

V I R G I N I A:

At a meeting of the Washington County Board of Supervisors held Monday, June 8, 1992, at 7:00 p.m., at the County Administration Building in Abingdon, Virginia, the following were present:

PRESENT:

Joe W. Derting, Chairman  
 James T. Osborne, Vice Chairman  
 Kenneth G. Mathews  
 James P. Litton (Arrived late)  
 Maurice H. Parris  
 Jackson Barker, Jr.  
 Cecil K. Simcox

Bruce E. Bentley, County Administrator  
 Cliff Walsh, County Attorney  
 Mark W. Seamon, Director of Accounting  
 Elaine C. Burke, Acting Secretary

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1. Call to Order

The meeting was called to order by Mr. Joe W. Derting, Chairman of the Board.

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2. Invocation and Pledge of Allegiance - Mr. Cecil K. Simcox

Mr. Cecil K. Simcox, Supervisor from the Wilson District, gave the Invocation and led in the Pledge to the Flag.

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3. Approval of Agenda

Mr. Mathews stated that he did not notice an item on the agenda for Mr. Canter to present a report which Mr. Mathews had requested at the May 28, 1992 meeting. Mr. Bentley advised Mr. Mathews that it was an oversight by him. He further stated that Mr. Canter had been prepared to give his report, however, he had gone home sick shortly after noon. Mr. Canter advised Mr. Bentley that if he were unable to appear at this meeting, he would give his report at the next meeting. Mr. Mathews stated that this arrangement was agreeable.

On motion of Mr. Osborne, second by Mr. Simcox, it was resolved to approve the agenda.

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

Mr. Mathews	Aye	Mr. Simcox	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye

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Mr. Derting advised the audience that the public hearing on the Tumbling Creek convenience station had been rescheduled for June 25, 1992.

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4. Approval of Minutes

The following action was taken on approval of minutes:

:: Recessed Meeting of May 12, 1992

On motion of Mr. Osborne, second by Mr. Barker, it was resolved to approve the minutes of May 12, 1992 with the following amendments:

Page 6119, Item 3, Budget Work Session - FY 1992-93 County Budget

In the comment of Mr. Barker wherein he was reported as saying that the School Board budget as submitted reflects only a 1% increase over last year, the comment should state that the budget reflects less than a 1% increase over last year.

Page 6121, Item 3, Budget Work Session - FY 1992-93 County Budget

At the bottom of the page, the motion made by Mr. Barker, second by Mr. Osborne, was reported as resolving to evaluate the County Administrator and the Resource Management Consultant annually at a regular Board meeting during an executive session. Mr. Barker stated that this motion should state to evaluate the County Administrator, County Attorney, Resource Management Consultant and the Director of Emergency Services annually at a regular Board meeting during an executive session.

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

Mr. Mathews	Aye	Mr. Simcox	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye

:: Recessed Meeting of May 27, 1992

On motion of Mr. Simcox, second by Mr. Osborne, it was resolved to approve the minutes of May 27, 1992 as written.

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

Mr. Mathews	Aye	Mr. Simcox	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye

:: Regular Meeting of May 28, 1992

On motion of Mr. Mathews, second by Mr. Simcox, it was resolved to approve the minutes of May 28, 1992 as written.

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

Mr. Mathews	Aye	Mr. Simcox	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye

:: Recessed Meeting of June 1, 1992

On motion of Mr. Mathews, second by Mr. Osborne, it was resolved to approve the minutes of June 1, 1992 as written.

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

Mr. Mathews	Aye	Mr. Simcox	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye

:: Recessed Meeting of June 2, 1992

On motion of Mr. Osborne, second by Mr. Barker, it was resolved to approve the minutes of June 2, 1992 as written:

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

Mr. Mathews	Aye	Mr. Simcox	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye

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5. Citizen Comments

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

Delegate Joseph P. Johnson addressed the Board concerning Virginia's current financial condition. He also advised the Board that an article in a Richmond newspaper stated that Washington County was not doing its fair share in the area of school funding. After investigating this situation, Mr. Johnson discovered that the article was in error and he so advised the Governor's Office. Mr. Johnson invited the members of the Board, the press and the public to join him and Senator Wampler at Camp Waldo Miles Park on

Tuesday, June 16, 1992 at 7:00 p.m. to discuss proposals concerning Washington County and the City of Bristol for the 1993 legislative session.

Mr. Mathews questioned Mr. Johnson concerning the Route 58 project. Mr. Johnson advised that he is attempting to get the Route 58 project from Abingdon to Damascus on the priority list. His latest information is that this section of Route 58 should be completed within six to ten years; however, Route 58 from Damascus to Grayson County will not be a four-lane road but will be upgraded only.

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6. Mr. Litton's Reports and Comments

Mr. Litton was absent during this item of the agenda.

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7. Planning & Zoning Public Hearings:

Mr. Derting conducted the following public hearings for planning and zoning matters:

Notice of Intent to Rezone:

:: THOMAS WILSON WHITE: request to rezone approximately 63 acres of property located on the West side of State Route 794 and running the North and South side of State Route 670 from R-2 (Residential, General) to A-2 (Agricultural, General) zone, Madison Magisterial District

Mr. Derting invited comments both in support of and in opposition to the application filed by Mr. White.

Mrs. Kathy White appeared before the Supervisors. She explained that she and Mr. White would like to have their property rezoned A-2 so that they could build a new barn in the event that something should happen to the present barn. She stated that since the property is currently zoned R-2, a barn could not be rebuilt on the property if one were needed. She was also concerned about losing some pasture land and felt that they might have to put more tobacco out.

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

Mr. Mathews asked Mr. Derting, in whose district this property is located, if he had any reservations about granting this request. Mr. Derting stated that he had no reservations.

On motion of Mr. Simcox, second by Mr. Osborne, it was resolved to approve the request of Thomas Wilson White to rezone approximately 63 acres of property located on the West side of State Route 794 and running the North and South side of State Route 670 from R-2 (Residential, General) to A-2 (Agricultural, General) zone, Madison Magisterial District.

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

Mr. Mathews	Aye	Mr. Simcox	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye

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Request for Special Use Permit:

:: ROBERT HAWKINS request for a special use permit to construct and operate 110 unit campground on approximately 12.52 acres of property located on the East side of State Route 664 adjacent to the South Holston Lake in an SR (Shoreland, Recreation) and A-1 (Agricultural, Limited) zone, Madison Magisterial District

Mr. Derting invited comments both in support of and in opposition to the application filed by Mr. Hawkins.

Mr. Robert Hawkins addressed the Supervisors and answered questions of the Supervisors concerning his request.

Mr. Derting asked if this property is wooded. Mr. Hawkins stated that it is approximately two-thirds wooded. Mr. Derting also asked if Mr. Hawkins' property borders TVA property. Mr. Hawkins stated TVA property adjoins his property on one side and that he has a TVA easement on the bottom edge of his property.

Mr. Mathews asked if the Health Department had sanctioned a septic tank/system. Mr. Hawkins stated that the Health Department had given their approval and that a treatment plant was in the process of being designed at this time.

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

On motion of Mr. Osborne, second by Mr. Mathews, it was resolved to approve Mr. Hawkins' request for a special use permit to construct and operate 110 unit campground on approximately 12.52 acres of property located on the East side of State Route 664 adjacent to the South Holston Lake in an SR (Shoreland, Recreation) and A-1 (Agricultural, Limited) zone, Madison Magisterial District

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

Mr. Mathews	Aye	Mr. Simcox	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye

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9. Released Time Bible for Meadowview and Glade Spring

Ms. Julia Robinson addressed the Board concerning the request of the Released Time Bible Committee for Glade Spring and Meadowview Schools. She stated that before school and after school classes had been attempted and that such attempts had not been successful. She asked that the Supervisors recommend to the Washington County School Board that the schools be allowed to have one hour per week of released time.

Rev. Lacey Andrews, Pastor of Glade Spring Presbyterian Church, spoke in support of this request.

Discussion ensued among the Supervisors, Ms. Robinson and Rev. Lacey.

Mr. Osborne made a motion, seconded by Mr. Barker, to recommend to the School Board that this request be studied very carefully and if neither proposal can be worked out, that, hopefully, a third proposal could be found that would be agreeable to all parties.

Further discussion ensued among the Supervisors.

Mr. Mike Thomas addressed the Board in support of this issue.

Mr. Mathews questioned Ms. Robinson, Mr. Thomas and Rev. Andrews concerning the legal issues involving the Committee due to the fact that the Committee has been incorporated.

Mr. Osborne made a substitute motion, second by Mr. Barker, that the Board of Supervisors make a recommendation to the Washington County School Board that they look favorably upon this request.

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

Mr. Mathews	Nay	Mr. Simcox	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye

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8. Public Hearing for purpose of presenting the 1992-93 Secondary Road Improvement Budget

Mr. Ken Brittle, Resident Engineer, Virginia Department of Transportation, addressed the Supervisors concerning the Secondary Road Construction Budget for fiscal year 1992-93.

Discussion ensued among the Supervisors and Mr. Brittle concerning the Secondary Road Construction Budget.

Mr. Mathews asked how the interchange was progressing. Mr. Brittle stated that the bids should be opened within the next couple of weeks. Mr. Bentley questioned Mr. Brittle about the cost of the dedication ceremony. Mr. Brittle stated that the cost depended upon how elaborate the ceremony became.

Mr. Derting invited comments both in support of and in opposition to the 1992-93 Secondary Road Construction Budget.

Mr. Litton arrived.

An unnamed man questioned Mr. Brittle concerning Route 714. Mr. Brittle stated that VDOT was trying to get right-of-way on the upper half of Route 714 and within two years they would be working on the bottom half.

On motion of Mr. Osborne, second by Mr. Mathews, it was resolved to adopt the following resolution approving the 1992-93 Secondary Road Construction Budget as presented:

WHEREAS, the Washington County Board of Supervisors and the Virginia Department of Transportation have prepared a 1992-93 Secondary Road Improvement Budget for Washington County; and

WHEREAS, the Washington County Board of Supervisors and the Virginia Department of Transportation conducted a joint public hearing on the proposed budget on June 8, 1992;

NOW, THEREFORE, BE IT RESOLVED, that the Washington County Board of Supervisors hereby approves the 1992-93 Washington County Secondary Road Improvement Budget for Washington County as presented at the aforesaid public hearing.

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

Mr. Mathews	Aye	Mr. Litton	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye
Mr. Simcox	Aye				

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10. Courthouse Seating Contract

Mr. Bentley addressed the Supervisors concerning a survey made of various people to see how they felt about the courthouse seating. He also discussed the bids which had been received for courthouse seating, stating that the lowest bid was submitted by J. H. Pence Company for \$18,556.48.

On motion of Mr. Parris, second by Mr. Osborne, it was resolved to accept the J. H. Pence Company seating contract.

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

Mr. Mathews	Aye	Mr. Litton	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye
Mr. Simcox	Aye				

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11. Proposal for Long Range Planning in Washington County

Mr. Osborne presented the following Plan to create a committee which would focus on long range and short range planning for Washington County:

WASHINGTON COUNTY  
SHORT/LONG RANGE PLANNING COMMISSION

"This county of ours, one of the beauty spots of the world, can become a model for others to follow. This will require in-depth data gathering, much planning, nonstop hard work, burning desire, dedication and heavy patience because we are looking at a lengthy venture.

"Washington County is a big business, a \$50,000,000 annual business, and it is by no means "on hold". This will grow! We cannot continue to operate on a "day-to-day basis" -- such is a powder-keg symbol which awaits problems to emerge -- then attempts to come up with solution, options become near impossible. Many times the problem has existed so long that a major crisis compels major action, and quick action almost always results in injury to the citizenry. This is not needed.

"We recommend to the citizens of Washington County and to this Board a program dedicated to short/long term date targeted goal setting agendas through the appointment of a County Planning Commission 2000. Two individuals from each district, along with constitutional and County officials, industry and education would voluntarily serve as the steering/task force committee.

"This committee, working with the current Planning Commission, would hold meetings in every community in Washington County and solicit citizens' information for improving local government.

"Once this citizens' data gathering process is completed, the information would be evaluated, categorized and prioritized. From this needs list realistic short/long range goal setting agendas with date targeted completion dates will be implemented, including objectives (plans, how-to's) toward goal achievement. These agendas will fall under major governmental operations such as transportation, education, economic and industrial development, environment, public safety, youth services, public health, senior citizens and others. Incremental phasing dates will be built into the process for review as to progress and for corrections if necessary.

"This is a plan -- a long-term approach that will reward the citizens of Washington county in the future. Once it is begun it must not be dropped because dedicated continuity is the key to the plan's success.

"Careful, early planning with a qualified organizational, goal oriented leader will be vital. (There are variable approaches to selecting a leader.)

"Sound decisions cannot be feasibly made without loads of information. The more information the more certain we are of need identification. Our citizens who are government can unload that information through this process. We believe they will if the program content is properly made known through every possible news media channel. We request your interest, your thoughts and suggestions. Keep in mind this is a huge undertaking,

almost mind boggling, but our younger citizens and those to come (who are all-deserving) will be the beneficiaries."

During discussions, Mr. Osborne requested the County Administrator to organize a meeting to introduce the concept and begin discussions of the proposed plan, and to invite various representatives from departments, agencies and government offices.

Mr. Simcox stated that he feels the County does need long range planning. He endorsed the plan for a Short/Long Range Planning Commission as presented by Mr. Osborne.

On motion of Mr. Osborne, second by Mr. Simcox, it was resolved to adopt a long/short range planning agenda for Washington County.

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

Mr. Mathews	Aye	Mr. Litton	Nay	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye
Mr. Simcox	Aye				

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12. Report on Reimbursements Paid to Board of Supervisors from January 1, 1991 to December 31, 1991, Requested by Mr. Mathews

Mr. Mathews presented a report to the Board showing what the various Board members charge the County for travel expenses.

Mr. Thomas Whittaker questioned Mr. Mathews about a trip Mr. Mathews took to Richmond last year. Mr. Mathews stated that he did not go to Richmond, but that the Board sent him to Fredericksburg in November of 1990. Mr. Mathews defended his own expenses.

Mr. Litton stated that not one penny of his expenses was for food and lodging.

Mr. Pat Mannix questioned Mr. Mathews about his travel expenses. Mr. Mathews advised Mr. Mannix that he should research the issue himself in order to have his questions answered. He also suggested that Mr. Mannix research the expenses of the other Board members and make those figures public. Mr. Mannix questioned Mr. Mathews about his reason for reporting these expenses.

Mr. Derting repeatedly asked Mr. Mannix to sit down and advised him that if he did not sit down he would be removed from the meeting.

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13. Recess

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

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

Mr. Mathews	Aye	Mr. Litton	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye
Mr. Simcox	Aye				

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14. County Administrator's Comments

The following action was taken on County Administrator's comments:

- a. Application for State Air Pollution Control Permit, Abingdon Septic, to construct and operate a Redi-Mix Concrete Plant in the William Cole Industrial Park, Route 58, Washington County

Received a permit application from the Air Pollution Control Board requiring a signature from a County official stating that either there was or was not a controversy surrounding the permit application.

Mr. Bentley stated that the property, owned by Mr. Zane Pierce, is zoned M-1 and does not permit concrete mixing facilities. He further stated that even if the property were zoned M-2, a special use permit would be required for such a facility. Mr. Bentley asked for a recommendation from the Board as to how he should respond to this communication.

Mr. Derting stated that the property was purchased several years ago with the intention of putting a concrete mixing facility on it.

The Board discussed how this matter could be handled in order to allow the concrete mixing facility to be built on this property as soon as possible.

Further discussion ensued and the County Attorney advised that the issue could be addressed by scheduling a public hearing to either modify the uses permitted in M-1 by adding concrete mixing facilities with a special use permit to the list of permitted uses, or by rezoning and having Mr. Pierce apply for a special use permit. In any event, a solution to the problem must involve a public hearing.

Mr. Simcox made a motion, second by Mr. Barker, that the issue be tabled until the June 10, 1992 meeting.

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

Mr. Mathews	Aye	Mr. Litton	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye
Mr. Simcox	Aye				

Mr. Litton advised the Board that he would contact Mr. Pierce and have him appear before the Board on June 10, 1992.

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b. Purchase of Cast Bronze Plaque for Washington County Courthouse

Mr. Bentley solicited recommendations from the Board concerning the names to be inscribed on the bronze plaque for the Courthouse.

Mr. Litton stated that in the past the names of the Supervisors who were on the Board at the time the contracts were signed were placed on the plaques.

On motion of Mr. Litton, second by Mr. Osborne, it was resolved to inscribe the names of the Supervisors on the bronze plaque who were in office at the time the Courthouse renovation contract was executed.

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

Mr. Mathews	Aye	Mr. Litton	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye
Mr. Simcox	Aye				

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c. Acceptance of School-Age Child Care Planning Grant in the Amount of \$2,000, Office on Youth

Mr. Bentley asked the Board for a motion to accept the School-Age Child Care Planning Grant and that the \$2,000 be appropriated to the Department of Corrections Grant.

On motion of Mr. Barker, second by Mr. Osborne, it was resolved to accept the School Age Child Care Planning Grant in the amount of \$2,000, and further to appropriate it to the Department of Corrections Grant.

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

Mr. Mathews	Aye	Mr. Litton	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye
Mr. Simcox	Aye				

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c. Communications

The following communications were received:

- :: Received from Accounting Department the adjustments made to the recommended County budget, FY 1992-93.
- :: A memo from Keith Owens, Director of Recreation, advising the Board that Mike Battle, a rising senior at Carson Newman College, will work as a summer intern in the Recreation Department.

- :: A letter from Scottie Mayfield, Vice-President in Marketing with the Mayfield Dairy Farms, Inc., stating his interest in acquiring a piece of property in the Industrial Park.
- :: A letter from the Department of Waste Management concerning a complaint of an unauthorized dump located in Washington County. Steve Austin is to investigate this situation.
- :: A copy of a letter from Mr. Joseph P. Johnson, Jr. to Mr. Kenneth Brittle concerning the status of the installation of crossing gates at Emory & Henry College.
- :: A letter from Ray D. Pethtel, Commission of the Department of Transportation concerning the tentative 1992-93 construction allocations and the Six-Year Improvement Program. Mr. Bentley stated that a book is available in his office for review.
- :: Notification from the Commonwealth Transportation Board that a public hearing concerning the allocation of construction funds for the interstate, primary and urban highway systems as well as public transit, ports and airports for the 1992-93 fiscal year and on the eleventh annual Six-Year Improvement Program, as these issues relate to the Bristol area, will be held on Thursday, June 11, 1992 at 9:00 a.m., at the Salem District Office, Salem, Virginia. Mr. Bentley stated that he does not intend to attend this meeting and does not intend to send anyone to the meeting.
- :: Copy of a letter from Steve Austin to Resinol and Judy S. Dollar concerning illegal dumping.
- :: A letter from B. R. Berry concerning an illegal dump site located off of Route 75 owned by Resinol Dollar.
- :: Two letters from Senator John W. Warner concerning proposed changes to the FmHA regulations.
- :: A letter from Phillip P. Puckett, Chairman of the Virginia Fire Services Board, concerning meetings to be held on June 18 and June 19, 1992 in Duffield, Virginia.
- :: A letter from Neal J. Barber concerning the County's submittal of a Community Development Block Grant proposal which was not funded.
- :: Letter from Hunter P. Widener, Executive Director of the Highlands Community Services Board, welcoming Mrs. Elizabeth McKee to membership on the Highlands Community Services Board.
- :: Letter from Hunter P. Widener, Executive Director of the Highlands Community Services Board, welcoming Mrs. Beryl Miller to membership on the Highlands Community Services Board.
- :: Letter from Thomas G. Taylor, Executive Director of the Mount Rogers Planning District Commission, informing the County of the

current vacancy of the Town of Glade Spring representative on the Mount Rogers Planning District.

- :: Letter from Thomas G. Taylor, Executive Director of the Mount Rogers Planning District Commission, informing the County of the upcoming term expiration of Mr. Lawrence Lewis as the Town of Damascus representative on the Mount Rogers Planning District Commission.
- :: Letter from Larry Burris of Waste Management concerning updating Waste Management's contract with the County.
- :: Letter from Jonathan and Sherry Case opposing the appointment of Mr. William Clay to the Washington County School Board.
- :: Letter from Amy and Dan Smith opposing the appointment of Mr. William Clay to the Washington County School Board.

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d. Reminders

Reminders of upcoming activities were given to the Supervisors.

Mr. Bentley reminded the Supervisors of the meeting on Tuesday, June 16, 1992 at Camp Waldo Miles Park, courtesy of Delegate Johnson and Senator Wampler.

Mr. Bentley also reminded the Supervisors of their meeting on June 10, 1992 to discuss adoption of the budget and to meet with the Planning Commission.

15. County Attorney Reports

The County Attorney had no report.

16. Consent Agenda

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

- a. Payment of Bills, May 1992
- b. Supplemental Appropriation, \$59,400.00, Capital Improvement Fund
- c. Approval for Payment-Burwill Construction Co., Inc.; Application for Payment for Work on County Courthouse in the amount of \$207,891.30.
- d. Requests for Refund:
  - :: \$ 36.46, Paging Net Inc.
  - :: \$130.98, Subaru Leasing Corp.

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

Mr. Mathews	Aye	Mr. Litton	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye
Mr. Simcox	Aye				

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17. Board Member Reports

Mr. Barker advised the Board that the Health Department has agreed to accept the proposal to reduce acreage requirements for mobile homes in A-2 down to the same level as in the A-1 zone.

Mr. Litton expressed dissatisfaction with citizens not being allowed to speak and told they will be removed from Board of Supervisors meetings.

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18. Executive Session Pursuant to Section 2.1-344(a)(6) of the 1950 Code of Virginia, as amended, in order to consult with the attorney regarding Mr. Mannix' allegations of perjury.

Mr. Barker asked if this matter could be discussed with the County Attorney on a one-on-one basis at times convenient to the Board members rather than going into executive session.

Mr. Litton stated that he did not have time to come up during the week and talk to Mr. Walsh. He stated that it should be handled in executive session.

On motion of Mr. Barker, with no second, it was resolved to go into executive session pursuant to Section 2.1-344(a)(6) of the 1950 Code of Virginia, as amended, in order to consult with the attorney regarding Mr. Mannix' allegations of perjury.

The vote on the motion to go into executive session was as follows (4-3):

Mr. Mathews	Nay	Mr. Litton	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Nay
Mr. Simcox	Nay				

Mr. Mathews declined to go into executive session.

On motion of Mr. Barker, second by Mr. Osborne, it was resolved to come out of executive session and proceed with business at hand in public.

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

Mr. Simcox	Aye	Mr. Barker	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye		

Mr. Litton left the executive session room prior to the vote but was present for the balance of the meeting.

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

WHEREAS, the Washington County Board of Supervisors has convened an executive meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

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

NOW, THEREFORE, BE IT RESOLVED that the Washington County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion of convening the executive meeting were heard, discussed or considered by the Washington County Board of Supervisors.

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

Mr. Simcox	Aye	Mr. Litton	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye

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19. Recess

On motion of Mr. Parris, second by Mr. Osborne, it was resolved to recess the meeting to Wednesday, June 10, 1992 at 7:00 p.m. to meet jointly with the Planning Commission concerning planning and zoning matters; and consideration of the formal adoption of the FY 1992-93 County Budget and setting of 1992 tax rates for Washington County.

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

Mr. Simcox	Aye	Mr. Litton	Aye	Mr. Derting	Aye
Mr. Osborne	Aye	Mr. Parris	Aye	Mr. Barker	Aye

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Joe W. Derting, Chairman