V I R G I N I A:

At a recessed meeting of the Washington County Board of Supervisors held Tuesday, September 27, 1994, at 6:00 p.m., at the County Administration Building in Abingdon, Virginia, the following were present:

PRESENT:

James T. Osborne, Chairman
Dulcie M. Mumpower, Vice Chairman (Arrived at 6:05 p.m.)
Kenneth G. Mathews
Bobby D. Ingle
Joe W. Derting
Maurice H. Parris
Jackson Barker, Jr. (Arrived at conclusion of Executive Session)

Bruce E. Bentley, County Administrator
Barry Proctor, Interim County Attorney
Sandra M. Hatfield, CPS, Executive Secretary

ABSENT:

Mark W. Seamon, Director of Accounting

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1. Call Recessed Meeting to Order

The recessed meeting was called to order by Mr. James T. Osborne, Chairman of the Board.

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2. Executive Session pursuant to Section 2.1-344(A)(1) of the 1950 Code of Virginia, as amended, in order to discuss personnel, specifically candidates for the County Attorney position.

On motion of Mr. Ingle, second by Mr. Derting, it was resolved to go into executive session pursuant to Section 2.1-344(A)(1) of the 1950 Code of Virginia, as amended, in order to discuss personnel, specifically candidates for the County Attorney position.

The vote on this motion was as follows (5-0):

Mr. Mathews	Aye	Mr. Ingle	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye		

The County Administrator and the County Attorney were invited into the executive session.

(Mrs. Mumpower arrived at 6:05 p.m. after executive session began.)

On motion of Mr. Parris, second by Mr. Ingle, it was resolved to come out of executive session and proceed with business at hand in public as required by law.

The vote on this motion was as follows (6-0):

Mr. Mathews	Aye	Mr. Ingle	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mrs. Mumpower	Aye

On motion of Mr. Derting, second by Mrs. Mumpower, it was resolved to adopt the following certification:

WHEREAS, the Washington County Board of Supervisors has convened an executive 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, 2.1-344.1 of the Code of Virginia requires a certification by the Washington County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Washington 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 executive meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion of convening the executive meeting were heard, discussed or considered by the Washington County Board of Supervisors.

The vote on this motion was as follows (6-0):

Mr. Mathews	Aye	Mr. Ingle	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mrs. Mumpower	Aye

Mr. Barker arrived as the Board of Supervisors adopted the executive session certification. He did not participate in the Board of Supervisors' executive session meeting, their discussions, or the adoption of the executive session certification for the reason that he was absent and on military assignment while the County Attorney interviews were conducted.

On motion of Mr. Ingle, second by Mrs. Mumpower, it was resolved that the Board of Supervisors make an employment offer to Mr. Joe B. Lyle to fill the vacancy for the County Attorney position at the annual salary of $46,000.00

The vote on this motion was as follows (6-0-1):

Mr. Mathews	Aye	Mr. Ingle	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Abstain
Mrs. Mumpower	Aye				

Mr. Barker abstained for the reason that he was not present during executive session discussions on candidates for the County Attorney position for the reason that he was absent and on military assignment while the County Attorney interviews were conducted.

****

3. Adjournment

On motion of Mr. Parris, second by Mr. Derting, it was resolved to adjourn the meeting.

The vote on this motion was as follows (7-0):

Mr. Mathews	Aye	Mr. Ingle	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye
Mrs. Mumpower	Aye				

_____

James T. Osborne, Chairman

V I R G I N I A:

At a regular meeting of the Washington County Board of Supervisors held Tuesday, September 27, 1994, at 7:00 p.m., at the County Administration Building in Abingdon, Virginia, the following were present:

PRESENT:

James T. Osborne, Chairman
Dulcie M. Mumpower, Vice Chairman
Kenneth G. Mathews
Bobby D. Ingle
Joe W. Derting
Maurice H. Parris
Jackson Barker, Jr.

Bruce E. Bentley, County Administrator
Barry Proctor, Interim County Attorney
Mark W. Seamon, Director of Accounting
Sandra M. Hatfield, CPS, Executive Secretary

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1. Call to Order

The regular meeting was called to order by Mr. James T. Osborne, Chairman of the Board who welcomed everyone in attendance.

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2. Invocation and Pledge of Allegiance - Jackson Barker, Jr.

Mr. Jackson Barker, Jr. gave the Invocation and led in the Pledge of Allegiance.

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3. Approval of Agenda

On motion of Mrs. Mumpower, second by Mr. Barker, it was resolved to approve the Agenda with the following addition:

8.a Discussion of Potential "Trail Project", Tyler Magisterial Dis-District.

The vote on this motion was as follows (7-0):

Mr. Mathews	Aye	Mr. Ingle	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye
Mrs. Mumpower	Aye				

During discussion of Agenda approval, Mr. Patrick Mannix spoke from the podium. Mr. Osborne informed Mr. Mannix that the Agenda is approved by the

Board of Supervisors, stated he was disrupting the meeting and asked him to return to his seat. Mr. Mannix refused to stop speaking or to return to his seat. Mr. Osborne asked the Sheriff's Deputies to remove Mr. Mannix from the building for the remainder of the meeting. The deputies did so.

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4. Approval of Minutes:

The following action was taken on approval of Minutes:

:: Recessed Meeting of September 10, 1994

On motion Mr. Derting, second by Mr. Parris, it was resolved to approve the minutes of the recessed meeting of September 10, 1994 as written.

The vote on this motion was as follows (6-0-1):

Mr. Mathews	Aye	Mr. Ingle	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Abstain
Mrs. Mumpower	Aye				

Mr. Barker abstained for the reason he was on military assignment and absent from the meeting on September 10, 1994.

*****

:: Recessed Meeting of September 13, 1994

On motion of Mr. Ingle, second by Mr. Derting, it was resolved to approve the minutes of the recessed meeting of September 13, 1994 as written.

The vote on this motion was as follows (6-0-1):

Mr. Mathews	Aye	Mr. Ingle	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Abstain
Mrs. Mumpower	Aye				

Mr. Barker abstained for the reason he was on military assignment and absent from the recessed meeting on September 13, 1994.

*****

:: Regular Meeting of September 13, 1994

On motion of Mrs. Mumpower, second by Mr. Derting, it was resolved to approve the minutes of the regular meeting of September 13, 1994 as written.

The vote on this motion was as follows (6-0-1):

Mr. Mathews	Aye	Mr. Ingle	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Abstain
Mrs. Mumpower	Aye				

Mr. Barker abstained for the reason he was on military assignment and absent from the regular meeting on September 13, 1994.

****

5. Request for Special Use Permit: Town of Abingdon for Dan Sullivan: Request for a Special Use Permit for land application of stabilized municipal biosolids to farm land located on the North side of State Route 605 near the intersection of Routes 605/758 in an A-1 (Agricultural, Limited) zone, Taylor Magisterial District.

Mr. Osborne announced that the Request for Special Use Permit is not on the agenda as a public hearing.

Mr. Ingle stated he requested the special use permit be placed on the agenda for the reason the September 13, 1994 vote on this matter ended in a deadlock, and the County needs to give direction to Town officials regarding resolution of land application of sludge on the Dan Sullivan property.

County Attorney Barry Proctor provided a legal interpretation of Virginia Code Section 15.1-540 in order to clarify the Board of Supervisors' September 13, 1994 tie vote on the motion to deny a special use permit for land application of stabilized municipal biosolids to Dan Sullivan's farm land.

On motion of Mr. Parris, second by Mrs. Mumpower, it was resolved to follow the recommendation of the Planning Commission and deny request for Special Use Permit to the Town of Abingdon for Dan Sullivan for land application of stabilized municipal biosolids to farm land located on the North side of State Route 605 near the intersection of Routes 605/758 in an A-1 (Agricultural, Limited) zone, Taylor Magisterial District

During discussion of the motion, Mr. Mathews reminded the Supervisors of the ordinance they adopted allowing for land application of sludge. He commented on the Industrial Parks that are creating sludge and expressed concern the County is jeopardizing future development in the Industrial Park, the Emory/Meadowview sewer project and the people in Washington County that have septic tanks. He urged the Supervisors to give serious thought to their actions.

The vote on this motion was as follows (4-3):

Mr. Mathews	Nay	Mr. Ingle	Nay	Mr. Derting	Nay
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye
Mrs. Mumpower	Aye				

****

6. Public Hearing to consider request from Advanced Care Ambulance, Charles T. Proffitt, President, for a private ambulance service permit to service all of Washington County, VA

Mr. Osborne invited comments both in support of and in opposition to the request from Advanced Care Ambulance for a private ambulance permit.

Charles T. Proffitt addressed the Supervisors commenting that he will be operating a private basic and advanced life support ambulance service in Washington County. He responded to questions from the Board on his qualifications, the business operation, the number of vehicles, and the areas to be serviced.

Emmitt Yeary representing Abingdon Ambulance and Convalescent Service, addressed the Supervisors concerning Mr. Proffitt's request for a permit to operate a private ambulance service in Washington County. He expressed his view that Washington County is being served adequately, and referred to and commented on the numerous volunteer rescue squads and two private ambulance providers presently serving Washington County. He called attention to the County ordinance pointing out that Mr. Proffitt must show Washington County is not being served efficiently. He stated Mr. Proffitt has not provided any evidence to that effect. He explained the purpose for the ordinance is to ensure Washington County does not dilute its emergency services by being over serviced with providers. Mr. Yeary stated he received late notice of the meeting and had insufficient time to prepare his comments on the permit. He requested permission for the public hearing on the permit be postponed to another date.

Mr. Proffitt returned to the podium to further explain his request for a permit to provide a private convalescent transport service, commenting he is in the process of obtaining his state licence.

There being no further comments, Mr. Osborne declared the public hearing closed.

Discussion among Supervisors ensued with Mr. Proctor providing a legal interpretation of the words "need" and "effectively" contained in Chapter 2.1, Ambulance, Emergency or Rescue Services, Washington County Code. He advised that in considering Mr. Proffitt's request for a permit, the Board could inquire into specific services to be provided, the cost factor to the citizens, competition for the service, availability of service, specific service area, level of expertise of personnel, and type of equipment the technicians will use.

On motion of Mr. Ingle, second by Mr. Parris, it was resolved to table consideration of request from Charles T. Proffitt, President, Advance Care Ambulance, for a permit to provide private ambulance service in Washington County, Virginia, and to readvertise the continuance of the public hearing to Tuesday, November 8, 1994.

The vote on this motion was as follows (7-0):

Mr. Mathews	Aye	Mr. Ingle	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye
Mrs. Mumpower	Aye				

****

7. Disposition of Letter of Conditions for the Washington County Health Department Building

On motion of Mr. Barker, second by Mr. Mathews, it was resolved to formally withdraw the County's application for financial assistance from the Farmers Home Administration on the Washington County Health Center Project and thus recognize Johnson Memorial Hospital as the buyer of the Johnson Memorial Clinic property.

The vote on this motion was as follows (3-2-2):

Mr. Mathews	Aye	Mr. Ingle	Nay	Mr. Derting	Nay
Mr. Osborne	Aye	Mr. Parris	Abstain	Mr. Barker	Aye
Mrs. Mumpower	Abstain				

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8. Child Day Care Grant/Approp. (K. Gifford, Office on Youth)

On motion of Mr. Barker, second by Mr. Derting, it was resolved to approve appropriation of grant in the amount of $1,000 from Virginia Council on Child Day Care and Early Childhood Programs to the Office on Youth Budget as follows: $500.00 in Account 5210; $500.00 in Account 6001.

The vote on this motion was as follows (7-0):

Mr. Mathews	Aye	Mr. Ingle	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye
Mrs. Mumpower	Aye				

*****

8.a Discussion of Potential "Trail Project", Tyler Magisterial Dis-District

Mr. Barker reported he has been contacted by constituents in his District raising a question of the status of the Rails to Trails Project in the Tyler Magisterial District. Mr. Barker referred to the Board of Supervisors action of February 10, 1992 at which time they adopted a resolution setting forth conditions for the development of the Trail.

Mr. Barker introduced several constituents in the audience from the Tyler District who are directly affected by the proposed trail project.

Mr. Barker affirmed the Board of Supervisors has taken no subsequent action on the protential Trail Project.

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9. Regional Procurement for Property Appraisal Services Reassessment/Request for Proposals

Board Members received a communication from Mount Rogers Planning District Commission concerning the regional procurement for property appraisal services reassessment. Accompanying the communication was a regional Request For Proposals for a firm to do the next reassessment. Discussion ensued over a question of Washington County Assessors conducting property reassessments or joining in with the coalition of counties in the Mount Rogers Planning District who chose to have the property reassessments performed on a regional basis.

On motion of Mr. Mathews, second by Mr. Ingle, it was resolved to table discussion of Regional Procurement for Property Appraisal Services Reassess ment/Request for Proposals until October 11, 1994, and further it was resolved to invite Treasurer Fred Parker and Commissioner of Revenue Melvin Ritchie to attend this meeting to offer their advice and expertise.

The vote on this motion was as follows (7-0):

Mr. Mathews	Aye	Mr. Ingle	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye
Mrs. Mumpower	Aye				

****

10. Recess

On motion of Mr. Parris, second by Mr. Derting, it was resolved to take a brief recess.

The vote on this motion was as follows (7-0):

Mr. Mathews	Aye	Mr. Ingle	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye
Mrs. Mumpower	Aye				

****

11. Request, 911 Cost Reimbursement, Town of Damascus (M. Fraysier)

On motion of Mr. Parris, second by Mrs. Mumpower, it was resolved to reimburse the Town of Damascus in the amount of $5,340.35 for funds expended by the Town for signs and posts to implement the 911 Emergency Telephone System, and further it was resolved that the funds will be taken from the 911 Budget 31410, Street Sign line item number 8210.

The vote on this motion was as follows (7-0):

Mr. Mathews	Aye	Mr. Ingle	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye
Mrs. Mumpower	Aye				

****

12. Resolution to Abandon a Portion of VA Secondary Highway SR 904

Mr. Bentley explained to the Supervisors that the two previous resolutions adopted concerning this road were flawed and unacceptable by the Virginia Department of Transportation, and required rewording.

On motion of Mr. Ingle, second by Mr. Derting, it was resolved to adopt the following resolution:

WHEREAS, a public notice was posted as prescribed under Section 33.1-151, Code of Virginia, announcing the Board of Supervisors' intention to abandon the section of road described below from the secondary system of state highways; and

WHEREAS, this notice solicited written request for a public hearing from landowners along this roadway; and

WHEREAS, the Commissioner of the Virginia Department of Transportation was provided the prescribed notice of this Board's intent to abandon the subject section of road; and

WHEREAS, in the absence of a petition for a public hearing by an abutting property owner as determined by the County Attorney; and

WHEREAS, after considering all evidence available, this Board is satisfied that no public necessity exists for the continuance of the section of Secondary Route 904 beginning approximately 0.10 mile from its intersection with Secondary Route 705, at the point where the present, paved right-of-way of Secondary Route 904 and the present, paved parking area of the Maintenance Office/Garage of the Washington County Department of Solid Waste meet and join; thence in a north-northeasterly direction over, across and adjoining lands presently owned by the County of Washington previously used as a sanitary landfill to the terminus of Secondary Route 904's right-of-way, a distance of approximately 0.70 mile, and hereby deems that section of road no longer necessary as part of the Secondary System of State Highways.

NOW, THEREFORE, BE IT RESOLVED, this Board abandons the above described section of road and removes it from the secondary road system of state highways, pursuant to Section 33.1-151, Code of Virginia.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Resident Engineer of the Virginia Department of Transportation.

The vote on this motion was as follows (7-0):

Mr. Mathews	Aye	Mr. Ingle	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye
Mrs. Mumpower	Aye				

****

13. Option to Provide 3% Benefit Increase for Current and Future Retirees of Washington County (Mark Seamon)

Mr. Mark Seamon, Director of Accounting, informed the Board that in July 1994, the Virginia General Assembly passed Senate Bill 2008 providing a 3% increase in monthly retirement allowance for current and future state retirees, retired elected constitutional officers and their state-funded staff, and professional school board retirees. He stated this same benefit is available to political subdivisions and school systems who elect to pay from local funds the incremental increase in retirement contribution rates beginning July 1, 1996.

On motion of Mr. Derting, second by Mr. Barker, it was resolved to adopt the following resolution providing for a 3% benefit increase for current and future retirees, and further that the Chairman and Clerk are authorized to sign the resolution:

RESOLUTION
POLITICAL SUBDIVISION RESOLUTION TO PROVIDE
A 3% BENEFIT INCREASE FOR CURRENT AND FUTURE RETIREES

BE IT RESOLVED that the Washington County, Virginia Board of Supervisors hereby elect to provide a 3% retirement allowance increase as provided in the Code of Virginia, Section 51.1-130, 51.1-155, 55.1-57 as applicable for its eligible current and future retirees under employer code (5-5195);

BE IT ALSO RESOLVED that the Washington County, Virginia Board of Supervisors agrees to accept all liability for any current or future additional employer contributions and any increases in current or future employer contribution rates resulting from its election to provide the increase in benefits to its current and future retirees;

BE IT FURTHER RESOLVED that the Washington County, Virginia Board of Supervisors elects to allow its eligible current and future retirees to receive the benefit increase effective October 1, 1996;

NOW THEREFORE, James T. Osborne, Chairman of the Washington County, Virginia Board of Supervisors, and Bruce E. Bentley, Clerk of the Washington

County, Virginia Board of Supervisors, are hereby authorized and directed in the name of the Board of Supervisors to execute any required contract in order that said eligible current and future retirees of the Board of Supervisors may participate in the benefit allowance increase as provided for in the Code of Virginia. In execution of any contract which may be required, the seal of the Board of Supervisors shall be affixed and attested by the Clerk, and said officers of the Board of Supervisors are authorized and directed to pay over to the Treasurer of Virginia from time to time such sums as are due to be paid by the Washington County, Virginia Board of Supervisors for this purpose.

The vote on this motion was as follows (6-0-1):

Mr. Mathews	Abstain	Mr. Ingle	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye
Mrs. Mumpower	Aye				

Mr. Mathews abstained from voting as he is a current state retiree.

****

14. Citizen Comments:

At this time, Mr. Osborne invited comments from citizens on items that do not appear on the Agenda.

Thomas Whittaker objected to the eviction of Patrick Mannix from the meeting; referenced Section 15-540 of the Virginia Code; requested payment of his attorney fees in the amount of $630, and referenced Board of Supervisors tie vote concerning payment of his attorney fees.

On motion of Mr. Barker, second by Mr. Parris, it was resolved to honor Mr. Whittaker's request and authorize payment of his legal attorney fees in the amount of $630 in connection with the trespassing charges brought against him by the County.

The vote on this motion was as follows (2-4-1):

Mr. Mathews	Nay	Mr. Ingle	Nay	Mr. Derting	Nay
Mr. Osborne	Nay	Mr. Parris	Aye	Mr. Barker	Aye
Mrs. Mumpower	Abstain				

Mrs. Mumpower questioned the appropriateness of the motion and vote.

Mr. Barker explained he made the motion based on the reason that Mr. Whittaker lives in the Tyler District and the case he referenced came out in Mr. Whittaker's favor.

Bill Bish on allowing citizens to comment on agenda items.

L. B. Atkins thanked the Board for allowing him to represent Washington County while serving on the Senior Services Board, and reported he has been appointed to serve on the District III Council Board.

Curtis Fitzgerald commenting on notice from Washington County Service Authority increasing the water rates on master meters. Mr. Fitzgerald asked the Board of Supervisors to investigate the matter for him.

****

15. County Administrator Comments:

The following action was taken on County Administrator comments:

a. Request for Comments, VDOT, 1991 Federal Intermodal Surface Transportation Efficiency Act (ISTEA)

Received communication from the Department of Transportation requesting Washington County's review comments on the Draft, Public Involvement Process for the Virginia Department of Transportation and the Virginia Department of Rail and Public Transportation.

After a review of the document, there were no comments to be submitted.

*****

b. Notice of Virginia Association of Counties Proposed Changes to VACo By-Laws for Consideration and Vote at the Annual Business Meeting on November 15, 1994

Received and noted communication from Virginia Association of Counties relative to proposed changes to VACo Bylaws that will be considered and voted on at the Annual Business Meeting on November 15, 1994.

On motion of Mr. Ingle, second by Mr. Derting, it was resolved to appoint the County Administrator as the Voting Delegate at the Annual Business Meeting of the Virginia Association of Counties on November 14 and 15, 1994.

The vote on this motion was as follows (7-0):

Mr. Mathews	Aye	Mr. Ingle	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye
Mrs. Mumpower	Aye				

*****

c. Bristol Area Chamber of Commerce Invitation to Board of Supervisors to Participate in Breakfast Meetings, First Fri. Each Month, King College Dining Hall, 7:30-9:00 a.m.

Received communication from Bristol Area Chamber of Commerce and invitation to the Supervisors to participate in the Chamber of Commerce breakfast meetings held in the King College Dining Hall the first Friday of each month from 7:30-9:00 a.m.

By consensus agreement Supervisors James T. Osborne (Chairman) and Bobby D. Ingle will plan to attend the breakfast meetings.

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d. Roof Bids on Old Planning & Zoning Building

On motion of Mr. Derting, second by Mr. Ingle, it was resolved to accept the low bid of Richard Summitt Painting and Roofing in the amount of $2,789.58 to repair the roof of the old Planning & Zoning Building located behind the Sheriff's Office.

The vote on this motion was as follows (7-0):

Mr. Mathews	Aye	Mr. Ingle	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye
Mrs. Mumpower	Aye				

*****

e. Comments on the Sentencing Reform Plan

Received a copy of Washington County's response to the Analysis of Potential Costs under the Governor's Sentencing Reform Plan and expressing concern over the potential impact on future state funding for local governments and the future debt capacity of the Commonwealth for education, transportation and other capital projects.

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f. Communications

The following communications were received:

Interoffice Communications:

:: County Administrator to Senator William C. Wampler, Jr. seeking assistance in determining status of grant applications;
:: Assistant County Administrator/Economic Development concerning:
  :: First Roadviewers' Committee meeting, September 15, 1994;
  :: Bid Tabulation and Engineer's Recommendation for Analytical Laboratory Services, Washington County Landfill;
  :: Authorization for Engineer's Participation in Final Warranty Inspection, Washington County Transfer Station;
:: Executive Secretary concerning presentation of Certificates at the October 25, 1994 Board of Supervisor's meeting;
:: Personnel Administrator to Central Government Employees concerning United Way of Washington County Campaign 1994, and Washington County Health Fair;

:: Recycling Coordinator concerning inmate litter cleanup program;
:: Sheriff to County Administrator rescheduling WASHCOSO Health Fair;

Federal, State and Local Representatives:
:: Congressman Rick Boucher concerning legislation empowering county board of supervisors and city councils to prohibit importation of waste from out of state into privately owned local landfills;
:: Governor George Allen announcing Washington County's Recertification;
:: Department of Education concerning Chapter 1, Title I, ESEA Funds in the amount of $1,063,858.00;
:: Department of Health concerning construction of additions to a community waterworks in Washington County;
:: Department of Historic Resources concerning Meadowview Historic District;
:: Town of Abingdon concerning Westwood Too, Phase I, Subdivision Sewer;

General Correspondence:
:: CableVision notification of TEACH (Taking Education Along the Cable Highway) Program;
:: Marcus Callis, letter of appreciation for contribution to Karate organization;
:: Draper Aden Associates concerning:
    :: Sludge Production of Emory-Meadowview Wastewater Facilities;
    :: Washington County Landfill Permit No. 406; Landfill Gas Monitoring;
    :: Washington County Industrial Park Water System Improvements;
:: Harry McKinney Architects, School Board Minutes dated August 15, 1994, IDA Communication, Proposed Cooperative Arrangements for Participation of IDA, County and Department of Social Services in W. C. Social Services Building Project concerning offices for Washington County Department of Social Services;
:: Deborah Lee concerning complaint about Washington County Service Authority rate increase;
    :: Robert Vinyard of Vinyard & Moise, representing Washington County Service Authority, responding to complaint of Debra Lee
:: Johnson Memorial Hospital publicity release concerning renovation of the Johnson Memorial Clinic Building;
:: Notice of Fall Festival, Hayter's Gap Community Center, September 30 to October 1, 1994;
:: Virginia Association of Counties to Governor George Allen concerning unfunded mandates imposed on local governments.

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g. Reminders

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16. County Attorney's Reports

Mr. Proctor extended his deep appreciation to the Supervisors for the opportunity given to him to serve the County as Interim County Attorney.

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17. Consent Agenda:

On motion of Mr. Mathews, second by Mr. Parris, it was resolved to approve the following consent agenda items:

a. Refunds:
:: Application Fee for Variance, Anthony Childress, $20.00;
:: Application Fee for Rezoning Permit, Anna S. Morrison, $50.00;
:: Application Fee for Special Use Permit, Mack Stiltner, $50.00;
:: Property Tax Refund for 1991, 1992, and 1993, Caroline White for taxes paid on the James Clouden Estate, $1,520.71

b. Request for Appropriation of Funds to FASP Account, $1.05, Sheriff Department

The vote on this motion was as follows (7-0):

Mr. Mathews	Aye	Mr. Ingle	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye
Mrs. Mumpower	Aye				

****

18. Board Member Reports

Mr. Barker expressed his appreciation for being back to work after fulfilling his military assignment.

Mr. Derting gave a brief report on the meeting of Washington County-City of Bristol, VA Council Committee. He stated topics discussed were water, revenue sharing, bypass, construction of Walmart and Lowes, possible agreement between Washington County and Bristol on industrial development particularly when it is in both jurisdictions. Mr. Derting reported a committee of three people from the Washington County Service Authority and Bristol Utilities Board will meet to discuss the County water lines that are in the City and he will share the results of the Committee meeting when available.

Mr. Ingle called attention to an invitation to Board Members to attend the Hayter's Gap Community Center Fall Festival, September 30-October 1, 1994.

On motion of Mrs. Mumpower, second by Mr. Ingle, it was resolved to appoint Eddie Fields to the Recreation Advisory Council representing the Wilson Magisterial District for a four year term effective immediately to June 30, 1998.

The vote on this motion was as follows (7-0):

Mr. Mathews	Aye	Mr. Ingle	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye
Mrs. Mumpower	Aye				

Mr. Mathews stated he discovered Abingdon High School Forensics Club has not received the $500 contribution authorized by the Board of Supervisors. After

receiving the name of a contact person, Mr. Seamon stated the contribution will be mailed.

Mr. Mathews inquired as to the status of the Virginia Highlands Airport zoning ordinance. Planning Commissioner Mickey Tyler was in the audience and responded to Mr. Mathews inquiry stating the Chairman of the Planning Commission will be scheduling a joint meeting with the Virginia Highlands Airport Commission to discuss the zoning ordinance.

Mr. Mathews stated it has been brought to his attention that the Minutes of June 7, 1994 Board of Supervisors meeting on page 7207 does not contain the full text of the ordinance setting forth the Supervisors salaries for fiscal year 1994-95. The portion of the Minutes to be corrected reads as follows:

"On motion of Mr. Barker, second by Mr. Mathews, it was resolved to set the salary rate for the Board of Supervisors for FY 1994-95 as follows:

$450/mo. per member
$475/mo. for Vice Chairman
$500/mo. for Chairman

"The vote on this motion was as follows (4-3):

Mr. Mathews	Aye	Mr. Ingle	Nay	Mr. Derting	Aye
Mr. Osborne	Nay	Mr. Parris	Aye	Mr. Barker	Aye
Mrs. Mumpower	Nay"				

Mr. Mathews recommended the Minutes be corrected so that the official record includes the ordinance.

On motion of Mr. Mathews, second by Mr. Parris, it was resolved to correct the minutes of June 7, 1994 as follows:

Page 7207, Paragraph 7

On motion of Mr. Barker, second by Mr. Mathews, it was resolved to set the salary rate for the Board of Supervisors for FY 1994-95 as follows:

$450/mo. per member
$475/mo. Vice Chairman
$500/mo. for Chairman

and, further it was resolved to adopt the following ordinance:

Chapter 2

ARTICLE II. BOARD OF SUPERVISORS

Sec. 2-11. Compensation of members.

Individual members of the Washington County Board of Supervisors shall be paid out of the County levy an annual salary, paid in monthly installments, in an amount established annually by the Board. Such sala-

ries shall not exceed the maximum for members, the Board Chairman and Vice Chairman, as set forth in Section 14.1-46.01:1; Code of Virginia (1950, as amended). For fiscal year 1994-95, Board members will be paid the annual salary rate of $5,400.00 in monthly installments. In addition thereto, the Board Chairman will be paid the annual sum of $600.00 and the Vice Chairman paid the annual sum of $300.00.

The vote on this motion was as follows (4-3):

Mr. Mathews	Aye	Mr. Ingle	Nay	Mr. Derting	Aye
Mr. Osborne	Nay	Mr. Parris	Aye	Mr. Barker	Aye
Mrs. Mumpower	Nay				

The vote on the motion to correct the minutes of June 7, 1994 was as follows (4-3):

Mr. Mathews	Aye	Mr. Ingle	Nay	Mr. Derting	Aye
Mr. Osborne	Nay	Mr. Parris	Aye	Mr. Barker	Aye
Mrs. Mumpower	Nay				

Mr. Seamon stated that Board of Supervisor salary checks for September have been processed and corrections retroactive to July 1994 will be reflected in the Supervisors' October pay warrants.

On motion of Mr. Barker, second by Mr. Mathews, it was resolved to approve Utility Tax Refund for Gladys Owens in the amount of $72.00 as requested by Commissioner of Revenue Melvin Ritchie

The vote on this motion was as follows (7-0):

Mr. Mathews	Aye	Mr. Ingle	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye
Mrs. Mumpower	Aye				

Mr. Osborne passed the gavel to Mrs. Mumpower for the purpose of making a motion.

On motion of Mr. Osborne, second by Mr. Parris, it was resolved to reappoint Prince Coleman to the Board of Building Code of Appeals representing the Monroe Magisterial District for a four year term effective September 30, 1994 to September 30, 1998.

The vote on this motion was as follows (7-0):

Mr. Mathews	Aye	Mr. Ingle	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye
Mrs. Mumpower	Aye				

Mrs. Mumpower returned the gavel to Mr. Osborne who resumed Chairing the meeting.

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19. Adjournment

On motion of Mrs. Mumpower, second by Mr. Parris, it was resolved to adjourn the meeting.

The vote on this motion was as follows (7-0):

Mr. Mathews	Aye	Mr. Ingle	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye
Mrs. Mumpower	Aye				

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James T. Osborne, Chairman