V I R G I N I A:

At a meeting of the Washington County Board of Supervisors held Tuesday, July 26, 1994 at 7:00 p.m., at the County Administration Building in Abingdon, Virginia, the following were present:

PRESENT:

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

Bruce E. Bentley, County Administrator
Barry Proctor, Interim County Attorney
Mark W. Seamon, Director of Accounting
Sandra M. Hatfield, CPS, Executive Secretary

ABSENT

Bobby D. Ingle

****

1. Call to Order

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

****

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

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

****

3. Approval of Agenda

On motion of Mr. Mathews, second by Mrs. Mumpower, it was resolved to approve the Agenda with the following additions:

18. County Administrator Comments:
    f. Consideration of Resolution Regarding the Designation of a National Highway System
    g. Telecommunications Proposal for County Administration Building
    h. Appointment to Mount Rogers Planning District Commission, Town of Damascus

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

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

****

4. Approval of Minutes, Regular Meeting of July 12, 1994

On motion of Mr. Barker, second by Mrs. Mumpower, it was resolved to approve the minutes of the regular meeting of July 12, 1994, with the following correction:

Page 7276, Item i, Supplemental Appropriations...

Delete item "Road Improvement Fund, $14,097.90" from supplemental appropriations, end of year carryovers.

The vote on the motion to approve the Minutes of July 12, 1994, as amended, was as follows (6-0):

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

****

5. Public Hearing to consider appointment of one member to the Washington County School Board to be appointed from the Harrison Magisterial District, Nomination of Elizabeth Payne Lowe

Mr. Osborne invited comments both in support of and in opposition to the appointment of a member to the Washington County School Board to be appointed from the Harrison Magisterial District, Nomination of Elizabeth Payne Lowe.

Mr. Osborne inquired if there were other nominations to be considered. There were none.

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

On motion of Mr. Mathews, second by Mr. Parris, it was resolved to nominate Elizabeth Payne Lowe to the Washington County School Board to fill the unexpired term of Mary Haviland, with a term of office to expire December 31, 1995.

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

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

Mr. Barker filed a statement disclosing he is an employee of the Washington County School Board and therefore, may be directly or indirectly

affected by appointments made to that body. He stated that he can participate in this process fairly and in the public interest.

****

6. Acceptance of Grants to Sheriff's Department:

   a. Federal Grant, Community Crime Prevention, 94-A8475 AD
   b. Federal Grant, Enhancing Drug Enforcement and Prosecution 94-A8470AD

   Lt. David Harris, Washington County Sheriff's Department, was present to explain the Federal Grants. He stated the funds received will be used to hire additional part-time personnel, purchase equipment, material and literature. Lt. Harris stated he will provide the Board of Supervisors with a quarterly report on these grants.

On motion of Mr. Barker, second by Mrs. Mumpower, it was resolved to accept the Federal Grants for Community Crime Prevention and Enhancing Drug Enforcement and Prosecution, and appropriate $87,400 to the Sheriff's Department with $21,848 of the total amount coming from Reserve for contingency.

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

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

****

7. Washington County Sheriff's Department Request for Line Item Transfer to Account 31200-1130, Compensation-Sheriff's Deputies, $1,500 Salary Supplement for Investigator Ross Sheets

   Sheriff Mitchell appeared before the Board in order to respond to questions related to his request for a line item transfer.

On motion of Mr. Derting, second by Mr. Barker, it was resolved to approve the transfer of $1,500 from line item 31800, Account 5840, to the Sheriff's FY 1994-95 budget, Department 31200, Account 1130.

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

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

****

8. Washington County School Board Request for Reappropriation of State Grant Funds to the School Board's 1994-95 General Fund Balance

   On motion of Mr. Mathews, second by Mr. Parris, it was resolved to approve appropriation of $31,702.79 to the Washington County School Board from the County carryover funds and requesting

that the School Board designate $14,591.79 of this amount to computer/technology education.

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

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

Mr. Barker filed a statement disclosing he has a personal interest in certain aspects of the Washington County Budget related to appropriations to the Washington County School Board; that he is an employee of the Washington County School Board and appropriations to the Board could indirectly affect his position, salary, employment benefits, etc.; that he is a member of a group of employees which are affected by the amount of the appropriation to the Washington County School Board; that he can participate in this transaction fairly, objectively and in the public interest.

****

9. Parade Permit Application, Washington County Recreation Department, 5-K Run to Benefit the American Cancer Society

On motion of Mr. Derting, second by Mr. Mathews, it was resolved to approve Parade Permit Application of Washington County Recreation Department 5-K Run to Benefit the American Cancer Society scheduled for Saturday, August 27, 1994, at 9:00 a.m.

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

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

****

10. Damascus Volunteer Rescue Squad, Inc. Request to Dispose of 1980 Chevrolet Ambulance, Serial No. CCW33AJ119995 and Retain Proceeds From Sale in DVRS Operating Budget

On motion of Mr. Parris, second by Mrs. Mumpower, it was resolved to grant permission to Damascus Volunteer Rescue Squad to dispose of their 1980 Chevrolet Ambulance, Serial Number CCW33AJ119995, and retain the proceeds from the sale.

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

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

****

12. General Fund Reconciliation, June 30, 1994

Received an informational report of General Fund Reconciliation as of June 30, 1994 showing the following Balances:

General Fund Balance	$ 3,057,512.80 (Unaudited)
Less:	
Appropriation of Carryover Items	$ 576,615.24
Beginning Fund Balance Budgeted	$ 1,900,000.00
FY 1994-95 Fire Funds Rec'd Early	$ 36,649.26
Excess General Fund Balance Not Budgeted	$ 544,248.30

No action required on this item and the Board took no action.

****

13. Solid Waste Disposal Cost for FY 1994-95

Received information addressing the impact of the Waste Management CPI adjustment of $0.86/ton on the FY 1994-95 Solid Waste Budget.

On motion of Mr. Mathews, second by Mr. Derting, it was resolved to take no action on the Solid Waste Disposal rates charged by the County for FY 1994-95 until additional cost data is available, and then present that information to the Board of Supervisors at a future meeting.

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

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

****

14. Consideration of Senior Services, Inc. Request for Financial Assistance

On motion of Mr. Mathews, second by Mrs. Mumpower, it was resolved to appropriate $1,125 from the Contingency Fund to Senior Services, Inc. to assist that organization.

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

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

****

15. Correction to Minutes of August 10, 1993, Page 6772, Item 6

On motion of Mr. Derting, second by Mr. Mathews, it was resolved to correct the Minutes of August 10, 1993, Page 6772, Item 6, Public Hearing to Consider Adoption of Amendments to

County Code Section 12-9 Dealing With the Operation of the Landfill to Reflect the New Method of Operation to show the license fee is $500 rather than $1500 per vehicle in Section 12-9(i).

The vote on this motion was as follows (5-0-1):

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

Mrs. Mumpower abstained from voting on the correction to the Minutes of August 10, 1993 for the reason that she was not serving on the Board as a Supervisor.

****

11. Recess

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

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

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

****

16. Proposed Engineering Services Contract Between Washington County and Draper Aden Associates, Landfill 'Post-Closure' Period

Mr. Mark Reeter, Assistant County Administrator/Economic Development, was present to explain the engineering services contract with Draper Aden Associates and respond to questions from the Board.

On motion of Mr. Mathews, second by Mr. Derting, it was resolved to approve the Engineering Services Contract between Washington County and Draper Aden Associates, for the Landfill post-closure period, and further it was resolved to authorize the County Administrator to sign the required documentation.

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

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

Mr. Derting made the suggestion that the Landfill Committee meet with Draper Aden in the near future to direct them to proceed with the work.

****

17. Citizen Comments:

At this time, Mr. Osborne invited comments from citizens on items that do not appear on the Agenda.

Mr. Lou Dene, representing Ross Bish, addressed the Board of Supervisors again requesting a decision on the petition for maintenance of Fenton Street in the C. A. Johnson Subdivision.

Mr. Dene restated the Board of Supervisors reasons for not acting on Mr. Bish's petition, and responded to each of the following points: no precedent; the fact that this has never been done before; and that the property is not County owned. He responded to each point.

Mr. Dene expressed his position that the Board of Supervisors is obligated to give consideration to the citizens concerned.

Mr. Mathews read from a letter from Mr. Proctor concerning this subject.

Patrick Mannix informed the Board that a hearing date for his petition for access to records is scheduled for August 22, 1994, 2:00 p.m. He commented on an article appearing in the Bristol Herald Courier relative to the Sheriff's Department clearance rate. He stated he turned in a second request for payment of a bill he received from the Court Stenographer in the case of the Board of Supervisors v. Patrick Mannix.

Bill Bish advised the Board of Supervisors that because of E-911 and address changes, his mail service has been interrupted 30 days thus far.

****

18. County Administrator Comments:

The following action was taken on County Administrator comments:

a. Request to Attend VACo Annual Meeting, November 13-15, 1994

On motion of Mr. Barker, second by Mr. Mathews, it was resolved to authorize the attendance of the County Administrator at the Virginia Association of Counties Annual Meeting, November 13-15, 1994, Hot Springs, Virginia, and further it was resolved to authorize payment of the conference registration fee in the amount of $140.00.

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

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

In addressing the Board of Supervisors, Mr. Mathews strongly encouraged one or two board members to make an effort to attend the VACo Annual Meeting.

*****

b. Establish Screening Committee for County Attorney Position

On motion of Mr. Barker, second by Mr. Mathews, it was resolved to make the following appointments to the Screening Committee for County Attorney Applications, and further it was resolved to compensate applicants for travel expenses who are interviewed for the County Attorney position:

Joe Derting
J. T. Osborne
Bruce E. Bentley
Barry Proctor

The vote on this motion was as follows (5-0-1):

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

*****

c. Request for Proposals, Printing Services

Mr. Bentley presented a Draft Copy of Request for Proposals for printing services of 22,000 copies of a six page Community Goal Setting Initiative survey and cover letter.

Mr. Bentley advised the Board that the Survey, when printed, will be mailed to the personal property tax payers in Washington County.

On motion of Mr. Mathews, second by Mr. Derting, it was resolved to solicit bid proposals for the Community Goal Setting Initiative Survey.

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

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

*****

d. Communications

The following communications were received:

Interoffice Communications:

:: From County Administrator:

:: to Virginia Department of Environmental Quality concerning ground-water monitoring program at the closed Washington County Landfill;

:: Code of Virginia, Chapter 594, Section 22.1-57.3, Election of School Board Members;

:: From Recycling Coordinator concerning July 20, 1994 meeting concerning Adopt-a-Highway and litter problems;

:: From Sheriff Mitchell concerning salary increase effective July 1, 1994;

:: Washington County Public Schools:

:: From George H. Stainback concerning Board of Supervisors request for land behind Abingdon High School;

:: From County Administrator to Dr. Stainback requesting the School Board to reconsider donating a portion of land as a site for the Social Services Building;

:: From Sandra Darden, Supervisor of School Food Service, concerning value of USDA commodities received;

:: Washington County Treasurer's Office concerning delinquent real estate taxes assessed under Willow Investments;

:: Industrial Development Authority of Washington County Chairman Russell Owens to Chairman J. T. Osborne, expressing appreciation for the Board of Supervisors support;

:: Washington County Chamber of Commerce concerning Governor George Allen's appointments to state boards and commissions:

Federal, State and Local Representatives:

:: Congressman Rick Boucher concerning sewer line on the Floyd Parris property;

:: Department of Health, Office of Water Programs, concerning Bristol Virginia Utilities Board compost management plan for temporary storage facilities at Sugar Hollow Park in the City of Bristol, Virginia;

:: Department of Economic Development, Director Wayne L. Sterling, expressing appreciating for visit to Washington County and discussion of concerns and ideas for improving economic development opportunities in Virginia;

:: Department of Environmental Quality concerning Washington County Transfer Station, Permit #003 and Compliance Report;

:: Department of Historic Resources concerning eligibility of Edmonson Homestead and Indian Fields, Washington County for inclusion on the National Register of Historic Places and the Virginia Landmarks Register;

:: Smyth County Board of Supervisors concerning Area Counties Meeting, Thursday, August 4, 1994, 7:00 p.m., with Washington County hosting the meeting;

General Correspondence:

:: Bristol Life Saving Crew, confirming receipt of FY 94-95 budget approval;

:: Green Cove Senior Citizens, expressing appreciation for new windows installed in the community center;

:: Mount Rogers Planning District Commission concerning:

:: expiring appointments of Lawrence Lewis and Sue White on the Executive Board;

:: Economic Indicators & News report;

:: Southwest Virginia Emergency Medical Services Council, Inc. expressing appreciation for Washington County's contribution to their operating budget;

:: William King Regional Arts Center Executive Director, Carrington W. Ewell, expressing appreciation for Board of Supervisors support of Center's programs and activities;

:: Bristol Herald Courier news articles concerning Bristol Beltway and Route 58;

:: Roanoke Times & World-News Special Report on incentive packages to recruit industries.

*****

e. Reminders

*****

f. Consideration of Resolution Regarding the Designation of a National Highway System

Received communication from Keep America Moving requesting the Board of Supervisors to support the designation of a National Highway System, and urging the United States Senate to pass legislation prior to adjourning the 103rd Congress.

After discussion, there was no action taken by the Board of Supervisors.

*****

g. Telecommunications Proposal for County Administration Building

Received results of request for bid proposals to replace the telecommunications system in the County Administration Building.

On motion of Mr. Barker, second by Mr. Derting, it was resolved to accept the sole bid of United Telephone to upgrade system, addition of 6 new Centrex lines, 21 secondary numbers, and 22 new telephones, at a cost of $6,156.45.

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

Mr. Barker	Aye	Mr. Osborne	Aye	Mrs. Mumpower	Aye		
Mr. Mathews		Nay	Mr. Parris		Aye	Mr. Derting	Aye

*****

h. Appointment to Mount Rogers Planning District Commission, Town of Damascus

On motion of Mr. Parris, second by Mrs. Mumpower, it was resolved to appoint Mayor Elizabeth McKee to the Mount Rogers Planning District Commission from the Town of Damascus.

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

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

****

19. County Attorney's Reports

Board of Supervisors received response from Barry Proctor, Interim County Attorney, to William R. Bish relative to his request to be placed on the Agenda concerning petition for maintenance of Fenton Drive.

Received copy of memorandum from Interim County Attorney concerning communication with Virginia Attorney General's Office relative to the notice and public hearing for the ordinance setting supervisor's salaries.

****

20. Consent Agenda:

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

a. Payment of Bills, June 1994
b. Drawdown No. 7, Southwest Virginia Microenterprise Development Project, CIG 93-33

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

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

****

21. Board Member Reports

The following Board Member Reports were given:

On motion of Mr. Derting, second by Mr. Parris, it was resolved to encourage the Industrial Development Authority of Washington County to seek funds to build a 40,000 square foot shell building in the Industrial Park for a prospective industry which would result in additional jobs for people in Washington County.

No vote was taken.

Mr. Mathews urged Wheat First Butcher Singer to be at the August 9, 1994 Board of Supervisors meeting to give an overview of their progress, present a Petition to submit to the Circuit Court Judge for a Referendum on the November ballot, and give a report on the credit status of Washington County.

Mr. Mathews inquired about the status of the Planning Commission's discussions relative to the Virginia Highlands Airport zoning ordinance. Mr. Bentley responded Mr. Proctor has a memo on this subject which needs response. Mr. Mathews restated that he wants action on the Virginia Highlands Airport zoning ordinance.

Mr. Osborne commented that the Town of Glade Spring has not made their recommendation to appoint a representative to the Mount Rogers Planning District Commission.

****

22. Adjournment

On motion of Mr. Mathews, second by Mr. Parris, it was resolved to adjourn the meeting.

_____

James T. Osborne, Chairman