

SMYTH COUNTY BOARD OF SUPERVISORS
September 13, 2005 12:00 NOON

A G E N D A

12:00 Call the meeting to order.

- Pledge of allegiance to be led by Mrs. Pam Testerman.
- Invocation to be led by Mr. Steve Eller.
- Request the Board adopt the agenda as to form.

- Request the Board approve the minutes of August 9, 25, 2005 (pg. 10-37).

- Request the Board approve the following:

Appropriations

General County	\$1,500,000
Animal Damage (Animal Control office supplies)	\$442.00
On-Site Sewer	\$24.50
Cedars/Hall Addition Sewer Project	\$37,783.93
Allison Gap Sewer Project	\$3,768.76
Groseclose Water Project	\$12,308.90
Department of Social Services (Sept. 14-30, 2005)	\$310,000
(Oct. 1-11, 2005)	\$35,000
Schools Operating Fund	\$2,900,000

Accounts payable listing \$945,628.26

4. Request the Board approve the following recommendation from the budget committee (Charlie Clark, Committee Chairman):

Mr. Carter explained a request from Sheriff Bradley to send personal hygiene items (no longer needed at the jail) to Hurricane Katrina relief. The committee agreed to forward this recommendation to the Board.

Chairman will also update the Board on the budget committee's status on purchasing defibrillators.

5. Ordinance Committee (Darlene Neitch, Chairman):

- a) UPDATE: After discussing the amendment to the zoning ordinance concerning adult uses Mr. Roberts made a motion to support the Board's emergency adoption of the adult uses ordinance and to schedule a joint public hearing with the Planning Commission on Thursday, September 22, 2005 at 7:15 p.m. Mr. Perry seconded the motion and it was carried by the committee. Notice of public hearing will be published in the Smyth County News and Messenger September 7 and 14, 2005.
- b) Finally, the committee discussed the problem with fire debris. Mr. Roberts motioned to advertise and hold a public hearing on an ordinance concerning nuisances such as fire debris. He asked to use Washington County's ordinance as a guide. The motion was carried. Ms. Spencer will present a draft at the next Board meeting, September 13, 2005. A recommendation to hold a public hearing will also be brought before the Board at that time.

6. Homeland Security Funds update (Harold Slempp, pg. 41-43).

7. Request the Board approve appropriations for animal control claims in the amount of \$1,315. Total does not include claims caused by coyote. On July 25, 2005, the committee agreed to pay these claims. (Charlie Atkins).

8. Request the Board reappoint members or appoint new members to the following:

a) **Southwest Virginia Emergency Medical Services Council, Inc.**

(3 year term)

Shannon Williams

09-30-2005

Charles W. Smith

09-30-2005

b) **Board of Appeals Virginia Statewide Uniform Building Code**

(3 year term) both eligible for reappointment

Bill Huber (Alternate)

09-30-2006

David Schwartz

09-30-2005

9. Rye Valley Self Help Project, Darlene Neitch.

10. Request the Board approve the Community Services Board annual performance contract with the Department of Mental Health, Mental Retardation and Substances Abuse Services (Ed Whitmore, pg. 44-47).

11. Discuss Virginia Department of Transportation local project administration - project cost estimating. The Bristol district training will be held on October 6, 2005 (Ed Whitmore, pg. 48-49).

2:00 Virginia Department of Health – request the Board approve the annual free rabies clinic, Lavonda Carson.

2:15 Smyth – Wythe Airport Commission, Bob Dix

2:30 Zoning Department – Clegg Williams

Planning Commission Recommendation: Mr. McClure read Section 6-2.3 – Standards for a special use permit. Following discussion, Mr. McClure made a motion that based on the instructions in the zoning ordinance and limitations for meeting the standards, that the Commission cannot recommend approval of the special use permit for a golf course to the Board of Supervisors. Mr. Atwell seconded the motion and it passed unanimously.

2:45 Engineering Department - Scott Simpson

a) Engineering Contract Approvals:

1. Lane Engineering Hutton Branch Well Specifications
(pg. 50-52).
2. Draper Aden Pleasant Heights Water Replacement
(pg. 53-66).
3. Thompson & Litton Long Hollow Water Project Phase 1
(pg. 67-80).
4. Thompson & Litton Long Hollow Water Project Phase 2
(pg. 81-88).

b) Acceptance and approval of final payment of the Allison Gap Division II project:

Frizzell Construction Co. appropriation amount **\$168,595.76**
Wastewater Treatment Plant

c) Discuss the Watson Gap Interconnect (pg. 89-92)

Thompson & Litton
Watson's Gap Interconnect Tank and Specifications

3:00 Economic Development - Sally Morgan

a) Report on Virginia Works Application.

b) Update on Flat Ridge Road Self Help Water Project.

3:15 Old Business

1. Matter of collection of delinquent taxes (Mr. Whitmore has contacted the attorneys **8-10-04**).
2. Request from Nebo Community Center Board to become owners of the old Nebo School either by lease or donation (Building and Grounds Committee).
3. Ken Heath's request concerning establishment of local tax abatement ordinance.
4. East County Spring Source Study (**8-1-03**).
5. Manufactured home park ordinance referred to the Planning Commission, the remainder of proposed changes to the zoning ordinance referred to the Ordinance Committee (**3-8-05**).
6. Marevine Slem, request for water service on Fox Valley Road (**5-11-04**).
7. The Water and Sewer Committee has requested the full Board review and discuss the estimate for the culvert on Shannon Gap Road.
8. The Building and Grounds Committee recommends that up to \$200,000.00 be spent on remodeling the outside of the old school board building.
9. Approval of the Smyth County Emergency Operations Plan (**11-10-04**).
10. Request for tax exempt status for the Smyth County Community Foundation.
11. Courthouse Renovation.
12. Request the Board consider a recommendation from Jimmy Warren concerning Virginia Code Section 15.2-1613.1 (**6-14-05**).
13. Request the Board nominate a Workforce Investment Board Replacement for Joseph Ellis (**7-12-2005**).
14. Request the Board approve the requested portion of the Capital Improvement project at the Mountain Empire Airport in the amount of \$4,314.00 (**7-12-2005**).
15. Request the Board approve payment of animal control claims in the amount of \$270.00, for damages by coyote (**8-25-2005**).

3:30 Request the Board enter into closed session to discuss prospective business or industry, as outlined in section 2.2-3711 (A) (5) of the Code of Virginia, as amended.

4:30 Virginia Department of Transportation

5:00 Public Hearing

The Virginia Department of Transportation and the Smyth County Board of Supervisors, in accordance with section 33.1-70.01 of the Code of Virginia, will conduct a joint public hearing in the Board of Supervisors meeting room, 121 Bagley Circle, Marion, Virginia at 5:00 on Tuesday September 13, 2005. The purpose of this hearing is to receive public comment on the proposed Secondary Six-Year Plan for fiscal years 2006-2007 through 2011-2012 in Smyth County, and on the Secondary System Construction Budget for fiscal year 2006/2007.

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 276-676-5503.

Done by order of the Smyth County Board of Supervisors
Edwin B.J. Whitmore, III, County Administrator

Request the Board continue the meeting until Thursday, September 22, 2005, 7:00 p.m., for a joint public hearing with the Planning Commission. A second joint public hearing is scheduled for 7:15 p.m. on the adult uses ordinance.