V I R G I N I A:

At a meeting of the Washington County Board of Supervisors held Tuesday, February 27, 1996, at 7:00 p.m., at the County Administration Building in Abingdon, Virginia, the following were present:

PRESENT:

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

Mark K. Reeter, County Administrator
Joseph B. Lyle, County Attorney
Mark W. Seamon, Director of Accounting
Sandra M. Hatfield, CPS, Executive Secretary

ABSENT:

Jackson Barker

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1. **Call to Order**

The meeting was called to order by Mr. Joe W. Derting, Chairman of the Board who welcomed everyone in attendance.

Mr. Derting announced Jackson Barker is absent from this meeting for reason of military duty.

2 **Invocation and Pledge of Allegiance - Maurice H. Parris**

The Invocation and Pledge of Allegiance was led by Abingdon VFW Post No. 1994 at the request of Mr. Parris.

3 **Approval of Agenda**

On motion of Mr. Ingle, second by Mr. Osborne, it was resolved to approve the Agenda with the following change:

Delete:
14. Consideration of Community Services and Caller Options from United Telephone

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

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

4. **Approval of Minutes of February 13, 1996**

On motion of Mr. Parris, second by Mrs. Mumpower, it was resolved to approve the Minutes of February 13, 1996, with the following correction:

Page 8001, Paragraph 1:

Correct typographical error. Paragraph should read A..... the Expanded Food and Nutrition Education Program (EFNEP) in Washington County which was developed to help limited income homemakers learn how to feed their families a nutritious diet with their limited resources .....@

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

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

5 **Presentation of Commendations**

:: **Melissia Murray/Olivia Frazier, Animal Control Volunteer Workers**

Mr. Joe Derting presented a plaque to Melissia Murray commending her for her volunteer work at the C. C. Porter Animal Shelter.

Ms. Olivia Frazier was not present to receive a plaque commending her for her volunteer work at the C. C. Porter Animal Shelter.

6 **Dog Damage Claim-(Ronald McCroskey $400.00)**

Ronald McCroskey was present to respond to questions from the Board of Supervisors concerning his dog damage claim.

On motion of Mr. Ingle, second by Mr. Osborne, it was resolved to award Ronald McCroskey the amount of $400.00 for damage to livestock killed by dogs.

The vote on this motion was as follows: (5-0-1)

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

Mrs. Mumpower abstained from voting on the dog damage claim stating Mr. McCroskey is her cousin.

7 **Public Hearing to Consider the Renewal of the Cable Television Franchise of Rifkin Communications Partners, L.P., d/b/a CableVision**

Mr. Derting opened the public hearing and invited comments both in support of and in opposition to the renewal of the cable television franchise agreement for Rifkin Communications Partners, L.P., d/b/a/ Cable Vision.

Mr. Chuck Fluornoy, General Manager of Virginia operations of CableVision, was present and responded to questions from the Board relative to the average term of cable franchise agreements, their customer service operations, and CableVision=s customer base.

Mr. Parris commented he has not received any negative comments concerning CableVision=s service and operations.

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

On motion of Mr. Parris, second by Mr. Osborne, it was resolved to approve franchise agreement with Rifkin Communications Partners, L.P., d/b/a/ CableVision to construct, operate and maintain a cable television system in Washington County for the period effective February 27, 1996 to February 27, 2003.

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

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

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8 **Presentation of Washington County Audit Report-(Jim Fern, Hicok & Fern)**

Jim Fern, C.P.A., of the accounting firm of Hicok & Fern, P.C., appeared before the Board of Supervisors to present the Comprehensive Annual Financial Report for Washington County as of June 30, 1995. Mr. Fern=s report included an Independent Auditor=s Report on the general purpose financial statements; the combined financial statements; Report on Internal Controls, Auditor=s Report on Compliance, and Summary of Compliance Matters.

Mr. Fern commented on the omission of the general fixed asset account group, and addressed the County=s on-going efforts to inventory the County=s general fixed assets, and separating out the School Board and Service Authority assets.

On motion of Mr. Mathews, second by Mr. Osborne, it was resolved to approve the Comprehensive Annual Financial Report for Washington County, Virginia as of June 30, 1995.

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

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

Mr. Mathews called attention to Pages 66 and 67 of the Comprehensive Annual Financial Report pointing to the growth of governmental revenues over a ten year period. He inquired of the Supervisors interest in using these pages as a public information statement.

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9 **Request from Washington County Health Department for Additional Space in the Community Services Building-(Dr. Craig Smith)**

Received request from Dr. Craig Smith, Director, Mount Rogers Health District, requesting the addition of 1,450 square feet to the space allocation for the Health Department on the second floor of the Community Services Building.

Mrs. Carla Profitt of Mount Rogers Health District was present to address Dr. Smith=s request and to respond to questions from the Board of Supervisors. Discussion ensued relative to the availability of grant funds to cover the cost for the additional space.

On motion of Mrs. Mumpower, second by Mr. Parris, it was resolved to allow the Mount Rogers Health District to rent 1,450 square feet of additional space contingent upon their receiving funding for the total square footage, and further, it was resolved to recommend to the Industrial Development Authority of Washington County that a clause be included in the lease relative to the availability of funds for 1,450 square feet of additional space.

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

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

10 **Resolution to Approve Issuance of Bonds by the Industrial Development Authority of Washington County for the Benefit of Morrison Molded Fiber Glass Company**

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

RESOLUTION APPROVING ISSUANCE OF BONDS BY THE INDUSTRIAL DEVELOPMENT AUTHORITY OF WASHINGTON COUNTY FOR THE BENEFIT OF MORRISON MOLDED FIBER GLASS COMPANY

WHEREAS, the Industrial Development Authority of Washington County (the AAuthority@) has considered the request of Morrison Molded Fiber Glass Company, a Virginia corporation (the ACompany@), for the issuance of the Authority=s Industrial Development Revenue Bonds in an amount not to exceed $4,000,000 (the ABonds@) to assist in the financing of a manufacturing facility, approximately 100,000 square feet in size, for the production of reinforced plastic parts (the AProject@) for the benefit of the Company; and

WHEREAS, the owner and operator of the Project will be the Company; and

WHEREAS, the Project will be located at 26770 Newbanks Road in Washington County, Virginia; and

WHEREAS, the Authority held a public hearing on such application on February 21, 1996; and

WHEREAS, the Authority has requested the Board of Supervisors of Washington County, Virginia (the ABoard of Supervisors@) to approve the issuance of the Bonds to comply with Section 147(f) of the Internal Revenue Code of 1986, as amended (the ACode@) which provides that the

governmental units having jurisdiction over the issuer of private activity bonds and over the area in which any facility financed with the proceeds of the private activity bonds is located must approve the issuance of the bonds, and the Bonds will not be Abank qualified@ obligations since they cannot be designated as Aqualified tax-exempt obligations: under Section 265(b)(3) of the Code; and

WHEREAS, the Authority issues its bonds on behalf of the County, the Project is to be located in the County, and the Board of Supervisors constitutes the highest governmental unit of the County; and

WHEREAS, a copy of the Authority=s resolution approving the issuance of the Bonds, a summary of the comments made at the public hearing, if any, and a fiscal impact statement relating to the Project have been filed with the Board of Supervisors.

BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF WASHINGTON COUNTY, VIRGINIA AS FOLLOWS:

1. The Board of Supervisors approves the issuance of the Bonds by the Authority for the benefit of the Company, to the extent required by Section 147(f) of the Code, to permit the Authority to assist in the financing of the Project.

2. The approval of the issuance of the Bonds, as contained in this Resolution, does not constitute an endorsement of the Bonds, the financial viability of the Project or the creditworthiness of the Company. Further, as required by Section 15.1-1380 of the Code of Virginia of 1950, as amended, the Bonds shall provide that neither the Commonwealth of Virginia, the County, nor the Authority shall be obligated to pay the principal of, premium, if any, the interest thereon, or other costs incident thereto except from the revenues and monies pledged therefor and any applicable security, and neither the faith, credit, nor the taxing power of the Commonwealth, the Authority, or the County, shall be pledged thereto.

3. This Resolution shall take effect immediately upon its adoption.

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

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

11 **Recess**

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

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

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

12 **Request from Department of Youth and Family Services, Court Services Unit, for Funds in the Amount of $l,500.00, to Purchase a Personal Computer, Two Printers and Software for the Juvenile Court Clerk=s Office-(Randall T. Blevins, Probation Manager, Sr.)**

Received communication from Randall T. Blevins, Probation Manager, Department of Youth and Family Services, requesting $1,500 of local funds to secure an additional computer, two printers, and software for the Juvenile Court Clerk=s Office which would give them two work stations available for word processing, case management, and legal research.

Discussion ensued. Questions were raised about the number of clerk positions and computers in the Clerk=s Office, and the total cost of the computer equipment.

On motion of Mr. Osborne, second by Mr. Mathews, it was resolved to table action on request for $1,500 local funds to purchase a computer for the Juvenile Court Clerk=s Office, until Mr. Blevins can be present to respond to questions from the Board, and Mrs. Nadine Culberson, Data Processing Manager, can review their request.

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

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

13 **Consideration of Recommended Appointment to Highlands Juvenile Detention Center Commission**

On motion of Mr. Osborne, second by Mrs. Mumpower, it was resolved to reappoint Mr. Robert A. Vinyard to the Highlands Juvenile Detention Center Commission for a four year term effective February 1996 to February 2000.

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

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

15. **Consideration of Community Services Building Lease Rate for Fiscal Year 1996/1997**

On motion of Mrs. Mumpower, second by Mr. Mathews, it was resolved to establish a sublease rate for space in the Washington County Community Services Building in the amount of $7.65 per square foot for a County agency and $8.65 for State and Federal agencies for Fiscal Year 1996-97, subject to meeting all legal requirements.

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

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

16 **Citizen Comments**:

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

Patrick Mannix , citizen of Washington County, 2304 Ivy Road, Bristol, VA, read the Virginia Code for bond qualifying for the Board of Supervisors and declared the Supervisor seats are vacant since bonds were not properly obtained. He stated the matter needs to be cleared up.

17 **County Administrator Comments**

Mr. Reeter presented a draft response letter to Governor Allen concerning the Transportation Board=s decision to deficit finance repair to SR 616 (Nordyke Road) in the amount of $4 million from future secondary road improvement funds allocated to Washington County over the next ten years, and the County=s unsuccessful appeal under the provisions of '33.1-23.4(D) of the 1950 Code of Virginia, as amended.

On motion of Mr. Mathews, second by Mr. Osborne, it was resolved to authorize the County Administrator to submit a letter to Governor Allen urging his review of the Transportation Board=s decision to deficit finance repair to SR 616, and to forward copies of this letter to legislators and the Virginia Department of Transportation officials.

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

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

Mr. Reeter presented a communication from Mrs. Beverley Perdue, Division President, Waste Management of Tri-Cities, Inc. concerning the disposal service agreement for service in Washington County, and the annual CPI increase adjustment to be effective July 1, 1996.

Mr. Reeter called attention to communication from Virginia Association of Counties inviting him to serve as a member of the Community Economic Development and Rural Affairs Committee.

Supervisors received Resolution from Pittsylvania County on the proposed distribution of lottery revenues for public education for the Governor=s Proposed 1996-98 Budget.

The Board of Supervisors were apprised of the efforts of Bob Bentley, General Services Maintenance Technician, to rescue victims from a car accident that occurred on January 24, 1996 while he was on duty. Discussion ensued with Supervisors commending Mr. Bentley for his actions. There was consensus agreement among the Supervisors to present Mr. Bentley with a Board of Supervisors= letter at an upcoming Board of Supervisors meeting.

Received request from Brenda Waters, Virginia Department of Transportation, to present Dare To Care Awards to Washington County citizens, Jane Oakes, and G. D. And Rebecca Buckles, at a Board of Supervisors meeting. After discussion, there was consensus agreement of the Supervisors to schedule the presentation by Virginia Department of Transportation at the Board of Supervisors meeting on Tuesday, March 26, 1996 with Resident Engineer Steve Buston presenting the awards on behalf of VDOT, and further, there was consensus agreement that the Board of Supervisors will present these recipients with Silver Bicentennial Commemorative Coins in appreciation for their work.

Received communication from Joy Mining Machinery announcing the permanent closure of American Longwall=s Bristol facility located at 15100 Industrial Park Road effective May 24, 1996. It was noted there are a total of 22 employees who are affected by the facility closure.

Received communication from Virginia Fire Services Board approving Washington County=s request for a follow-up study of fire service operations in Washington County. Mr. Reeter reported the only expense for the study would be incidental expenses.

Mr. Reeter inquired about Board appointments to the Washington County Transportation Planning Committee. Discussion ensued concerning the role of this Committee, with consensus agreement of the Board that more information was needed. Mr. Reeter indicated he would prepare a memorandum to the Board on this matter.

18 **County Attorney's Reports**

There were no reports to be given.

19 **Consent Agenda**:

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

a. **General Fund Reconciliation-Revised**
b. **Appropriation of Funds-Washington County Department of Social Services**
c. **Appropriation of Funds-Sheriff=s Department, $2,000.00**
d. **Appropriation of Funds-Sheriff=s Department, F.A.S.P. Account, $519.50**
e. **Supplemental Appropriation-Sheriff=s Department-Motor Vehicle, $15,910.47, (Fund #01, Department #31200)**
f. **Request for Refund, Building Permit, Margaret Nash, $155.00**
g. **Request for Refund, Solid Waste Fee, Central Tractor, $71.92**

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

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

20 **Board Member Reports**

Mr. Osborne commended Christy Parker for her presentation at a recent Ruritan meeting.

Mr. Mathews requested Pages 66 and 67 of the Comprehensive Annual Financial Report be part of a public information release.

Mr. Mathews requested a verbatim transcript of Citizen Comments.

21 **Adjournment**

On motion of Mr. Ingle, second by Mr. Osborne, it was resolved to adjourn the meeting

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

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

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Joe W. Derting, Chairman