

## A G E N D A

Tuesday, May 13, 2008 12:00 NOON

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

- Invocation to be led by Mark Haga.
- Pledge of allegiance to be led by Sally Morgan.
- Request the Board adopt the agenda as to form, along with the additional agenda.
  
- Request the Board approve the minutes of April 8 and 24, 2008 (**pg. 9-25**).
  
- Request the Board approve appropriations and accounts payable (see additional agenda).
  
- Presentation of the deed to the Nebo Community Club.

**12:15 CITIZENS TIME**

## **12:30 New Business**

- 1.** Request the Board consider a letter of support for a grant application for the Nebo Volunteer Fire Department, Inc. being processed by Rural Development. The application is for a \$50,000 grant for a brush truck. The Fire Department will be required to match this with \$16,666. The Department has committed to this from their own funds. This area is 75/25 eligible. (Nebo Fire Department Representative, **pg. 26**).
  
- 2.** Request the Board approve a power line easement for the hospital helipad (Mike Carter, **pg. 27-29**).
  
- 3.** Request the Board approve a Byrne Justice Assistance Grant. Federal funds awarded are \$2,306 with a local match of \$256, totaling \$2,562 (Charlie Atkins, **pg. 30-36**).
  
- 4.** Request the Board consider a request from the Mountain Empire Pilots Associations to assist with the Mountain Empire Airport Annual Fly-In (**pg. 37-40**).
  
- 5.** Request the Board approve the payment of bill twice in the month of June (Charlie Atkins).

6. Request the Board consider the following recommendations from the Water and Sewer Committee (Perry, Committee Chair):

a. *Upon motion of Mrs. Neitch, seconded by Mr. Clark, the committee recommends to the Board that a total of \$3,969.32 in judgments be written off due to the fact that warrants cannot be served. This includes 29 former water and/or sewer customers that cannot be found. This money can be collected should these customers request service once again.*

b. *Upon motion of Mr. Clark, seconded by Mrs. Neitch, the committee agreed to recommend to the Board that water customers be notified that a water shortage is possible. This could be achieved by an additional page in the yearly Consumer Confidence Reports (CCR) mailed each year, requesting customers to conserve water when possible.*

c. *Mr. Simpson reviewed a synopsis of the proposed rate structure as presented by Draper Aden at the January meeting. After review and suggesting changes to the proposal, upon motion of Mr. Clark, seconded by Mrs. Neitch, and unanimously carried, the committee recommends that the full Board schedule a two hour work session with Draper Aden to discuss these proposed changes.*

7. Request the Board consider the following recommendation from the Ordinance Committee (Roberts, Committee Chair):

- *The Department of Conservation and Recreation's (DCR) review of the county's erosion and sediment control ordinance. This was referred to the Ordinance Committee by the Board on 6-12-2007. Mr. Clegg Williams was available to answer questions on the suggestions that were recommended by DCR. After review, upon motion of Mrs. Neitch, seconded by Mr. Perry, the committee recommends these revisions to the Board for a public hearing, these are attached (pg. 41-51).*

8. Request the Board consider the following recommendations from the Budget Committee (Neitch, Committee Chair):

a. *After discussion the committee recommends to the Board that a letter be drafted to the Treasurer requesting monthly bank statements, reconciliations, and listing of cd's, including special assessment information on Harris Lane, Deerfield, and Clarkcrest.*

b. *The committee unanimously agreed to recommend to the Board following second allocation of fiscal year 2008 Four-For-Life funds for Emergency Services in the total amount of \$17,854.20. Funds will be disbursed as follows:*

<i>Chilhowie FD/EMS \$4,463.55</i>	<i>Marion Life Saving Crew \$4,463.55</i>
<i>Saltville Rescue \$4,463.55</i>	<i>Sugar Grove Rescue \$4,463.55</i>

c. *After a brief explanation from Mr. Shannon Williams, E911 Coordinator, the committee agreed to recommend to the Board that the bid from Advance Wireless Solution in the amount of \$871,397 be accepted for the tower and shelter RFP's for the radio project.*

d. *Kenny Lewis explained his department request to purchase a replacement vehicle using funds from the radar/police activity fund in the amount of \$26,000. The committee agreed to make this recommendation to the Board. This will require a budget amendment.*

e. *The committee unanimously agreed to recommend to the Board to contribute \$1,000 (same as previous years) to the Town of Marion for the upcoming Independence Celebration.*

**9. Sally Morgan**

- a. Report from Economic Development Committee – Revisions to Enterprise Zone incentives (Committee minutes, **pg. 52**).
  
- b. Consideration of Letter of Agreement from Tobacco Commission for \$102,993.59 for Exit 32 Project (**pg. 53-58**).
  
- c. Consideration of Grant Proposal for 2008 Economic Development Funds.
  
- d. 2007-2008 Business Highlights – Business Appreciation Week (**pg. 59**)

**2:00 Virginia Department Of Transportation**

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

a. The following is a recommendation from the Planning Commission on the joint public hearing held on Thursday, April 24:

**Recommendation on the request of Sherry Atkins for a Special Use Permit:**  
After discussion, upon motion of Mr. Davidson, seconded by Mr. Venable, and unanimously carried, the Commission recommended the application for a Special Use Permit submitted by Sherry Atkins for a *Childcare Center* be approved by the Board of Supervisors contingent on approval by Department of Social Services, Virginia Department of Transportation, and Smyth County Health Department. The property is zoned Agricultural/Rural and is identified as Tax Map No. 47B-2-35 and 47B-2-35B.

b. Zoning Ordinance Complaint (pg. 60-84)

**3:00 PUBLIC HEARING - Smyth County School Budget for fiscal year commencing July 1, 2008 – June 30, 2009 (pg. 85-86)**

**3:30 Bruce Kravitz - Presentation of a Status Report on the Southwest VA Alliance for Manufacturing**

## **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. Re-codifying of the Smyth County Code **(1-10-2006)**.
4. Proposed revisions from the Planning Commission to the Subdivision Ordinance. (referred to the Ordinance Committee **6-13-2006**).
5. Disposal of former school building at 105 East Strother Street **(7-11-2006)**
6. 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)**.
7. Appointments:
  - Board of Zoning Appeals **(2-12-2008)**  
One Alternate - VACANT
8. Request the Board consider a resolution in support of the Tennessee Valley Authority 75th anniversary **(4-8-2008)**.

## **Closed Session**

Request the Board enter into closed session as allowed by Code of Virginia, Section 2.2-3711(A) (5) and (7) as described below.

(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.

(7) Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body; and consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel.

## **Continue the Meeting**

Request the Board continue the meeting until Thursday, May 22, 2008 at 7:00 p.m. for a joint public hearing with the Planning Commission, along with any other issues that may arise.



