

**VIRGINIA:**

At a meeting of the Washington County Board of Supervisors held Tuesday, April 14, 1998, at 7:00 p.m., at the County Administration Building in Abingdon, Virginia, the following were present:

**PRESENT:**

Bobby D. Ingle, Chairman  
 Dulcie M. Mumpower, Vice Chairman  
 Kenneth G. Mathews  
 Joe W. Derting  
 James T. Osborne  
 John B. Roberts, Sr.  
 Jackson Barker

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. Bobby D. Ingle, Chairman of the Board, who welcomed everyone in attendance.

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2        **Invocation and Pledge of Allegiance - Joe W. Derting**

Mr. Joe Derting gave the Invocation and led in the Pledge of Allegiance.

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3        **Approval of the Agenda**

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

12        *Consideration of Resolution of Support for Region I Perinatal Coordinating Council Application to VA Department of Health, Division of Women and Infants Health for FY 98 Grant Funding Enabling Continuation of Services (Dulcie M. Mumpower)*

16.d     *Presentation Concerning Geographic Information Systems, 6:00 p.m., April 30, 1998*

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

|                    |            |                      |            |                    |            |
|--------------------|------------|----------------------|------------|--------------------|------------|
| <i>Mr. Ingle</i>   | <i>Aye</i> | <i>Mrs. Mumpower</i> | <i>Aye</i> | <i>Mr. Mathews</i> | <i>Aye</i> |
| <i>Mr. Derting</i> | <i>Aye</i> | <i>Mr. Osborne</i>   | <i>Aye</i> | <i>Mr. Roberts</i> | <i>Aye</i> |
| <i>Mr. Barker</i>  | <i>Aye</i> |                      |            |                    |            |

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4        **Approval of Minutes**

The following action was taken on approval of the minutes:

a. **Approval of Sections 13 and 14, Minutes of Regular Meeting of March 10, 1998:**

Mr. Osborne commented he requested a verbatim transcript of Sections 13 and 14 of the minutes of March 10, 1998. He stated he only received Section 13.

*On motion of Mr. Osborne, second by Mr. Roberts, it was resolved to approve Sections 13 and 14 of the Minutes of the regular meeting of March 10, 1998.*

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

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|--------------------|------------|----------------------|------------|--------------------|------------|
| <i>Mr. Ingle</i>   | <i>Aye</i> | <i>Mrs. Mumpower</i> | <i>Aye</i> | <i>Mr. Mathews</i> | <i>Aye</i> |
| <i>Mr. Derting</i> | <i>Aye</i> | <i>Mr. Osborne</i>   | <i>Aye</i> | <i>Mr. Roberts</i> | <i>Aye</i> |
| <i>Mr. Barker</i>  | <i>Aye</i> |                      |            |                    |            |

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b. **Regular Meeting of March 24, 1998**

*On motion of Mr. Roberts, second by Mrs. Mumpower, it was resolved to approve the Minutes of the regular meeting of March 24, 1998 with the following correction:*

*Item 4.b, Regular Meeting of March 10, 1998:*

*Correction should read as follows:*

*Add the following vote after the motion to deny request of Don A. Harry, Jr. for a special use permit@*

*The vote on the motion to approve the minutes of March 24, 1998 was as follows: (7-0)*

|                    |            |                      |            |                    |            |
|--------------------|------------|----------------------|------------|--------------------|------------|
| <i>Mr. Ingle</i>   | <i>Aye</i> | <i>Mrs. Mumpower</i> | <i>Aye</i> | <i>Mr. Mathews</i> | <i>Aye</i> |
| <i>Mr. Derting</i> | <i>Aye</i> | <i>Mr. Osborne</i>   | <i>Aye</i> | <i>Mr. Roberts</i> | <i>Aye</i> |
| <i>Mr. Barker</i>  | <i>Aye</i> |                      |            |                    |            |

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c. **Recessed Meeting of March 26, 1998**

*On motion of Mr. Barker, second by Mr. Osborne, it was resolved to approve the Minutes of March 26, 1998 as presented.*

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

|                    |            |                      |            |                    |            |
|--------------------|------------|----------------------|------------|--------------------|------------|
| <i>Mr. Ingle</i>   | <i>Aye</i> | <i>Mrs. Mumpower</i> | <i>Aye</i> | <i>Mr. Mathews</i> | <i>Aye</i> |
| <i>Mr. Derting</i> | <i>Aye</i> | <i>Mr. Osborne</i>   | <i>Aye</i> | <i>Mr. Roberts</i> | <i>Aye</i> |
| <i>Mr. Barker</i>  | <i>Aye</i> |                      |            |                    |            |

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5 **Planning & Zoning Public Hearings**

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

**Request for Special Use Permit:**

- a. ***Debra S. Vandyke: Request for a Special Use Permit to construct and operate a mini-storage warehouse facility on property located off of State Route 664 onto Sportsman Drive in an SR (Shoreland Recreation) zone, Madison Magisterial District.***

Mr. Ingle opened the public hearing and invited comments both in support of and in opposition to application filed by Debra S. Vandyke.

**Debra Vandyke** addressed the Supervisors requesting approval of a special use permit to construct two buildings for mini-warehouse and storage facilities. Mrs. Vandyke stated there is a need for mini-warehouse storage at the Lake for boats, jet skis and motor homes. She presented photographs and plans of the property. She explained the mini-warehouses will be on pavement, there will be security fencing installed with electronic gates and lights. She stated she will be overseeing the warehouses located on family owned property, and assured the Supervisors she does not intend to invest in this venture only to sell it or let someone else operate the business. Mrs. Vandyke explained the neighbors support the project and submitted a petition.

**Denise Stacy Fisher** spoke in support of Debra Vandyke's request for a special use permit explaining that the mini-warehouses would be an asset for people using the Lake.

**April F. Vandyke**, manager, Sportsman's Marina, expressed her support for granting a special use permit to Mrs. Vandyke, explaining there is a need for a place to store skis at the Lake.

**Shea Shrader** and **Anthony Hackney**, users of the boat marina, expressed support explaining the benefits for them to have a place to store their jet skis at the Lake and not have to transport them.

**Susan Grindstaff**, property owner, expressed strong opposition to constructing mini-warehouses in a residential community, explaining she is concerned for the safety of the people in the community because of extra traffic. She researched the Virginia Department of Transportation regulations for a commercial entrance permit and stated this commercial business does not meet the VDOT requirements. She requested the special use permit be denied and submitted a signed petition to the Supervisors.

**Amy Fleenor** expressed opposition to granting a special use permit for the min-warehouse facility on the basis of her concern about extra traffic in the community and the safety of children.

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

**On motion of Mr. Derting, second by Mr. Osborne, it was resolved to follow the recommendation of the Planning Commission and approve a special use permit for Debra S. Vandyke to construct and operate a mini-storage warehouse facility on property located off of State Route 664 onto Sportsman Drive in an SR (Shoreland Recreation) zone, Madison Magisterial District.**

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

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|--------------------|------------|----------------------|------------|--------------------|------------|
| <b>Mr. Ingle</b>   | <b>Aye</b> | <b>Mrs. Mumpower</b> | <b>Aye</b> | <b>Mr. Mathews</b> | <b>Aye</b> |
| <b>Mr. Derting</b> | <b>Aye</b> | <b>Mr. Osborne</b>   | <b>Aye</b> | <b>Mr. Roberts</b> | <b>Aye</b> |
| <b>Mr. Barker</b>  | <b>Aye</b> |                      |            |                    |            |

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- b. ***Bill H. and Cynthia D. Russell: Request for a Special Use Permit to construct and operate a mobile home park consisting of 15 units on property located on the north side of State Route 745 near the intersection of Route 746/745 in an A-1 (Agricultural, Limited) zone, Jefferson Magisterial District.***

**Bill Russell** appeared before the Supervisors requesting the date of his public hearing be extended. He stated his attorney could not be present at this hearing to represent him,

and the material given to the Planning Commission members and the Board of Supervisors contained a list of adjoining property owners who do not join his property. Mr. Russell stated the property he is requesting a special use permit for is not suitable for farming and he has come up with a plan for the best use of it.

Mr. Reeter provided the Supervisors with a communication from Randall Eades, attorney who is representing Mr. Russell, requesting a continuance of the public hearing for the reason he is appearing before the Virginia Supreme Court on April 15, 1998 on another case. Discussion ensued. Mr. Ingle polled the Supervisors relative to Mr. Russell's request for a continuance.

***On motion of Mr. Mathews, second by Mr. Derting, it was resolved to grant a continuance of the public hearing for Bill H. And Cynthia D. Russell for a Special Use Permit to construct and operate a mobile home park consisting of 15 units on property located on the north side of State Route 745 near the intersection of Route 746/745 in an A-1 (Agricultural, Limited) zone, Jefferson Magisterial District, and further that the public hearing be held on Tuesday, April 28, 1998, at 7:00 p.m.***

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

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|--------------------|------------|----------------------|------------|--------------------|------------|
| <i>Mr. Ingle</i>   | <i>Nay</i> | <i>Mrs. Mumpower</i> | <i>Aye</i> | <i>Mr. Mathews</i> | <i>Aye</i> |
| <i>Mr. Derting</i> | <i>Aye</i> | <i>Mr. Osborne</i>   | <i>Aye</i> | <i>Mr. Roberts</i> | <i>Aye</i> |
| <i>Mr. Barker</i>  | <i>Aye</i> |                      |            |                    |            |

6 **Public Hearing Concerning an Ordinance to Amend Chapter 38 of the 1997 Code of Washington County to Enact ANo Wake@Zones on South Holston Lake**

Mr. Ingle opened the public hearing inviting comments both in support of and in opposition to an ordinance to Amend Chapter 38 of the 1997 Code of Washington County to enact ANo Wake@zones on South Holston Lake.

***Ottolene Browning*** appeared before the Supervisors explaining a channel joins her property. She stated jet skiers cause wakes in front of her property and the shoreline is eroding. She stated she has taken precautions to protect the shoreline and prevent further erosion. Mrs. Browning stated she supports the no-wake zone where it is needed.

***Tom Whittaker*** asked the Supervisors who would enforce the no-wake zone.

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

***On motion of Mr. Derting, second by Mr. Osborne, it was resolved to adopt the following ordinance to be effective April 14, 1998:***

**No. 98-1  
AN ORDINANCE TO AMEND CHAPTER 38  
OF THE 1997 CODE OF THE COUNTY OF WASHINGTON, VIRGINIA  
ENACTING AN ORDINANCE FOR ANO WAKE@ZONES  
ON SOUTH HOLSTON LAKE**

***WHEREAS, because of increased recreational boating activity on the waters of South Holston Lake the need to establish Aio wake@boating zones has grown more apparent for both the protection of non-boaters upon the lake and for the preservation of property along the lake, it is in the best interest of the citizens of Washington County, Virginia to enact a new ordinance regulating the use of motor boats in Washington County, Virginia.***

***NOW THEREFORE, be it enacted by the Board of Supervisors for Washington County, Virginia:***

1. *That the 1997 Code of Washington County, Virginia, is hereby amended by reserving sections 38-107 through 38-129 under present Article IV, by adding in Chapter 38 an article to be numbered V, sections 38-133 through 38-150, and by adding section 38-130 through 38-132 which said sections to read as follows:*

#### **ARTICLE V. WATERCRAFT AND BOATING**

**Sec. 38-130. Purpose.**

*The purpose of this article is to enable the county to establish provisions within the county code for boating safety in accordance with applicable state laws.*

**Sec. 38-131 Definitions.**

*As used in this article, unless the context clearly requires a different meaning:*

*Motorboat means any vessel propelled by machinery whether or not the machinery is the principal source of propulsion.*

*Operate means to navigate or otherwise control the movement of a motorboat or a vessel.*

*Owner means a person, other than a lien holder, having the property in or title to a motorboat. The term includes a person entitled to the use or possession of a motorboat subject to an interest in another person, reserved or created by agreement and securing payment of performance of an obligation, but the term excludes a lessee under a lease not intended as security.*

*Vessel means every description of watercraft, other than a seaplane on the water, used or capable of being used as a means of transportation on water.*

**Sec. 38-132. Operation of boat at unlawful speed in ANO WAKE @areas of South Holston Lake; procedure for installing ANO WAKE @markers.**

*(a) No person shall operate a motorboat or vessel at such speed as to create a wake, swell or displacement wave in waters of South Holston Lake in any area where the placement of ANO WAKE @buoys or other markers has been authorized by the state Department of Game and Inland Fisheries. A violation of this subsection shall constitute a Class 4 misdemeanor.*

*(b) Any person who owns land in the county adjoining waters of the South Holston Lake may apply to the Board of Supervisors for a ANO WAKE @buoy or other marker to be placed within the water or upon land adjoining the water. The Board of Supervisors shall forward the application to the state Director of Game and Inland Fisheries and, when approved by him, a buoy or other marker of a type so approved may be installed at the applicant's expense.*

**Secs. 38-133--38-150. Reserved.**

*2. That should any section or provision of this ordinance be decided to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity or constitutionality of any other section or provision of this ordinance or the 1997 Code of Washington County, Virginia, as amended.*

*3. That this ordinance shall become effective April 14, 1998.*  
*The vote on this motion was as follows: (7-0)*

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|--------------------|------------|----------------------|------------|--------------------|------------|
| <i>Mr. Ingle</i>   | <i>Aye</i> | <i>Mrs. Mumpower</i> | <i>Aye</i> | <i>Mr. Mathews</i> | <i>Aye</i> |
| <i>Mr. Derting</i> | <i>Aye</i> | <i>Mr. Osborne</i>   | <i>Aye</i> | <i>Mr. Roberts</i> | <i>Aye</i> |
| <i>Mr. Barker</i>  | <i>Aye</i> |                      |            |                    |            |

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a. **Requests For A No Wake@Zones on South Holston Lake**

*On motion of Mr. Roberts, second by Mr. Derting, it was resolved to approve submission of the following applications for A No-Wake@Zones on South Holston Lake to the Department of Game and Inland Fisheries for approval:*

- (1) *Lakeshore Campground, beginning at established marker for Washington County Park and passing through the Joseph M. Stephens property, ending at the William C. Ford property;*
- (2) *Woodland Cove Campground.*

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

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|--------------------|------------|----------------------|------------|--------------------|------------|
| <i>Mr. Ingle</i>   | <i>Aye</i> | <i>Mrs. Mumpower</i> | <i>Aye</i> | <i>Mr. Mathews</i> | <i>Aye</i> |
| <i>Mr. Derting</i> | <i>Aye</i> | <i>Mr. Osborne</i>   | <i>Aye</i> | <i>Mr. Roberts</i> | <i>Aye</i> |
| <i>Mr. Barker</i>  | <i>Aye</i> |                      |            |                    |            |

7 **Office on Youth (Ernie Braganza, Director)**

The following action was taken on Office on Youth matters:

a. **Child Abuse Prevention Month, April 1998**

*On motion of Mr. Barker, second by Mr. Mathews, it was resolved to adopt the following Proclamation declaring April 1998 as Child Abuse Prevention Month:*

**PROCLAMATION**

**CHILD ABUSE PREVENTION MONTH**

*WHEREAS, numerous individuals and organizations across Virginia work daily to end the cycle of child abuse and neglect and work to provide families the assistance they need; and*

*WHEREAS, the incidence of child abuse and neglect affects a reported 3.1 million children in the United States annually; and*

*WHEREAS, the Commonwealth of Virginia is committed to supporting our families through programs that help prevent child abuse and neglect; and*

*WHEREAS, all children should have the opportunity to benefit from a strong family that provides valuable support and caring for its members that last a lifetime; and*

*WHEREAS, our society must resolve to preserve, protect and promote the time-honored ideal of a stable family in order to strengthen the moral, social and economic underpinnings of the Commonwealth, and we must work to ensure that all children receive a proper upbringing from parents and adults who make them feel safe, happy and loved;*

*WHEREAS, in Washington County, we have dedicated individuals and organizations who work daily to counter the problem of child abuse and neglect and to help parents obtain the*

*assistance they need.*

***NOW, THEREFORE, the Washington County, Virginia Board of Supervisors does hereby proclaim the month of April 1998 as CHILD ABUSE PREVENTION MONTH in Washington County, Virginia, and call upon our citizens to observe the month with appropriate programs, ceremonies, and activities.***

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

|                    |            |                      |            |                    |            |
|--------------------|------------|----------------------|------------|--------------------|------------|
| <i>Mr. Ingle</i>   | <i>Aye</i> | <i>Mrs. Mumpower</i> | <i>Aye</i> | <i>Mr. Mathews</i> | <i>Aye</i> |
| <i>Mr. Derting</i> | <i>Aye</i> | <i>Mr. Osborne</i>   | <i>Aye</i> | <i>Mr. Roberts</i> | <i>Aye</i> |
| <i>Mr. Barker</i>  | <i>Aye</i> |                      |            |                    |            |

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b. **Appointments to Youth Services Citizen Board**

***On motion of Mr. Barker, second by Mr. Roberts, it was resolved to approve the appointment of the following individuals to the Youth Services Citizen Board to be effective immediately to December 31, 2001:***

***Tal Stanley, Emory & Henry College  
Appalachian Center for Community Services***

***Rev. Betty Reiff  
Abingdon United Methodist Church***

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

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|--------------------|------------|----------------------|------------|--------------------|------------|
| <i>Mr. Ingle</i>   | <i>Aye</i> | <i>Mrs. Mumpower</i> | <i>Aye</i> | <i>Mr. Mathews</i> | <i>Aye</i> |
| <i>Mr. Derting</i> | <i>Aye</i> | <i>Mr. Osborne</i>   | <i>Aye</i> | <i>Mr. Roberts</i> | <i>Aye</i> |
| <i>Mr. Barker</i>  | <i>Aye</i> |                      |            |                    |            |

8 **Consideration of Resolution, Virginia Juvenile Community Crime Control Act Plan**

Present to address the Supervisors was Richard Hagy, Highlands Detention Alternative Program. Mr. Hagy presented a resolution requesting support for Washington County to act as the fiscal agent for funds received from Virginia Juvenile Community Crime Control Act.

***On motion of Mr. Barker, second by Mrs. Mumpower, it was resolved to adopt the following Resolution No. 98-8:***

***RESOLUTION No. 98-8***

***BE IT RESOLVED that the Washington County, Virginia Board of Supervisors will participate in the Virginia Juvenile Community Crime Control Act and accept funds appropriate for the purpose set forth in this act.***

***BE IT FURTHER RESOLVED that Washington County, Virginia intends to combine with Smyth County and the City of Bristol to provide one Virginia Juvenile Community Crime Control Act plan for all three localities and will act as the fiscal agent for the plan.***

***BE IT FURTHER RESOLVED that the County Administrator is hereby authorized to execute a local plan on behalf of the County of Washington.***

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

|                    |            |                      |            |                    |            |
|--------------------|------------|----------------------|------------|--------------------|------------|
| <i>Mr. Ingle</i>   | <i>Aye</i> | <i>Mrs. Mumpower</i> | <i>Aye</i> | <i>Mr. Mathews</i> | <i>Aye</i> |
| <i>Mr. Derting</i> | <i>Aye</i> | <i>Mr. Osborne</i>   | <i>Aye</i> | <i>Mr. Roberts</i> | <i>Aye</i> |
| <i>Mr. Barker</i>  | <i>Aye</i> |                      |            |                    |            |

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9            **Request for Additional County Funds for Comprehensive Services Act Expenses, Highlands Community Policy and Management Team (Robert C. Gose, Chairman)**

Mr. Robert C. Gose, Chairman, Highlands Community Policy & Management Team, was present to address the Board of Supervisors requesting additional funds to cover unanticipated expenses for additional children and adolescents in out of home placements.

*On motion of Mrs. Mumpower, second by Mr. Mathews, it was resolved to approve a supplemental appropriation of \$25,500 state funds to the Highlands Community Policy and Management Team of which \$7,500 will be transferred from reserves for contingency for the local match monies, thereby increasing the current year budget by \$33,000.*

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

|                    |            |                      |            |                    |            |
|--------------------|------------|----------------------|------------|--------------------|------------|
| <i>Mr. Ingle</i>   | <i>Aye</i> | <i>Mrs. Mumpower</i> | <i>Aye</i> | <i>Mr. Mathews</i> | <i>Aye</i> |
| <i>Mr. Derting</i> | <i>Aye</i> | <i>Mr. Osborne</i>   | <i>Aye</i> | <i>Mr. Roberts</i> | <i>Aye</i> |
| <i>Mr. Barker</i>  | <i>Aye</i> |                      |            |                    |            |

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10           **Request for Road Name Change (Jackson H. Barker)**

Mr. Barker presented a resolution for the Board to consider in naming a portion of Route 802.

*On motion of Mr. Barker, second by Mr. Osborne, it was resolved to adopt the following Resolution No. 98-9:*

**RESOLUTION No. 98-9**

***WHEREAS, a portion of existing State Secondary Route 802 (Mendota Road) shall be relocated as a result of state secondary road improvements project of the Virginia Department of Transportation (VDOT), and***

***WHEREAS, as a result of this relocation, a section of the present Mendota Road will be redesignated as a separated state secondary route by VDOT, and***

***WHEREAS, as a result of such redesignation, the County of Washington shall need to rename a section of the existing Mendota Road, and***

***WHEREAS, the name of Mr. Harold Benfield has been suggested as a name for this existing section as such time as redesignation and renaming shall be required;***

***NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Washington County, Virginia that portion of the existing Mendota Road to be relocated in the vicinity of Mendota Methodist Bible Church be officially renamed Benfield Lane in honor of Mr. Harold Benfield.***

***BE IT FURTHER RESOLVED that this renaming shall occur at such time as is appropriate upon the completion and opening of the relocated portion of Mendota Road.***

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

|                    |            |                      |            |                    |            |
|--------------------|------------|----------------------|------------|--------------------|------------|
| <i>Mr. Ingle</i>   | <i>Aye</i> | <i>Mrs. Mumpower</i> | <i>Aye</i> | <i>Mr. Mathews</i> | <i>Aye</i> |
| <i>Mr. Derting</i> | <i>Aye</i> | <i>Mr. Osborne</i>   | <i>Aye</i> | <i>Mr. Roberts</i> | <i>Aye</i> |
| <i>Mr. Barker</i>  | <i>Aye</i> |                      |            |                    |            |

11 **Authorization to Apply for DMV Grants (Robin Buchanan, Washington County Sheriff's Office)**

Ms. Robin Buchanan appeared before the Board of Supervisors requesting authorization to apply for Department of Motor Vehicle grants.

*On motion of Mr. Osborne, second by Mrs. Mumpower, it was resolved to authorize the Sheriff to apply to the Department of Motor Vehicle for the following DMV 50/50 grants with the County's 50% match being in-kind:*

*Alcohol Selective Enforcement  
Bicycle Safety  
Radar Selective Enforcement  
Occupant Protection Selective Enforcement Program.*

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

|                    |            |                      |            |                    |            |
|--------------------|------------|----------------------|------------|--------------------|------------|
| <i>Mr. Ingle</i>   | <i>Aye</i> | <i>Mrs. Mumpower</i> | <i>Aye</i> | <i>Mr. Mathews</i> | <i>Aye</i> |
| <i>Mr. Derting</i> | <i>Aye</i> | <i>Mr. Osborne</i>   | <i>Aye</i> | <i>Mr. Roberts</i> | <i>Aye</i> |
| <i>Mr. Barker</i>  | <i>Aye</i> |                      |            |                    |            |

12 **Consideration of Resolution of Support for Region I Perinatal Coordinating Council Application to VA Department of Health, Division of Women's and Infants' Health for FY 98 Grant Funding Enabling Continuation of Services (Dulcie M. Mumpower)**

*On motion of Mrs. Mumpower, second by Mr. Mathews, it was resolved to adopt the following Resolution No. 98-7 supporting Region I Perinatal Coordinating Council application to the Virginia Department of Health, Division of Women's and Infants' Health for FY 98 grant funding, enabling the continuation of services:*

**RESOLUTION No. 98-7**

*WHEREAS, perinatal care has been recognized as one of the most significant and effective means of preventing infant mortality and morbidity; and*

*WHEREAS, individual health needs vary among expectant mothers and infants; and  
WHEREAS, the Region I Perinatal Coordinating Council (RPCC) has served to increase the awareness among expectant mothers of the need for such prenatal care within and around Washington County over the past five years; and*

*WHEREAS, the RPCC has contributed greatly in that same five year period to the coordination of prenatal and infant health care services and to the promotion of healthy birth outcomes within and around Washington County; and*

*WHEREAS, the RPCC is eligible to apply for grant moneys from the Virginia Department of Health, Division of Women's and Infants' Health for FY 98; and*

*NOW, THEREFORE, BE IT RESOLVED that Washington County, Virginia Board of Supervisors does hereby recognize the continuing need for the Region I Perinatal Coordinating Council (RPCC) within the community of Washington County and the surrounding region; and,*

***BE IT FURTHER RESOLVED that the Washington County, Virginia Board of Supervisors does hereby express its support for the continued mission of the Region I Perinatal Coordinating Council within the same community.***

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

|                    |            |                      |            |                    |            |
|--------------------|------------|----------------------|------------|--------------------|------------|
| <i>Mr. Ingle</i>   | <i>Aye</i> | <i>Mrs. Mumpower</i> | <i>Aye</i> | <i>Mr. Mathews</i> | <i>Aye</i> |
| <i>Mr. Derting</i> | <i>Aye</i> | <i>Mr. Osborne</i>   | <i>Aye</i> | <i>Mr. Roberts</i> | <i>Aye</i> |
| <i>Mr. Barker</i>  | <i>Aye</i> |                      |            |                    |            |

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a. **Recess**

***On motion of Mrs. Mumpower, second by Mr. Mathews, it was resolved to take a brief recess.***

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

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|--------------------|------------|----------------------|------------|--------------------|------------|
| <i>Mr. Ingle</i>   | <i>Aye</i> | <i>Mrs. Mumpower</i> | <i>Aye</i> | <i>Mr. Mathews</i> | <i>Aye</i> |
| <i>Mr. Derting</i> | <i>Aye</i> | <i>Mr. Osborne</i>   | <i>Aye</i> | <i>Mr. Roberts</i> | <i>Aye</i> |
| <i>Mr. Barker</i>  | <i>Aye</i> |                      |            |                    |            |

13 **Discussion of Allocating Trigon Health Insurance Fund Monies to Outside Participating Agencies**

Receive memorandum from Mark W. Seamon, Accounting/Purchasing Manager, summarizing the percentage Trigon stock funds being held for County agency employees who are covered by Trigon Insurance as of March 1996, excluding the school system.

Also included was information pertaining to the balance of the Trigon-WC Reserve Fund as of March 31, 1998.

***On motion of Mr. Osborne, second by Mr. Mathews, it was resolved to authorize the Treasurer to distribute the following proportional Trigon Stock refund proceeds, to be administered by the specific agency receiving the funds:***

|  |                          |
|--|--------------------------|
| <i>People, Incorporated</i>                | <i>\$ 62,284.50</i>      |
| <i>Highlands Community Services</i>        | <i>135,429.24</i>        |
| <i>Washington County Service Authority</i> | <i><u>104,286.99</u></i> |
| <i>Total</i>                               | <i>\$302,000.73</i>      |

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

|                    |            |                      |            |                    |            |
|--------------------|------------|----------------------|------------|--------------------|------------|
| <i>Mr. Ingle</i>   | <i>Aye</i> | <i>Mrs. Mumpower</i> | <i>Aye</i> | <i>Mr. Mathews</i> | <i>Aye</i> |
| <i>Mr. Derting</i> | <i>Aye</i> | <i>Mr. Osborne</i>   | <i>Aye</i> | <i>Mr. Roberts</i> | <i>Aye</i> |
| <i>Mr. Barker</i>  | <i>Aye</i> |                      |            |                    |            |

14 a. **Appointments to Virginia Highlands Community College Board of Directors, Terms Expire June 30, 1998:**

The following action was taken on appointments to the Virginia Highlands Community College Board of Directors:

:: **Mark Graham**

*On motion of Mr. Derting, second by Mr. Roberts, it was resolved to reappoint Mark Graham to the Virginia Highlands Community College Board of Directors representing Washington County, for a four year term effective July 1, 1998 to June 30, 2002.*

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

|                    |            |                      |            |                    |            |
|--------------------|------------|----------------------|------------|--------------------|------------|
| <i>Mr. Ingle</i>   | <i>Aye</i> | <i>Mrs. Mumpower</i> | <i>Aye</i> | <i>Mr. Mathews</i> | <i>Aye</i> |
| <i>Mr. Derting</i> | <i>Aye</i> | <i>Mr. Osborne</i>   | <i>Aye</i> | <i>Mr. Roberts</i> | <i>Aye</i> |
| <i>Mr. Barker</i>  | <i>Aye</i> |                      |            |                    |            |

:: **Ruth Sheffield**

It was noted Mrs. Ruth Sheffield is not eligible for reappointment to the Virginia Highlands Community College Board. There was consensus agreement to place this matter on the Agenda for consideration in May.

\*\*\*\*\*

b. **Consideration of Board Appointments Expiring prior to August 31, 1998**

Noted expiring appointments to Boards and Commissions. There was consensus agreement to place this matter on the Agenda for consideration in May.

15 **Citizen Comments**

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

*Patrick Mannix* addressed the Supervisors concerning various legal issues and the Board of Supervisors meeting agenda.

16 **County Administrator Comments**

The following action was taken on County Administrator comments:

a. **Proposed Amendment to Board of Supervisors General Policies, Article 6**

*On motion of Mr. Osborne, second by Mr. Barker, it was resolved to adopt the following amendment to Article 6 of the Board of Supervisors General Policies:*

*Article 6. Budget Policy*

**6.1. General**

**6.1.1.** *The Washington County Board of Supervisors (hereinafter the Board) vests the day-to-day management of monies appropriated to the various Funds of the County Operating Budget; and, specifically, to the budgetary departments within those Funds, to the administrative, executive or elected heads of various offices, departments, agencies and organizations subject to the provisions set forth in this Article.*

6.1.2. *The fiscal year County Operating Budget shall be set out so as to allocate the total amount appropriated to the various Funds and their respective budgetary departments among one or more line-items. Such line-items shall be established so as to provide for the convenient, adequate and accountable management of the budgetary department as a whole.*

6.2. *Budget Preparation*

6.2.1. *Preparation of the Proposed and Recommended County Operating Budget for each county fiscal year is vested with the County Administrator pursuant to the '15.2-407 and '15.2-1541 of the 1950 Code of Virginia, as amended.*

6.2.2. *The Proposed and Recommended County Operating Budget shall be presented as one (1) document consisting of a listing of all estimated county revenues to be received and anticipated expenditures to be disbursed for each county fiscal year. The expenditures shown within the Proposed County Operating Budget shall consist proposed expenditures on a line-item basis submitted by the head each budgetary department funded within the County Operating Budget. The Recommended County Operating Budget shall show such line-item expenditures as may be adjusted by the County Administrator at his discretion. The format for presentation of the Proposed and Recommended County Operating Budget shall be in accordance with '15.2-2504 of the 1950 Code of Virginia, as amended, and with the guidelines of the Virginia Auditor of Public Accounts and other applicable standards for local government budgeting practices.*

6.2.3. *The County Administrator shall prepare and submit a calendar of scheduled County Operating Budget preparation and review meetings (referred to as Budget Adjustment Work Session Meetings) for adoption by the Board at their Annual Meeting. The calendar shall include a presentation of projected revenue estimates and may include one or more joint meetings with the Washington County School Board to review, discuss and act upon as necessary budgetary matters for an upcoming fiscal year. The calendar shall end with a meeting of the Board to adopt the County Operating Budget, establish the county tax rates, and adopt an Appropriations Resolution, such actions which may occur at separate meetings to be held on or before June 30 of each year. This calendar shall be adopted by the Board and made part of the Board's Operating Procedures for the calendar year, and may be modified by the Board after adoption at its discretion.*

6.2.4. *At Budget Adjustment Work Session Meetings, all budget approvals made by the Board will be considered tentative until the County Operating Budget is adopted and county tax rates set on or before June 30 of each year.*

6.2.5. *The Board will first review, adjust and give its tentative approval to budget requests of \$250,000.00 or more in order of the amount of the request. Budget requests of less than \$250,000.00 will generally be reviewed, adjusted and given tentative approval in the order in which they appear in the County Administrator's Recommended County Operating Budget. The County Administrator may recommend and the Board may consider certain budget requests of less than \$250,000.00 prior to others in the event those budget requests contain items which should be acted upon prior to July 1 in order to expedite matters for the coming fiscal year. In no event may funds tentatively approved be encumbered or obligated until final adoption of the budget.*

6.2.6. *Prior to the adoption of the County Operating Budget, any Board member may make a motion to adjust any part of the budget which has already been tentatively approved, regardless of whether the Board member making the motion voted in the minority previously on that particular budget.*

6.2.7. *The Chairman is empowered to rule a Board member's motion out of order if in the Chairman's judgement the intent of the motion is to halt or needlessly delay progress in the budget deliberation and tentative approval process.*

6.2.8. *Budget Adjustment Work Session Meetings conducted during weekday evening hours as may be scheduled and approved will begin at 7:00 PM and end no later than 9:30 PM unless a*

*consensus majority of the Board wishes to continue later into the evening. In no event will evening work session meetings continue beyond 10:30 PM. A 10 minute recess may be called each hour. Budget Adjustment Work Session meetings conducted on Saturdays during daytime hours as may be scheduled and approved will begin at 9:00 AM and end no later than 5:00 PM unless a consensus majority of the Board wishes to continue later into the evening. In no event will Saturday work session meetings continue beyond 7:00 PM. Any Saturday meeting may recess for up to 1 2 hours for lunch, and a 10 minute recess may be called each hour.*

*6.2.9. The County Administrator shall submit a proposed schedule listing specific budget requests to be reviewed, adjusted and tentatively approved by the Board of Supervisors pursuant to the adopted schedule of Budget Adjustment Work Session Meetings at the time the County Administrator presents his Recommended County Operating Budget. The Board may at its discretion adopt the schedule presented, in which case only those requests shall be considered and tentatively acted upon by the Board at the scheduled Budget Work Session Meeting indicated. At any such meeting, the Board may table tentative action on any request to a future meeting by vote or consensus of a majority of Board members present.*

### *6.3 Line-Item Transfers*

*6.3.1. Upon adoption of the County Operating Budget, there shall be no transfer of funds among line-items within budgetary departments of the General Fund and E-911 Project Fund without prior approval of the Board. Requests for Board approval of such transfers shall be directed to the County Administrator or his/her designee, and shall be presented to the Board as an Item of Business at a regular or special meeting. Requests for line-item transfers within the County Library Fund shall be approved by the County Library Board of Trustees prior to such transfers being effected.*

*6.3.2. Unless otherwise prohibited pursuant to the fiscal year Appropriations Resolution, allocation of expenditures may exceed the amounts budgeted per individual line-item as long as the total appropriation for the budgetary department remains in balance.*

*6.3.3. The heads of all offices, departments, agencies and organizations shall ensure that expenditures allocated against line-items within their budgetary departments are consistent with the intended purpose of such line-items. Where there exists a discrepancy between the nature of an expenditure and the intended purpose of the line-item to which it is allocated, the County Administrator or his/her designee may redirect allocation of that expenditure to a more appropriate line-item at his/her discretion.*

*6.3.4. At the conclusion of each quarter of the county fiscal year, a Quarterly Budget Report shall be prepared by the County Administrator or his/her designee. The Report shall show on a line-item by line-item basis all fiscal year-to-date expenditures and balances for all budgetary departments of the various Funds of the County Operating Budget, as well as such other information deemed relevant by the County Administrator for full disclosure of the state of the County Operating Budget. The Report shall be reviewed by the Board as an Item of Business at a regular or special meeting as soon as practical at the end of each quarter fiscal year period.*

*6.3.5. Excess or unneeded funds originating from the general tax revenues of the county in personnel-related line-items within the various budgetary departments of the General Fund, E-911 Project Fund, and County Library Fund may be administratively transferred to the Reserve for Contingencies line-item of the General Fund at the discretion of the County Administrator. The County Administrator or his/her designee shall notify the heads of affected budgetary departments at the time such transfers are made. Heads of affected budgetary departments and the County Library Board of Trustees may appeal such transfers to the Board.*

*6.3.6. The provisions of this paragraph shall not apply to line-items within budgetary departments representing a single total appropriation to a specific office, department, agency or organization.*

6.4. *Paragraphs 6.1. and 6.3. of this Article shall become effective July 1, 1997 for the county fiscal year beginning July 1, 1997 through June 30, 1998. Paragraph 6.2. of this Article shall become effective April 14, 1998 for the County Fiscal Year 1998-99 Operating Budget preparation process. This Article shall be continued for subsequent fiscal year periods unless amended or abolished pursuant to the provisions of Board's By-Laws.*

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

|                    |            |                      |            |                    |            |
|--------------------|------------|----------------------|------------|--------------------|------------|
| <i>Mr. Ingle</i>   | <i>Aye</i> | <i>Mrs. Mumpower</i> | <i>Aye</i> | <i>Mr. Mathews</i> | <i>Aye</i> |
| <i>Mr. Derting</i> | <i>Aye</i> | <i>Mr. Osborne</i>   | <i>Aye</i> | <i>Mr. Roberts</i> | <i>Aye</i> |
| <i>Mr. Barker</i>  | <i>Aye</i> |                      |            |                    |            |

\*\*\*\*\*

b. **Request to Reschedule Presentation of Proposed and Recommended County Operating Budget to April 30, 1998**

There was consensus agreement among the Supervisors to reschedule the presentation of the proposed and recommended County FY 98-99 operating budget to Wednesday, April 29, 1998.

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c. **Endorsement of Rules Concerning Use of Washington County Community Services Building Conference Rooms**

Mr. Doug Meade, Director, Department of Social Services, submitted a proposed policy and guidelines for the use of the Washington County Community Services Building conference room facilities to be considered for Board of Supervisor's action.

There was consensus to endorse Regulations for the Use of the Washington County Community Services Building Conference Room.

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d. **Presentation Concerning Geographic Information Systems, 6:00 p.m., April 30, 1998**

There was consensus agreement to schedule the Geographic Information Systems presentation on Wednesday, April 29, 1998, 6:00 p.m., in Conference Room No. 2. Supervisors were invited to be present.

17 **County Attorney Reports** There were no reports.

18 **Consent Agenda**

*On motion of Mr. Mathews, second by Mr. Osborne, it was resolved to approve the following Consent Agenda items:*

- a. *Payment of Bills, March 1998*
- b. *Transfer of Funds by Line Item, Central Dispatch, \$1,000*
- c. *Supplemental Appropriations:*
  - :: *Sheriff's Office, as follows:*
  - :: *Drug Restitution Collections, \$915.00 to 31200/5880*

- ::Telephone Refund, \$537.00 to 31450/5230*
- ::Medical Check Refund, \$67.00 to 31200/3111*
- ::Aluminum Can Pick-up, \$101.92 to 33100/6022*
- ::Travel Order Reimbursement, \$26.24 to 31200/5510*
- ::Jail Garden Potatoes, \$8.00 to 33100/5840*
- ::Cellular Phones Reimbursement from Deputies, \$960.00 to 31200/5230*
- ::Immigrants Fingerprinting, \$340.00 to 33100/1302*
- :: Va Department of Fire Programs, Computer Software Grant, \$125.00*
- :: Washington County School Board, \$96,065, as follows:*
  - ::Title VI, Innovative Education Program Strategies, \$3,000*
  - ::Washington County Adult Skill Center, \$43,000*
  - ::Mt. Rogers Regional Adult Education Program:*
    - ::Department of Education, \$5,500*
    - ::Carolyn Manufacturing Workplace, \$3,694*
    - ::Goals 2000 Award (1996 Funds), \$40,871*
- :: Commonwealth Attorney's Office, Salary Adjustment, \$4,315.00*

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

|                    |            |                      |            |                    |            |
|--------------------|------------|----------------------|------------|--------------------|------------|
| <i>Mr. Ingle</i>   | <i>Aye</i> | <i>Mrs. Mumpower</i> | <i>Aye</i> | <i>Mr. Mathews</i> | <i>Aye</i> |
| <i>Mr. Derting</i> | <i>Aye</i> | <i>Mr. Osborne</i>   | <i>Aye</i> | <i>Mr. Roberts</i> | <i>Aye</i> |
| <i>Mr. Barker</i>  | <i>Aye</i> |                      |            |                    |            |

## 19 Board Member Reports

Mr. Barker recognized the efforts of Mr. Frank Canter in providing for three handicapped parking spaces in the parking area between William King Regional Arts Center and the County Administration Building.

Mr. Barker urged the County Administrator to proceed with employing an Animal Control Officer and expressed the importance of keeping the position and salary in the FY 1998-99 budget.

Mr. Derting reported that the Agriculture Committee of the Chamber of Commerce drafted a Position Paper relative to providing economic assistance to the tobacco farmers adversely affected by proposed changes in federal legislation on tobacco production.

Mr. Osborne expressed displeasure that the animal control officer position has not been filled, and that phone numbers for current personnel are not readily available to the public. He reported receiving telephone calls from constituents on a recent weekend concerning animal problems, and that he was unable to reach animal control personnel.

Mrs. Mumpower echoed Mr. Osborne's concern, reporting she received a complaint from a constituent relative to an animal problem, and was unable to provide assistance to the citizen.

Mrs. Mumpower reported John S. Battle High School Wrestling Team won District and Regional Tournament. She requested the team members be recognized with a plaque.

Mr. Mathews reported the Historical Society is requesting five historical marker/plaques be purchased. He asked that this request be added to their budget proposal. There was consensus agreement among the Supervisors to discuss this request during the upcoming budget work sessions.

## 20 Recess to April 23, 1998, 7:00 p.m. for Presentation of Proposed and Recommended County Operating Budget or Adjourn to April 28, 1998 Regular Meeting

*On motion of Mr. Mathews, second by Mr. Barker, it was resolved to adjourn to Tuesday, April 28, 1998.*

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

|                    |            |                      |            |                    |            |
|--------------------|------------|----------------------|------------|--------------------|------------|
| <i>Mr. Ingle</i>   | <i>Aye</i> | <i>Mrs. Mumpower</i> | <i>Aye</i> | <i>Mr. Mathews</i> | <i>Aye</i> |
| <i>Mr. Derting</i> | <i>Aye</i> | <i>Mr. Osborne</i>   | <i>Aye</i> | <i>Mr. Roberts</i> | <i>Aye</i> |
| <i>Mr. Barker</i>  | <i>Aye</i> |                      |            |                    |            |

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Bobby D. Ingle, Chairman