

## AGENDA

Wednesday, November 14, 2007 12:00 NOON

**12:00** Call the meeting to order.

- Invocation to be led by Rev. Herman Cress.
- Pledge of allegiance to be led by Scott Simpson.
- Request the Board adopt the agenda as to form, along with the additional agenda.
  
- Request the Board approve the minutes of October 9, 25, and 29, 2007 (pg. 9-30).
  
- Request the Board approve appropriations and accounts payable (see additional agenda).

**12:15 CITIZENS TIME**



4. Request the Board consider a personal property tax refund to Darrell Mabe in the amount of \$37.80 as recommended by the Commissioner of Revenue (John Tate, **pg. 35-52**).
  
5. Request the Board authorize the County Administrator or the Assistant County Administrator to sign checks for the purchase of vehicles in the event they should arrive between board meetings (Kenny Lewis).
  
6. Request the Board consider a recommendation from the Surplus Property Committee to transfer titles of two vehicles (Neitch, Committee Chair, **pg. 53**).
  
7. Request the Board consider a Budget Committee recommendation from their meeting on September 25 to distribute payroll early in December due to the holidays, on Friday, December 21.
  
9. Request the Board consider the following Budget Committee recommendation from their meeting on October 15 (Charlie Clark, Committee Chair):

*With a motion of Mr. Slemp, seconded by Mr. Dishner, and carried by the committee they agreed to recommend to the Board a re-appropriation of \$15,000 for the Walker Mountain Tower site. This will be paid out of the current fiscal year (#001-031040-9005, Basic 911, Specific Use).*

10. Request the Board approve advertisement of Radio system bids (Shannon Williams).
  
  
  
  
  
  
  
  
  
  
- 11 . Request the Board consider Ordinance Committee recommendations from their meeting on October 16 (Slemp, Committee Chair, **committee minutes pg. 54-55**).
  - a. *After much discussion and consideration the Committee agreed to recommend to the Board that the definition of a manufactured home park found in the Zoning Ordinance be amended to mirror the Manufactured Home Park Ordinance to accommodate **four (4)** or more manufactured homes. The Committee recommends a public hearing be scheduled for this amendment.*
  
  
  
  
  
  
  
  - b. *The Committee agreed to recommend to the Board that Section 50-8 of the Manufactured Home Park Ordinance be removed. The Committee recommends a public hearing be scheduled for this amendment.*
  
  
  
  
  
  
  
  - c. *The Committee did discuss the proposal to merge the Manufactured Home Park Ordinance and the Zoning Ordinance. It was a consensus that this was not in the best interest of county citizens. The Committee recommends that the Board remove this item from old business (#5) from their agenda.*

**2:30 Department of Zoning - Clegg Williams**

The following are recommendations from the Planning Commission on the joint public hearing held on Thursday, October 25:

***Recommendation on the request of Appalachian Animal Refuge, Inc. for a Special Use Permit:*** After discussion, upon motion of Ms. Tuell, seconded by Mr. Venable, and unanimously carried, the Commission recommended the application for a Special Use Permit submitted by Appalachian Animal Refuge, Inc. for a Kennel be approved by the Board of Supervisors on the condition that they meet and maintain compliance in the following areas: Sanitation guidelines required by the Department of Health and the Department of Agriculture in regard to human safety and animal welfare; Department of Agriculture guidelines governing the operation of a releasing agency (Home-Based Rescue or Humane Society), and; Smyth County ordinances, including licensing, kennel restrictions, and noise ordinances. The property is zoned Agricultural/Rural and is identified as Tax Map No. 53C-4-21.

**4:00 Miss Mountain Empire Scholarship Organization Representative**

## **Old Business**

1. Collection of delinquent taxes **(8-10-04)**.
2. Marevine Slemp, request for water service on Fox Valley Road **(5-11-04)**.
3.
  - a. Request for tax exempt status for the Lincoln Theatre **(12-13-2005)**
  - b. Request for tax relief status on building improvements **(12-5-2006)**
4. Re-codifying of the Smyth County Code **(1-10-2006)**.
5. Ordinance Committee recommendation to merge the manufactured home ordinance into the zoning ordinance as proposed in the zoning amendments presented to the Board in January 2005 **(4-11-2006)**.
6. Proposed revisions from the Planning Commission to the Subdivision Ordinance. (referred to the Ordinance Committee **6-13-2006**).
7.
  - a. Disposal of former school building at 105 East Strother Street **(7-11-2006)**
  - b. Building and Grounds Committee recommendation concerning the old school building and the Heilig-Myers building (continued 11-15-2006, Committee meeting 10-27-2006).
8. Request the Board appropriate \$15,120 to pay Wythe County their portion of taxes collected on air craft at the Smyth Wythe Airport for 2006 **(6-12-2007)**.
9. Request the Board consider the following tax refund requests **(7-10-2007)**:
  - a. BB&T Leasing Corp. on two pieces of equipment assessed incorrectly for a total of \$415.60.
  - b. BB&T Leasing Corp. on a piece of equipment assessed incorrectly for a total of \$774.90.
10. Appropriation request in the amount of \$5,000 from the Smyth County Celebration **(7-10-2007)**.
11. Invoice from the Town of Marion for the County's 17.65% of the refinanced Virginia Resource Authority (VRA) bond on the Regional Sewer Treatment Plant **(8-14-2007)**.
12. Request the Board consider revenue bond financing for Norton Community Hospital, Inc., Smyth County Community Hospital and Mountain States Health Alliance **(10-25-2007)**.
13. Request the Board consider the following Budget Committee recommendations from their meeting on October 15, 2007 **(10-25-2007)**:

- a. Request from the Circuit Court Clerk to fund an additional \$23,000 per year position to help with that office's increasing workload.  
*Mr. Dishner and Mr. Clark who both serve on the Personnel Committee again approved the request. Mr. Slemp also expressed his approval of the request.*
  
- b. Request from the Animal Shelter for a full time shelter attendant. The Chief Animal Control Officer asked that the Personnel Committee consider transforming a current part time employee into full time.  
*Mr. Dishner and Mr. Clark who both serve on the Personnel Committee again approved the request. Mr. Slemp also approved the request.*

### **Closed Session**

Request the Board enter into closed session as allowed by Code of Virginia, Section 2.2-3711(A)

(5) Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community.

**Recess the meeting until 7:00 p.m. for a joint public hearing with Virginia Department of Transportation**

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 on Wednesday, November 14, 2007, at 7:00 p.m., or soon there after, in the Board of Supervisors meeting room at 121 Bagley Circle, Smyth County Office Building.

The purpose of this public hearing will be to receive public comment on the proposed Secondary Six-Year Plan for Fiscal Years 2008/2009 through 2013/2014, for Smyth County, and on the Secondary System Construction Budget for Fiscal Year July 1, 2008 to June 30, 2009. Copies of the proposed plan and budget may be reviewed at the Abingdon Residency of the Virginia Department of Transportation, located at 700 East Main Street, Abingdon, Virginia, or at the Smyth County Administrator's Office at 121 Bagley Circle, Suite 100, Marion, Virginia.

All projects in the Secondary Six-Year Plan that are eligible for the 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.

Persons wishing to speak at this public hearing should contact the Smyth County Board of Supervisors at 276-783-3298.

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

### **Continue the meeting**

Request the Board continue the meeting until Thursday, November 29 at 7:00 p.m. for a joint public hearing with the Planning Commission and any other issues that may arise.



