

Grayson County Board of Supervisors
Special Called Meeting
July 25, 2022

Members attending in person: Michael S. Hash, John S. Fant, Kenneth R. Belton, R., and Tracy A. Anderson.

Members absent: R. Brantley Ivey

Staff attending in person: William L. Shepley, Mitchell L. Smith, and Linda C. Osborne

IN RE: OPENING BUSINESS

Supervisor Anderson made the motion to approve the agenda/consent agenda; duly seconded by Supervisor Fant. Motion carried 4-0.

IN RE: PUBLIC HEARING

- Public Hearing on proposed ordinance to create a new class of personal property for tax purposes and to declare a surplus and credit/refund of such surplus funds to the taxpayers.

Mr. Larry Bolt, Commissioner of Revenue, noted that the next step to make everything legal to proceed is a public hearing and adopting the ordinance due to the new law that went into effect on July 1, 2022 in order to proceed with the surplus refund of 28.5%. New bills are projected to be mailed out the first week in August 2022 with a due date of September 2, 2022. Mr. Bolt reminded the Board that the refund will depend on the value of the vehicle.

Supervisor Fant made the motion to open the public hearing; duly seconded by Supervisor Anderson. Motion carried 4-0. Since no one signed up to speak, Supervisor Fant made the motion to close the public hearing; duly seconded by Supervisor Anderson. Motion carried 4-0.

IN RE: NEW BUSINESS

- Ordinance – Establishing and segregating Certain Types of Personal Property as a Separate Classification for Taxation Purposes Pursuant to Virginia Code §58.1-3506 and Declaring a Surplus with Regard to Such Property and Establishing a Method for Returning Such Surplus Funds for Tax Year 2023. Supervisor Anderson made the motion to suspend the reading of the Ordinance (listed below) and approve the Ordinance; duly seconded by Supervisor Fant. Roll call vote as

follows: Tracy A. Anderson – aye; John S. Fant – aye; Kenneth R. Belton – aye; Michael S. Hash – aye. Motion carried 4-0.

AN ORDINANCE ESTABLISHING AND SEGREGATING CERTAIN TYPES OF PERSONAL PROPERTY AS A SEPARATE CLASSIFICATION FOR TAXATION PURPOSES PURSUANT TO VIRGINIA CODE § 58.1-3506 AND DECLARING A SURPLUS WITH REGARD TO SUCH PROPERTY AND ESTABLISHING A METHOD FOR RETURNING SUCH SURPLUS FUNDS FOR TAX YEAR 2022

WHEREAS, the General Assembly of Virginia recently enacted HB 1239, amending § 58.1-3506 of the Code of Virginia to enable localities to establish certain types of personal property as a separate classification for local taxation purposes; and,

WHEREAS, the General Assembly of Virginia recently enacted HB 267, amending § 15.2-2511.1 of the Code of Virginia to enable localities to develop a method for returning surplus personal property tax revenues to taxpayers for any year in which the locality reports a surplus; and,

WHEREAS, the Board of Supervisors of Grayson County, Virginia (the "Board") recognizes the hardships imposed on the citizens of the County as a result of the lingering effects of the COVID-19 pandemic, supply chain disruptions and high levels of inflation, and by resolution duly adopted has extended the payment deadline for certain local taxes; and,

WHEREAS, the Board recognizes that due to supply chain disruptions and inflation, the values of certain items of personal property, including motor vehicles, have experienced unexpected increases in market values of approximately 28.5% over amounts originally assumed and budgeted by the County; and,

WHEREAS, the Board is advised that as a result of inflationary pressures, the County will realize a surplus in revenues over the budgeted amount for tax year 2022 for certain items of personal property, including vehicles, and wishes to establish a method to return such surplus revenues to taxpayers; and

WHEREAS, the Board wishes to separately assess for taxation certain types of personal property; and,

WHEREAS, after due notice and advertisement to the public, the Board has determined to establish a separate classification of personal property as set forth herein.

NOW, THEREFORE, BE IT ORDAINED that by the Grayson County Board of Supervisors that the items of property set forth below are declared to be a separate class of property and shall constitute a classification for local taxation within the County separate from other classifications of tangible personal property taxed by the County, and such items shall be subject to a separate rate of taxation, such rate to be fixed by resolution of the Board in accordance with generally-applicable law:

- A. Automobiles as described in subdivision A 3 of § 58.1-3503;
- B. Trucks of less than two tons as described in subdivision A 4 of § 58.1-3503;
- C. Trucks and other vehicles as described in subdivision A 5 of § 58.1-3503;

- D. Motor vehicles with specially designed equipment for use by the handicapped as described in subdivision A 9 of § 58.1-3503; and
- E. Motorcycles, mopeds, all-terrain vehicles, off-road motorcycles, campers, and other recreational vehicles as described in subdivision A 10 of § 58.1-3503.

IT IS FURTHER ORDAINED that the class of personal property identified herein in items A through E shall together be taxed for the 2023 taxable year and succeeding years at such rate as the Board may determine by resolution, or as otherwise provided by law.

IT IS FURTHER ORDAINED that for the 2022 tax year, 28.5% of the taxes assessed upon the class of personal property identified herein in items A through E is hereby declared surplus, and the Board adopts the following method for returning such surplus funds to the taxpayers:

1) For taxpayers who have already paid in full the taxes assessed for tax year 2022, the Treasurer of Grayson County, Virginia is hereby authorized to refund an amount equal to 28.5% of the taxes paid in full on any items of personal property identified in items A through E herein, provided that such taxpayer has no outstanding past due taxes of any nature owed to the County, including real or personal property taxes, penalty and interest. In such event, the Treasurer is hereby authorized to deduct from any refund an amount equal to the outstanding taxes, penalty and interest and credit such amount to the outstanding indebtedness.

2) For taxpayers who have not already paid in full the taxes assessed for tax year 2022, the Treasurer of Grayson County, Virginia is hereby authorized to accept as payment in full the amount shown on the taxpayer's tax bill for any items identified in items A through E herein, less 28.5%. The receipt for such tax payment shall reflect the total amount of tax assessed for such items, the actual amount paid by the taxpayer, and the credit of 28.5%, reflecting each component of the satisfied tax bill.

This ordinance shall take effect immediately upon adoption.

This Ordinance was duly adopted this 25th day of July, 2022

Member	Vote
Michael S. Hash	Aye
John S. Fant	Aye
Kenneth R. Belton	Aye
R. Brantley Ivey	Absent
Tracy A. Anderson	Aye

I HEREBY ATTEST THAT THIS IS A TRUE AND ACCURATE COPY OF THE FOREGOING ORDINANCE.

William L. Shepley, Clerk
Grayson County Board of Supervisors

IN RE: APPOINTMENTS

Appoint Interim County Administrator effect August 1, 2022

Supervisor Fant made the motion to appoint Mr. Mitchell L. Smith; duly seconded by Supervisor Anderson. Motion carried 4-0.

IN RE: ADJOURN MEETING

Supervisor Fant made the motion to adjourn; duly seconded by Supervisor Belton. Motion carried 4-0.