from any adverse lien and in good repair, will not waste or destroy the Collateral, and will not use the Collateral in violation of any law or policy of insurance. Secured Party may examine and inspect the Collateral at any reasonable time.

(j) Debtor will pay promptly when due all taxes and assessments upon the Collateral or for its use or operation or upon this Agreement or upon any note evidencing the Obligations.

2. **Additional Rights.** Secured Party may discharge liens placed on the Collateral, may place and pay for insurance on the Collateral upon failure by the Debtor to do so, and may pay for the maintenance, repair, and preservation of the Collateral. To the extent permitted by applicable law, Debtor agrees to reimburse Secured Party on demand for any payment under this authorization.

3. **Events of Default.** Debtor shall be in default under this Agreement upon the occurrence of any of the following events or conditions: (a) the failure to perform any of the Obligations or this Agreement; (b) the loss, theft, substantial damage, destruction, transfer or encumbrance of the Collateral; (c) the making of any levy, seizure or attachment upon the Collateral; or (d) the filing by Debtor or by any third party against Debtor of any petition under any Federal bankruptcy statute, the appointment of a receiver of any part of the property of Debtor, or any assignment by Debtor for the benefit of creditors.

4. **Remedies.** UPON DEFAULT AND AT ANY TIME THEREAFTER, SECURED PARTY MAY DECLARE ALL OBLIGATIONS IMMEDIATELY DUE AND PAYABLE AND SHALL HAVE THE REMEDIES OF A SECURED PARTY UNDER THE UNIFORM COMMERCIAL CODE OF THE COMMONWEALTH OF VIRGINIA.

SECURED PARTY:

Title: _____

Date: _____

DEBTOR:

Title: _____

Date: _____

UCC FINANCING STATEMENT

FOLLOW INSTRUCTIONS

A. NAME & PHONE OF CONTACT AT FILER (optional) Michael L. Carter (276) 783-3298	
B. E-MAIL CONTACT AT FILER (optional) mcarter@smythcounty.org	
C. SEND ACKNOWLEDGMENT TO: (Name and Address) Michael L. Carter, Administrator County of Smyth 121 Bagley Circle Marion, VA 24354	

THE ABOVE SPACE IS FOR FILING OFFICE USE ONLY

1. DEBTOR'S NAME: Provide only one Debtor name (1a or 1b) (use exact, full name; do not omit, modify, or abbreviate any part of the Debtor's name); if any part of the Individual Debtor's name will not fit in line 1b, leave all of item 1 blank, check here ☐ and provide the Individual Debtor information in item 10 of the Financing Statement Addendum (Form UCC1Ad)

1a. ORGANIZATION'S NAME Smyth County Machine and Fabrication, LLC				
OR	1b. INDIVIDUAL'S SURNAME Sanders	FIRST PERSONAL NAME Gregory	ADDITIONAL NAME(S)/INITIAL(S) A	SUFFIX
1c. MAILING ADDRESS 260 Gordondale Road	CITY Atkins	STATE VA	POSTAL CODE 24311	COUNTRY USA

2. DEBTOR'S NAME: Provide only one Debtor name (2a or 2b) (use exact, full name; do not omit, modify, or abbreviate any part of the Debtor's name); if any part of the Individual Debtor's name will not fit in line 2b, leave all of item 2 blank, check here ☐ and provide the Individual Debtor information in item 10 of the Financing Statement Addendum (Form UCC1Ad)

2a. ORGANIZATION'S NAME				
OR	2b. INDIVIDUAL'S SURNAME	FIRST PERSONAL NAME	ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX
2c. MAILING ADDRESS	CITY	STATE	POSTAL CODE	COUNTRY

3. SECURED PARTY'S NAME (or NAME of ASSIGNEE of ASSIGNOR SECURED PARTY): Provide only one Secured Party name (3a or 3b)

3a. ORGANIZATION'S NAME Smyth County Board of Supervisors				
OR	3b. INDIVIDUAL'S SURNAME Dishner	FIRST PERSONAL NAME Todd	ADDITIONAL NAME(S)/INITIAL(S)	SUFFIX
3c. MAILING ADDRESS 121 Bagley Circle	CITY Marion	STATE VA	POSTAL CODE 24354	COUNTRY USA

4. COLLATERAL: This financing statement covers the following collateral:

Okuma CNC Vertical Machining Center (MX-45VAE) Serial number 9436

5. Check only if applicable and check only one box: Collateral is ☐ held in a Trust (see UCC1Ad, item 17 and Instructions) ☐ being administered by a Decedent's Personal Representative

- 6a. Check only if applicable and check only one box:

☐ Public-Finance Transaction ☐ Manufactured-Home Transaction ☐ A Debtor is a Transmitting Utility

- 6b. Check only if applicable and check only one box:

☐ Agricultural Lien ☐ Non-UCC Filing

7. ALTERNATIVE DESIGNATION (if applicable): ☐ Lessee/Lessor ☐ Consignee/Consignor ☐ Seller/Buyer ☐ Bailee/Bailor ☐ Licensee/Licensor

8. OPTIONAL FILER REFERENCE DATA:

Grantee Certification

The SMYTH COUNTY BOARD OF SUPERVISORS (the "Grantee"), a political subdivision of the Commonwealth, hereby certifies that (a) it unconditionally guarantees the Company's performance under and pursuant to the Performance Agreement (this "Agreement") dated as of October 26, 2018, by and among the TOBACCO REGION REVITALIZATION COMMISSION, a body corporate and political subdivision of the Commonwealth of Virginia (the "Commission"), the Grantee, and SMYTH COUNTY MACHINE AND FABRICATION LLC, a Virginia limited liability corporation (the "Company"), and (b) it holds collateral security from the Company sufficient to provide a secondary source of repayment in the event that the Company cannot or will not repay the unearned portion of the Grant (as defined in the Agreement) to the Commission. Such collateral security is described as follows:

Okuma CNC Vertical Machining Center (MX-45VAE) Serial number 9436

The Grantee hereby acknowledges that the sufficiency of the collateral security for the Grant is the sole responsibility of the Grantee.

SMYTH COUNTY BOARD OF SUPERVISORS

By: _____

Title: _____

Date: _____

A meeting of the Smyth County Budget Committee was held at the County Office Building on Thursday, March 28, 2019 at 3:30 p.m.

Committee Members Present:

Chairman, Park District Supervisor M. Todd Dishner
Rye Valley District Supervisor Rick K. Blevins
Chilhowie District Supervisor R. Curtis Rhea

Staff Members Present:

Michael Carter, County Administrator
Kelly Woods, Administrative Assistant

Others Present:

Jim Talley

Chairman, Park District Supervisor M. Todd Dishner called the meeting to order at 3:30 P.M.

The following Budgets, as shown attached, were presented and discussed.

*Virginia Industrial Advancement Alliance-Josh Lewis

Kelly Woods, Administrative Assistant presented a budget transfer request as shown below for the Sheriff's Department.

<u>From:</u>	<u>To:</u>	<u>Amount:</u>
001-021070-5503 (Travel)	001-021070-5103 (Water&Sewer)	\$250.00

Rye Valley District Supervisor Rick K. Blevins made a motion to recommend approving the budget transfer in the amount of \$250.00 for the Sheriff Department. Chilhowie District Supervisor R. Curtis Rhea seconded the motion. All agreed unanimously.

At 5:06 p.m. Chairman Park District Supervisor M. Todd Dishner adjourned the meeting. Next meeting will be held on April 2, 2019 at 3:30 p.m.

Virginia's i81-i77 Crossroads

🌐 i81-i77crossroads.com



Mission Statement

VIAA supports the creation of job opportunities, a broadened tax base and an improved standard of living for the citizens of Bland, Carroll, Grayson, Smyth and Wythe counties and the city of Galax, by attracting and encouraging national and international businesses to locate and invest in the region; and by assisting existing companies to create or retain jobs.

Our Identity



The Lead Economic Development Partnership in the Mount Rogers Region.

Collaboration



Engage & Facilitate Regional and State Partners to attract industry and grow our regional economy.

Inclusion



Foster trust and support from public and private sector stakeholders by providing transparency through communication and participation.

Performance



Achieve Strategic Plan Goals and Objectives by operating with persistence, integrity, and accountability.

Strategic Priorities

- 1 Grow, Retain, and Attract Jobs and Capital Investment
- 2 Promote and Communicate Regional Assets
- 3 Align Workforce Development Efforts with Business Needs
- 4 Provide Leadership in Regional Development Strategy
- 5 Identify and initiate efforts to improve regional business climate

Outcomes

- Become regional recognized leader in business retention & attraction
- Ensure the 'I81-I77 Crossroads' brand is recognized among site consultants and industry professionals
- Reverse contraction trends and have net job and population growth by 2025
- Better position greenfield sites to attract investment
- Improved alignment and coordination among regional partners

A meeting of the Smyth County Emergency Communications Committee was held at the County Office Building on Tuesday, April 2, 2019 at 4:30 P.M.

Committee Members Present:

Park District Supervisor M. Todd Dishner, Chairman
Rye Valley District Supervisor Rick K. Blevins
Michael Carter, County Administrator

Staff Members Present:

Kelly Woods, Administrative Assistant
Charlie Harrington, Emergency Management Coordinator

Others Present:

Joe Arnold, Saltville Rescue Squad

Chairman, Park District Supervisor M. Todd Dishner called the meeting to order at 4:30 P.M.

Michael Carter, County Administrator stated the reason for today's meeting was to review bids received for 9-1-1 Emergency Medical Transportation Services. An RFP was placed in local papers and on Smyth County's website, with bids due by 4:00 p.m. on Friday, March 26, 2019. Mr. Carter stated 5 bids had been received by various agencies as shown attached.

Charlie Harrington, Emergency Management Coordinator requested for the Committee to allow him time to review the bids before making any type of recommendation.

At 5:16 p.m. Chairman, Park District Supervisor M. Todd Dishner adjourned the meeting.

Monthly Bid Amount				Yearly Total			
Agency	Area 1	Areas 1 & 2	Entire Population	Area 1	Areas 1 & 2	Entire Population	
Saltville Rescue Squad	\$ 12,500.00			\$ 150,000.00			
Richardson Ambulance	\$ 18,333.00	\$ 50,000.00	\$ 99,584.00	\$ 219,996.00	\$ 600,000.00	\$ 1,195,008.00	
Trinity Ambulance	\$ 41,625.00		\$ 437,500.00	\$ 499,500.00		\$ 5,250,000.00	
AMR			\$ 98,000.00			\$ 1,176,000.00	
Lifecare Medical Transport	\$ 48,960.00	\$ 112,320.00	\$ 239,040.00	\$ 587,520.00	\$ 1,347,840.00	\$ 2,868,480.00	

A meeting of the Smyth County Water and Sewer Committee was held at the County Office Building on Tuesday, March 26, 2019 at 4:30 p.m.

Board Members Present: Saltville District Supervisor Roscoe D. Call, Chair
North Fork District Supervisor Phil Stevenson
Chilhowie District Supervisor R. Curtis Rhea

Staff Present: Michael Carter, County Administrator
Kelly Woods, Administrative Assistant

Others Present: Watson Gollehon

At 4:38 p.m. Chairman, Saltville District Supervisor Roscoe D. Call called the meeting to order.

Michael Carter, County Administrator informed the Committee of an issue Watson Gollehon has concerning sewer service for a 15-acre tract on Preston Hill, which is located beside Loman's Gym in Adwolfe. Mr. Carter stated Mr. Gollehon is currently delinquent on his bill, with a late fee of \$50.00 being assessed to the account each month, in addition to the monthly minimum charge of \$47.43.

Mr. Gollehon spoke stating he originally agreed to place a tap on his property during the Adwolfe Sewer Project, however he did not understand that a minimum charge would be placed on the account due each month. Due to the lack of understanding, Mr. Gollehon requested for the Committee to dismiss all past due charges currently on the account, stating he would pay the minimum charge moving forward.

After lengthy discussion, Chilhowie District Supervisor R. Curtis Rhea made a motion to deduct \$350.00 of late fees off of Mr. Gollehon's account, as long as no other customer within the Adwolfe Sewer project had any late charges on accounts. This is with the understanding Mr. Gollehon is still responsible for the past and current monthly charges to the account. North Fork District Supervisor Phil Stevenson seconded the motion. All agreed unanimously.

Michael Carter, County Administrator informed the Committee that Wythe County had contacted him, and expressed continued interest in pursuing an interconnect with Smyth County. Chilhowie District Supervisor R. Curtis Rhea made a motion to move forward with the study on the Smyth/Wythe interconnect. North Fork District Supervisor Phil Stevenson seconded the motion. All agreed unanimously.

With nothing else to discuss, Chairman, Saltville District Supervisor Roscoe D. Call adjourned the meeting at 6:02 P.M.