

A G E N D A  
Wednesday, November 12, 2008  
12:00 NOON

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

- Invocation to be led by Rev. Donnie Bailey of Roberts Chapel United Methodist Church.
- Pledge of allegiance to be led by Lisa Richardson.
- Request the Board adopt the agenda as to form, along with the additional agenda.
  
- Request the Board approve the minutes of October 14 & 23, 2008 (**pg. 6-32**).
  
- Request the Board approve appropriations and accounts payable as noted on the additional agenda.

**12:15** CITIZENS TIME

## **12:30 NEW BUSINESS**

1. Request the Board consider the following recommendation from the Insurance Committee (Waddell, Committee Chair):

*Committee meeting Nov. 3 (pg. 33) - The committee agreed to recommend to the Board the Anthem renewal for the calendar year 2009 with a 9% decrease.*

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

*Committee meeting Oct. 28 - The committee agreed to recommend a public hearing for the amendments to Section 6, Article, III (Musical or Entertainment Festivals) of the Smyth County Code (pg. 34-37).*

3. Request the consideration of the following reappointment:

**Smyth-Bland Regional Library Board** (4 year term)

Atkins District

J. Patton Graham

Expires 12-31-2008

**2:00 Virginia Department of Transportation**

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

- a. Recommendation to close the Nuisance Complaint of Ruby Eller Estate. This matter has been completely resolved (**pg. 38-39**).
  
- b. The following are recommendations from the Planning Commission on the joint public hearing held on Thursday, October 23:

***Recommendation on the request of Ira Lee Lowe Jr. for a Special Use Permit:*** Mr. Davidson made a motion, which was seconded by Mr. Medley and unanimously carried, to recommend the Board of Supervisors approve the application for a Special Use Permit to expand his building for the addition of a garage for a non-conforming use business (garage, wrecker service and auto salvage) located at 575 Belle Hollow Road, Chilhowie. The property is zoned A/R and is identified as being Tax Map No. 77-A-57.

## **3:00 NOTICE OF PUBLIC HEARING**

Notice is hereby given that on Wednesday, the 12th day of November, 2008, the Board of Supervisors of Smyth County, Virginia, will hold a public hearing on the proposed issuance of general obligation public improvement bonds of Smyth County in one or more series and in the estimated aggregate maximum principal amount of \$20,000,000. The purpose of the proposed bonds is to finance, together with other available funds, a new courthouse facility.

The public hearing, which may be continued or adjourned, will be held at 3:00 p.m. or as soon thereafter as the matter may be heard on November 12, 2008, in the Board of Supervisors meeting room on the first floor of the Smyth County Office Building at 121 Bagley Circle, Marion, Virginia 24354. Interested persons may appear at such time and place and present their views.

Edwin B. J. Whitmore, III  
Clerk, Board of Supervisors  
Smyth County, Virginia

## **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 **6-13-06**).
5. Disposal of former school building at 105 East Strother Street **(7-11-06)**.
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 **(6-12-07)**.
7. Appointments:
  - Board of Zoning Appeals **(2-12-08)**  
One Alternate - VACANT
8. Recommendation from the Budget Committee to discuss reconciliations with the Treasurer **(5-13-08)**.
9. Gas bids **(6-26-08)**.
10. Radio System Project **(6-26-08)**.
11. Staff is authorization to work with Mr. Tate on a property by the Allison Gap First Church of God. The Church is interested in purchasing this lot; the owners have failed to pay taxes on the property for quite sometime **(8-12-08)**.
12. Nuisance complaint against the Ruby Eller Estate. Property owners have obtained a demolition permit and contractors have been seen on site **(10-14-08)**.
13. The remaining appropriation request from the School Board was continued for 120 days so that more information will be known on the status of the state budgets **(10-14-08)**.
  - Reduce debt service by paying off two (2) high interest loans - \$171,340
  - Establish a school renovation and construction fund - \$250,000
  - Replace roof at Smyth Career and Technology center - \$200,000
  - Continue replacement of student desks at all schools \$100,000

## **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.

John - (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.

Sally - (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.

## **Adjourn the Meeting**

Continued meeting with the Planning Commission is **NOT** needed this month



