

V I R G I N I A:

At a meeting of the Washington County Board of Supervisors held Tuesday, March 23, 1993, 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
Maurice H. Parris
Jackson Barker, Jr.
Cecil K. Simcox

Bruce E. Bentley, County Administrator
Cliff Walsh, County Attorney
Mark W. Seamon, Director of Accounting
Sandra M. Hatfield, CPS

1. Call to Order

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

2. Invocation and Pledge of Allegiance - Maurice Parris

Mr. Jackson Barker, Jr. gave the Invocation and led in the Pledge of Allegiance.

3. Approval of Agenda

On motion of Mr. Litton, second by Mr. Parris, it was resolved to amend the agenda as follows:

5.b D. Cook - "Roads" (James P. Litton)

5.c Ann Barrett; Ronnie Blevins; Charles Stewart on water problems

5.d Harry Brady

The vote on this motion was as follows (5-2):

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

4. Approval of Minutes of March 9, 1993

On motion of Mr. Osborne, second by Mr. Barker, it was resolved to approve the Minutes of March 9, 1993 as written.

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				

5. a. Mr. Litton's Reports and Comments

Mr. Litton did not have reports and comments.

b. D. Cook - "Roads" (James P. Litton)

D. Cook addressed the Board of Supervisors concerning the need to have a road constructed and taken into the secondary road system off of Route 814, near Heckle Hill, to serve four families. He described it as a private, narrow, right-of-way being used by these families to get to the state roadway. He explained emergency vehicles are not able to use the right-of-way. Additionally, he expressed his concern for the health and safety of the children who wait in all types of weather conditions on a busy roadway for the school bus to pick them up.

Mr. Litton made a motion, which he later withdrew, to contact the Department of Transportation asking that a representative attend a Board of Supervisor's meeting to respond to Mr. Cook's request. During the Board's deliberations, it was revealed that Mr. Brittle, Senior Resident Engineer, would be in attendance for an agenda item to be heard later in the meeting.

Mr. Cook was encouraged to wait until Mr. Brittle arrived and the Supervisors would confer about his request to construct a road and take it into the secondary system.

5.c Annie Barrett; Ronnie Blevins; Charles Stewart on water problems

Ann Barrett, resident of Tumbling Creek, spoke of the unsafe drinking water conditions that exist in her community and stated they do not have clean water to bathe or to wash clothes.

She stated she attended a public meeting on March 22, 1993 in the Board of Supervisors meeting room and was disappointed that only one Supervisor was in attendance. Ms. Barrett expressed discontent that the County is funding sewer projects over water projects, and stated her view that having safe drinking water has a higher priority. She urged the Supervisors to consider her comments.

Charles Stewart, resident of Black Hollow, urged the Board of Supervisor's to help communities in Washington County to get safe drinking water.

Ronnie Blevins addressed the Supervisors disputing data provided by the Washington County Service Authority on March 2, 1993 related to their costs to install waterlines. He expressed his concern for people to have safe drinking water and emphasized his view that safe water holds a priority over sewer projects in the County. During his comments, Mr. Blevins referred to a privileged memorandum from the County Attorney relative to surplus E-911 funds and suggested that money be used to help fund water projects. Mr. Walsh, County Attorney, pointed out that E-911 funds are earmarked for the E-911 program and cannot be used for any other purpose.

6. Annual Report and 1993 Plan of Work for New River-Highlands Resource Conservation and Development Council (Gary Boring)

Mr. Gary Boring, Executive Director, New River-Highlands Resource Conservation and Development Area, appeared before the Board of Supervisors to present the Annual Report for FY 1992 and Plan of Work for FY 1993. Mr. Boring gave an overview of their progress on the Middle Fork Holston Stream Bed Management Project, and commented briefly on workshops for timber harvesters, and their dry hydrant project.

Mr. Boring announced New River-Highlands RC & D will host the Southeastern RC&D regional meeting in October 1993, and stated formal announcements and invitations will be mailed at a later date.

5.d Harry Brady appeared before the Supervisors concerning the continuing septic problems in his neighborhood and the hazard it presents to the people and the environment. He demanded immediate resolution of the problem.

7. Resolution in Support of State Route 91 and US 58 to I-81 (George Lowe, County Executive, Johnson County, Tennessee)

Received communication from County Executive, George Lowe, Johnson County Government, Mountain City, Tennessee, requesting the Supervisors support a resolution to four-lane US 58 in

Washington County, Virginia from I-81 Southeast to its intersection with State Route 91 in Damascus, and four-lane State Route 91 from Damascus to the Tennessee State line.

Discussion ensued with Mr. Mathews expressing the position of Mount Rogers Planning District Commission who strongly supports four-laning US 58 from Abingdon to Damascus.

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

WHEREAS, the First Tennessee Development District (FTDD) has established highway construction priorities for the Development Districts by recommending that State Route 91 in Johnson County, Tennessee, be upgraded from a two-lane highway to a four-lane connector from Mountain City to U.S. 58 near Damascus, Virginia; and

WHEREAS, the Mount Rogers Planning District Commission (MRPDC) adjoins the FTDD to the north; and

WHEREAS, these two regional planning and development organizations have a long history of interstate cooperation in planning and development; and

WHEREAS, officials in Johnson County, Tennessee, and Washington County, Virginia have been working together for several years to have constructed a four lane highway between Interstate 81 in Washington County, Virginia, and U.S. 421 in Johnson County, Tennessee; and

WHEREAS, this objective can be accomplished by four laning U.S. 58 in Washington County, Virginia, from I-81 southeast to its intersection with State Route 91 in Damascus, and four-laning State Route 91 from Damascus to the Tennessee State line; and

WHEREAS, the MRPDC at its regular monthly meeting on March 4, 1993 considered this proposal and adopted this proposal as its number one priority for study and subsequent construction;

NOW, THEREFORE, BE IT RESOLVED by the Washington County, Virginia Board of Supervisors, that said body does hereby and herewith agree with the recommendations of FTDD and MRPDC; and

BE IT FURTHER RESOLVED, the Washington County, Virginia Board of Supervisors ask and prevail upon the Virginia Department of Transportation to contact the Tennessee Department of Transportation at its earliest convenience in order to arrange a meeting by and between the respective State Departments of Transportation to discuss the adoption of the recommendations of FTDD, and MRPDC.

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				

8. Request for Solid Waste Permit to Serve Washington County by Roll-It, Inc. (W. Bressler)

Mr. W. Bressler, representing Roll-It, Inc., a Tennessee corporation, addressed the Board of Supervisors concerning application for franchise to operate a refuse collection service in Washington County and to request that they be granted a non-exclusive franchise. In his presentation, Mr. Bressler provided the required documentation pursuant to Chapter 12 of the Washington County Code. (Previously submitted on March 9, 1993 under Correspondence, was Mount Rogers Health District inspection report and approval of two solid waste disposal vehicles owned by Roll-It, Inc.) Mr. Bressler introduced officers from Roll-It, Inc. who were available to respond directly to the Supervisors on the technical aspects of their service.

Mr. Bressler informed the Supervisors that Roll-It, Inc. is initially proposing to serve residential and commercial customers in the Washington County Industrial Park. He stated at a later date Roll-It, Inc. would like to expand their operation to cover other areas in Washington County. He stated that Roll-It, Inc. prices are 40% to 60% cheaper than Waste Management's prices.

Included in their documentation was a listing of Roll-It, Inc.'s fleet of vehicles. Mr. Bressler explained roll-off service would be offered and that two trucks will be put into operation -- one roll-off truck and one side load truck. Provided was a listing of the monthly rates and discounted rates for residential service, and rates for roll-off service per container size of 15, 20, 30 and 40 yards. Also included in the documentation was a confirmation of commercial bond for refuse removal issued to Roll-It, Inc. and provided by Watauga Insurance, Inc.

Letters in support of Roll-It, Inc. request for a non-exclusive franchise to operate in Washington County were received from Jay Construction Company, Inc., Sandvic Rock Tools, Metal Castings Company, Permatile, and HBA Cast Products Company and provided to the Supervisors. Mr. Bressler presented petitions from residents of Washington County, Virginia requesting that a franchise be granted to Roll-It, Inc. to operate a waste removal service business in Washington County, Virginia.

In attendance was Mr. Larry Burris, Waste Management of Tri Cities, pointing out the difference in pricing and services provided by the two companies for residential and commercial customers. Mr. Burris sought out clarification about the specific services and rates that Roll-It, Inc. will provide. He stated that Roll-It, Inc. prices are not 40% to 60% cheaper than Waste Management's prices.

In comparing services, Mr. Burris pointed out that Waste Management's agreement requires they take refuse to Washington County's Landfill, and not to the landfill in Sullivan County, Tennessee. He stated Waste Management provides pick-up and clean-up at curbside and questioned the service provided by Roll-It, Inc. Mr. Burris explained Waste Management's vehicles are front loaders and not side loaders.

During the comment period that followed Mr. Bressler's presentation, Messrs. Derting and Osborne explained that the current contract with Waste Management of Tri Cities expires in June and there are negotiations underway to extend the contract for one additional year.

A motion was made by Mr. Osborne, second by Mr. Mathews, to refer Roll-It, Inc.'s request to the Landfill Committee for discussion and a recommendation to be presented to the Board of Supervisors at a later date.

Mr. Litton offered a substitute motion, with no second, to allow Roll-It, Inc. a permit to operate a solid waste business in Washington County.

In making his substitute motion, Mr. Litton stated he disagreed with referring Roll-It, Inc.'s request to the Landfill Committee stating his view that it is the job of the Supervisors to get the best solid waste disposal prices for the people in Washington County.

The vote on Mr. Litton's substitute motion was as follows (1-6):

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

The vote on Mr. Osborne's original 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				

Mr. Bressler requested that he be advised of the date the report will be presented to the Board of Supervisors.

9. DMV Service/Treasurer's Office (Fred Parker, Treasurer)

Fred Parker, Treasurer, addressed the Board of Supervisors advising them that he has received requests from citizens in Washington County that a Department of Motor Vehicle agency office be located within the Treasurer's Office. Mr. Parker asked the Supervisors if they would be interested in his office pursuing the matter further, stating that he would present his findings to the Board at a later date. Mr. Parker pointed out that his computer system is already tied into the computer at the Department of Motor Vehicles in Richmond. The

operation will cost about \$50,000 per year. It will be a public service and not produce revenue.

Discussion ensued and concern was registered about having adequate parking space for the agency office. In response to a question about the building being handicap accessible, Mr. Parker pointed out that the Treasurer's Building does not comply with the handicap regulations and that the Board of Supervisors will have to address the matter of compliance.

On motion of Mr. Osborne, second by Mr. Barker, it was resolved to request Fred W. Parker, Treasurer, to explore the feasibility of opening and operating a DMV agency office as an adjunct service of the Treasurer's Office, and to present his findings to the Board of Supervisors.

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				

10. Resolution Concerning Application of Emory and Henry College for Issuance of Washington County Industrial Development Authority's College Facilities Revenue Bonds in an Amount Not to Exceed \$6,000,000

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

WHEREAS, the Industrial Development Authority of Washington County (the "Authority") has considered the application of Emory and Henry College (the "College") for the issuance of the Authority's college facilities revenue bonds, in an amount not to exceed \$6,000,000 (the "Bonds"), to assist the College to (1) refund (a) the \$1,500,000 outstanding principal amount of the Authority's College Facilities Revenue Note (Emory and Henry College Project), issued in 1987 by the Authority to finance the renovation, construction and equipping of campus facilities and the acquisition of an academic and support computer system, and (b) the \$650,000 outstanding principal amount of a bank loan to finance the renovation of Weaver Hall, and (2) finance the renovation of campus facilities and certain infrastructure improvements (collectively, the "Project") located at the College in Emory, Washington County, Virginia (the "County"), and has held a public hearing thereon on March 17, 1993; and

WHEREAS, the Authority has requested the Board of Supervisors of Washington County, Virginia (the "Board"), to approve the issuance of the Bonds

to comply with Section 147(f) of the Internal Revenue Code of 1986, as amended (the "Code"); and

WHEREAS, a copy of the Authority's resolution approving the issuance of the Bonds, subject to terms to be agreed upon, a record of the public hearing and a fiscal impact statement with respect to the Project have been filed with the Board;

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

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

2. Approval of the issuance of the Bonds as required by Section 147(f) of the Code does not constitute an endorsement of the Bonds or the creditworthiness of the College, and, as required by Section 15.1-1380 of the Code of Virginia of 1950, as amended, the Bonds shall provide that neither the County nor the Authority shall be obligated to pay the Bonds or the interest thereon or other costs incident thereto except from the revenues and moneys pledged therefore, and neither the faith or credit nor the taxing power of the Commonwealth of Virginia, the County or the Authority shall be pledged thereto.

3. The County hereby designates the Bonds as "qualified tax-exempt obligations" for the purpose of Section 265(b)(3) of the Code. The County hereby represents and covenants as follows:

(a) The County will in no event designate more than \$10,000,000 of obligations as qualified tax-exempt obligations in calendar year 1993, including the Bonds, for the purpose of Section 265(b)(3) of the Code.

(b) The County, all its "subordinate entities" (within the meaning of Section 265(b)(3) of the Code), and all entities that issue tax-exempt obligations on behalf of the County and its subordinate entities, together, have not issued more than \$10,000,000 of tax-exempt obligations in calendar year 1993 (not including "private activity bonds" as defined in Section 141 of the Code other than "qualified 501(c)(3) bonds: as defined in Section 145 of the Code), including the Bonds.

(c) Barring circumstances unforeseen as of the date of delivery of the Bonds, the County will not issue tax-exempt obligations itself or approve the issuance of tax-exempt obligations of any of such other entities if the issuance of such tax-exempt obligations would, when aggregated with all other tax-exempt obligations theretofore issued by the County and such other entities in calendar year 1993, result in the County and such other entities having issued a total of more than \$10,000,000 of tax-exempt obligations in any such year (not including private activity bonds other than qualified 501(c)(3) bonds), including the bonds.

(d) The County has no reason to believe that the County and such other entities will issue tax-exempt obligations in calendar year 1993 in an aggregate amount that will exceed such \$10,000,000 limit; provided, however, if the County receives an opinion of nationally recognized bond counsel that compliance with any covenant set forth in (a) or (c) above is not required for the Bonds to be qualified tax-exempt obligations, the County need not comply with such restriction.

4. This resolution shall take effect immediately upon its adoption.

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				

11. 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				

5.b D. Cook - "Roads" (James P. Litton) (Continued)

Upon his arrival, Mr. Ken Brittle, Senior Resident Engineer, Virginia Department of Transportation, was asked to come before the Supervisors to respond to a request from D. Cook to have a road constructed and taken into the secondary road system off of State Route 814, near Henkle Hill.

At the invitation of the Board, Mr. Cook conferred with Mr. Brittle concerning his request relaying concerns previously expressed to the Supervisors. Mr. Brittle advised the Supervisors that the funds for the project would be taken from the new rural addition monies.

On motion of Mr. Litton, with no second, it was resolved to request the Virginia Department of Transportation to study the feasibility of constructing and paving a road on a right-of-way off of State Route 814, near Henkle Hill, and taking the road into the secondary road system, and to report their findings to the Board.

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				

14. Declare Vehicles from Sheriff's Department as Surplus Property (Sheriff Joe Mitchell)

On motion of Mr. Mathews, second by Mr. Parris, it was resolved to declare the following vehicles from the Sheriff's Office as surplus, and further authorized distribution as previously

approved:

CAR NO.	YEAR	MAKE	VIN	MILEAGE	DISPOSITION
296	1989	Chevrolet	1G1BL5173K4202296	75,000+	Glade Spring FD
413	1989	"	1G1BL5179RR201413	100,000+	Green Springs FD
935	1989	"	1G1BL5170K4202935	100,000+	Meadowview FD
436	1988	"	1G1JC5117J7166436	60,000+	District III
986	1988	Ford	1FABP72FOJ7168986	89,500+	Abingdon FD
057	1989	Chevrolet	1G1BL5372PW126057	100,000+	Clinch Mountain FD

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				

13. E-911 Update (Mary Fraysier)

Mrs. Mary Fraysier, Emergency Services Coordinator, reported on the progress of implementing the E-911 system stating the E911 equipment has been installed and is operational. Mrs. Fraysier stated that random testing has revealed there are considerable discrepancies in the E911 database and recommended that the Board of Supervisors delay putting the system on line for another 30 days suggesting April 26, 1993 as a target date.

Mr. Bentley confirmed the discrepancy factor and expressed his reluctance to go on line with 50% accuracy of data. He commented on efforts to get the data corrected and recommended that the Board of Supervisors consider employing temporary help, for no longer than 30 days, to identify and correct known deficiencies.

Each Supervisor was provided a copy of letter from Tim Smith, Director, Complex Business Markets, United Telephone-Southeast, addressing their concerns about the number of errors remaining in the E911 database and the slow rate at which they are being corrected. Mr. Smith recommended the Board of Supervisors establish a new date for the system turn-on.

On motion of Mr. Osborne, second by Mr. Parris, it was resolved to authorize the employment of sufficient temporary help to identify and correct discrepancies in the database in order to implement the E-911 system.

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				

12. Declaration of Local Emergency (Mary Fraysier, Emergency Services Coordinator)

Mrs. Fraysier gave a summary report and damage assessment as a result of a snow storm on March 12, 1993 and requested the Supervisors approve a resolution declaring an emergency exists in Washington County in order to qualify for federal assistance.

On motion of Mr. Simcox, second by Mr. Barker, it was resolved to adopt the following resolution declaring an emergency exists in Washington County beginning at 3:00 p.m. on Friday, March 12, 1993:

WHEREAS, the Board of Supervisors of Washington County, Virginia does hereby find:

1. That due to an extreme winter storm, heavy snow fall with blizzard type conditions, Washington County is facing dangerous hazard conditions which we are unable to cope with;
2. That due to the winter storm and heavy snow fall, a condition of extreme peril to life and property necessitates the proclamation of the existence of an emergency.

NOW, THEREFORE, IT IS HEREBY PROCLAIMED that an emergency now exists throughout Washington County, Virginia; and

BE IT FURTHER PROCLAIMED AND ORDERED that during the existence of said emergency, the powers, functions, and duties of the Director of Emergency Services and the Department of Emergency Services organization of Washington County, Virginia shall be those prescribed by law and the ordinances, resolutions, and approved plans of Washington County, Virginia in order to mitigate the effects of said emergency.

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				

15. Guttering at Courthouse

Mr. Frank Canter, Resource Management, called the Supervisors attention to the paint peeling off the guttering and downspouts on the old portion of the Washington County Courthouse and proposed that these be replaced. Mr. Canter provided the Supervisors with quotes for replacement of guttering and downspouts.

On motion of Mr. Litton, second by Mr. Osborne, it was resolved to accept the low bid of Jim Gobble Guttering & Insulation in the amount of \$4,175 to remove old guttering and downspouts and install new seamless aluminum guttering and downspouts.

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				

16. Refinancing of Solid Waste Heavy Equipment

On motion of Mr. Osborne, second by Mr. Barker, it was resolved to authorize the Solid Waste Department to purchase the 1989 Volvo Dump Truck, the 1990 Cat D7H Track Tractor, the Cat 973 Track Loader, and the 1990 Cat 963 Track Loader by refinancing balloon payments totalling \$308,420 over a twenty-four month period, and further to budget \$165,000 in the Solid Waste budget for FY 1993-94 and FY 1994-95.

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				

During discussion of the 24 month lease/purchase contract quotation from Shelton-Witt, Mr. Litton raised the question of Spec Conditions listed on the contract and invoicing for 15 round trip miles per bid approved at Washington County Board of Supervisors Meeting December 12, 1989. Mr. Litton requested clarification of this stipulation.

17. Proclamation Declaring April as Child Abuse Prevention Month (B. Boone, Director, Office on Youth)

On motion of Mr. Barker, second by Mr. Parris, it was resolved to adopt the following Proclamation declaring the month of April 1993 as CHILD ABUSE PREVENTION MONTH in Washington County:

WHEREAS, the incidence and prevalence of child abuse and neglect have reached alarming proportions in the United States, where 14,229 cases of child abuse and neglect were substantiated in Virginia during fiscal year 1992; and

WHEREAS, Virginia faces a continuing need to support innovative programs to prevent child abuse and assist parents and family members when child abuse occurs; and

WHEREAS, Congress has expressed its commitment to seeking and applying solutions to this problems by establishing April as Child Abuse Prevention Month nationwide; and

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; and

WHEREAS, it is vital that we join forces to reach out to parents and children and prevent the reoccurrence of child abuse and neglect; and

WHEREAS, it is appropriate and fitting to focus attention upon the problem of child abuse and neglect in Virginia and in Washington County.

NOW, THEREFORE, the Washington County, Virginia Board of Supervisors does hereby proclaim the month of April, 1993 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):

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

18. County Administrator Comments

The following action was taken on County Administrator Comments:

a. Agreement Between Washington County and City of Bristol Pertaining to Washington County Industrial Park Sewer Service

On motion of Mr. Mathews, second by Mr. Barker, it was resolved to accept amended agreement as submitted by the City of Bristol, Virginia, and further, it was resolved to authorize the Chairman and Vice Chairman to allow word changes to the agreement with the City of Bristol, Virginia relative to sewerage of the Washington County Industrial Park.

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

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

Mr. Derting commented that the amendments did not change the dollar amounts in the agreement. *****

b. Phase II Glade Spring Sewer Preliminary Engineering Report

Town Manager, David A. Barrett, submitted the Preliminary Engineering Report on the Eastern Washington County Sewer Project, Phase II, Glade Spring for study and reference.

Mr. Barrett indicated that the Town of Glade Spring would like to meet with County officials to review the PER and to discuss intergovernmental agreements related to a regional utility contract for Phase 11 of the regional sewer system.

On motion Mr. Mathews, with no second, it was resolved to request Messrs. Osborne and Simcox, members of the Emory/Meadowview Sewer Committee, to meet with the Town of Glade Spring to discuss the intergovernmental agreements related to a regional utility contract for Phase 11 of the regional sewer system.

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				

Mr. Litton expressed his disagreement.

On motion of Mr. Osborne, second by Mr. Mathews, it was resolved to authorize payment of the \$3,000.00 contribution, as previously approved by the Board of Supervisors, for the Preliminary Engineering Report of the Eastern Washington County Sewer Project, Phase 11, Glade Spring.

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				

- c. Mount Rogers Planning District Commission Request for Comments, Sewerage Collection and Treatment Facilities, Town of Glade Spring and part of Washington County, Virginia

Received communication from Mount Rogers Planning District Commission requesting comments relative to an application for federal and/or state aid for the sewerage collection and treatment facility for the Town of Glade Spring and a portion of Washington County.

On motion of Mr. Mathews, second by Mr. Osborne, it was resolved to communicate to Mount Rogers Planning District Commission that Washington County recommends a favorable review of the application for state and federal funds for the sewerage collection and treatment facility for the Town of Glade Spring and a part of Washington County, Virginia.

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				

- d. Application for Permit to Possess and Display Fireworks, Virginian Golf Course

Receive application for permit to possess and display fireworks from the Virginian Golf Course.

On motion of Mr. Osborne, second by Mr. Simcox, it was resolved to grant permission to the Virginian Golf Club to possess and display fireworks for their Grand Opening ceremonies scheduled for Saturday, July 3, 1993, 9:30 p.m., 1375 Jonesboro Road, Bristol, Virginia 24201.

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				

e. Revenue Sharing -- RR Crossings

Mr. Ken Brittle, Senior Resident Engineer, Virginia Department of Transportation, appeared before the Board of Supervisors to respond to the recent decision of Virginia Department of Transportation and the Virginia Department of Rail and Public Transportation that the revenue sharing railroad crossing protection projects for Routes 80, 659, 609 and 750 in Washington County are not eligible for the 90% federal, 5% state, 5% county payment plan as was once promised.

During a lengthy discussion of the projects submitted by Washington County for revenue sharing, Mr. Brittle proposed alternative solutions for the Supervisors to consider among which were for the state to pay 50% and the county pay 50% of the projects and to proceed with constructing the original four crossings. He also proposed the County place these projects in the six year plan, and pay for them at a later date.

On motion of Mr. Mathews, second by Mr. Osborne, it was resolved to table Revenue Sharing RR Crossings and that the County Administrator contact Transportation Board Member, Joe Bert Rhea, to discuss the matter at the VDOT Preallocation Hearing set for April 2, 1993 at Virginia Highlands Community College.

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				

f. Revenue Sharing

Received information from the Virginia Department of Transportation relative to the Revenue Sharing Program for construction, maintenance, or improvement of primary and secondary highways in Washington County, and enclosed guidelines for applying for funds.

On motion of Mr. Mathews, second by Mr. Osborne, it was resolved to accept the four railroad crossing projects approved by the School Board as priority projects, and further that the County proceed to fund the projects yearly through the six year plan allocations.

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

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

g. Request for Line Item Transfer, Department of Economic Development

Received request for approval of line item transfer for the Department of Economic Development to enable the purchase of a computer desk and bookcase for use in the Economic Development Office upon its relocation to the County Administration Building.

After discussion, there was consensus agreement to authorize the line item transfer.

h. BOS - School Board Budget Study Meeting, Tuesday, April 20, 1993, 7:00 p.m., Greendale Elementary School

On motion of Mr. Barker, second by Mr. Parris, it was resolved to meet with the Washington County School Board on Tuesday, April 20, 1993, 7:00 p.m. at Greendale Elementary School for the purpose of a budget work session.

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				

i. Resolution Concerning Certificate of Public Need for Replacement of CT Scanner, Johnson Memorial Hospital

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

WHEREAS, Johnson Memorial Hospital, Abingdon, Virginia, needs to replace its aging C. T. Scanner in order to keep up with the technical advances in C. T. scanning; and,

WHEREAS, a Certificate of Public Need must be obtained in order for Johnson Memorial Hospital to purchase this Scanner; and,

WHEREAS, it is for better health care of the citizens of Washington County that Johnson Memorial Hospital have access to the standard in medical technology and equipment;

NOW, THEREFORE, BE IT RESOLVED that the Washington County, Virginia Board of Supervisors fully endorse and supports Johnson Memorial Hospital's application for a Certificate of Public Need for the purchase of a new C. T. Scanner.

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				

On motion of Mr. Barker, second by Mr. Osborne, it was resolved to grant Theresa Williams permission to attend Family Foster Home Recruitment and Foster Family Home Retention: Burnout Protection workshop April 13, 14, 1993 in Richmond, Virginia.

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				

j. Communications:

The following communications were received:

Inter-Office Communications

:: Form, Application for Permit to Possess and Display Fireworks, and supporting Code sections;
 :: Scale drawing of offices for Building Inspection, County Planning, Resource Development, and Recycling;

There was general agreement with the layout of offices.

:: Building Official, attendance at mandatory training session, Tuesday, March 23, 1993, Marion, VA;
 :: Data Processing concerning recommendation for solid waste computer system for Solid Waste Department;
 :: Sheriff's Office:
 :: Concerning submission of Washington County Sheriff's Office Budget for FY 1993-94;

Discussion ensued over the Sheriff's request to meet and discuss his budget request with the Board of Supervisors. On motion of Mr. Barker, second by Mr. Osborne, it was resolved that all departments and agencies will follow the regular procedure for budget review.

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				

:: Concerning trimming and removal of two large trees located on the west side of the Sheriff's Office building;

:: Washington County Public Schools concerning:
 :: policy on scheduling oil changes for school busses;
 :: facility rental - Hayter's Gap and Hamilton Schools

Discussion ensued over the Board of Supervisors having a person responsible for overseeing Hamilton and Hayter's Gap Schools after June 30, 1993 when custodial care is turned over to Washington County.

Federal, State and Local Representatives:

:: Office of the Governor concerning Governor's Opportunity Fund for sewerage treatment capacity for the Washington County-Bristol Industrial Park;
 :: Six Year Improvement Program and Tentative Six Year Program Allocations; Surface Transportation Program Eligible Projects;

General Correspondence

:: Thompson & Litton, Inc. concerning Washington County Transfer Station advertisement for bids;
 :: Virginia Association of Community Services Boards, Inc. concerning recognition of Chairman, Jean F. McReynolds for her service at their business meeting at Fairview Park Marriott in Falls Church, VA, May 5, 1993;

There was consensus agreement to prepare a resolution honoring Jean McReynolds to be presented to her at the business meeting of Virginia Association of Community Services Boards, Inc., on May 5, 1993;

:: Victoria E. Combs responding to set-off debt collection notice of March 17, 1993;

Mr. Barker apprised the Supervisors of a conflict he has on April 5, 1993 at 7:00 p.m. when the Board of Supervisors is scheduled to meet. There was consensus agreement to cancel the budget work sessions scheduled for April 5, 1993 and April 7, 1993 and to reschedule the sessions for Monday, April 12, 1993, 7:00 p.m. in the Board of Supervisors meeting room.

k. Reminders of meetings were given.

19. County Attorney's Reports There were no reports

20. Consent Agenda:

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

- a. Cancelled Check No. 010909, US Postmaster, \$6,500.00
- b. Request for Refunds:
 - :: Recreation Fee, \$10.00;
 - :: Commissioner of Revenue:
 - :: Beverly F. and Karen Eggleston, \$338.45;
 - :: Don and Laura Quesenberry, \$15.12;
 - :: David and Patricia Mullins, \$28.00.
- c. Transfer of Funds to Central Accounting Department, \$3600.00

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				

21. Board Member Reports

Mr. Barker advised the Supervisors that he received a request to hold a Turkey Shoot at the Mendota School and raised the question of this event being permitted at the school, and County liability. The County Attorney was requested to advise Mr. Barker.

22. Citizen Comments:

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

Patrick Mannix addressed the Board of Supervisors concerning phone calls and the court proceedings on March 19, 1993 on the matter of James P. Litton and the Board of Supervisors vs. Clifton Walsh. Mr. Mannix asked who would pay the attorney's fee for this case.

Tom Whittaker addressed the Board of Supervisors concerning phone bills. Mr. Whittaker asked the Supervisors to make a motion to collect the phone bills. There was no motion made.

William Bish, Sr., addressed the Board of Supervisors concerning E911 and taxes.

23. Adjournment

On motion of Mr. Mathews, second by Mr. Barker, it was resolved to recess the meeting to Monday, April 12, 1993, 7:00 p.m. for a budget work session and the presentation of County revenue projections for FY 1993-94.

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				

Joe W. Derting, Chairman