V I R G I N I A:

At a meeting of the Washington County Board of Supervisors held Tuesday, August 12, 1997, at 7:00 p.m., at the County Administration Building in Abingdon, Virginia, the following were present:

PRESENT:

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

Mark K. Reeter, County Administrator
John A. Martin, County Attorney
Mark W. Seamon, Accounting/Purchasing Manager
Sandra M. Hatfield, CPS, Administrative Assistant

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1 **Call to Order**

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

2 **Invocation and Pledge of Allegiance - Bobby D. Ingle**

Mr. Bobby Ingle gave the Invocation and led in the Pledge of Allegiance.

3 **Approval of the Agenda**

On motion of Mr. Ingle, second by Mr. Derting, it was resolved to amend the Agenda to add the following items:

8.a Consideration of County Ordinance Pertaining to Assessments on Volunteer Vehicles
10.a Consideration of Needs Assessment Study for County Recreation Facility (Christianne E. Parker)
13.b Request to Vacate Publicly Dedicated Easement

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

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

Mr. Patrick Mannix approached the podium requesting to be placed on the agenda. Mr. Osborne requested he be seated. He refused and the Deputy was called forward. Mr. Mannix refused again to obey the Chairman=s request that he be seated. The Deputy escorted Mr. Mannix out of the building stating he was placing him under arrest for disobeying a police officer.

4 **Approval of Minutes of Regular Meeting of July 22, 1997**

On motion of Mrs. Mumpower, second by Mr. Mathews, it was resolved to approve the Minutes of July 22, 1997 as written.

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

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

5 **Presentation of Service Pins:**

The following County employees were awarded Service Pins recognizing their years of service:

15 Years
:: Coy Martin, Solid Waste Manager
:: Mark W. Seamon, Accounting/Purchasing Manager
:: William E. Cole, Building Official/Manager
5 Years
:: Nancy Duncan, Recreation/Youth Assistant

Mr. Cole and Mrs. Duncan could not be present at this meeting. Their service pins will be presented at a later date.

6 **Planning & Zoning Public Hearings**

The following action was taken on Planning & Zoning public hearings:

***Intent to Rezone*:**

a. ***Tom A. And Cornelius Counts***: Request to rezone approximately 12.28 acres of property located on the north side of State Route 11 near the intersection of Route 11/820 from B-2 (Business, General) to A-2 (Agricultural, General), Monroe Magisterial District.

Mr. Osborne opened the public hearing and invited comments both in support of and in opposition to application to rezone property filed by Tom A and Cornelius Counts.

Lavonda Heath addressed the Supervisors protesting Mr. Counts= request to rezone 12.28 acres of property, and elaborating, in detail, her opposition. She told the Supervisors to change her zoning back to A-2, allowing her to operate a beauty salon business, raise livestock and farm on her property.

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

Mr. Osborne turned the gavel over to Mr. Ingle for the purpose of making a motion.

On motion of Mr. Osborne, second by Mr. Barker, it was resolved to follow the recommendation of the Planning Commission and approve request of Tom A. And Cornelius Counts to rezone approximately 12.28 acres of property located on the north side of State Route 11 near the intersection of Route 11/820 from B-2 (Business, General) to A-2 (Agricultural, General), Monroe Magisterial District.

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

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

Mr. Ingle returned the gavel to Mr. Osborne who resumed the Chairmanship.

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b. ***Angela Terry***: Request to rezone approximately 3 acres of property located on the northwest side of State Route 633 near the intersection of Route 633/641 from A-1 (Agricultural, Limited) to A-2 (Agricultural, General), Tyler Magisterial District.

Mr. Osborne opened the public hearing and invited comments both in support of and in opposition to application filed by Angela Terry.

Jamie Gross, speaking on behalf of People Incorporated, addressed the Supervisors explaining that PI has contracted to purchase the 3 acres to build houses to help low to moderate income families purchase their first home. Photographs showing improvements to the road and safeguards taken to keep run-off away from the road were distributed.

Harold Millard opposing the request to rezone, addressed the Supervisors stating the water pressure is bad in the area and expressed his concern about more houses being built.

W. K. Harley opposing the request to rezone, expressed concern over the grading and lack of water pressure in the area, the run off into the gullies in the road, and present/future development. Mr. Harley offered to arrange for a representative of Virginia Department of Transportation to attend the next Supervisors meeting to address the Agency=s concerns about building additional homes.

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

On motion of Mr. Derting, second by Mrs. Mumpower, it was resolved to continue request to rezone approximately 3 acres of property located on the northwest side of State Route 633 near the intersection of Route 633/641 from A-1 (Agricultural, Limited) to A-2 (Agricultural, General), Tyler Magisterial District submitted by Angela Terry to the September 9, 1997 meeting of the Board of Supervisors.

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

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

Mr. Barker abstained from voting for the reason he stated he was ready to take action at this meeting.

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Request for Special Use Permit:

c. ***Brian and Rochelle Meadows***: Request for a Special Use Permit to construct and operate four mini storage warehouse facilities on property located on the south side of Commerce Drive off of Route 75 in a B-2 (Business, General) zone, Madison Magisterial District.

Mr. Osborne opened the public hearing and invited comments both in support of and in opposition to application filed by Brian and Rochelle Meadows.

Mr. and Mrs. Brian Meadows appeared before the Supervisors to explain they are constructing a building to operate *Mr. Transmission* business and would like to put in four mini-warehouses on the

property.

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

On motion of Mr. Derting, second by Mr. Ingle, it was resolved to follow the recommendation of the Planning Commission and approve Special Use Permit request of Brian and Rochelle Meadows: to construct and operate four mini storage warehouse facilities on property located on the south side of Commerce Drive off of Route 75 in a B-2 (Business, General) zone, Madison Magisterial District.

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

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

7 **Consideration of Publishing 1996 Delinquent Tax List**

Mr. Fred Parker, Treasurer, appeared before the Supervisors requesting their consideration in publishing the 1996 delinquent tax list. He presented data on Delinquent Tax Analysis for 1996 and 1997, as well as regional information on Uncollected Taxes for 1996.

On motion of Mr. Derting, second by Mr. Mathews, it was resolved to publish the 1996 Delinquent Tax List.

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

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

There was consensus agreement to allow Mountain View Times newspaper to submit a bid to the County to publish the delinquent tax list for 1996.

8 **Sale of Trigon Stock (Fred Parker, Treasurer)**

Mr. Parker presented information concerning 92,006 shares of Trigon Stock owned by Washington County, offered possible options for the Supervisors to consider, and inquired about the Supervisors= revenue expectations for the stock.

Discussion ensued. There was consensus agreement to appoint Messrs. Osborne, Mathews, Reeter, Seamon, and Parker as well as two members of the School Board to meet and present their recommendation to the Board of Supervisors.

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a. **Consideration of County Ordinance Pertaining to Assessments on Volunteer Vehicles**

Mr. Parker requested the Board of Supervisors formally adopt a County ordinance requiring the payment of tax on vehicles owned by volunteers by the due date of December 20 after which a special assessment is to be abated and assessed at the normal personal property rate.

On motion of Mr. Ingle, second by Mr. Derting, it was resolved to instruct the County Attorney to advertise a public hearing on an ordinance to amend Chapter 58, Article II, Division 2 of the 1997 Code of Washington County, Virginia to provide for the payment of all separate classifications of tangible personal property taxes levied in Washington County, Virginia.

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

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

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Mr. Barker left the Board of Supervisors meeting room at 8:25 p.m.

9 a. **Proposed Addition to Motor Vehicle Fleet Management Policy**

Mr. Reeter presented a proposed addition to the Motor Vehicle Fleet Management Policy for consideration that would apply to surplus vehicles.

Discussion ensued relative to placing a lien on surplus County vehicles donated to organizations. There was consensus agreement to table action on this item until a future meeting.

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b. **Request for Surplus Vehicle, Glade Spring Volunteer Life Saving Crew**

On motion of Mr. Parris, second by Mr. Derting, it was resolved to place Glade Spring Volunteer Life Saving Crew on the rotation list to receive a surplus county vehicle.

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 **Recess**

On motion of Mr. Mathews, second by Mr. Parris, 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***

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a. **Consideration of Needs Assessment Study for County Recreation Facility (Christianne E. Parker)**

Ms. Christianne E. Parker presented a proposal to conduct a community-based needs assessment of recreational facilities and programs in Washington County evaluating existing facilities/programs, geographic distribution/access to existing recreational facilities, level of local and regional demand, and the specific types of facilities/programs which are currently needed. In addition, the proposal will address a strategic plan for recreation in Washington County to guide the development and capital improvement planning for the maintenance of existing facilities, construction of new facilities, design and implementation of new programs and determine the most efficient and cost effective means of administering these facilities/programs. Ms. Parker recommended that Virginia Tech be considered for conducting this study.

On motion of Mr. Ingle, second by Mr. Mathews, it was resolved to request the assistance of Virginia Tech-Economic Development Assistance Center and the Community Design Assistance Center to conduct a Community Needs Assessment and Strategic Plan of recreational facilities and programs in Washington County at a cost of $7,500 from Reserves for Contingency.

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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Mr. Barker returned to the Board of Supervisors meeting room at 835 p.m.

11 Citizen Comments

At this time, Mr. Osborne asked Mr. Ingle to read the rules for citizen comments, and invited comments from citizens on items that do not appear on the Agenda.

Bill Bish expressed concern over an article appearing in the Bristol Herald newspaper about the City of Bristol preparing a new agreement, and that it does not appear to include utilities. Concerning the draft ordinance on E-911 tax levy.

12 **County Administrator Comments**

The following action was taken on County Administrator comments:

a. **Request Approval For Use of Frank Stephon, Accountant, To Perform Auditing Services for Senior Citizens, Inc., Damascus, VA**

Discussion ensued relative to allowing persons other than CPA=s to perform auditing services for organizations receiving $10,000 or more of County funds. Supervisors expressed concern that this would change the intent of Board policy.

Mr. Seamon stated only CPA=S could render formal opinions on what they are auditing and non-CPA=s could not qualify their work with such formal opinions.

The consensus agreement of the Supervisors was to adhere to the policy as set forth. Mr. Reeter will communicate this information.

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b. **Position of Full-Time Building Inspector**

Mr. Reeter requested permission to employ a certified full-time building inspector at a salary level higher than what was advertised.

Discussion ensued. The Supervisors expressed their concern of fairness in offering a higher salary range than what was advertised.

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13 **County Attorney Reports**

a. **Draft Ordinance Amending Section 58-391 of the 1997 Washington County Code to Increase the Monthly E-911 Tax Subject to Public Hearing on August 26, 1997**

Received draft ordinance amending Section 58-391 of the 1997 Washington County Code to increase the monthly E-911 tax.

There was consensus agreement to advertise the ordinance for a public hearing at the August 26, 1997 meeting of the Board of Supervisors.

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b. **Request to Vacate Publicly Dedicated Easement**

On motion of Mr. Derting, second by Mr. Barker, it was resolved to advertise a public hearing on an ordinance vacating a portion of a recorded subdivision plat containing a dedicated public easement in the Lake View Addition Subdivision.

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

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

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14 **Consent Agenda**

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

a. ***Payment of Bills, July 1997***
b. ***Supplemental Appropriations, Sheriff's Department:***
- ***United Telephone, $25.22, Line Item 31450/5230;***
- ***Reynolds Recycling, $83.00, Line Item 33100/6022;***
- ***Ray Mace Calendar, $2,500.00, Line Item 31200/5890.***

c. ***Request for Refund, Variance Application Fee, $20.00, Vestal Yates***

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

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

15 **Board Member Reports**

Mr. Barker asked that the administration take steps to get in compliance with the Virginia Clean Air Act and make the administration building a smoke free building.

Mr. Ingle called attention to the communication from Caudill Home Improvement clarifying discrepancy in the amount of the bid they submitted for the Clinch Mountain Volunteer Fire Department expansion project, and explaining the changes that were made.

Mr. Mathews expressed his concern relative to news article in Bristol Herald Courier about status of the interlocal agreement between Bristol and Washington County and recommended the Board consider no friendly annexation and that the City of Bristol drop $97,000 sewer subsidy. He inquired about whether Washington County should respond to the City of Bristol.

Mr. Osborne reported receiving a letter from Mayor Jarrard requesting Washington County to join with the City of Bristol in communicating with legislators concerning a regional problem of Canadian Geese.

Mr. Reeter presented the Board with color samples of carpeting to be installed throughout the Administration Building, and asked for their recommendation. It was the consensus recommendation that the employees be allowed to make the decision on color.

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

James T. Osborne, Chairman