

**VIRGINIA:**

At a regular meeting of the Washington County Board of Supervisors held Tuesday, August 14, 2007, at 7:00 p.m., at the County Administration Building in Abingdon, Virginia the following were present:

**PRESENT:**

Kenneth O. Reynolds, Chairman  
Jack R. McCrady, Jr., Vice Chairman  
Phillip B. McCall  
Dulcie M. Mumpower  
Odell Owens  
Paul O. Price  
Anthony S. Rector

Mark K. Reeter, County Administrator  
Lucy E. Phillips, County Attorney  
Mark W. Seamon, Accounting Manager  
Naoma A. Mullins, Recording Clerk

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**1. Call to Order**

The meeting was called to order by Mr. Kenneth Reynolds, Chairman of the Board, who welcomed everyone in attendance.

**2. Invocation and Pledge of Allegiance**

Chairman Kenneth Reynolds gave the Invocation and led the Pledge of Allegiance.

**3. Approval of Agenda**

*On motion of Mr. Rector, second by Mr. Owens, it was resolved to approve the agenda with the following amendments:*

**Addition of New Item 9.c.**

***Board Planning Session (Retreat Follow-up), October 24 or 25, Abingdon***

**Addition of New Item 9.d.**

***Reminder: Pre-School Opening Tour, Friday, August 17, 8:00 AM, School Board Office***

**Addition of New Item 13.a.**

**Closed Meeting:**

*Request for Closed Meeting Pursuant to Virginia Code Section 2.2-3711(A)(5) for discussion concerning prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community; specifically a prospective industry proposed for location in one of the County's industrial parks.*

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

<i>Mr. McCall</i>	<i>Aye</i>
<i>Mr. McCrady</i>	<i>Aye</i>
<i>Mrs. Mumpower</i>	<i>Aye</i>
<i>Mr. Owens</i>	<i>Aye</i>
<i>Mr. Price</i>	<i>Aye</i>
<i>Mr. Rector</i>	<i>Aye</i>
<i>Mr. Reynolds</i>	<i>Aye</i>

**4. Approval of Minutes**

*On motion of Mr. McCall, second by Mr. Rector, it was resolved to approve the minutes of the July 24, 2007, regular meeting as presented.*

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

<i>Mr. McCall</i>	<i>Aye</i>
<i>Mr. McCrady</i>	<i>Aye</i>
<i>Mrs. Mumpower</i>	<i>Aye</i>
<i>Mr. Owens</i>	<i>Aye</i>
<i>Mr. Price</i>	<i>Aye</i>
<i>Mr. Rector</i>	<i>Aye</i>
<i>Mr. Reynolds</i>	<i>Aye</i>

**5. Public Hearings:**

- a. Public Hearing and Consideration of Adoption of an Ordinance to Vacate Parcel #4 From The "Plat Showing the Division of a Portion of the Estate of D. C. Combs & Mary Elizabeth Combs..and the Property of Paul Leonard Combs and D. C. Combs, Jr.," (Plat Book 36, Page 17) in the Madison Magisterial District in Washington County, Virginia**

Ms. Phillips provided the Board with introductory remarks and reviewed the materials provided to the members of the Board concerning this request.

Mr. Reynolds opened the public hearing to receive comments both in support of and in opposition to the proposed ordinance.

Mr. Paul Combs addressed the Board explaining that he would like to divide the property and give his daughter and son-in-law an 8-acre lot on which to build a house.

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

*On motion of Mr. McCall, second by Mr. McCrady, it was resolved to adopt the following ordinance:*

***AN ORDINANCE TO VACATE PARCEL #4 FROM THE “PLAT SHOWING THE DIVISION OF A PORTION OF THE ESTATE OF D.C. COMBS & MARY ELIZABETH COMBS ...AND THE PROPERTY OF PAUL LEONARD COMBS & D.C. COMBS, JR.” (PLAT BOOK 36, PAGE 17) IN THE MADISON MAGISTERIAL DISTRICT OF THE COUNTY OF WASHINGTON, VIRGINIA***

*WHEREAS, a subdivision of land in the Madison Magisterial District of the County of Washington, Virginia, was made by recordation of a plat titled, “Plat Showing the Division of a Portion of the Estate of D.C. Combs & Mary Elizabeth Combs...And the Property of Paul Leonard Combs & D.C. Combs, Jr.” recorded on June 15, 1999, in the land records of the Clerk of Court of Washington County, Virginia (Land Records), in Plat Book 36, Page 17 (Plat); and*

*WHEREAS, by deed recorded as Deed Book 1055, Page 95 in the Land Records, Paul Leonard Combs, Sr. and Mary Louise Combs (Owners) acquired Parcel 4 (Lot) as more particularly described by Plat; and*

*WHEREAS, Owner wishes to divide Lot, which contains 63.25 acres, more or less, into parcels of smaller acreage;*

*WHEREAS, the zoning designation for Lot is Residential-General (R-2), and, pursuant to Washington County Code §66-424, any divisions of Lot would be subject to a minimum lot size of 30,000 square feet upon the extension of public water or one acre if public water is not extended; and*

*WHEREAS, the Board of Supervisors of Washington County, Virginia, after public notice and public hearing, pursuant to Virginia Code § 15.2-2272(2) (1950, as amended), does hereby find that vacation of Lot from the Plat for purpose of further division would not harm the public interest or public safety.*

***NOW, THEREFORE, BE IT ORDAINED, by the Board of Supervisors of Washington County, Virginia, that the Board does hereby adopt the following ordinance pursuant to Virginia Code § 15.2-2272(2):***

***1. Parcel 4 (Lot) of the plat titled, “Plat Showing the Division of a Portion of the Estate of D.C. Combs & Mary Elizabeth Combs...And the Property of Paul Leonard Combs & D.C. Combs, Jr.” (Plat Book 36, Page 17) (Plat) is hereby vacated pursuant to Virginia Code § 15.2-2272(2) from the Plat for the purpose to allow division of Lot; and***

***2. Pursuant to Virginia Code § 15.2-2276, after the effective date of this ordinance, the Clerk of Circuit Court of Washington County, Virginia is directed to mark Lot as “Vacated” on Plat and record a certified copy of this ordinance in the Office of the Clerk of Circuit of Washington County, Virginia indexed to Plat pursuant to Virginia Code § 15.2-2272(2); and***

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

4. *That this ordinance shall become effective thirty (30) days after its adoption unless an appeal pursuant to Virginia Code § 15.2-2272(2) is filed within that time period, in which case, this ordinance shall become effective as directed by a court of competent jurisdiction.*

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

<i>Mr. McCall</i>	<i>Aye</i>
<i>Mr. McCrady</i>	<i>Aye</i>
<i>Mrs. Mumpower</i>	<i>Aye</i>
<i>Mr. Owens</i>	<i>Aye</i>
<i>Mr. Price</i>	<i>Aye</i>
<i>Mr. Rector</i>	<i>Aye</i>
<i>Mr. Reynolds</i>	<i>Aye</i>

**b. Public Hearing and Consideration of Adoption of an Ordinance to Vacate Lot #4 from the “722 Estates” (Plat Book 20, Page 86) in the Taylor Magisterial District in Washington County, Virginia**

Ms. Phillips provided the Board with introductory remarks.

Mr. Reynolds opened the public hearing to receive comments both in support of and in opposition to the proposed ordinance to vacate Lot #4 from the “722 Estate.”

Mr. Brian Ely, Attorney with Ely, Jesse and Read, addressed the Board on behalf of his client, Barry Compton. Mr. Ely explained that Mr. Compton’s plans are to subdivide the property and sell a lot to his daughter for construction of a home. He further explained that there is nothing in the restrictive covenants to restrict Mr. Compton from dividing the property.

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

*On motion of Mr. McCrady, second by Mrs. Mumpower, it was resolved to adopt the following ordinance:*

***AN ORDINANCE TO VACATE LOT #4 FROM THE “722 ESTATES”  
(PLAT BOOK 20, PAGE 86) IN THE TAYLOR MAGISTERIAL DISTRICT  
OF THE COUNTY OF WASHINGTON, VIRGINIA***

*WHEREAS, a subdivision of land in the Taylor Magisterial District of the County of Washington, Virginia, was made by recordation of a plat titled, “722 Estates” recorded in the land records of the Clerk of Court of Washington County, Virginia (Land Records), in Plat Book 20, Page 86, on August 5, 1980 (Plat); and*

*WHEREAS, by deed dated June 17, 1992, and recorded at Deed Book 840, Page Number 194 in the Land Records, Barry N. Compton and Pamela J. Compton (Owners) acquired Lot 4 (Lot) as more particularly described by Plat; and*

*WHEREAS, Owner wishes to divide Lot, which contains 2.023 acres, more or less, into parcels of smaller acreage;*

*WHEREAS, the zoning designation for Lot is Agricultural-General (A-2), and has a minimum lot size of 30,000 square feet pursuant to Washington County Code §66-324 because the lot is served by public water but not public sewer; and*

*WHEREAS, the Board of Supervisors of Washington County, Virginia, after public notice and public hearing, pursuant to Virginia Code § 15.2-2272(2) (1950, as amended), does hereby find that vacation of Lot from the Plat for purpose of further division would not harm the public interest or public safety.*

***NOW, THEREFORE, BE IT ORDAINED, by the Board of Supervisors of Washington County, Virginia, that the Board does hereby adopt the following ordinance pursuant to Virginia Code § 15.2-2272(2):***

- 1. Lot 4 (Lot) of the “722 Estates” Plat (Plat Book 20, Page 86) (Plat) is hereby vacated pursuant to Virginia Code § 15.2-2272(2) from being part of the recorded subdivision plat for the purpose to allow division of Lot; and***
- 2. Pursuant to Virginia Code § 15.2-2276, after the effective date of this ordinance, the Clerk of Circuit Court of Washington County, Virginia is directed to mark Lot as “Vacated” on Plat and record a certified copy of this ordinance in the Office of the Clerk of Circuit Court of Washington County, Virginia indexed to Plat pursuant to Virginia Code § 15.2-2272(2); and***
- 3. That should any section or provision of this ordinance be decided by a court of competent jurisdiction to be invalid or unconstitutional, such decision shall not affect the validity or constitutionality of any other section or provision of this ordinance or of the Washington County Code; and***
- 4. That this ordinance shall become effective thirty (30) days after its adoption unless an appeal pursuant to Virginia Code § 15.2-2272(2) is filed within that time period, in which case, this ordinance shall become effective as directed by a court of competent jurisdiction.***

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

<b><i>Mr. McCall</i></b>	<b><i>Aye</i></b>
<b><i>Mr. McCrady</i></b>	<b><i>Aye</i></b>
<b><i>Mrs. Mumpower</i></b>	<b><i>Aye</i></b>
<b><i>Mr. Owens</i></b>	<b><i>Aye</i></b>
<b><i>Mr. Price</i></b>	<b><i>Aye</i></b>
<b><i>Mr. Rector</i></b>	<b><i>Aye</i></b>
<b><i>Mr. Reynolds</i></b>	<b><i>Aye</i></b>

**c. Public Hearing and Consideration of Adoption of an Ordinance to Vacate Lot #6 from the “Plat Showing a Division of a Part of the Property of Edith Whiteaker” (Plat Book 25, Page 48) in the Madison Magisterial District in Washington County, Virginia**

Ms. Phillips provided the Board with introductory remarks. She explained that the owners of this lot would like to divide it into parcels of smaller acreage and to create a road to access adjoining property. Ms. Phillips further explained that the lot is served with public water but not public sewer and that the lot size is sufficient for the proposed division.

Mr. Reynolds opened the public hearing to receive comments both in support of and in opposition to the proposed ordinance to vacate Lot #6 from the “plat showing a division of a part of the property of Edith Whiteaker.”

Mr. Richard Hagy addressed the Board explaining that the Lot is owned by him and his brother. Mr. Hagy explained that their plans are to develop a subdivision with 20 parcels on adjoining property and to construct a state maintained road on Lot #6 to access the adjoining property.

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

*On motion of Mr. Price, second by Mrs. Mumpower, it was resolved to adopt the following ordinance:*

**AN ORDINANCE TO VACATE LOT #6 FROM THE "PLAT SHOWING A DIVISION OF A PART OF THE PROPERTY OF EDITH WHITEAKER" (PLAT BOOK 25, PAGE 48) IN THE MADISON MAGISTERIAL DISTRICT OF THE COUNTY OF WASHINGTON, VIRGINIA**

*WHEREAS, a subdivision of land in the Madison Magisterial District of the County of Washington, Virginia, was made by recordation of a plat titled, "Plat Showing a Division of Part of the Property of Edith Whiteaker" dated February 12, 1986 and revised June 14, 1990, in the land records of the Clerk of Court of Washington County, Virginia (Land Records), in Plat Book 25, Page 48 (Plat); and*

*WHEREAS, by deed recorded at Deed Book 802, Page 195 in the Land Records, Richard W. Hagy and Darlene B. Hagy (Owners) acquired Tract Number 6 (Lot) as more particularly described by Plat; and*

*WHEREAS, Owner wishes to divide Lot, which contains 1.86 acres, more or less, to create from it a building lot of smaller acreage and a street through Lot to provide access to adjoining acreage;*

*WHEREAS, the zoning designation for Lot is Residential-Limited (R-1), and has a minimum lot size of 30,000 square feet pursuant to Washington County Code §66-399 because the lot is served by public water but not public sewer; and*

*WHEREAS, the Board of Supervisors of Washington County, Virginia, after public notice and public hearing, pursuant to Virginia Code § 15.2-2272(2) (1950, as amended), does hereby find that vacation of Lot from the Plat for purpose of further division would not harm the public interest or public safety.*

**NOW, THEREFORE, BE IT ORDAINED, by the Board of Supervisors of Washington County, Virginia, that the Board does hereby adopt the following ordinance pursuant to Virginia Code § 15.2-2272(2):**

- 1. Lot #6 (Lot) of the plat titled, "Plat Showing a Division of Part of the Property of Edith Whiteaker" dated February 12, 1986 and revised June 14, 1990 (Plat Book 18, Page 49) (Plat) is hereby vacated pursuant to Virginia Code § 15.2-2272(2) from being part of the recorded subdivision plat for the purpose to allow replat of it for creation of a smaller building lot and a street to access adjoining property; and*
- 2. Pursuant to Virginia Code § 15.2-2276, after the effective date of this ordinance, the Clerk of Circuit Court of Washington County, Virginia is directed to mark Lot as "Vacated" on Plat and record a certified copy of this ordinance in the Office of the Clerk of Circuit of Washington County, Virginia indexed to Plat pursuant to Virginia Code § 15.2-2272(2); and*

- 3. *That should any section or provision of this ordinance be decided by a court of competent jurisdiction to be invalid or unconstitutional, such decision shall not affect the validity or constitutionality of any other section or provision of this ordinance or of the Washington County Code; and*
- 4. *That this ordinance shall become effective thirty (30) days after its adoption unless an appeal pursuant to Virginia Code § 15.2-2272(2) is filed within that time period, in which case, this ordinance shall become effective as directed by a court of competent jurisdiction.*

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

<i>Mr. McCall</i>	<i>Aye</i>
<i>Mr. McCrady</i>	<i>Aye</i>
<i>Mrs. Mumpower</i>	<i>Aye</i>
<i>Mr. Owens</i>	<i>Aye</i>
<i>Mr. Price</i>	<i>Aye</i>
<i>Mr. Rector</i>	<i>Aye</i>
<i>Mr. Reynolds</i>	<i>Aye</i>

**d. Public Hearing and Consideration of Approval of a Proposed Conveyance to the Tennessee Valley Authority (TVA) of a permanent easement for Electric Power Transmission Purposes Across a Portion of the Washington County Transfer Station Property in the Bristol-Washington County Industrial Park**

Ms. Phillips explained that TVA has requested an easement to cross County owned property at the Washington County Transfer Station site in the Bristol-Washington County Industrial Park for electric power transmission from the Constellation Power Plant off of the property for further distribution. She further explained that TVA has offered payment in the amount of \$15,000 in consideration of the easement. She stated that Solid Waste Department Manager Coy Mark has reviewed the area of the Transfer Station property that would be affected by the proposed easement and concluded that the easement would not interfere with operations.

Mr. Reynolds opened the public hearing to receive comments both in support of and in opposition to the proposed conveyance to TVA of a permanent easement for electric power transmission purposes across a portion of the Washington County Transfer Station property in the Bristol-Washington County Industrial park.

Ms. Lisa Crutchfield representing TVA addressed the Board concerning the proposed easement. Ms. Crutchfield explained that the easement is required in order to construct transmission lines to get power from the Wolf Hills (Constellation) Power Plant in the Bristol-Washington County Industrial Park. She further explained that half of the easement is on County-owned property and the other half of the easement is located on property owned by Prisma Fibers.

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

***On motion of Mr. Rector, second by Mrs. Mumpower, the Board acted to adopt the following resolution and to convey the easement to the United States of America in return for payment in the amount of \$15,000:***

**RESOLUTION 2007-22  
RESOLUTION TO CONVEY TO TENNESSEE VALLEY AUTHORITY  
AN EASEMENT FOR PURPOSES OF ELECTRIC UTILITY TRANSMISSION**

*WHEREAS, the Tennessee Valley Authority (TVA), for its electric power operations, has indicated its intention to construct and maintain a transmission line crossing property owned by the County of Washington, Virginia, which would require the County of Washington, Virginia, to convey to the United States of America a transmission line easement for purposes of construction and maintenance of said transmission line structures; and*

*WHEREAS, TVA has provided documentation that the proposed transmission line easement has been inspected by members of its staff who are thoroughly familiar with land values in the area and, after considering all items of value, they have appraised the easement at \$15,000; and*

*WHEREAS, the County has notified TVA of the existing transmission line easements held by the City of Bristol, Virginia, and Appalachian Electric Power Company across a portion of the easement requested by TVA; and*

*WHEREAS, in accordance with the requirements of Virginia Code § 15.2-1800, a public hearing on the proposed conveyance was duly advertised and held in consideration of the proposed conveyance;*

***NOW, THEREFORE, IN CONSIDERATION OF THE FOREGOING AND OTHER RELEVANT FACTORS, the Washington County Board of Supervisors hereby resolves that Kenneth O. Reynolds, who is its chairperson, is authorized and directed to execute and deliver to TVA a Grant of Transmission Line Easement and all related documents, as presented to the Board on August 14, 2007, to grant, sell, and convey to the United States of America a permanent easement for a right-of-way as described in said grant and to receive payment therefore.***

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

<i>Mr. McCall</i>	<i>Aye</i>
<i>Mr. McCrady</i>	<i>Aye</i>
<i>Mrs. Mumpower</i>	<i>Aye</i>
<i>Mr. Owens</i>	<i>Aye</i>
<i>Mr. Price</i>	<i>Aye</i>
<i>Mr. Rector</i>	<i>Aye</i>
<i>Mr. Reynolds</i>	<i>Aye</i>

**6. Consideration of Appointments to Virginia Highlands Small Business Incubator**

*On motion of Mrs. Mumpower, second by Mr. McCall, it was resolved to reappoint Rachel Fowlkes, Mary Gentry Bundy and Jack C. Phelps, Jr., to represent Washington County on the Virginia Highlands Small Business Inucbator for a one-year term beginning September 1, 2007, and expiring August 31, 2008. It was further resolved to table action on the appointment currently held by Tim McVey, who does not wish to be reappointed.*

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

<i>Mr. McCall</i>	<i>Aye</i>
<i>Mr. McCrady</i>	<i>Aye</i>
<i>Mrs. Mumpower</i>	<i>Aye</i>
<i>Mr. Owens</i>	<i>Aye</i>
<i>Mr. Price</i>	<i>Aye</i>
<i>Mr. Rector</i>	<i>Aye</i>
<i>Mr. Reynolds</i>	<i>Aye</i>

## **7. Consideration of Resolution Concerning Brumley Mountain Fire Tower**

Mr. Bobby Ingle addressed the Board presenting a request for the Board to adopt a Resolution supporting the preservation of the fire tower atop Clinch Mountain. The Virginia Department of Forestry is scheduled to take possession of the Clinch Mountain property in September and has mentioned that they have intentions to dismantle the fire tower. There are concerns among many residents that the fire tower might be torn down. Mr. Ingle explained that the fire tower serves as a landmark and is visible from both Russell and Washington Counties. It was the center point of a book written by the late Jack Kestner about Clinch Mountain, which is titled "The Fire Tower." He further explained that he was contacted by Congressman Rick Boucher about presenting the Resolution to Washington, Russell and Smyth Counties for consideration.

Mr. Ingle explained that a group of volunteers from both Washington and Russell counties have proposed to build and maintain trails along the Clinch Mountain. The Department of Forestry has concerns that someone might get hurt on the Fire Tower. The Department of Forestry has stated that if the fire tower remains on the Clinch Mountain property that repairs would be needed. He stated that the volunteers have agreed to work on the tower to insure its safety because many people use the tower to observe birds.

Discussion ensued among the Board. Among the issues discussed were the proposed trail and access points to the trail. Responding to an inquiries from the Board about the trail and The Crevasses, Mr. Ingle explained that it would take about two years to develop the trail, and that no motorized vehicles would be allowed on the trail. Mr. Ingle further explained that it takes about two hours to hike to The Crevasses and that should eliminate concerns that The Crevasses might be vandalized.

Further discussions ensued.

*On motion of Mr. Price, second by Mr. McCrady, it was resolved to adopt the following Resolution:*

### **RESOLUTION 2007-23**

***WHEREAS, the fire tower atop Clinch Mountain at Hayter's Gap, Virginia has stood for approximately seventy five years. It is a landmark, visible from both Washington and Russell counties. It was the centerpiece of Jack Kestner's book entitled "The Fire Tower," and***

***WHEREAS, recently, the Commonwealth of Virginia purchased the tract of land that is home to the fire tower. This large tract of land will be turned into a state forest in early September of 2007 and managed by the Virginia Department of Forestry, and***

*WHEREAS, the Virginia Department of Forestry has mentioned that they have intentions to dismantle the fire tower. Many residents of the area are concerned about those plans and would like to see the fire tower remain intact at its present location. Many people use this tower as a place to observe birds, some of which are unique to the Clinch Mountain habitat, and*

*WHEREAS, a group of volunteers from both Washington and Russell counties have agreed to work on the tower to insure the safety of anyone who uses the tower for viewing purposes. A hiking trail that is now in the planning stages for the area between Hidden Valley Lake and Laurel Bed Lake will pass by the tower and The Great Channels of Virginia that is located adjacent to it, and*

*NOW, THEREFORE, BE IT HEREBY RESOLVED by the Board of Supervisors of Washington County, Virginia to request that the Virginia Department of Forestry leave the fire tower atop Clinch Mountain as it now exists with the improvements to be made by volunteers in the near future.*

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

- Mr. McCall                    Aye*
- Mr. McCrady                Aye*
- Mrs. Mumpower            Aye*
- Mr. Owens                    Aye*
- Mr. Price                     Aye*
- Mr. Rector                  Aye*
- Mr. Reynolds                Aye*

Mr. Reynolds inquired to Mr. Ed Stoots with the Virginia Department of Forestry, who was in attendance at the meeting, if the proposed trail had been approved by the Department of Forestry. Mr. Stoots addressed the Board first clarifying that the Department of Forestry would not take possession of the Clinch Mountain property until November of this year. Concerning the trail, Mr. Stoots explained that easements have not been obtained from every landowner on Clinch Mountain. He stated that the Commonwealth of Virginia had not yet granted an easement across the Hidden Valley Wildlife Preserve. Further, the Department of Forestry could not grant an easement across the land it plans to acquire from the Nature Conservancy because the Department does not yet own the land. He explained that he speaks for the Department of Game and Inland Fisheries, the Department of Conservation and Recreation and the Department of Forestry, which will have the dedication of the 4800 acres. The property will be owned by the Department of Forestry, but they will be giving a 700 acre dedication to the Department Conservation and Recreation Natural Heritage Program. Mr. Stoots explained that the three state entities he has just mentioned would have to take assignment of the proposed trail and neither has done so at this time. The trail is not official; however, the Department of Forestry has no objections to the trail at this time. He stated that the Department of Forestry does not allow motorized vehicles on State forest land. What is allowed are walkers, bikers and horses. Mr. Stoots further stated that the Natural Heritage Program will be interested in protecting the unique features on the Clinch Mountain; therefore, the trail development would have to adhere to certain guidelines with them.

At this time, Ms. Phillips inquired to Mr. Stoots about her understanding from a recent meeting held about the Clinch Mountain property that two easements from Hidden Valley through to Route 80 had been obtained. Then there was a gap from Route 80 over a certain amount of property before reaching Laurel Bed Lake preserve. Mr. Stoots explained that the two easements he is aware that have been obtained are the property that was owned by Charles Kennedy and property owned by the Baptist church.

**8. Recess**

No recess was taken.

**9. County Administrator Reports:****a. August 30 Board of Supervisors Worksession Meeting on School Bond Financing**

Mr. Reeter addressed the Board explaining that Dr. Alan Lee is requesting a Board of Supervisors worksession meeting on Thursday, August 30 to consider a financing proposal for school bond projects approved for submission for literary loan financing in January of this year. He explained that the School Board will be meeting to consider the financing options on August 20. These options will be presented to the Board on August 30.

**b. Virginia's 2007 Rural Summit, September 9, 10 & 11 Charlottesville**

Mr. Reeter explained that the Board was provided with information concerning the Virginia's 2007 Rural Summit to be held September 9-11, 2007 in Charlottesville, VA. He further explained that the Summit is being coordinated largely by the Virginia Association of Counties and is in some measure a reaction to the concerns that rural counties in Virginia have expressed to VACo about their need for more emphasis to be placed on the issues in the rural counties. Mr. Reeter asked that any Board member interested in attending to please let his office know so that registration and hotel reservations could be made.

**c. Board Planning Session (Retreat Follow-up), October 24 or 25, Abingdon**

Mr. Reeter explained in follow-up to the Board of Supervisors' Retreat held in March of this year, a one-day Board Planning Session meeting is proposed for either Wednesday, October 24 or Thursday, October 25. This meeting would be a worksession meeting of the Board facilitated by Tyler St. Clair principally designed to continue on with the goal setting work begun during the March retreat and its resulting Vision Statement. This worksession meeting may be held in Abingdon or another location within a short driving distance and would not require overnight accommodations. Mr. Reeter asked the Board to let him know which date they prefer.

Discussion ensued among the Board. It was consensus of the Board to schedule the retreat for Thursday, October 25.

**d. Reminder: Pre-School Opening Tour, Friday, August 17, 9:00 AM, School Board Office**

Mr. Reeter reminded the Board of the Pre-School Opening Tour scheduled for Friday, August 17 at 9:00 AM at the School Board Offices.

**10. County Attorney Reports**

No report.

**11. Board Information**

Mr. Reeter reviewed a press release from the Washington County Service Authority officially naming Glen McManus as Manager of the Service Authority.

**12. Consent Agenda**

Mr. Seamon reviewed item g of the Consent Agenda and explained that the formal bid process was completed for the milling and resurfacing at the Solid Waste Transfer Station. W & L Construction was the only company to submit a bid.

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

- a. Payment of Bills – July 2007*
- b. Revenue Refunds – Animal Sterilization Fees*
- c. Supplemental Appropriation – Washington County Sheriff’s Office – Animal Control*
- d. Supplement Appropriation – Washington County Sheriff’s Office*
- e. Revenue Refunds – Building Permit Fee*
- f. Canceled Check – General Fund*
- g. Award of Bid for Milling and Resurfacing at Solid Waste Transfer Station*

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

<i>Mr. McCall</i>	<i>Aye</i>
<i>Mr. McCrady</i>	<i>Aye</i>
<i>Mrs. Mumpower</i>	<i>Aye</i>
<i>Mr. Owens</i>	<i>Aye</i>
<i>Mr. Price</i>	<i>Aye</i>
<i>Mr. Rector</i>	<i>Aye</i>
<i>Mr. Reynolds</i>	<i>Aye</i>

**13. Board Member Reports**

Mr. Price discussed the recently adopted ordinance permitting the issuance of a 3-Year Dog License upon submittal of a 3-Year Rabies Vaccination Certificate. He discussed with the County Attorney his concerns about the 11 month period where a dog could go without having a rabies vaccination, and inquired if there was something that could be done to close this gap. Ms. Phillips discussed the policy of the Treasurer’s Office and stated that she would talk with the County Treasurer.

Mr. McCrady discussed the Ad Hoc Committee formed by the Board to review the form of government in which the County operates. Discussions ensued among the Board concerning this issue.

**13.a. Closed Meeting**

**Request for Closed Meeting pursuant to Virginia Code Section 2.2-3711(A)(5) for discussion concerning prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community; specifically a prospective industry proposed for location in one of the county's industrial parks**

*On motion of Mr. McCrady, second by Mr. Rector, the Board acted to convene in Closed Meeting pursuant to Virginia Code Section 2.2-3711(A)(5) for discussion concerning prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community; specifically a prospective industry proposed for location in one of the county's industrial parks. It was further resolved to include County Administrator Mark Reeter, County Attorney Lucy Phillips, Assistant County Administrator Christy Parker and Washington County Industrial Development Authority Chairman Russell Owens in the Closed Meeting.*

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

<i>Mr. McCall</i>	<i>Aye</i>
<i>Mr. McCrady</i>	<i>Aye</i>
<i>Mrs. Mumpower</i>	<i>Aye</i>
<i>Mr. Owens</i>	<i>Aye</i>
<i>Mr. Price</i>	<i>Aye</i>
<i>Mr. Rector</i>	<i>Aye</i>
<i>Mr. Reynolds</i>	<i>Aye</i>

*After returning to the meeting, the Chairperson noted that upon motion of Mr. Owens, second by Mr. Rector, and favorable vote, the Board of Supervisors reconvened in open meeting. The Chairperson called for any participant in the closed meeting(s) who believed that there was a departure from the requirements of the Virginia Freedom of Information Act during the closed meeting(s), to state the substance of the departure that they believed took place. No members of the Board responded to the Chairperson's call for statements.*

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

<i>Mr. McCall</i>	<i>Aye</i>
<i>Mr. McCrady</i>	<i>Aye</i>
<i>Mrs. Mumpower</i>	<i>Aye</i>
<i>Mr. Owens</i>	<i>Aye</i>
<i>Mr. Price</i>	<i>Aye</i>
<i>Mr. Rector</i>	<i>Aye</i>
<i>Mr. Reynolds</i>	<i>Aye</i>

*On motion of Mr. McCrady, second by Mr. Rector, the members of the Board certified the closed meeting(s) in accordance with the requirements of the Virginia Freedom of Information Act. By vote in favor of this motion, each member certified that the closed meeting were conducted in conformity with Virginia law, and that only public business matters lawfully exempted from open meeting requirements and identified in the motion by which the closed meeting were convened were heard, discussed, or considered in the closed meeting.*

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

<i>Mr. McCall</i>	<i>Aye</i>
<i>Mr. McCrady</i>	<i>Aye</i>
<i>Mrs. Mumpower</i>	<i>Aye</i>
<i>Mr. Owens</i>	<i>Aye</i>
<i>Mr. Price</i>	<i>Aye</i>
<i>Mr. Rector</i>	<i>Aye</i>
<i>Mr. Reynolds</i>	<i>Aye</i>

**14. Adjourn**

*On motion of Mr. Rector, second by Mr. Owens, it was resolved to adjourn the meeting.*

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

<i>Mr. McCall</i>	<i>Aye</i>
<i>Mr. McCrady</i>	<i>Aye</i>
<i>Mrs. Mumpower</i>	<i>Aye</i>
<i>Mr. Owens</i>	<i>Aye</i>
<i>Mr. Price</i>	<i>Aye</i>
<i>Mr. Rector</i>	<i>Aye</i>
<i>Mr. Reynolds</i>	<i>Aye</i>

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**Prepared by:**

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Naoma A. Mullins, Recording Clerk

**Approved by the Washington County Board of Supervisors:**

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Kenneth O. Reynolds, Chairman