

**Virginia:** At the regular meeting of the Smyth County Board of Supervisors held at the County Office Building on Tuesday, June 12, 2007 at 12:00 noon.

<b>Board Members Present:</b>	Mr. Charlie Clark Mr. Marvin Perry Mrs. Darlene R. Neitch Mr. Michael Roberts	Mr. Harold Slem Mr. Wade Blevins Mr. Todd Dishner
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<b>Staff Members Present:</b>	Mr. Michael Carter Mrs. Amber Johnson Mr. Ed Whitmore	Mr. Charlie Atkins Mr. John H. Tate, Jr.
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Mr. Clark called the meeting to order at 12:00 noon.

Mr. Mark Haga led invocation and Becca Kirk led the pledge of allegiance.

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Upon motion of Mr. Slem, seconded by Mr. Blevins, and unanimously carried, the agenda was adopted along with the additional agenda.

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At this time Senator Philip Puckett recognized Mrs. Catherine M. Cox with SENATE RESOLUTION NO. 55, agreed to by the Senate, February 22, 2007. This resolution celebrates the life of Catherine M. Cox.

*WHEREAS, Catherine M. Cox, a respected citizen and former member of the Smyth County Board of Supervisors, died on October 14, 2006; and*

*WHEREAS, a lifelong resident of Smyth County, Catherine "Kitty" Cox began her career in education in 1945 at Rich Valley High School and retired in 1991 as a librarian from Chilhowie High School; and*

*WHEREAS, Kitty Cox and her late husband, Owen L. Cox, Sr., opened a Western Auto Store in Saltville in 1956 and operated it together until 1979; and*

*WHEREAS, always very active in her community, Kitty Cox was especially proud of her work in the Democratic Party; in 1998, she received the Grassroots Award from the Democratic Party in Richmond; and*

*WHEREAS, Kitty Cox served on the Smyth County Board of Supervisors from 1995 to 1996 and undertook her responsibilities as supervisor with great dedication and integrity; and*

*WHEREAS, involved with numerous boards and organizations, Kitty Cox was particularly devoted to the Madam Russell Memorial United Methodist Church, the Cancer Research Foundation, and the Museum of the Middle Appalachians, of which she served as president; and*

*WHEREAS, a devoted and loving wife, mother, grandmother, and great-grandmother, Kitty Cox will be fondly remembered for her many outstanding contributions to her community and Smyth County; now, therefore, be it*

*RESOLVED, That the Senate of Virginia hereby note with great sadness the loss of Catherine M. Cox; and, be it*

*RESOLVED FURTHER, That the Clerk of the Senate prepare a copy of this resolution for presentation to the family of Catherine M. Cox as an expression of the respect in which her memory is held by the Senate of Virginia.*

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Senator Puckett presented the resolution to Mr. Jim Cox, the youngest son of Mrs. Cox. He thanked Senator Puckett for the recognition of his mother.

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Upon motion of Mr. Slemp, seconded by Mr. Blevins, and unanimously carried, the minutes of May 8, 24, and 30, 2007 were approved.

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Upon motion of Mr. Blevins, seconded by Mr. Slemp, and unanimously carried, the following appropriations were approved:

General County	\$1,050,000
Allison Gap Sewer Project	\$110,815.78
Department of Social Services (June 13-30, 2007)	\$308,326
(July 1-10, 2007)	\$40,000
Schools      Operating Fund	\$8,465,051

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Upon motion of Mr. Blevins, seconded by Mr. Slemp, and unanimously carried, the accounts payable listing in the amount of \$491,032.71 was approved.

Vote: 6      yea (Dishner, Slemp, Clark, Neitch, Blevins, Perry)  
1      absent (Roberts, out of the room)

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There was no one present to speak for citizen's time.

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**NEW BUSINESS**

Upon motion of Mr. Perry, seconded by Mrs. Neitch, and unanimously carried, the Board approved payments of bills a second time during the month of June.

Vote: 6      yea (Dishner, Slemp, Clark, Neitch, Blevins, Perry)  
1      absent (Roberts, out of the room)

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Upon motion of Mrs. Neitch, seconded by Mr. Slemp, and unanimously carried, the Board approved the legal services agreement for General County, fiscal year 2007-2008 from Gwyn & Tate. The Board approved Mr. Tate's proposal as presented with an increase in the hourly rate from \$105/hour to \$110/hour. This is the final year of the original three (3) year contract.

Gwyn & Tate      \$1,200/month retainer and \$110/hour there after

The Board did not address the legal services contract renewal for the Water and Sewer Department. It was continued until a later time.

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The Board also agreed to continue the appropriation of \$15,120 to pay Wythe County their portion of taxes collected on air craft at the Smyth Wythe Airport for 2006. Mr. Whitmore will check with Wythe County to see if their contribution has been paid.

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Upon motion of Mr. Slemp, seconded by Mr. Dishner, and unanimously carried, the Department of Conservation and Recreation's review of the county's erosions and sediment control ordinance was referred to the Ordinance Committee.

Upon motion of Mr. Perry, seconded by Mr. Slemp, and duly carried, the Board approved the Ordinance Committee's recommendation and amended Title 34 of the Smyth County Code on an emergency basis so that it may be effective July 1, 2007.

*Purpose: Amendment to Title 34 of the Smyth County Code, Finance and Taxation, Article III, Court Costs, §34-77, to impose an additional assessment of costs on criminal and traffic convictions in the courts of Smyth County.*

*The Board of Supervisors herewith adopts this ordinance to amend the Smyth County Code, the following section, which will impose an additional court cost on a conviction in the General District Courts and the Circuit Court of Smyth County, Virginia as outlined hereafter, and make §34-77, with the change set out herein; as follows:*

**DIVISION 4. COST ASSESSMENT FOR COURT SECURITY §34-77**

*(1) The Clerk of each District Court of Smyth County, Virginia, and the Clerk of the Circuit Court of Smyth County, Virginia shall assess and collect an additional sum of Ten Dollars (\$10.00) as a part of the costs in each criminal or traffic case in which the defendant is convicted of a violation of any statute or ordinance.*

*(2) Any funds collected by the Clerk of each of the respective courts shall remit these funds monthly to the Treasurer of Smyth County. The Treasurer shall maintain a separate internal record, and shall provide a means to segregate any funds received by the Treasurer as a result of this ordinance from other funds received by the Treasurer.*

*(3) All funds received by Smyth County, Virginia as a result of this ordinance may be appropriated by the governing body to the Sheriff of Smyth County for the sole purpose of funding courthouse security personnel.*

*(4) An emergency existing, this amended section 34.77, shall be effective July 1, 2007.*

*Secs. 34.78-34.120. Reserved*

*No other changes are being made to TITLE 34, FINANCE AND TAXATION, by this amendment to the Smyth County Code.*

Vote: 6      yea (Dishner, Slemp, Clark, Neitch, Blevins, Perry)  
      1      nay (Roberts)

Upon motion of Mr. Perry, seconded by Mrs. Neitch and with the recommendation of the Surplus Property Committee, the Board unanimously agreed that the following high bids for the surplus property vehicles be accepted:

<u>1993 Chevrolet 4x4</u>		<u>1999 Ford 4x4</u>	
Frank Dunford	\$2,526	Lowe's Garage	\$2,100
<u>1996 Mercury</u>		<u>2000 Ford Crown Victoria</u>	
R & M used Cars	\$352	R & M Used Cars	\$852

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1999 Ford Crown Victoria  
Lowe's Garage \$850

2003 Dodge Intrepid  
Cana Motors \$741

1999 Ford 4x4  
Lowe's Garage \$2,100

2003 Dodge Intrepid  
Cana Motors \$741

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With the recommendation of the Solid Waste Committee, the Board unanimously agreed to accept the bid from Bakers Waste Equipment in the amount of \$11,510 for (2) two 40 yd. compactor containers (including delivery). This appropriation will be funded out of the Convenience Stations repair and maintenance line (#001-042050-3004).

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With the Appointment Committee's recommendation, the Board unanimously re-appointed Sabrina Rose as the parent representative and Penny Dixon as the private provider representative to the Community Policy Management Team (CPMT). Their one year terms will expire June 30, 2008. At the request of Mr. Perry he was removed from the CPMT, there were no other board member nominations made.

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Upon motion of Mr. Perry, seconded by Mr. Blevins, and unanimously carried, the Board re-appointed Mr. Harold Slemp to the Downtown Revitalization Committee. His one year term will expire June 30, 2008.

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With the recommendation of the Appointment Committee, the Board duly approved the following appointment. Mr. Williams' one year term will expire June 30, 2008.

Upper Tennessee River Roundtable's Trash and Tourism Committee  
Clegg Williams

The committee recommended that the reappointment of Mrs. Nikki Wyatt not be renewed to the Upper Tennessee River Roundtable's Trash and Tourism Committee due to the lack of her attendance of meetings and two members from the County is not necessary.

Vote: 6 yea (Dishner, Slemp, Clark, Neitch, Blevins, Perry)  
1 nay (Roberts)

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With the Appointment Committee's recommendation, the Board duly appointed Mr. James "Bo" Bonham to the Virginia Highlands Community College Board. His four (4) year term will begin July 1, 2007 and will expire June 30, 2011.

Vote: 6 yea (Dishner, Slemp, Clark, Neitch, Blevins, Perry)  
1 nay (Roberts)

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Upon motion of Mr. Roberts, seconded by Mrs. Neitch, and unanimously carried, BE IT RESOLVED that the Smyth County Board of Supervisors hereby thanks Mr. James Schwartz for his public service to Smyth County as one of its representatives on

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the Virginia Highlands Community College Board. His interest and dedication to education has had a positive impact on many from this county who attend VHCC.

Upon motion of Mr. Slemp, seconded by Mr. Blevins, and unanimously carried, the Board re-appointed Mr. Marvin Craig to the Smyth County Industrial Development Authority as the Atkins District representative. Mr. Craig's next four (4) year term will expire June 30, 2011.

Upon motion of Mr. Dishner, seconded by Mr. Blevins, the Board appointed Mr. Larry Davis to the Smyth County Industrial Development Authority as the Park District representative. Mr. Davis' four (4) year term will begin July 1, 2007 and expire June 30, 2011. Mr. Davis will take the place of Mr. Robert Guy whose term expires June 30,

2007.           Vote: 6       yea (Roberts, Dishner, Slemp, Clark, Neitch, Blevins)  
                      1       abstention (Perry)

Upon motion of Mr. Dishner, seconded by Mr. Blevins, and unanimously carried, BE IT RESOLVED that the Smyth County Board of Supervisors hereby thanks Mr. Robert Guy for his 19 years of public service on the Smyth County Industrial Development Authority, as the Park District representative. His interest in and dedication to economic development has had a positive impact on growth of the county.

                  Vote: 6       yea (Roberts, Dishner, Slemp, Clark, Neitch, Blevins)  
                      1       abstention (Perry)

Upon motion of Mr. Slemp, seconded by Mrs. Neitch, and unanimously carried, the Board appointed Ms. Sue Waddell to the Smyth County Department of Social Services Board as the Atkins District representative. She will be completing the term of the previous Atkins representative who resigned. The partial term will expire March 12, 2009.

Upon motion of Mr. Slemp, seconded by Mr. Perry, and unanimously carried, BE IT RESOLVED that the Smyth County Board of Supervisors hereby thanks the VFW POST 4667 of Marion for its service to the community. The Board recognizes this organization for the outstanding time and effort put into this year's 2007 Memorial Day Celebration. This was one to remember and the Board of Supervisors extends its gratitude to each of the VFW POST 4667 members.

Upon motion of Mr. Roberts, seconded by Mr. Slemp, and unanimously carried,

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the Board agreed to waive the 30 day notice for the Davis Valley Winery as required by the County code, for festival permits.

Upon motion of Mr. Slemp, seconded by Mr. Perry, and unanimously carried, the Board approved festival permits for the Davis Valley Winery for the following dates:

- Saturday, June 9, 2007 \*on the same application
- Saturday, July 21, 2007 \*on the same application
- Saturday, August 4, 2007
- June 28, 29, 30, 2007 (Thursday, Friday, Saturday)

The Board stated that the Winery should be more aware of the 30 day notice which is required by the Smyth County Code for any future festival permits.

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Steve Buston of the Virginia Department of Transportation briefed the Board on two bridges that have been under construction. Route 624 bridge is complete and is open. The Route 601 bridge in Sugar Grove is complete and VDOT is waiting for the guardrail contractor before they can open the bridge.

Mr. Buston informed the Board that they have received the final numbers for the secondary six year plan which will be applied to the priority list of projects the Board has already approved.

Then, Mr. Buston briefly discussed with the Board the current construction on bridges in Adwolfe over I-81 and at exit 44 over I-81.

Finally, Mr. Buston updated the Board on the Route 622, Nicks Creek Road projects. The middle and Route 16 end remains to be completed. Forest Highway Funds has been secured and should go out for bid in early fall for the Route 16 end of the project.

Mr. Robert Hurt returned, accepted, and briefly discussed maintenance concerns with Board members.

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Upon motion of Mr. Blevins, seconded by Mr. Roberts, and unanimously carried, the Board approved the recommendation from the Planning Commission to grant an application submitted by Bill Rush, on behalf of owners Berry Enterprises, for an amendment to the zoning map. The amendment is located on Loves Mill Road and is approximately 13 acres. It is currently zoned Agricultural/Rural and is recommended to be rezoned to Residential. The property is identified as a portion of Tax Map No. 65-A-44.

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Mr. Slemp invited the Board to help serve food at the up coming Friday's lunch on the lawn at the Courthouse hosted by the Marion Downtown Revitalization.

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**OLD BUSINESS**

1. Collection of delinquent taxes (8-10-04).

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Mr. Carter updated the Board on the condensed list of delinquent taxes. A brief discussion was held on how the list can be presented in the local newspaper. The staff was asked to get prices on different options.

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).

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Mr. Tate informed the Board that the 400 page draft has been received and will be reviewed by the staff in the near future.

5. Ordinance Committee recommendation to merge the manufactured home ordinance into the zoning ordinance as proposed in the zoning amendments present 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. VDH - County partnership for generator (3-13-2007).

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Mr. Carter stated that bids will be received for this generator June 22, 2007.

9. Wings Air Rescue request for letter of endorsement to operate within the County (5-8-2007).

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Mr. Tate updated the Board that he has been in contact with the attorney for Wings Air Rescue and he is currently awaiting their Certificate of Authority to operate in Virginia.

10. Invoice from the current auditors for work conducted beyond the original contract (5-30-2007).

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Upon motion of Mr. Slemp, seconded by Mrs. Neitch, and duly carried, the Board appropriated \$47,825 to pay the auditing firm of Brown, Edwards, & Company for past due expenses and work conducted beyond the original contract. Funds will be appropriated from the following line items:

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- 001-012080-3002 County Administration Professional Services \$39,825
- 001-081030-3002 Industrial Development Authority Professional Services \$2,000
- 501-085010-3002 Water and Sewer Audit Fees \$6,000

Vote: 6 yea (Roberts, Clark, Slemp, Blevins, Neitch)  
1 nay (Perry)

Upon motion of Mrs. Neitch, seconded by Mr. Blevins, and unanimously carried, the Board agreed to remove item number 10 from old business.

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**CLOSED SESSION**

Upon motion of Mrs. Neitch, seconded by Mr. Dishner, and unanimously carried, at 2:42 p.m., the Board agreed to enter into closed session as allowed by the Code of Virginia, Section 2.2-3711 (A)

- (3) Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body.
- (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.

Vote: 7 yea  
0 nay

At 3:47 p.m. the Chairman ended the closed session.

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Upon motion of Mr. Slemp, seconded by Mr. Dishner, BE IT RESOLVED that the Smyth County Board of Supervisors unanimously adopts the following resolution:

WHEREAS, the Smyth County Board of Supervisors has convened in a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by the Smyth County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Smyth County Board of

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Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Smyth County Board of Supervisors.

Vote: 7     yea  
      0     nay

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Mr. Dishner informed the Board that the Destination Imagination team the Board donated funds to, placed 8th at the national level.

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Upon motion of Mr. Roberts, seconded by Mr. Slemp, and unanimously carried, the Board appropriated \$170,000 from the IDA's Industrial Site Acquisition & Development (#001-081030-7019) to pay to Smyth-Washington Regional Industrial Facilities Authority. This is Smyth County's portion to match the Governor's Opportunity Fund Grant and the Tobacco Regional Opportunity Fund Grant on the Gates Corporation at Highlands Business Park.

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**MEETING CONTINUED**

At approximately 3:50 p.m., the Chairman continued the meeting until Thursday, June 14, 2007 at 6:00 p.m. for the public hearing on the fiscal year 2007-2008 county budget and any other issues that may arise.

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C.C. Clark, Jr., Chairman



**Virginia:** At a continued meeting of the Smyth County Board of Supervisors held at the County Office Building on Thursday, June 14, 2007, at 6:00 p.m.

**Board Members Present:** Mr. Charlie Clark, Chairman  
Mrs. Darlene Neitch  
Mr. Wade Blevins  
Mr. Todd Dishner  
Mr. Harold Slemp

**Board Members Absent:** Mr. Michael Roberts  
Mr. Marvin Perry

**Staff Members Present:** Mr. Ed Whitmore  
Mrs. Amber Johnson  
Mr. Scott Simpson  
Mr. Charlie Atkins  
Mr. John Tate  
Mrs. Sally Morgan

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At 6:00 p.m. the Chairman called the public hearing to order. Mr. Whitmore read the following advertisement as placed in the Smyth County News and Messenger on Wednesday, June 6, 2007.

**NOTICE OF PUBLIC HEARING  
ON THE PROPOSED SMYTH COUNTY BUDGET  
FOR FISCAL YEAR  
July 1, 2007 – June 30, 2008**

*The budget synopsis is prepared and published for informative and fiscal planning purposes only. The inclusion in the budget for any item does not constitute an obligation or commitment on the part of the Board of Supervisors of this County to appropriate any funds for that item or purpose, except as it relates to the budget for the Smyth County School Board, which is governed by §22.1-93, et. seq.*

*The budget has been prepared on the basis of estimates and requests submitted to the Board of Supervisors by several offices and department heads of this County. There is no allocation or designation of any funds for this County for any purpose until there has been an appropriation for that purpose by the Board of Supervisors.*

*A hearing will be conducted by the Board of Supervisors on the budget for the informative and planning purpose in the Board of Supervisors meeting room, 121 Bagley Circle, Smyth County Office Building on June 14, 2007, at 6:00 p.m., at which time any citizen of the County shall have the right to attend and subject to the Rules and Procedures of the Board of Supervisors state his or her views. The budget is for informative and fiscal planning purposes and will not be approved, adopted or ratified by the Board of Supervisors on June 14, 2007.*

*By order of the Smyth County Board of Supervisors  
Edwin B.J. Whitmore, III, County Administrator*

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The reading of the rules was forgone due to the fact that there were no citizens present to speak.

Mrs. Neitch read an email submitted by Mr. Earl McClure to Mr. Mike Carter. She also read Mr. Carter's response to Mr. McClure.

The Board briefly discussed funds in the budget and funds removed from the proposed budget. Such as three water projects, Dix Well, Whitetop/Big Tree and Lucky Lane. Mr. Blevins, Mrs. Neitch, Mr. Slemp, and Mr. Dishner expressed their concerns and the need for these projects to remain in the budget. Mr. Simpson also aided in the water projects conversation.

Mr. Tate who had just returned from a S.W.I.F.A meeting stated that they would be requesting more funds in the upcoming year.

The Chairman closed the hearing at approximately 6:07 p.m.

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**CLOSED SESSION**

Upon motion of Mr. Slemp, seconded by Mr. Dishner, and unanimously carried, at 6:24 p.m., the Board agreed to enter into closed session as allowed by the Code of Virginia, Section 2.2-3711 (A) (5) for report on business prospect (s) not previously announced publicly and (7) for consultation with legal counsel on actual or probable litigation.

Vote: 5      yea  
      2      absent (Roberts, Perry)

At 6:57 p.m. the Chairman ended the closed session.

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Upon motion of Mr. Slemp, seconded by Mr. Dishner, BE IT RESOLVED that the Smyth County Board of Supervisors unanimously adopts the following resolution:

WHEREAS, the Smyth County Board of Supervisors has convened in a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by the Smyth County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Smyth County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only

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public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Smyth County Board of Supervisors.

Vote: 5      yea  
      2      absent (Roberts, Perry)

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The Board briefly discussed the tax levies for the upcoming year, which the Budget Committee recommended they remain as is. The Board agreed to vote on those on Thursday, June 28, 2007 at 7:00 p.m. The fiscal year 2007-2008 general county budget will also be voted on at that time. Notice of the tax levies will be advertised in the Smyth County News and Messenger on Wednesday, June 20, 2007.

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At 7:15 p.m., upon motion of Mrs. Neitch, seconded by Mr. Blevins, the Board continued the meeting until Thursday, June 28, 2007 at 7:00 p.m. to vote on the fiscal year 2007-2008 county budget, tax levies, and any other issues that may arise.

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C.C. Clark, Jr., Chairman





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1)	Bryan Stokes	2 cattle	by dogs	\$800 (code only allows up to \$400 each on cows)
2)	Rachel Fortune	6 rabbits	unknown	\$60 (extension office advised value)
3)	Seth Heath	1 calf	by dogs	\$400 (code only allows up to \$400 each on cows)
4)	J.S. Staley	1 calf	by coyotes	\$150 (extension office advised value)
5)	J.S. Staley	1 calf	by coyotes	\$175 (extension office advised value)
6)	J.S. Staley	1 calf	by coyotes	\$175 (extension office advised value)
				<u>TOTAL</u> <b>\$1760</b>

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Upon motion of Mr. Blevins, seconded by Mr. Slemp, and unanimously carried, the Board approved the accounts payable listing in the amount of \$447,957.76 (second billing).

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Upon motion of Mr. Roberts, seconded by Mrs. Neitch, and unanimously carried, the Board agreed to implement the Assign-A-Highway program as suggested below by the Zoning Administrator. Funds are included in the fiscal year 2007-2008 budget adopted later in this meeting.

- The building/zoning department would be a logical department to implement and administer the program. Foundation for the program (an administrator, support staff, and inspectors in the field) is already in place.
- Mr. Williams felt the program should start small (around 25 probationers). Should the program grow, a new part-time or perhaps full time position may need to be added to handle the total number of probationers Smyth County typically produces (approximately 400).
- As far as a budget for the program, Mr. Williams recommended that for our additional responsibilities he receive an additional \$1,000/year as the administrator, the administrative assistants receive an additional \$550/year, the two inspectors receive an additional \$250/year and that Manuel Street receive an additional \$200/year for his role is creating the assigned road sections in ArcView. In addition to the personnel costs, he requested an additional \$200 for office supplies.

For \$3,000 per year, he felt that a small scale Assign-A-Highway program could run with existing staff. It could be revisited in the future if the need for additional staff arises, as the program progresses.

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The Board considered a request from the Smyth Wythe Airport Commission to reduce the value of the 2003 Dodge Intrepid to \$741. This sum is the value of the highest bid received for the same type automobiles recently declared surplus property. The Board originally decided to decrease the Airport's budget request in the amount of the Kelly Blue Book value (\$2,200) of the vehicle.

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After discussion, upon motion of Mr. Roberts, seconded by Mrs. Neitch, and duly carried, the Board would deny their request and instead donate the 2003 Dodge Intrepid to the Airport Commission and approve the Commission's entire budget request in the amount of \$16,325.

Vote: 6 yea (Roberts, Dishner, Slemp, Clark, Neitch, Blevins)  
1 nay (Perry)

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The Board then began their discussions on the proposed fiscal year 2007-2008 budget.

They first considered a request from Smyth-Washington Regional Industrial Facilities Authority (SWIFA) that their budget be increased in the amount of \$200,000.

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**CLOSED SESSION**

Upon motion of Mrs. Neitch, seconded by Mr. Roberts, and unanimously carried, at 7:38 p.m., the Board agreed to enter into closed session as allowed by the Code of Virginia, Section 2.2-3711 (A) (5) for report on business prospect (s) not previously announced publicly.

Vote: 7 yea  
0 nay

At 8:05 p.m. the Chairman ended the closed session.

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Upon motion of Mr. Slemp, seconded by Mr. Perry, BE IT RESOLVED that the Smyth County Board of Supervisors unanimously adopts the following resolution:

WHEREAS, the Smyth County Board of Supervisors has convened in a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by the Smyth County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Smyth County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Smyth County Board of

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Supervisors.

Vote: 7      yea  
      0      nay

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Upon motion of Mr. Perry, seconded by Mr. Slemp, and unanimously carried, the Board approved the SWIFA budget increase request in the amount of \$200,000. This increase will be incorporated into the IDA budget, Smyth-Washington Industrial Park (#001-081030-8888-2).

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Further discussion followed concerning the proposed budget.

Upon motion of Mr. Blevins, seconded by Mr. Dishner, and duly carried the following water projects were added to the proposed budget which comes to a total of \$640,000.

- Dix Well #2
- White Top/Big Tree
- Lucky Lane
- Kent Street
- Exit 44, under I-81

Vote: 6      yea (Roberts, Dishner, Slemp, Clark, Neitch, Blevins)  
      1      nay (Perry)

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Upon motion of Mr. Perry, seconded by Mr. Roberts, and unanimously carried, the Board adopted the fiscal year 2007-2008 budget with the above incorporated changes, totaling \$80,294,450.

During discussion Mrs. Neitch mentioned funding for the Smyth County Celebration.

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Upon motion of Mr. Perry, seconded by Mr. Blevins, and unanimously carried the Board approved a Real Estate levy on all taxable real estate located in Smyth County, Virginia, including equalized real estate, where applicable, a unit levy of \$.63 per \$100.00 of assessed valuation; Tax on tangible personal property and the tangible personal property of service corporation, except rolling stock of corporations operating railroads, a unit levy of \$2.25 per \$100.00 of assessed valuation; Machinery & Tools \$1.20 per \$100.00 of assessed valuation; Tax on Category 23 items (trucks used in Interstate Commerce over 10,000 pounds) a unit levy of \$1.20 per \$100.00 of assessed valuation; Tax on Merchants Capitol a unit levy of \$.40 per \$100.00 of assessed valuation.

**6-28-2007**

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Upon motion of Mr. Perry, seconded by Mr. Blevins, and unanimously carried, the Board continued the next item of business, collection of delinquent taxes (old business), until the next regular meeting.

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Mr. Atkins informed the Board that the relief for qualifying vehicles under the Personal Property Tax Relief Act (PPTRA) needs to be set for fiscal year 2007-2008.

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Mr. Slemp thanked Mr. Perry and Mr. Clark for their work with SWIFA.

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This meeting was adjourned by the Chairman at approximately 8:35 p.m.

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C.C. Clark, Jr., Chairman

