

**VIRGINIA:**

At a meeting of the Washington County Board of Supervisors held Tuesday, December 14, 1999, at 7:00 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  
James T. Osborne  
John B. Roberts, Sr.  
Dulcie M. Mumpower

Mark K. Reeter, County Administrator  
Lucy E. Phillips Bright, County Attorney  
Mark W. Seamon, Accounting/Purchasing Manager  
Sandra M. Hatfield, CPS, Administrative Supervisor

**ABSENT:**

Kenneth G. Mathews

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1. **Call to Order**

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

Mr. Derting reported that Mr. Mathews would not be present at the meeting since he is recovering from surgery.

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2. **Invocation and Pledge of Allegiance – James T. Osborne**

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

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3. **Approval of Agenda**

*On motion of Mr. Barker, second by Mr. Osborne, it was resolved to approve the Agenda with the following amendments:*

*Delete Agenda Item 14 (to be made a part of the January 11, 2000 Agenda);*

*Add Agenda Item 16.c, Selection of Representative on GIS*

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

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. Osborne</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>	<i>Mrs. Mumpower</i>	<i>Aye</i>

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4 Approval of Minutes of November 23, 1999

*On motion of Mr. Osborne, second by Mr. Roberts, it was resolved to adopt the Minutes of November 23, 1999, as presented.*

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

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. Osborne</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>	<i>Mrs. Mumpower</i>	<i>Aye</i>

5 Consideration of Resolution Ratifying Parking Regulations for Meadowview Square Pursuant to County Code §38-69(d)

Mrs. Bright explained the history of the Ordinance regulating parking on County-owned and leased property, and the requirement to ratify regulations for Meadowview Square. Mrs. Bright reported that the signs must be posted in Meadowview Square listing the parking regulations.

Mr. Fred Buckles, representing the Meadowview community and the Meadowview Civic Club, addressed the Board of Supervisors expressing appreciation for the Supervisors' efforts to help the community to revitalize business interests in the village square by providing adequate parking for patrons.

*On motion of Mr. Osborne, second by Mr. Roberts, it was resolved to adopt the following Resolution No. 99-35:*

**RESOLUTION 99-35**

**RATIFICATION OF PARKING REGULATIONS FOR MEADOWVIEW SQUARE  
PURSUANT TO §38-69(d) OF THE COUNTY CODE**

*WHEREAS, the County Administrator has proposed establishing parking regulations pursuant to the provisions of §38-69 of the 1997 Code of Washington County, and*

*WHEREAS, notice of such proposed regulations have been posted at Meadowview Square in accordance with the aforementioned County Code provisions, and*

*WHEREAS, the Washington County Board of Supervisors has held a public hearing on the proposed parking regulations, and*

*WHEREAS, the Board of Supervisors has found that the proposed restrictions accommodate the needs of the county government and/or of the residents and businesses in immediate proximity to Meadowview Square, as well as to promote the public's health, safety and welfare;*

*NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Washington County, Virginia that it hereby ratifies the following parking regulations for Meadowview Square:*

**Section 1.:** *The County designates the property commonly known as Meadowview Square for public parking and other uses subject to these regulations.*

**Section 2.:** *Parking of motor vehicles shall be permitted in Meadowview Square between the hours from 5:30 AM until 12:30 AM daily.*

**Section 3.:** *No semi-trailer, tractor-truck, trailer, vehicle exceeding the size allowed by designated parking spaces or other towed vehicle shall be permitted to park in Meadowview Square.*

**Section 4.:** *All motor vehicles shall park in parking spaces within Meadowview Square designated by yellow pavement markings.*

**Section 5.:** *No motor vehicle shall stand, stop or park in areas designated as "No Parking" within Meadowview Square as indicated by yellow pavement or curb markings and/or signs. No motor vehicle other than those displaying disabled parking license plates, organizational removable windshield placards, permanent removable windshield placards, or temporary removable windshield placards issued pursuant to §46.2-1241 of the 1950 Code of Virginia, as amended, or "DV" disabled parking license plates issued pursuant to §46.2-739 of the 1950 Code of Virginia, as amended, shall stand, stop or park in areas designated as "Handicapped Parking" within Meadowview Square as indicated by blue or blue and white pavement or curb markings and/or signs.*

**Section 6.:** *No motor vehicle may park, stop or stand in the entrances and/or exits of Meadowview Square or in the lanes within its parking areas so as impede or block the flow of traffic.*

**Section 7.:** *No person shall operate a motor vehicle in excess of five (5) miles per hour within Meadowview Square.*

**Section 8.:** *Meadowview Square may serve as the location for certain community or civic events from time to time. Parking as regulated herein may be temporarily prohibited and/or alternative parking arrangements provided for within Meadowview Square during the period of such events. Any prohibition of parking or alternative parking arrangements shall be posted by the use of temporary signs, traffic barriers or other means that for the period of their use shall serve to govern parking under these regulations.*

***BE IT FURTHER RESOLVED that the County Administrator shall cause appropriate marking and/or signs to be erected and maintained within Meadowview Square as soon as practical pursuant to these regulations in accordance with §38-69 (f) of the County Code.***

***BE IT FURTHER RESOLVED that these Parking Regulations shall take immediate effect individually or as a whole upon appropriate marking and/or erection of signs as applicable in accordance with §38-69 (f) of the County Code.***

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

<b><i>Mr. Derting</i></b>	<b><i>Aye</i></b>	<b><i>Mr. Barker</i></b>	<b><i>Aye</i></b>	<b><i>Mr. Ingle</i></b>	<b><i>Aye</i></b>
<b><i>Mr. Osborne</i></b>	<b><i>Aye</i></b>	<b><i>Mr. Roberts</i></b>	<b><i>Aye</i></b>	<b><i>Mrs. Mumpower</i></b>	<b><i>Aye</i></b>

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Mr. Derting presented Mr. Osborne with a plaque in appreciation of his service to the County for the past eight years, and a Block and Gavel for the years he served as Chairman and Vice Chairman. Supervisors expressed their personal appreciation for Mr. Osborne's faithful and loyal service to the citizens of the County, and wished him well.

Mr. Osborne expressed his appreciation to the Supervisors.

6 **Final Y2K Status Report** (Nadine Culberson)

Mrs. Nadine Culberson, Data Processing Manager, presented an assessment, planning and implementation guide for the Year 2000, and Y2K Rollover Management Plan for Washington County.

7 **FY 1998-1999 Accountability Report (Jim Fern, Hicok, Fern, Chapman & Brown)**

Mr. Jim Fern of Hicok, Fern, Chapman and Brown, appeared before the Supervisors to present the Comprehensive Annual Financial Report for Washington County as of June 30, 1999. In his report, Mr. Fern stated that tests disclosed no instances of noncompliance that is required to be reported under Government Auditing Standards.

Mr. Fern distributed a bar chart illustrating the history of Washington County's revenue and expenditures for the years 1989 to 1999.

*On motion of Mr. Osborne, second by Mrs. Mumpower, it was resolved to accept the Comprehensive Annual Financial Report dated June 30, 1999.*

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

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. Osborne</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>	<i>Mrs. Mumpower</i>	<i>Aye</i>

8 **Request Board of Supervisors to Authorize a Turn-Over Audit of Sheriff's Office For Years 1996-1999 (Fred Newman, Sheriff-Elect)**

Sheriff-Elect Fred Newman appeared before the Board of Supervisors to request a turn-over audit for the Sheriff's Office for the month of December. He indicated an audit was performed up to November 1999.

There was consensus agreement of the Board to include the month of December 1999 in the turn-over audit for the Sheriff's Department.

9 **Presentation of Petition for Sanitary Sewer Service to Westwood Estates, Westwood Two and Foxfire Subdivisions (Patsy Osborne)**

Mrs. Patsy Osborne, resident of Westwood Estates, and spokesperson for the community, addressed the Board of Supervisors requesting sewer service for Westwood and surrounding subdivisions.

Mrs. Osborne explained the residents in the subdivisions are experiencing problems with their field beds. She stated residents have replaced septic tanks but the problems continue with waste water floating on the streets at times of heavy rains, and stench of waste coming into house from drains. She conveyed the community's serious health concerns.

In response to the community's appeal, Mr. Derting responded there have been discussions with various officials; however, there are no concrete plans to install sewer lines in the Westwood subdivisions at this time. He remarked that the Westwood subdivisions are the most densely populated area in Washington County and suggested that when a plan is developed, it should be designed to serve the residents of Jonesboro Road. He stated that the Board will discuss this matter with the Washington County Service Authority and the Town of Abingdon with the hope of coming to some resolution from the standpoint of residential and commercial sewer service.

10 **Recess**

*On motion of Mr. Barker, second by Mr. Osborne, it was resolved to take a brief recess.*

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

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. Osborne</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>	<i>Mrs. Mumpower</i>	<i>Aye</i>

11 a. **Update on Washington/Smyth County Regional Enterprise Zone/Industrial Site Development Fund Application (Christianne E. Parker, Assistant County Administrator)**

Ms. Christy Parker acknowledged Supervisors Joe Derting and James T. Osborne expressing appreciation for their role in working to evaluate potential sites for a joint Washington County/Smyth County Regional Industrial Park.

Ms. Parker distributed information on the enterprise zones and a description of state tax incentives available to businesses who qualify. In her presentation, Ms. Parker reported a joint committee of representatives from Washington County, Smyth County and the IDA. She conveyed the committee is recommending pooling efforts to develop a regional park and proposed utilizing the Glade Highlands Industrial Park, and seeking an enterprise zone designation. Additionally, she stated the joint committee has discussed requesting the General Assembly to modify the state regulations to allow communities who work cooperatively to have an enterprise satellite zone. A copy of Resolution No. 99-36 was presented for the Supervisors' consideration.

Sam Kiser of Thompson & Litton appeared before the Board of Supervisors. He stated his firm has been retained to prepare a preliminary engineering report to include alternatives and construction estimates to sites, alternatives and cost estimates for extending roads, site plan to include locations of utilities, grading plan and schematic layout of sites, and excavation costs.

Ms. Parker requested the Board's consideration in scheduling a joint work session with Smyth County Board of Supervisors, and the Smyth and Washington County Industrial Development Authorities on Tuesday, December 28, 1999 to discuss the joint regional industrial park proposal, and creating a partnership to share development costs and revenues.

Discussion ensued. Supervisors expressed their support for a joint work session with Smyth County Board of Supervisors and the Industrial Development Authority to explore a proposed regional industrial park at Glade Highlands and economic partnership. In their comments, it was emphasized that the designation of an enterprise satellite could provide tax incentives that would attract industry prospects, and bring jobs to the labor force in both counties. Ms. Parker explained the process involved in establishing a joint industrial park. Further, she stated the procedure for making application to the State for a joint Enterprise Zone will require a public hearing.

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b. Consideration of Resolution Concerning Amendment to State Legislation Concerning Enterprise Zones (Christianne E. Parker, Assistant County Administrator)

*On motion of Mr. Ingle, second by Mr. Osborne, it was resolved to advertise a public hearing to be held for the purpose of soliciting comments on Washington County and Smyth County Boards of Supervisors applying for a joint Enterprise Zone, and further it was resolved to adopt the following Resolution 99-36 requesting the Virginia General Assembly to change the guidelines for the Enterprise Zone:*

**RESOLUTION NO. 99-36  
SUPPORTING CHANGES TO VIRGINIA ENTERPRISE ZONE PROGRAM  
GUIDELINES TO ENCOURAGE REGIONAL COOPERATION**

*WHEREAS, the Virginia General Assembly in 1982 created the Virginia Enterprise Program through the passage of the Virginia Enterprise Zone Act; and*

*WHEREAS, the purpose for the Virginia Enterprise Zone Program is to stimulate business and industrial growth which would result in neighborhood, commercial and economic revitalization by means of regulatory flexibility and tax incentives. This program is directed to areas of the Commonwealth that need special governmental attention to attract private sector investment; and*

*WHEREAS, qualifying businesses within these zones are not only eligible for local incentives but also state financial incentives including state tax credits and job grants; and*

*WHEREAS, the Virginia Enterprise Zone Program allows for jurisdictions to apply independently for up to three enterprise zones, each zone being allowed one non-contiguous zone; and*

*WHEREAS, the Virginia Enterprise Zone Program does not, however, allow for jurisdictions applying jointly for a regional Enterprise Zone designation to have more than one non-contiguous zone creating a significant disincentive for localities to apply jointly; and*

*WHEREAS, the recent years the Commonwealth through the Virginia Strategy has taken steps to encourage regional partnerships and cooperation between localities to promote economic development, more specifically the 1999 Enterprise Zone Program guidelines which indicate that three out of five of the new designations will be given to communities which contain regional Industrial Site Development Fund Projects;*

*NOW THEREFORE BE IT RESOLVED, that the during the 2000 General Assembly Session, Washington and Smyth Counties will request to have modifications considered for the Virginia Enterprise Zone Program Guidelines to allow for jurisdictions applying jointly to be permitted to each have a non-contiguous zone.*

*BE IT FURTHER RESOLVED, that the Washington County Board of Supervisors join with the Smyth County Board of Supervisors in support of this resolution and also solicit the support of other jurisdictions throughout the Commonwealth who currently have or who are applying for a joint Enterprise Zone.*

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

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. Osborne</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>	<i>Mrs. Mumpower</i>	<i>Aye</i>

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12                    **Updating the County’s Section 125 Flexible Benefit Plan (Mark W. Seamon)**

Mr. Mark Seamon presented American Fidelity Assurance Company’s updated Section 125 Flexible Benefit Plan Agreement, requesting the Supervisors consideration in approving it. He stated the Agreement has been reviewed by the County Attorney.

*On motion of Mrs. Mumpower, second by Mr. Barker, it was resolved to approve American Fidelity Assurance Company Section 125 Flexible Benefit Plan Agreement, and authorized the signature of the County Administrator on it.*

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

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. Osborne</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>	<i>Mrs. Mumpower</i>	<i>Aye</i>

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13                    **Request to Reclassify One Part-Time Employee to Full Time Employee (Charlotte Parsons, Director, Washington County Public Library)**

Received request from Charlotte Parsons, Director, Washington County Public Library, to reclassify the Technology Manager position to 40 hours per week. She explained that the reclassification would require additional local funding in the amount of \$4,391.00 for the remainder of the fiscal year. Mr. Barker expressed his preference that this type of request be made when the Board is considering the County’s fiscal year budget.

*On motion of Mr. Ingle, second by Mr. Osborne, it was resolved to appropriate \$4,391.00 from Reserves for Contingency for the purpose of reclassifying the position of Technology Manager at the Washington County Public Library from part time to full time, with benefits.*

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

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. Osborne</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>	<i>Mrs. Mumpower</i>	<i>Aye</i>

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14                    **Consideration of Appointments to Boards and Commissions:**

This Item was deleted from the Agenda.

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15                    **Consideration of Proposed Water Project, Route 734 and 803 (John B. Roberts, Sr.)**

Mr. Roberts requested consideration of a proposed water project on State Routes 734 and 803 in the Lodi, Liberty Hall/Rock Spring community. He stated residents first petitioned for water in 1988 and over the last eleven years the need

for public water has become acute. He suggested funding the project over a two year period.

*On motion of Mr. Roberts, second by Mr. Osborne, it was resolved to establish a new line item, Dept. 94560 – McGee Lane/Rock Spring Road Water Project, and transferring \$89,035.00 from Line Item 94590-5649-Misc. Projects to the new line item.*

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

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. Osborne</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>	<i>Mrs. Mumpower</i>	<i>Aye</i>

16                    **County Administrator Comments**

a.                    **Audits Received Pursuant to Article 7 of the Board of Supervisors General Policies for Calendar Year 1999**

Received report from Mr. Mark Seamon on the status of audit reports received from organizations receiving \$10,000 or more in County funds.

Mr. Seamon reported the following organizations have not submitted an audit for funds received in fiscal year ending June 30, 1999:

- Washington County Little League
- William King Foundation
- Glade Spring Fire Department
- Glade Spring Senior Services
- Hayter’s Gap Senior Services
- Washington County Life Saving Crew
- SW Virginia 4-H Educational Center

Mr. Seamon reported he has been in contact with the auditors for the above organizations, and the audits are either in process or have been completed. He stated he will provide a follow-up report at the January 11, 1999 meeting.

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b.                    **Draft Board By-Laws, General Policies & Operational Procedures for Calendar Year 2000**

Discussion ensued relative to allowing the Chairman to participate in the election of officers at the annual organization meeting. There was a suggestion to provide in the By-Laws that the County Attorney shall preside over the election of officers.

Upon further review, it was determined that the Code of Virginia would not allow temporary assignment of Chairman duties to a non-elected official. It was also discussed that the current By-laws provisions allow the Chairman to pass the gavel to the Vice Chairman if the Chairman wishes to make a motion.

::                    **Consideration of Changing Appointment Format for Transportation Advisory Board to Staggered Terms**

Discussion resulted with the Supervisors expressing agreement to change the appointment format for Transportation Advisory Board members to two years beginning January 2000.

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c. **Selection of Representative on the GIS Interview Team**

*On motion of Mr. Roberts, second by Mr. Barker, it was resolved to appoint Mr. Derting to participate in the GIS Manager selection process.*

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

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. Osborne</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>	<i>Mrs. Mumpower</i>	<i>Aye</i>

17 **County Attorney Comments**

a. **Entry of Order, Mannix v. Washington County Board of Supervisors**

Mrs. Bright reported she will contact the Board of Supervisors with further information on the entry of the Final Decree in the matter of Mannix v. Washington County Board of Supervisors.

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b. **Motion for Summary Judgment, Glen Peters v. Washington County Board of Supervisors**

Mrs. Bright reported that the County’s motion for summary judgment would be heard on December 28 and the trial date in the matter of Glen Peters v. Washington County Board of Supervisors was changed to January 5, 2000 before Judge Jones. (Note: It was later discovered that the January 5, 2000 date was a typographical error in correspondence received by Ms. Bright. The trial was, in fact, scheduled for January 6, 2000.)

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c. **Substitution of Counsel, Clark et al v. Washington County Board of Supervisors (Cardinal Travel Center)**

Mrs. Bright reported filing a Substitution of Counsel in the matter of Clark et al v. Washington County Board of Supervisors (Cardinal Travel Center). She advised the Supervisors that Mr. John Martin no longer represents the County in this law suit.

18 **Consent Agenda**

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

- a. **Payment of Bills, November, 1999;**
- b. **Cancelled Check No. 0092000, VA State Bar in the amount of \$4.39;**
- c. **Request for Refund, Kevin & Jennifer Widener, Building Permit No. 13525, \$55.00;**
- d. **Reimbursement from Virginians Against Domestic Violence, Reimbursement for Conference Registration, \$60.00;**

- e. Award of Bids for Food and Related Supplies, Washington County Jail, January 1, 2000 through December 31, 2000 to Institutional Distributors, Inc. in the amount of \$59,222.76;
- f. Supplemental Appropriation, GIS Manager Position, \$17,500.00, Dept 12520.

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

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. Osborne</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>	<i>Mrs. Mumpower</i>	<i>Aye</i>

19 **Board Member Reports**

The following Board Member reports were given:

Mr. Osborne inquired about the status of the investigation into a potential zoning violation at the used car lot located at the intersection of SR 80, SR 803, and US 11. He urged that the matter be investigated.

Mr. Osborne requested the Board of Supervisors honor Steven Everitt, Patrick Henry High School student who has been selected the second consecutive year to play on the All Star Football Team. He stated the Board of Supervisors failed to recognize him last year with a plaque and suggested that he be given a plaque for each year.

Mr. Osborne reported there is commercial development activity at Exit 29. He stated the property that Amoco/Wendy’s occupies needs 390 ft. of sewer line laid. He suggested that the Supervisors enter into an agreement with the Washington County Service Authority to share the cost of constructing the sewer line, stating the costs involved will be recovered in a short time.

***On motion of Mr. Osborne, second by Mr. Roberts, it was resolved to enter into an agreement share in the cost of constructing a sewer line with the Washington County Service Authority, and further, it was resolved to contribute \$9,000 from line item 94570-8259 for the cost of the construction.***

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

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. Osborne</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>	<i>Mrs. Mumpower</i>	<i>Aye</i>

Mr. Osborne inquired about the status of the gas line negotiations.

Mr. Osborne expressed his appreciation to members of the Board for their assistance and help during his tenure.

Mr. Derting gave a brief report on the Private Industry Council’s efforts to reorganize and localize the organization.

20 **Request for Closed Meeting pursuant to §2.1-344 A. 1 of the 1950 Code of Virginia as amended for the purpose of a performance evaluation of Lucy Bright, County Attorney Upon the End of Her Probationary Period as a New County Employee**

*On motion of Mr. Barker, second by Mr. Osborne, it was resolved to go into a closed meeting pursuant to §2.1-344 (A)(1) of the 1950 Code of Virginia as amended for the purpose of a performance evaluation of Lucy Bright, County Attorney.*

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

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. Osborne</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>	<i>Mrs. Mumpower</i>	<i>Aye</i>

*On motion of Mr. Barker, second by Mr. Roberts, it was resolved to come out of the closed meeting and proceed with business at hand in public as required by law.*

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

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. Osborne</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>	<i>Mrs. Mumpower</i>	<i>Aye</i>

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

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

*WHEREAS, Virginia Code Section 2.1-344.1(D) requires a certification that such Closed Meeting was conducted in conformity with Virginia law; and*

*WHEREAS, any member of the Washington County Board of Supervisors who believes that there was a departure from the requirements of Virginia law shall so state at this time and indicate the substances of the departure that in that person's judgment has taken place;*

*HEARING NO such statements,*

*NOW, THEREFORE, BE IT RESOLVED that the Washington County, Virginia 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 Closed Meeting to which this certification resolution applies, and*
- (ii) only such public business matters were identified in the motion of convening the Closed Meeting were heard, discussed or considered.*

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

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. Osborne</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>	<i>Mrs. Mumpower</i>	<i>Aye</i>

Mr. Derting passed the gavel to Mr. Barker so that Mr. Derting could make a motion.

*On motion of Mr. Derting, second by Mr. Ingle, it was resolved to increase the salary of the County Attorney 5% effective January 1, 2000 based upon a favorable performance review.*

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

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. Osborne</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>	<i>Mrs. Mumpower</i>	<i>Aye</i>

Mr. Barker returned the gavel to Mr. Derting to resume chairing the meeting.

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21                    **Citizen Comments**

At this time, Mr. Derting asked Mr. Barker to read the rules for citizen comments, and invited comments from citizens on items that do not appear on the Agenda.

There were no comments.

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22                    **Recess to Tuesday, December 28, 1999, 12:00 p.m. at “The Gathering Room” 126 E. Main Street, Chilhowie, VA for purpose of holding a workshop meeting with Smyth County Board of Supervisors, Washington County Industrial Development Authority and Smyth County Industrial Development Authority on Proposed Washington County/Smyth County Regional Industrial Park**

*On motion of Mr. Roberts, second by Mr. Ingle, it was resolved to recess to Tuesday, December 28, 1999, 12:00 p.m. at “The Gathering Room” 126 E. Main Street, Chilhowie, VA for purpose of holding a workshop meeting with Smyth County Board of Supervisors, Washington County Industrial Development Authority and Smyth County Industrial Development Authority on Proposed Washington County/Smyth County Regional Industrial Park.*

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

<i>Mr. Derting</i>	<i>Aye</i>	<i>Mr. Barker</i>	<i>Aye</i>	<i>Mr. Ingle</i>	<i>Aye</i>
<i>Mr. Osborne</i>	<i>Aye</i>	<i>Mr. Roberts</i>	<i>Aye</i>	<i>Mrs. Mumpower</i>	<i>Aye</i>

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Joe W. Derting, Chairman