

# Board of Supervisors



# SMYTH COUNTY, VA

Thursday, June 23, 2022

**#SMYTHSTRONG**





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

Atkins District  
Chilhowie District  
North Fork District  
Park District  
Royal Oak District  
Rye Valley District  
Saltville District

Charles E. Atkins  
Michael L. Sturgill  
Charles P. Stevenson  
Kristopher S. Ratliff, DPh  
S. Courtney Widener  
Lori H. Deel  
Roscoe D. Call

County Administrator  
Asst. County Administrator – Operations  
Asst. County Administrator – Development

Shawn M. Utt  
Lisa Richardson  
Clegg Williams

## MEETING AGENDA SMYTH COUNTY BOARD OF SUPERVISORS

Thursday, June 23, 2022  
5:00 PM

- 1) **CALL MEETING TO ORDER** Board Chair  
*Pledge of Allegiance & Invocation*
- 2) **AMENDMENTS TO AGENDA** Board Chair
- 3) **PUBLIC HEARINGS** Board Chair
  - a. CDBG General Public Hearing (Pg. 4)
  - b. FY 21/22 Budget Amendment #11 (Pg. 5-9)
- 4) **PRESENTATIONS** Board Chair
  - a. After-School Program update (Pg. 10-11)
- 5) **MINUTES OF PREVIOUS MEETINGS** Board Chair  
*Minutes of the June 9, 2022, meeting (Pg. 12-22)*
- 6) **CITIZENS TIME** Board Chair  
*The Board welcomes your input. You may address the Board using the sign-in sheet located in the rear of the room. At this time, you may address the Board on items that may or may not be on the agenda. Time limit is **three (3)** minutes.*
- 7) **OLD BUSINESS** Board Chair
  - a. Committee Reports
    - i. Budget Committee (Pg. 23-28)
    - ii. Solid Waste Committee (Pg. 29-30)
  - b. Rich Valley Fair Request
- 8) **NEW BUSINESS** Board Chair
  - a. Enterprise Zone Request from Commissioner of Revenue (Pg. 31-33)
- 9) **REPORT FROM COUNTY ATTORNEY** Scot Farthing, County Att’y
- 10) **REPORT FROM COUNTY ADMINISTRATOR / STAFF** Shawn Utt, County Admin.
- 11) **SUPERVISOR COMMENT TIME** Board Members
- 12) **CLOSED SESSION**







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June 17, 2022

To: Members, Smyth County Board of Supervisors  
CC: Smyth County Leadership Team  
From: Shawn M. Utt, Smyth County Administrator  
RE: Packet summary – June 23<sup>rd</sup>, 2022, Board meeting

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Below are summaries related to specific agenda items. Should additional information become available, we will provide as quickly as possible:

1. **Call to Order, Pledge of Allegiance & Invocation** – The pledge of allegiance will be led by Administrative Assistant, Kelsey Marchant. The invocation will be provided by staff.
2. **Amendments to Agenda** – if any are necessary, they will be presented at the meeting.
3. **Public Hearings**
  - a. **CDBG General Public Hearing** – For your information, **enclosed (Att. 1)** is a copy of the public hearing advertisement. This hearing is the first of two required public hearings related to CDBG grant funding program and is intended to garner input from the general public on what type of grants the County should be considering. Brian Reed, Deputy Director with the MRPDC will be at the meeting to answer any questions that may come up. No action is expected as a result of this hearing.
  - b. **FY 2021/22 Budget Amendment #11** – As we discussed at the June 9th Board meeting, we will need to hold a public hearing for the proposed budget amendment #11. For your information, a copy of the proposed budget amendment resolution and exhibit are **enclosed (Att. 2)**. Due to timing related to the fiscal year close-out processes, it will be requested that the Board consider waiving the rules of public hearings and act on the amendment resolution following the public hearing.
4. **Presentations**
  - a. **After-School Program Update** – Paige Wright, After-School Program Director, will be at the meeting to provide an end-of-year report on our first year of operation. For your information, **enclosed (Att. 3)** is a copy of an activity report that she will review with the Board.

5. **Minutes of Previous Meeting(s)** – the minutes of the June 9<sup>th</sup>, 2022, meeting are **enclosed (Att. 4)** for the Board’s review and approval.
6. **Citizen’s Time** – Time has been set aside for citizens to provide comments to the Board on general items of interest or concern.
7. **Old Business Items:**
  - a. **Committee Reports:**
    - i. **Budget Committee** – minutes of the meeting are **enclosed (Att. 5)** for your review and information. In addition, items related to committee recommendations are also **enclosed** for your review.
    - ii. **Solid Waste Committee** – minutes of the meeting are **enclosed (Att. 6)** for your review and information. In addition, items related to committee recommendations are also **enclosed** for your review.
  - b. **Rich Valley Fair Request** – Following up on the public hearing from the June 9<sup>th</sup> Board meeting, it would be staff’s recommendation that the Board consider approving their request for a festival permit for their 11-day festival to be held at the Rich Valley Fairgrounds in July/August.
8. **New Business Items:**
  - a. **Enterprise Zone Request from Commissioner of Revenue** – **enclosed (Att. 7)** is a letter from the Commissioner of Revenue regarding the properties that have qualified for the Enterprise Zone Program and related incentives. As has been the practice in the past, the COR is requesting the Board’s consideration to approve the exoneration in the amount of \$8,867.69 relative to the investment of \$1,198,336 since 2020.
9. **Report from County Attorney:** Time has been reserved on the agenda to allow the County Attorney to provide input and various updates as needed.
10. **Report from County Administrator/Staff:** Time has been reserved on the agenda to allow the County Administrator and/or staff to provide input and various updates as needed.
11. **Supervisor Comment Time:** Roundtable discussion for individual Board members.
12. **Closed Session under Code of Virginia Section 2.2-3711(a)**

NOTICE OF  
PUBLIC HEARING

Smyth County Board of Supervisors will conduct public hearing on Thursday, June 23, 2022 at 5:00 p.m. or as soon thereafter as may be heard, in the Board Room of the Smyth County Office Building, 121 Bagley Circle, Marion, Virginia to solicit public input on local community development in relation to Community Development Block Grant (CDBG) funding for a project in our county.

Information on the amount of funding available, the requirements on benefit to low- and moderate-income persons, eligible activities, and plans to minimize displacement and provide displacement assistance as necessary will be available. Citizens will also be given the opportunity to comment on the County's past use of CDBG funds. All interested citizens are urged to attend. For additional information, contact Clegg Williams, Assistant County Administrator of Development at 276-783-3298.

Comments and grievances can be submitted in writing to Smyth County at 121 Bagley Circle, Suite 100, Marion VA 24354, by email at [pharvey@smythcounty.org](mailto:pharvey@smythcounty.org), or by fax to (276) 783-9314. All emails, written comments and faxes must be received by 2:00pm on Thursday, June 23, 2022.

In compliance with the provisions of the Americans with Disabilities Act, persons requiring special assistance to attend and participate in this public hearing should contact Clegg Williams, ADA Coordinator at (276) 706-8315, at least twenty-four (24) hours prior to the public hearing.

BY ORDER OF THE  
SMYTH COUNTY BOARD OF SUPERVISORS  
Shawn Utt, County Administrator

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Legals: Please print in the **June 15th, 2022 and June 18th, 2022** editions of the Smyth News & Messenger. Please forward a certificate of publication to Shawn Utt, County Administrator, 121 Bagley Circle, Marion, VA 24354.

**NOTICE OF PUBLIC HEARING**

**Smyth County Board of Supervisors  
BUDGET AMENDMENT FOR FISCAL YEAR 2021-2022**

Pursuant to Section 15.2-2507 of the Code of Virginia, notice is hereby given that the Board of Supervisors of Smyth County, Virginia, will hold a public hearing in the Boardroom of the Smyth County Administration Building at 121 Bagley Circle, Marion, Virginia, on Thursday, June 23, 2022, at 5:00 p.m. or soon thereafter, to receive comments on the proposed amendments of the budget for fiscal year 2021-2022.

This amendment will increase the Fiscal Year 2021-2022 adopted budget by \$1,632,194 for additional School Board funds and additional Comprehensive Services Act (CSA) State funding match. The new total budget amount will be \$107,403,747.

All interested persons may express their views by emailing [pharvey@smythcounty.org](mailto:pharvey@smythcounty.org) prior to the meeting. Written comments may also be mailed to the County Administrator Shawn Utt, 121 Bagley Circle, Suite 100, Marion, VA 24354; or by fax to (276) 783-9314. All emails, written comments and faxes must be received by 2:00 p.m. on Thursday, June 23, 2022. A copy of the proposed budget amendment is available for public review by contacting the County Administrator's Office. Anyone having questions regarding the above may contact the County Administrator's Office at 276-783-3298, Monday through Friday from 8:00 AM to 5:00 PM.

In compliance with the provisions of 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 24 hours prior to the hearing.

**BY ORDER OF THE BOARD OF SUPERVISORS  
SMYTH COUNTY, VIRGINIA  
Shawn Utt, County Administrator**





# **SMYTH COUNTY BOARD OF SUPERVISORS**

## **RESOLUTION SMYTH COUNTY BUDGET FISCAL YEAR 2021-2022 – AMENDMENT #11**

**WHEREAS**, the Smyth County Board of Supervisors, on June 8, 2021 adopted the Fiscal Year 2021-2022 Budget in the original amount of \$94,916,778; and

**WHEREAS**, on August 26, 2021, the Smyth County Board of Supervisors adopted an amended budget (Budget Amendment #1) for Fiscal Year 2021-2022 in the amount of \$100,246,861 to allow for FY21 budget rollovers; and,

**WHEREAS**, on September 14, 2021, the Smyth County Board of Supervisors adopted an amended budget (Budget Amendment #2) for Fiscal Year 2021-2022 in the amount of \$99,996,861 to allow for the loss of revenues related to the County meals tax implementation delay; and,

**WHEREAS**, on October 12, 2021, the Smyth County Board of Supervisors adopted an amended budget (Budget Amendment #3) for Fiscal Year 2021-2022 in the amount of \$100,126,223; and,

**WHEREAS**, on December 14, 2021, the Smyth County Board of Supervisors adopted an amended budget (Budget Amendment #4) for Fiscal Year 2021-2022 in the amount of \$100,613,336; and,

**WHEREAS**, on December 14, 2021, the Smyth County Board of Supervisors adopted an amended budget (Budget Amendment #5) for Fiscal Year 2021-2022 in the amount of \$100,786,202; and,

**WHEREAS**, on January 27, 2022, the Smyth County Board of Supervisors adopted an amended budget (Budget Amendment #6) for Fiscal Year 2021-2022 in the amount of \$100,792,202; and,

**WHEREAS**, on February 24, 2022, the Smyth County Board of Supervisors adopted an amended budget (Budget Amendment #7) for Fiscal Year 2021-2022 in the amount of \$101,771,637; and,

**WHEREAS**, on March 24, 2022, the Smyth County Board of Supervisors adopted an amended budget (Budget Amendment #8) for Fiscal Year 2021-2022 in the amount of \$102,328,666; and,

**WHEREAS**, on April 14, 2022, the Smyth County Board of Supervisors adopted an amended budget (Budget Amendment #9) for Fiscal Year 2021-2022 in the amount of \$102,418,666; and,

**WHEREAS**, on April 14, 2022, the Smyth County Board of Supervisors adopted an amended budget (Budget Amendment #10) for Fiscal Year 2021-2022 in the amount of \$105,771,553; and

**WHEREAS**, the aggregate amount of budget amendment #11 is \$1,632,194 which would increase the Fiscal Year 2021-2022 budget to a total of \$107,403,747 as shown in greater detail on Exhibit A attached hereto.

**NOW, THEREFORE, BE IT RESOLVED**, the Smyth County Board of Supervisors sets forth and approves the amended Smyth County Budget for the Fiscal Year 2021-2022 in the amount of \$107,403,747.

**BE IT FURTHER RESOLVED**, the approval of this budget amendment #11 shall indeed constitute an appropriation of the same funds.

**Adopted** this the 23<sup>rd</sup> day of June, 2022.

**ATTEST:**

**SMYTH COUNTY  
BOARD OF SUPERVISORS**

\_\_\_\_\_  
Shawn M. Utt, Clerk

\_\_\_\_\_  
Charles Atkins, Chair

Exhibit A  
 FY 2021-22  
 Budget Amendment #11 (6-23-22)

Part 1. REVENUES

Fund	Department	Line Item Number	Account Title	Adopted Budget	Amount of Amendment	Budget with Amendment	Notes
FUND 001	Comprehensive Services Act	001-022500-0002	CSA - Pool Funds (State)	\$ (1,789,804)	\$ (101,313)	\$ (1,891,117)	CSA budget close-out
FUND 001	Local Funds Transfer	001-040000-0005	Local Funds Transfer	\$ (475,070)	\$ (30,881)	\$ (505,951)	CSA budget close-out
FUND 009	State School Funds	009-021010-0230	VA DOE ESSER Funds	\$ (3,933,911.00)	\$ (1,500,000)	\$ (5,433,911)	Additional ESSER Reimbursements
<b>Total Revenues With Amendment</b>				<b>\$ (105,771,553)</b>	<b>\$ (1,632,194)</b>	<b>\$ (107,403,747)</b>	

Part 2. EXPENDITURES

Fund	Department	Line Item Number	Account Title	Adopted Budget	Amount of Amendment	Amended Budget Amount	Notes
FUND 001	Comprehensive Services Act	001-083040-5701	CSA - Pool Funds	\$ 2,357,029	\$ 132,194	\$ 2,489,223	CSA budget close-out
FUND 009	Smyth County School Operations	009-099990-5801	Instruction	\$ 38,909,472	\$ 250,000	\$ 39,159,472	ESSER Grant Project
FUND 009	Smyth County School Operations	009-099990-5802	Administration/Attendance	\$ 1,687,805	\$ 40,000	\$ 1,727,805	ESSER Grant Project
FUND 009	Smyth County School Operations	009-099990-5803	Transportation	\$ 2,615,943	\$ 205,446	\$ 2,821,389	ESSER Grant Project
FUND 009	Smyth County School Operations	009-099990-5804	Facilities	\$ 7,085,216	\$ 759,554	\$ 7,844,770	ESSER Grant Project
FUND 009	Smyth County School Operations	009-099990-5805	Food Service	\$ 4,258,438	\$ 200,000	\$ 4,458,438	ESSER Grant Project
FUND 009	Smyth County School Operations	009-099990-5806	Technology	\$ 1,871,396	\$ 45,000	\$ 1,916,396	ESSER Grant Project
<b>Total Expenditures With Amendment</b>				<b>\$ 105,771,553</b>	<b>\$ 1,632,194</b>	<b>\$ 107,403,747</b>	

<b>Revenues</b>	\$	(105,771,553)	\$	(1,632,194)	\$	(107,403,747)
<b>Expenditures</b>	\$	105,771,553	\$	1,632,194	\$	107,403,747
<b>Difference</b>	\$	-	\$	-	\$	-

# SMYTH COUNTY SCHOOL BOARD

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

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

ROGER L. FRYE  
DR. PAUL L. GRINSTEAD  
DR. KYLE N. RHODES  
TODD WILLIAMS

To: Smyth County School Board  
From: Dennis Carter  
Date: June 13, 2022  
Re: Budget Amendment

Due to additional ESSER reimbursements, as well as additional Food Service reimbursements, an additional budget amendment and appropriation is necessary as we close FY2022. While we have accounted for all state, federal, and local revenue at this time, there is a possibility of additional state funds as the final FY2022 state budget is approved through the General Assembly and corresponding Governor's approval. If additional state funds are allocated for Smyth County Schools, we will request those funds to be utilized in FY2023.

This budget amendment request is \$1,500,000 and needs to be appropriated in the following categories:

Instruction (61000)	\$250,000
Administration, Attendance, and Health (62000)	\$40,000
Transportation (63000)	\$205,446
Facilities (64000)	\$759,554
Food Service (65000)	\$200,000
Technology (68000)	\$45,000

Thank you for your consideration.

121 Bagley Circle  
Suite 200  
Marion, VA 24354



Chris Austin  
Director  
(276) 783-8148  
FAX (276) 783-6327

# *Smyth County Department of Social Services*

## MEMO

DATE: June 3, 2022

TO: Shawn Utt, County Administrator  
Charlie Atkins, Budget Committee Chairman

FROM: Rodney Ford/CSA Report Preparer  
Chris Austin, Chairman Smyth County CPMT

RE: CSA Pool Fund Budget Amendment Request

The Smyth County Community Policy and Management Team (CPMT) are requesting an FY21/22 CSA Budget Amendment in the amount of \$132,194. The total current budget is \$2,357,029 which includes a 23.36% local match. Of the original budget amount, \$2,217,473.83 has been expended through May 13<sup>th</sup>, 2022; leaving \$139,555.17 remaining. June 2022 Expenditures are anticipated to be \$271,749 resulting in a balance June 2022 of \$-132,193.83. The CPMT projects and additional \$132,194 will be needed in order to meet expenses for remainder of fiscal year (June 2021). This budget amendment will require a local match of \$30,880.51 and the State's portion will be the remaining \$101,313.49.

This request comes due to an excess of expenditures carried over From CSA FY 20/21 paid out of FY21/22 Budget early in Fiscal year. Smyth County has 55 children currently in care @ an average cost of \$4,940.89/month for each child. Most removals of children and services requested are due to drug use, domestic violence, and mental health issues with both parents and children.

If you have any questions please contact Rodney w. Ford at 276-706-8387.

School	Total Enrollment	Daily Annual Average	No. of Staff
Atkins Elementary	19	6	2
Chilhowie Elementary	37	17	2
Marion Elementary	10	6	2
Oak Point Elementary	19	10	2
<b>Annual Total</b>	<b>85</b>	<b>39</b>	<b>8</b>

### Student Discipline

\* 1 student suspended from the program at AES for the remainder of the year for disciplinary reasons, to include destructive actions and running from staff (both inside and outside of bldg).

\* 2 students (siblings) suspended from the program at CES for the remainder of the year for continuous late pick-up by parents. DSS and SCSB Truancy Investigator involved with the typical school day operations. Latest pick-up was 6:41PM. Late pick-up occurred 8 times total before students were suspended - every effort made to keep the children attending due to it being a safe space and environment for them, but it continued to be abused.

### Student Enrollment (DSS Involvement)

\* 3 students attended the AES program in the fall, at the request of DSS Foster Care Supervisor. Attempts were made for children to return to mother for a trial period in which DSS would / did pay for the program fee (October 18 - December) for all 3 children. DSS stopped paying the fees and the children stopped attending when the children were placed in mother's permanent care in December and after-school care was no longer required.

### Waitlisted

\* 1 student attending OPES requested after-school services. Child participates in one of the self-contained classrooms and requires an aide. No additional staff coverage, so child was waitlisted until the program can adequately accommodate.

### Student Incidences

\* 1 student at OPES slapped a counselor across the face - parents notified and warning provided.

\* 1 student at AES fell from the monkey bars - ice given, school nurse (also a counselor) evaluated and parents were notified immediately.

\* 1 student at CES fell on the hardtop - first aid was rendered and parents were notified.

\* 1 student at OPES was hit by a swing when child was running past - evaluated and parents notified.

School	September	October	November	December	January	February	March	April	May
Atkins Elementary	4	9	9	9	6	4	4	4	4
Chilhowie Elementary	13	13	13	18	19	19	20	20	20
Marion Elementary	6	6	6	7	6	5	6	4	4
Oak Point Elementary	4	7	7	9	10	10	14	13	13

**August 23, 2021 - May 20, 2022**

<b>Total Kids ea. month</b>	27	35	35	43	41	38	44	41	41
<b>No. of Days ea. month</b>	21 (Aug - 7)	18	17	13	14	19	19	18	15
									<b>161 total days</b>

**Program Attendance Variants**

- \* No program operation on weather days (early dismissals for weather, snow days, flood days, etc)
- \* No program operation on scheduled Parent - Teacher Conference, due to teaching role of counselors.
- \* Scheduled early dismissal days (Christmas break and Easter break) - program operated from 1:30PM - 6:00 PM.
- \* AES program elevated during the fall due to partnership with DSS (FAPT funding) for foster care siblings.
- \* SOL Remediation (late February - late April) affected students in grade 3-5 due to tutoring and remediation.
- \* 5 students moved out of the area during the school year (Tazewell County, Russell County, out of state)

**Activity Partnerships**

- \* Chilhowie Public Library provided crafts and activities for students at CES. Will continue with face-to-face reading groups in the fall.
- \* 4H Program Assistant led activities at CES, such as tie-dying masks and yoga.

**Tentative Partnerships for 2022-2023**

- \* Reading Hour / Groups for all schools through Marion and Chilhowie Public Libraries.
- \* Guest speaker by park ranger from Hungry Mother State Park
- \* Craft demonstrations
- \* Monthly intramural activities per site, such as frisbee distance, read-a-thon, board game competition, etc.

## ATTACHMENT 4

The Smyth County Board of Supervisors held its regular meeting on Thursday, June 9, 2022, at 5:00 p.m. 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:** Atkins District Supervisor Charles Atkins; Rye Valley District Supervisor Lori Deel; Royal Oak District Supervisor Courtney Widener; Saltville District Supervisor Roscoe Call; North Fork District Supervisor Phil Stevenson


**ABSENT:** Park District Supervisor Kris Ratliff; Chilhowie District Supervisor Michael Sturgill

**STAFF:** Administrative Assistant/Deputy Clerk Paula Harvey; County Attorney Scot Farthing; Assistant County Administrator - Development Clegg Williams; Economic Development Project Manager Kendra Hayden, Accounts Payable Christy Bise

**OTHERS:** Smyth County Sheriff's Deputy and citizens

 6/9/2022 5:01 PM Chair, Atkins District Supervisor Charles Atkins called the meeting to order and welcomed everyone.

 6/9/2022 5:02 PM Christy Bise, Accounts Payable led the Pledge of Allegiance and Alan Gray, Pastor Royal Oak Presbyterian in Marion gave the invocation.

 6/9/2022 5:04 PM *Vice Chair, Rye Valley District Supervisor Lori Deel made a motion to amend the agenda to include Kendra Hayden for a letter of support under Presentations item 3 (a) and Amanda Livingston, Smyth County Tourism update under Presentations item 3 (b).*

*Saltville District Supervisor Roscoe Call seconded the motion.*

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

**AYES:** *Chair, Atkins District Supervisor Charles Atkins,  
Vice Chair, Rye Valley District Supervisor Lori Deel,  
Royal Oak District Supervisor Courtney Widener,  
Saltville District Supervisor Roscoe Call,  
North Fork District Supervisor Phil Stevenson,*

*NAYS: None.*

*ABSTAINERS: None.*

*ABSENT: Chilhowie District Supervisor Michael Sturgill, and  
Park District Supervisor Kris Ratliff*



6/9/2022 5:04 PM Economic Development Project Manager, Kendra Hayden presented a request from Woodgrain Mill for their new Marion facility for a letter of support regarding the New Market tax credit.

- *A motion was made by Vice Chair, Rye Valley District Supervisor Lori Deel to authorize a letter of support for Woodgrain Millwork regarding the New Market tax credit.*

*Saltville District Supervisor Roscoe Call seconded the motion.*

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

*AYES: Chair, Atkins District Supervisor Charles Atkins,  
Vice Chair, Rye Valley District Supervisor Lori Deel,  
Royal Oak District Supervisor Courtney Widener,  
Saltville District Supervisor Roscoe Call,  
North Fork District Supervisor Phil Stevenson,*

*NAYS: None.*

*ABSTAINERS: None.*

*ABSENT: Chilhowie District Supervisor Michael Sturgill, and  
Park District Supervisor Kris Ratliff*



6/9/2022 5:05 PM Director of Tourism, Amanda Livingston thanked the Board for their continued support and provided a brief presentation with Smyth County Tourism statistics. Mrs. Livingston added she is very thankful that in Smyth County, the Towns and the County come together as well as both financially support Tourism. She noted that in October this year Smyth County will be hosting four(4) travel writers and as a result of that would be spreading stories about Smyth County. Mrs. Livingston said that next time she attends, she will be presenting a new Smyth County video.



6/9/2022 5:15 PM Chair, Atkins District Supervisor Charles Atkins opened the Public Hearing for the 2022 Rich Valley Fair Festival Permit.



 6/9/2022 5:16 PM Assistant County Administrator for Development, Clegg Williams read the Public Hearing notice as follows:

### **PUBLIC HEARING NOTICE**

The Smyth County Board of Supervisors will conduct a public hearing on Thursday, June 9, 2022, at 5:00 p.m., or soon thereafter, in the Smyth County Office Building, 121 Bagley Circle, Marion, Virginia, to consider the following application for an Annual Musical or Entertainment Festival permit under the Code of Smyth County, Virginia:

The Rich Valley Agricultural and Fair Association has submitted a festival application for an eleven-day event to be held at the Rich Valley Fairgrounds, 325 Long Hollow Road, Saltville, Virginia, 24370 during the following dates/times:


Saturday, July 23, 2022 – 3:00 p.m. to 11:00 p.m., except music events which will end by midnight per the Smyth County Code Section 5-98  
Sunday, July 24, 2022 – 3:00 p.m. to 9:00 p.m., except music events which will end by midnight per the Smyth County Code Section 5-98  
Friday, July 29, 2022 – 4:00 p.m. to midnight, except music events which will end by midnight per the Smyth County Code Section 5-98  
Saturday, July 30, 2022 – 10:00 a.m. to completion, except music events which will end by midnight per the Smyth County Code Section 5-98  
Sunday, July 31, 2022 – 9:00 a.m. to 10:00 p.m., except music events which will end by midnight per the Smyth County Code Section 5-98  
Monday, August 1, 2022 – 10:00 a.m. to 11:00 p.m., except music events which will end by midnight per the Smyth County Code Section 5-98  
Tuesday, August 2, 2022 – 10:00 a.m. to 11:00 p.m., except music events which will end by midnight per the Smyth County Code Section 5-98  
Wednesday, August 3, 2022 – 6:00 p.m. to 11:00 p.m., except music events which will end by midnight per the Smyth County Code Section 5-98  
Thursday, August 4, 2022 – 7:00 a.m. to 11:00 p.m., except music events which will end by midnight per the Smyth County Code Section 5-98  
Friday, August 5, 2022 - 8:00 a.m. to completion, except music events which will end by midnight per the Smyth County Code Section 5-98  
Saturday, August 6, 2022 – 9:00 a.m. to completion, except music events which will end by midnight per the Smyth County Code Section 5-98


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

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

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

Done by the order of the Board of Supervisors  
Shawn Utt, County Administrator Shawn Utt

 6/9/2022 5:19 PM With no one wishing to speak, Chair, Atkins District Supervisor Charles Atkins closed the Public Hearing.

 6/9/2022 5:20 PM A motion was made by Saltville District Supervisor Roscoe Call to approve the minutes from the May 26, 2022, meeting as presented.

Royal Oak District Supervisor Courtney Widener seconded the motion.


After consideration, the motion PASSED by the following vote:


AYES: Chair, Atkins District Supervisor Charles Atkins,  
Vice Chair, Rye Valley District Supervisor Lori Deel,  
Royal Oak District Supervisor Courtney Widener,  
Saltville District Supervisor Roscoe Call, and  
North Fork District Supervisor Phil Stevenson,

NAYS: None.

ABSTAINERS: None.

ABSENT: Chilhowie District Supervisor Michael Sturgill, and  
Park District Supervisor Kris Ratliff

 6/9/2022 5:21 PM Assistant County Administrator for Development, Clegg Williams, reviewed the County financial information.

 6/9/2022 5:23m PM A motion was made by Saltville District Supervisor Roscoe Call to approve the following accounts payable listing.

<b>General County</b>	
<b>Accounts Payable Listing 5/1/2022 - 5/31/2022</b>	<b>\$1,526,452.39</b>
<b>Total General County</b>	<b>\$1,526,452.39</b>

<b><u>Fund Accounts</u></b>	
<b>EDA Fund 4</b>	<b>\$3,500.00</b>
<b>CDBG Food Pantry Grant Fund 303</b>	<b>\$0.00</b>
<b>Sheriff Fund 748</b>	<b>\$2,010.30</b>
<b>Recovery Court Fund 749</b>	<b>\$23,857.30</b>
<b>Comm Atty Federal Drug Asset Fund 760</b>	<b>\$688.89</b>
<b>Total Fund Accounts</b>	<b>\$30,056.49</b>
<b>TOTAL ACCOUNTS PAYABLE - MAY 2022</b>	<b>\$1,556,508.88</b>

*Royal Oak District Supervisor Courtney Widener seconded the motion.*

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


*AYES: Chair, Atkins District Supervisor Charles Atkins, Vice Chair, Rye Valley District Supervisor Lori Deel, Royal Oak District Supervisor Courtney Widener, Saltville District Supervisor Roscoe Call, and North Fork District Supervisor Phil Stevenson,*


*NAYS: None.*

*ABSTAINERS: None.*

*ABSENT: Chilhowie District Supervisor Michael Sturgill, and Park District Supervisor Kris Ratliff*

 6/9/2022 5:22 PM Chair, Atkins District Supervisor Charles Atkins opened citizen's time.

 6/9/2022 5:22 PM With no one else wishing to speak, Chair, Atkins District Supervisor Charles Atkins closed citizen's time.

 6/9/2022 5:46 PM Saltville District Supervisor Roscoe Call, read the minutes from the Appointment Committee meeting and presented the following recommendations:

- A motion was made by Saltville District Supervisor Roscoe Call to recommend reappointing County Administrator Shawn Utt as the Smyth County representative and Rye Valley District Supervisor Lori Deel as the Smyth County Board of Supervisors representative to the Southwest Virginia Community Corrections Criminal Justice Board*

*for an additional two (2) year term to expire on June 30, 2024. Atkins District Supervisor Charles Atkins seconded the motion, and it was unanimously approved.*

*After consideration, the Appointment Committee recommendation PASSED by the following vote:*

*AYES: Chair, Atkins District Supervisor Charles Atkins,  
Vice Chair, Rye Valley District Supervisor Lori Deel,  
Royal Oak District Supervisor Courtney Widener,  
Saltville District Supervisor Roscoe Call, and  
North Fork District Supervisor Phil Stevenson,*

*NAYS: None.*

*ABSTAINERS: None.*

*ABSENT: Chilhowie District Supervisor Michael Sturgill, and  
Park District Supervisor Kris Ratliff*

- A motion was made by Saltville District Supervisor Roscoe Call to recommend reappointing Clegg Williams to the Mount Rogers Transportation Rural Technical Committee for an additional two (2) year term to expire on June 30, 2024. Atkins District Supervisor Charles Atkins seconded the motion, and it was unanimously approved.*

*After consideration, the Appointment Committee recommendation PASSED by the following vote:*

*AYES: Chair, Atkins District Supervisor Charles Atkins,  
Vice Chair, Rye Valley District Supervisor Lori Deel,  
Royal Oak District Supervisor Courtney Widener,  
Saltville District Supervisor Roscoe Call, and  
North Fork District Supervisor Phil Stevenson,*

*NAYS: None.*

*ABSTAINERS: None.*

*ABSENT: Chilhowie District Supervisor Michael Sturgill, and  
Park District Supervisor Kris Ratliff*

- A motion was made by Saltville District Supervisor Roscoe Call to recommend appointing Royal Oak District Supervisor Courtney Widener to fill the vacant Smyth County Board of Supervisors seat on the Mount Rogers ASAP Board for a four (4) year term effective to expire June 30, 2026. Atkins District Supervisor Charles Atkins seconded the motion, and it was unanimously approved.*

*After consideration, the Appointment Committee recommendation PASSED by the following vote:*

*AYES: Chair, Atkins District Supervisor Charles Atkins, Vice Chair, Rye Valley District Supervisor Lori Deel, Royal Oak District Supervisor Courtney Widener, Saltville District Supervisor Roscoe Call, and North Fork District Supervisor Phil Stevenson,*

*NAYS: None.*

*ABSTAINERS: None.*

*ABSENT: Chilhowie District Supervisor Michael Sturgill, and Park District Supervisor Kris Ratliff*

- A motion was made by Saltville District Supervisor Roscoe Call to recommend reappointing Donald Bonham to the Rye Valley Water Authority for an additional four (4) year term to expire on June 30, 2026. Atkins District Supervisor Charles Atkins seconded the motion, and it was unanimously approved.*

*After consideration, the Appointment Committee recommendation PASSED by the following vote:*

*AYES: Chair, Atkins District Supervisor Charles Atkins, Vice Chair, Rye Valley District Supervisor Lori Deel, Royal Oak District Supervisor Courtney Widener, Saltville District Supervisor Roscoe Call, and North Fork District Supervisor Phil Stevenson,*

*NAYS: None.*

*ABSTAINERS: None.*

*ABSENT: Chilhowie District Supervisor Michael Sturgill, and Park District Supervisor Kris Ratliff*



*6/9/2022 5:25 PM Chair, Atkins District Supervisor Charles Atkins, read the minutes from the Budget Committee meeting and presented the following recommendation:*

- A motion was made by Rye Valley District Supervisor Lori Deel to recommend scheduling a Public Hearing for Budget Amendment #11 in the amount of \$1,632,194 on June 23, 2022 at 5:00 p.m. or soon thereafter. Chilhowie District Supervisor Michael Sturgill seconded the motion, and it was unanimously approved.*

*After consideration, the Budget Committee recommendation PASSED by the following vote:*


*AYES: Chair, Atkins District Supervisor Charles Atkins,*

*Vice Chair, Rye Valley District Supervisor Lori Deel,  
Royal Oak District Supervisor Courtney Widener,  
Saltville District Supervisor Roscoe Call, and  
North Fork District Supervisor Phil Stevenson,*

*NAYS: None.*

*ABSTAINERS: None.*

*ABSENT: Chilhowie District Supervisor Michael Sturgill, and  
Park District Supervisor Kris Ratliff*

 6/9/2022 5:29 PM Vice Chair, Rye Valley District Supervisor Lori Deel, read the minutes from the Public Safety Committee meeting and presented the following recommendation:

- A motion was made by Chilhowie District Supervisor Michael Sturgill to fund \$1,000 for public education related events for the Saltville Fireman Bash to be held on July 2, 2022. Royal Oak District Supervisor Courtney Widener seconded the motion, and it was unanimously approved.*

*After consideration, the Public Safety Committee recommendation PASSED by the following vote:*


*AYES: Chair, Atkins District Supervisor Charles Atkins,  
Vice Chair, Rye Valley District Supervisor Lori Deel,  
Royal Oak District Supervisor Courtney Widener,  
Saltville District Supervisor Roscoe Call, and  
North Fork District Supervisor Phil Stevenson,*

*NAYS: None.*

*ABSTAINERS: None.*

*ABSENT: Chilhowie District Supervisor Michael Sturgill, and  
Park District Supervisor Kris Ratliff*

Chair, Atkins District Supervisor Charles Atkins asked for an update on the air packs for the Atkins Fire Department. Mr. Atkins asked Mr. Williams to check and report back on that issue.

 6/9/2022 5:35 PM Chair, Atkins District Supervisor Charles Atkins, read the minutes from the Solid Waste Committee meeting and presented the following recommendation:

- A motion was made by North Fork District Supervisor Phil Stevenson to recommend authorizing the construction of the monitoring well replacement and transferring funds in the amount of \$30,000 from Supplemental Appropriations Line 001-011010-8888 to*

*Solid Waste Line 001-042030-3025 to cover the cost of the well replacement. Saltville District Supervisor Roscoe Call seconded the motion, and it was unanimously approved.*

*After consideration, the Solid Waste Committee recommendation PASSED by the following vote:*

*AYES: Chair, Atkins District Supervisor Charles Atkins,  
Vice Chair, Rye Valley District Supervisor Lori Deel,  
Royal Oak District Supervisor Courtney Widener,  
Saltville District Supervisor Roscoe Call, and  
North Fork District Supervisor Phil Stevenson,*

*NAYS: None.*

*ABSTAINERS: None.*

*ABSENT: Chilhowie District Supervisor Michael Sturgill, and  
Park District Supervisor Kris Ratliff*



*6/9/2022 5:37 PM Saltville District Supervisor Roscoe Call, read the minutes from the Water & Sewer Committee meeting and presented the following recommendations:*

- A motion was made by North Fork District Supervisor Phil Stevenson to recommend authorizing the County Administrator to move forward with the Preliminary Engineering Report (PER) and to seek grant funding support for sewer service in the Middle Fork Road community. Rye Valley District Supervisor Lori Deel seconded the motion, and it was unanimously approved.*

*After consideration, the Water & Sewer Committee recommendation PASSED by the following vote:*

*AYES: Chair, Atkins District Supervisor Charles Atkins,  
Vice Chair, Rye Valley District Supervisor Lori Deel,  
Royal Oak District Supervisor Courtney Widener,  
Saltville District Supervisor Roscoe Call, and  
North Fork District Supervisor Phil Stevenson,*

*NAYS: None.*

*ABSTAINERS: None.*

*ABSENT: Chilhowie District Supervisor Michael Sturgill, and  
Park District Supervisor Kris Ratliff*

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



*AYES: Chair, Atkins District Supervisor Charles Atkins, Vice Chair, Rye Valley District Supervisor Lori Deel, Royal Oak District Supervisor Courtney Widener, Saltville District Supervisor Roscoe Call, and North Fork District Supervisor Phil Stevenson,*

*NAYS: None.*

*ABSTAINERS: None.*

*ABSENT: Chilhowie District Supervisor Michael Sturgill, and Park District Supervisor Kris Ratliff*

- A motion was made by North Fork District Supervisor Phil Stevenson to authorize the County Attorney to review County mandatory connection fees related to public utilities to determine enforceability throughout the County. Rye Valley District Supervisor Lori Deel seconded the motion, and it was unanimously approved.*

*After consideration, the Water & Sewer Committee recommendation PASSED by the following vote:*

*AYES: Chair, Atkins District Supervisor Charles Atkins, Vice Chair, Rye Valley District Supervisor Lori Deel, Royal Oak District Supervisor Courtney Widener, Saltville District Supervisor Roscoe Call, and North Fork District Supervisor Phil Stevenson,*

*NAYS: None.*

*ABSTAINERS: None.*

*ABSENT: Chilhowie District Supervisor Michael Sturgill, and Park District Supervisor Kris Ratliff*

 6/9/2022 5:49 PM County Attorney Report -

Scot Farthing reported he is working on several things and noted that service has been issued on the Riverside Drive case.

North Fork District Supervisor Phil Stevenson asked Mr. Farthing if he had an update regarding the lawsuit that was filed on the Special Use Permit of the Truck Stop. Mr. Farthing reported that the County has filed a response but that a hearing has not yet been set.

Mr. Farthing also reported that the Special Use Permit on the Airport issue is still ongoing, and he doesn't have any new updates at this time.



 6/9/2022 5:50 PM County Administrator Report -

Assistant County Administrator for Development, Clegg Williams reported that he reached out to Emergency Services Coordinator, Curtis Crawford regarding the air packs and that Mr. Crawford said all have been delivered. Mr. Crawford also reported that he will be ordering replacement masks for the Adwolfe Fire Department.

 6/9/2022 5:53 PM Supervisor Comment Time -


Royal Oak District Supervisor Courtney Widener had no comment.

Vice Chair, Rye Valley District Supervisor Lori Deel told everyone to have a good night.

North Fork District Supervisor Phil Stevenson had no comment.

Saltville District Supervisor Roscoe Call said he appreciated everyone coming and apologized for missing the County cookout. Mr. Call advised for everyone to be safe on their way home.

Chair, Atkins District Supervisor Charles Atkins thanked the Board for working together and getting things accomplished. Mr. Atkins also thanked the County Attorney and County staff for working well together.

 6/9/2022 5:58 PM With no further business to discuss, the meeting was adjourned. The next meeting will be June 23, 2022, at 5:00 p.m.

A meeting of the Smyth County Budget Committee was held at the County Office Building on Thursday, June 16, 2022, at 9:00 a.m.

Committee Members Present:

Chilhowie District Supervisor Michael Sturgill  
Atkins District Supervisor Charles Atkins – chair

Committee Members Absent:

Rye Valley District Supervisor Lori Deel

Staff Members:

County Administrator, Shawn Utt  
Assistant County Administrator - Operations, Lisa Richardson  
Administrative Assistant, Paula Harvey  
Commissioner of Revenue, Jeff Richardson

Atkins District Supervisor Charles Atkins called the meeting to order at 9:04 a.m.

The following items were discussed.

**Personal Property Tax Options** – Mr. Richardson discussed personal property tax options and passed out analysis information. Mr. Richardson said there is about a 35% average increase this year on personal property tax rates as a result of NADA pricing increases for vehicles. Mr. Richardson also reported that his office is still currently keying in information on other personal property categories, but it appears as though the other categories will see much more modest increases. Mr. Richardson said he attended a meeting with other Commissioners of Revenue last week and the following four options were suggested relative to the relatively large increase for vehicles:

- 1) Do nothing/no decrease in tax rates.
- 2) Increase the PPTRA rate. Mr. Richardson said he doesn't recommend doing this due to the complexities that may be created for auditing purposes.
- 3) Providing a discount on PPT. Mr. Richardson also doesn't recommend doing this as he stated he is obligated by Virginia Code to certify that taxes are based on market value. This would also be difficult for the current financial system to navigate.
- 4) Adjust the rate specific to vehicles. Mr. Richardson did suggest that he thinks this is the better option and not as problematic in the future. He noted that recent General Assembly action allows localities to tax vehicles at a different level than other personal property, but that legislation has a sunset clause set for January 1, 2025.

Chair, Atkins District Supervisor Charles Atkins suggested waiting for final budget numbers from the state to make a better, more informed decision and Chilhowie District Supervisor Michael Sturgill agreed. Mr. Utt recommended that Mr. Richardson reach out to other

Commissioner's that have adjusted their rates specific to vehicles and obtain a sample ordinance. He also added that once the final budget numbers are known, a Budget Committee meeting will be called and a recommendation to the full Board will be made. Discussion continued.

Mr. Richardson also discussed the possibility of adding a new position to his office in the upcoming FY22/23. Mr. Utt reported that the initial indications from the Compensation Board show there may be some additional funding to help partially fund a new position and he is working to identify additional funds needed to make the position whole. Chilhowie District Supervisor Michael Sturgill concurred with Mr. Utt and thanked Mr. Richardson for coming.

**FY23 Appropriations** – a Mr. Utt presented the following 1<sup>st</sup> Quarter Appropriations for FY23 as follows:

→ General Fund:	\$9,740,746	Fund 001
→ EDA:	\$202,500	Fund 004
→ Schools – Operating Fund	\$15,213,148	Fund 009
→ Schools – School Debt and Capital Fund	\$2,170,267	Fund 009
→ Schools – School Textbook Fund	\$135,000	Fund 009
→ Social Services	\$1,662,930	Fund 013
→ Water & Sewer Refunds	\$2,500	Fund 501
→ Recovery Court	\$44,397	Fund 749
<b>TOTAL:</b>	<b>\$29,131,488</b>	

Mr. Utt added that there will be a need to approve some supplemental appropriations in July/August once the final fund balances for the Sheriff's Office Fund and the Commonwealth Attorney Fund are in.

- *A motion was made by Chilhowie District Supervisor Michael Sturgill to recommend approving the FY23 Budget Appropriations for the County in the amount of \$29,131,488. Chair, Atkins District Supervisor Charles Atkins seconded the motion, and it was unanimously approved.*

**FY22 Budget transfer from County** – Mr. Utt reported that while looking at various departments, there is a need for budget adjustments to complete the current fiscal year. Following discussion, the following motion was offered:

- *A motion was made by Chilhowie District Supervisor Michael Sturgill to recommend transferring \$45,000 from Supplemental Appropriations (001-011010-8888) to the Solid Waste Fuel Line (001-042030-5406) and transferring \$3,500 from Supplemental Appropriations Line (001-011010-8888) to Water/Sewer Fuel Line (501-085010-3006). Atkins District Supervisor Charles Atkins seconded the motion, and it was unanimously approved.*

Mr. Utt presented information related to debt service payments and recommended paying down a few since the current fiscal year appeared to be in a good position. Mr. Atkins & Mr. Sturgill both agreed. Following discussion, the following motion was offered:

- *A motion was made by Atkins District Supervisor Charles Atkins to recommend paying off the BB&T Bond related to Solid Waste and to the School Board and John Deere Financial lease related to the Transfer Station loader. Chilhowie District Supervisor Michael Sturgill seconded the motion, and it was unanimously approved.*

With no further business to discuss, the meeting was adjourned at 10:12 a.m.

DRAFT

# SMYTH COUNTY SCHOOL BOARD

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

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

ROGER L. FRYE  
DR. PAUL L. GRINSTEAD  
DR. KYLE N. RHODES  
TODD WILLIAMS

June 15, 2022

TO: Smyth County Board of Supervisors  
FROM: Smyth County School Board  
SUBJECT: July-September 2022 Appropriation Request

COUNTY SCHOOL OPERATING FUND	\$15,213,148.00
COUNTY SCHOOL DEBT AND CAPITAL OUTLAY FUND	\$ 2,170,267.00
SCHOOL TEXTBOOK FUND	\$ 135,000.00

Quarter 1	Column2 61000	Column3 62000	Column4 63000	Column5 64000	Column6 65000	Column7 67000	Column8 68000	Column9 Totals
Original Approved Budget	\$41,135,823.00	\$2,025,641.00	\$2,813,181.00	\$5,986,788.00	\$4,088,368.00	\$2,170,267.00	\$1,720,053.00	\$59,940,121.00
Quarter 1 Appropriation	\$10,283,956.00	\$506,410.00	\$703,295.00	\$2,095,376.00	\$1,022,092.00	\$2,170,267.00	\$602,019.00	\$17,383,415.00
Quarter 1 Supplemental Appropriation								\$0.00
FY2022 Carry-Over Appropriation								\$0.00
FY2023 ESSER II Budget Amendment								\$0.00
July 2022 Expenditures								\$0.00
August 2022 Expenditures								\$0.00
September 2022 Expenditures								\$0.00
Balance at End of Quarter 1	\$10,283,956.00	\$506,410.00	\$703,295.00	\$2,095,376.00	\$1,022,092.00	\$2,170,267.00	\$602,019.00	\$17,383,415.00

Quarter 2	Column2 61000	Column3 62000	Column4 63000	Column5 64000	Column6 65000	Column7 67000	Column8 68000	Column9 Totals
Balance at Beginning of Quarter 2	\$10,283,956.00	\$506,410.00	\$703,295.00	\$2,095,376.00	\$1,022,092.00	\$2,170,267.00	\$602,019.00	\$17,383,415.00
Quarter 2 Appropriation								\$0.00
October 2022 Expenditures								\$0.00
November 2022 Expenditures								\$0.00
December 2022 Expenditures								\$0.00
Balance at End of Quarter 2	\$10,283,956.00	\$506,410.00	\$703,295.00	\$2,095,376.00	\$1,022,092.00	\$2,170,267.00	\$602,019.00	\$17,383,415.00

Quarter 3	Column2 61000	Column3 62000	Column4 63000	Column5 64000	Column6 65000	Column7 67000	Column8 68000	Column9 Totals
Balance at Beginning of Quarter 3	\$10,283,956.00	\$506,410.00	\$703,295.00	\$2,095,376.00	\$1,022,092.00	\$2,170,267.00	\$602,019.00	\$17,383,415.00
Quarter 3 Appropriation								\$0.00
Quarter 3 Supplemental Appropriation								\$0.00
FY2023 ESSER Budget Amendment								\$0.00
January 2023 Expenditures								\$0.00
February 2023 Expenditures								\$0.00
March 2023 Expenditures								\$0.00
Balance at End of Quarter 3	\$10,283,956.00	\$506,410.00	\$703,295.00	\$2,095,376.00	\$1,022,092.00	\$2,170,267.00	\$602,019.00	\$17,383,415.00

Quarter 4	Column2 61000	Column3 62000	Column4 63000	Column5 64000	Column6 65000	Column7 67000	Column8 68000	Column9 Totals
Balance at Beginning of Quarter 4	\$10,283,956.00	\$506,410.00	\$703,295.00	\$2,095,376.00	\$1,022,092.00	\$2,170,267.00	\$602,019.00	\$17,383,415.00
Quarter 4 Appropriation								\$0.00
FY2023 ESSER Budget Amendment								\$0.00
April 2023 Expenditures								\$0.00
May 2023 Expenditures								\$0.00
June 2023 Expenditures								\$0.00
Balance at End of Quarter 4	\$10,283,956.00	\$506,410.00	\$703,295.00	\$2,095,376.00	\$1,022,092.00	\$2,170,267.00	\$602,019.00	\$17,383,415.00

121 Bagley Circle  
Suite 200  
Marion, VA 24354



Chris Austin  
Director  
(276) 783-8148  
FAX (276) 783-6327

## *Smyth County Department of Social Services*

TO: SMYTH COUNTY BOARD OF SUPERVISORS

FROM: CHRISTOPHER L. AUSTIN, DIRECTOR

DATE: June 16<sup>th</sup>, 2022

A handwritten signature in black ink that reads "Christopher L. Austin".

Appropriation Request for checks written July 1<sup>st</sup>, 2022 thru  
September 30<sup>th</sup>, 2022:

\$1,662,930

A meeting of the Smyth County Solid Waste Committee was held at the County Office Building on Friday, June 17, 2022 at 9:00 a.m.

Committee Members Present:

North Fork District Supervisor Phil Stevenson  
Saltville District Supervisor Roscoe Call  
Atkins District Supervisor Charles Atkins, Chair

Committee Members Absent:

None.

Staff Members:

County Administrator, Shawn Utt  
Assistant County Administrator – Operations, Lisa Richardson  
Assistant County Administrator – Development, Clegg Williams  
Administrative Assistant, Paula Harvey

Saltville District Supervisor Roscoe Call called the meeting to order at 9:00 a.m.

Mr. Utt discussed the following for consideration:

1. **Bristol Landfill Pending Closure Options** – Mr. Utt discussed the news of the pending closure of the Bristol Landfill. While the County has not been formally notified by the City of Bristol, in an email exchange with the City Manager, Mr. Utt was told “*We are working through these issues as I type this email. Once we narrow down a timeline, I will be in touch with all localities and have a meeting with all involved.*” Mr. Utt advised that the County doesn’t need to wait until the issues are all worked out at the City’s level but to go ahead and move forward with a back-up plan at a minimum. He noted that Mr. Williams has been in contact with the operators of the EcoSmart Landfill in Blountville, Tennessee (roughly 12 miles further down the interstate than the Bristol Landfill). Mr. Utt and Mr. Williams agree that under the circumstances this is likely the County’s best “emergency” option until the procurement process for a long-term solution is addressed. Mr. Williams was able to learn that if Smyth County was to execute an emergency agreement before July 1<sup>st</sup>, 2022, the tipping fee would be set at \$35/ton, but it will increase to \$45/ton on July 1<sup>st</sup>, 2022. Comparatively, the City of Bristol currently charges \$17.30/ton (set to increase to \$17.55 on October 1<sup>st</sup>, 2022). Mr. Utt presented calculations for the committee to review and consider.

The committee discussed additional options that should be explored, including a County-owned incinerator that may be large enough to handle our solid waste as well as that of our neighboring localities as well as identifying ways of reducing the solid waste we ship to the landfill (such as plastic and pallet recycling efforts). Discussion continued.

After further discussion the committee made the following recommendation:



- *A motion was made by North Fork District Supervisor Phil Stevenson to recommend approving the emergency contract with Eco Safe Landfill located in Blountville, Tennessee for the agreed upon price of \$35/ton. Saltville District Supervisor Roscoe Call seconded the motion, and it was unanimously approved.*

With no further business to discuss, the meeting was adjourned at 9:35 a.m.

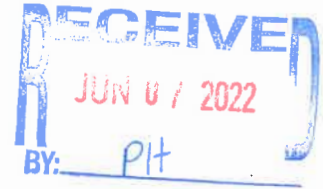
DRAFT



# Smyth County

**JEFFREY T. RICHARDSON**  
*Commissioner of the Revenue*

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



June 6, 2022

Board of Supervisors  
Smyth County  
121 Bagley Circle  
Marion VA 24354

RE: Authorization of Exoneration

Pursuant to the requirements of Article VII Sec. 34-206 – Sec. 34-211 of the Code of Smyth County, the Commissioner of the Revenue has determined an additional rehabilitated real estate project is eligible for the tax exemption qualification and has added this information to the project previously reported for tax year 2022:

Tax Year 2022:

Specific entity name classed as confidential information due to only one business qualifying for exemption.

This project reflected an increase investment in real estate projects exceeding \$1,198,336 by this investor since 2020.

By offering this program, Board of Supervisors is encouraging owners to invest in their commercial and industrial property, in exchange for a reduction of real estate tax on the improvement values of 9 years following the completion of these projects. This business has met and continues to meet the requirements outlined by the Board of Supervisors, and we ask for authorization to exonerate the appropriate value in order to carry out the tax exemption for this account that qualifies for 2022.

Sincerely,

Jeff Richardson

c Tom Burkett, Treasurer  
Shawn Utt, County Administrator

## Sec. 23-274. - Rehabilitated real estate tax exemption—Eligibility.

The commissioner has sole authority to determine, pursuant to the requirements of this article, whether a structure is an eligible structure. In order to qualify for the partial exemption from real property taxation for eligible structures, the applicant for such exemption shall have paid all taxes on the affected property up to and including the most recently concluded taxable year paid in full, both at time of application and at time of completion of rehabilitation, and shall comply with all mandatory administrative requirements as set forth in this article. In addition, the structure for which an application for partial exemption is filed shall meet all of the following criteria:

- (1) Located within the Smyth County Enterprise Zone;
- (2) Be a structure of no less than 15 years old;
- (3) Designed as and suitable for the sole purpose of commercial or industrial use after completion of rehabilitation;
- (4) Be rehabilitated after filing an application for tax exemption and after issuance of all appropriate building permits, including a certificate of occupancy upon completion of the rehabilitation;
- (5) The rehabilitation of such structure shall result in an increase in assessed value of the structure in an amount no less than 60 percent of the base value, but without considering any increase of value resulting from increasing the total square footage of such structure.

(Ord. of 12-11-2007)

## Sec. 23-275. - Same—Amount of exemption.

- (a) For eligible structures, a nine-year decreasing rehabilitated real estate tax exemption is allowed in the amount indicated by the following schedule of decreasing percentages of rehabilitation value, which shall constitute the exemption for the applicable years:
  - (1) During the first five years after the assessed value of the real estate shall have been increased by no less than 60 percent of the base assessed value, the exemption shall be equal to 100 percent of the tax attributable to such increase in value.
  - (2) In the sixth year, the exemption shall be 80 percent of the tax attributable to such increase in value.
  - (3) In the seventh year, the exemption shall be 60 percent of the tax attributable to such increase in value.
  - (4) In the eighth year, the exemption shall be 40 percent of the tax attributable to such increase in value.
  - (5) In the ninth year, the exemption shall be 20 percent of the tax attributable to such increase in value.
- (b) The exemption from county taxation for real estate awarded by this section shall terminate at the end of the ninth tax year.

(Code 1978, § 8-37; Code 1995, § 34-209; Ord. of 11-11-2004; Ord. of 12-11-2007)

## Sec. 23-276. - Same—Application.

- (a) Applications shall be filed and processed in accordance with the following procedures:
  - (1) To qualify, the owner shall file a written application for a rehabilitated real estate tax exemption. The owner carries the burden of proof to show that the property for which an application has been filed complies with all eligibility criteria established in 34-208. The commissioner may require documentary proof of eligibility, and, in such cases, the owner shall present documentation satisfactory to the commissioner.
  - (2) The owner shall file a written application with the office of the commissioner prior to initiation of the rehabilitation and no later than 30 days after obtaining the building permit for the rehabilitation.
  - (3) The owner shall include with each application a nonrefundable processing fee of \$250.00.
  - (4) Within a reasonable amount of time after receipt of an application, the commissioner shall determine if the structure described by the application meets the age, location, and use criteria of an eligible structure and shall determine the assessed base value of the structure, if it is an eligible structure. If the structure does not meet the age, location, or use criteria of an eligible structure, then the commissioner shall, in a timely manner, provide to the owner written notice of such determination. The owner shall have ten days after receipt of such notice to provide documentation to the

commissioner to show that such criteria are satisfied by the structure, and the commissioner shall make a final determination on the basis of such additional information in a timely manner after submission of such additional information.

- (5) An appeal of the commissioner of revenue's determination may be made in writing to the Board of Supervisors within 30 days of the commissioner's final determination.
  - (6) The application shall be effective for a period of two years from the date of filing. No extensions of this time period will be granted.
  - (7) The rehabilitation must be completed (and evidenced by the date of the certificate of occupancy issued by the county building official) within two years after the date of the filing of the application.
  - (8) Within 60 days of the issue date of the certificate of occupancy, the owner shall notify the commissioner in writing that the rehabilitation is complete, and the commissioner shall, within a reasonable time period, inspect the property to determine whether the subject of the application is an eligible structure and to determine the amount of the rehabilitated real estate tax exemption.
  - (9) Upon determination of the partial tax exemption, the commissioner shall provide timely notice to the county administrator and county treasurer. Following this notification, the Board of Supervisors may authorize the commissioner of the revenue to exonerate the appropriate value in order to carry out the tax exemption.
- (b) The commissioner, with advice of the county administrator and county treasurer, may adopt and promulgate rules and regulations not inconsistent with the provisions of this section as are deemed necessary for the effective administration of this article.
  - (c) The exemption resulting from the rehabilitation of an eligible structure shall commence on January 1 of the next tax year following completion of the rehabilitation, as defined by the date of issuance of the certificate of occupancy, and the commissioner's determination that the structure is eligible for the rehabilitated real estate tax exemption.
  - (d) The rehabilitated real estate tax partial exemption shall run with the real estate for a period of nine years from the commencement of the exemption as set forth in this section. The owner of such real property, during each of the years of exemption, shall be entitled to the amount of exemption as described in the nine-year decreasing exemption schedule described in section 23-275, subject to the requirement in section 23-277.
  - (e) Only one partial exemption under this section may be applicable to any eligible structure during the life of the eligible structure.
  - (f) Nothing in this article shall be construed as to permit the commissioner to list upon the land book any reduced value due to the exemption provided in this section.
  - (g) The making of any false statement in any application, affidavit or other information supplied for the purpose of determination of eligible structure and the amount of the rehabilitated real estate tax exemption shall constitute a Class 2 misdemeanor.

(Code 1978, § 8-39; Code 1995, § 34-210; Ord. of 11-11-2004; Ord. of 12-11-2007)

Sec. 23-277. - Same—Availability contingent upon continued commercial and industrial use of the real estate.

The exemption created by section 23-275 shall be available to an owner for only so long as the real estate continues to be used solely for commercial and industrial use. For any property to qualify, the real estate must be in active use as solely commercial or industrial use at the time of the initial notification of completion of the rehabilitation, and at the beginning of the tax year (January 1) for subsequent years of eligibility.

(Code 1978, § 8-39; Code 1995, § 34-211; Ord. of 11-11-2004; Ord. of 12-11-2007)