#### VIRGINIA:

At a meeting of the Washington County Board of Supervisors held Thursday, October 21, 1999, at 5:00 p.m., at the County Administration Building in Abingdon, Virginia, the following were present:

#### PRESENT:

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

Mark K. Reeter, County Administrator Lucy E. Phillips Bright, County Attorney Sandra M. Hatfield, CPS, Administrative Supervisor

## **ABSENT**:

Mark W. Seamon, Accounting/Purchasing Manager

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## 1. Call Recessed Meeting to Order

The recessed meeting was called to order by Mr. Joe W. Derting, Chairman of the Board, who welcomed everyone in attendance.

# 2 Invocation and Pledge of Allegiance – Kenneth G. Mathews

Mr. Mathews gave the Invocation and led in the Pledge of Allegiance.

## 3 Approval of Agenda

On motion of Mr. Osborne, second by Mrs. Mumpower, it was resolved approve the agenda adding a discussion of the proposed legislative dinner meeting.

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

Mr. Derting	Aye	Mr. Barker	Aye	Mr. Ingle	Aye
Mr. Mathews	Aye	Mr. Osborne	Aye	Mr. Roberts	Aye
Mrs. Mumpower	Aye				

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Public Hearing Pursuant to §15.2-1800 (B) of the 1950 Code of Virginia, as amended pertaining to the proposed sale of approximately 5 acres of real property associated with the Washington County Solid Waste Transfer Station to the City of Bristol, Virginia/Bristol Virginia Utilities Board

Mr. Derting opened the public hearing after reading the following statement:

SALE OF APPROXIMATELY 5 ACRES OF COUNTY PROPERTY FROM THE WASHINGTON COUNTY SOLID WASTE TRANSFER STATION TO CITY OF BRISTOL VIRGINIA/BRISTOL VIRGINIA UTILITIES BOARD

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The County has entered into an Agreement dated October 12, 1999 to sell in fee-simple approximately 5 acres of property from the Washington County Solid Waste Transfer Station site located in the Bristol/Washington County Industrial Park to the City of Bristol, Virginia/Bristol Virginia Utilities Board (BVUB). The sale price pursuant to the October 12 Agreement has been preliminarily calculated to be \$17,500.00 per acre (based on the County's original purchase price), plus interest at 5% per year calculated from the date of purchase by the County through close of sale to the City. The City of Bristol, Virginia/Bristol Virginia Utilities Board proposed use of the property is to combine it with an approximately 4 acre adjoining parcel they now own to create a site sufficient to locate a proposed electricity generating power plant to be operated by Constellation Power Company. BVUB may also erect an electric power substation on the combined parcels.

As part of the October 12 Agreement, the City of Bristol, Virginia/Bristol Virginia Utilities Board has agreed to sell to the County a 20 acre parcel adjoining the Washington County Solid Waste Transfer Station site. The purchase price for this parcel has been preliminarily calculated at \$20,000 per acre (based on the City's original purchase price), plus interest at 5% per year calculated from the date of purchase by the City through close of sale to the County. The County's interest in this parcel if for economic development purposes, specifically as an industrial site. The County presently is working with an unnamed industrial prospect for this site.

Under the terms of the October 12 Agreement, the above-described transactions are to occur within 120 days of the Agreement date provided either Constellation Power Company or the unnamed industrial prospect commits to locating facilities on these properties. The Agreement may be extended beyond the 120 day period with the mutual consent of the parties to the Agreement. If neither Constellation Power nor the unnamed industrial prospect commits to the properties within the 120 day period, the Agreement is null and void unless amended by mutual agreement of both parties.

The October 12 Agreement was made subject to today's public hearing. Final action on the Agreement will be made following the close of the public comment period in today's hearing.

Patrick Mannix addressed the Board of Supervisors reading Section 15.2-1800(b) and commenting on a Bristol Herald Courier article dated October 20, 1999. Mr. Mannix expressed his opinion that the article indicated that the City of Bristol sold an option on land they do not own.

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

On motion of Mr. Ingle, second by Mrs. Mumpower, it was resolved, subject to public hearing, to proceed to sell approximately 5 acres of property from the Washington County Solid Waste Transfer Station site located in the Bristol/Washington County Industrial Park to the City of Bristol, Virginia/Bristol Virginia Utilities Board (BVUB) calculated to be \$17,500.00 per acre, plus interest at 5% per year; further, it was resolved that the City of Bristol, Virginia/Bristol Virginia Utilities Board has agreed to sell to the County a 20 acre parcel adjoining the Washington County Solid Waste Transfer Station site at the purchase price calculated at \$20,000 per acre (based on the City's original purchase price), plus interest at 5% per year calculated; further still these transactions are to occur within 120 days of the agreement date provided either Constellation Power Company or the unnamed industrial prospect commits to locating facilities on these properties.

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

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Mr. Derting	Aye	Mr. Barker	Aye	Mr. Ingle	Aye
Mr. Mathews	Aye	Mr. Osborne	Aye	Mr. Roberts	Aye
Mrs. Mumpower	Aye				

Clarification of Procedure/Establish Date for Board Review of Morgan McClure Motorsports, Inc. Request for a Special Use Permit to construct and operate a convenience store/gas station as an accessory use associated with Morgan-McClure Motorsports on property located on the east side of State Route 704 at the corner of the entrance to the Washington County Industrial Park, Section II in an M-1 (Industrial Limited) zone, Harrison Magisterial District

Ms. Bright explained there was some confusion about the October 12, 1999 motion relative to the Morgan McClure Motorsports, Inc. request for a special use permit. Discussion ensued.

On motion of Mr. Mathews, second by Mr. Barker, it was resolved to defer discussion of the Morgan McClure Motorsports, Inc. request for a special use permit to Tuesday, November 9, 1999 to allow time for published notice.

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

Mr. Derting	Aye	Mr. Barker	Aye	Mr. Ingle	Aye
Mr. Mathews	Aye	Mr. Osborne	Aye	Mr. Roberts	Aye
Mrs. Mumpower	Aye				

A discussion was held on the proposed legislative dinner meeting tentatively scheduled for Tuesday, November 9, 1999. There was some agreement to cancel the legislative dinner.

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# 6 **Adjournment**

On motion of Mr. Osborne, second by Mr. Ingle, it was resolved to adjourn the meeting.

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

Mr. Derting	Aye	Mr. Barker	Aye	Mr. Ingle	Aye
Mr. Mathews	Aye	Mr. Osborne	Aye	Mr. Roberts	Aye
Mrs. Mumpower	Aye				

Joe W. Derting, Chairman