V I R G I N I A:

At a regular meeting of the Washington County Board of Supervisors held Tuesday, August 27, 2002, at 7:00 p.m., at the County Administration Building in Abingdon, Virginia, the following were present:

PRESENT:

Joe W. Derting, Chairman
John B. Roberts, Sr., Vice Chairman
Jack H. Barker
Bobby D. Ingle
Phillip B. McCall
Dulcie M. Mumpower
Anthony S. Rector

Mark K. Reeter, County Administrator
Lucy E. Phillips, County Attorney
Mark W. Seamon, Accounting & Purchasing Manager
Naoma A. Cook, Administrative Supervisor

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1 Call to Order

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

2 Invocation and Pledge of Allegiance – Supervisor Bobby D. Ingle

Supervisor Bobby Ingle gave the Invocation and led the Pledge of Allegiance.

3 Approval of Agenda

On motion of Mr. McCall, second by Mr. Roberts, it was resolved to approve the agenda with the following amendments:

Add Item 12 Consideration of Complaint by Karen Blankenbeckler
Add Item 13b Update on County Comprehensive Plan

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

Mr. Derting	***Aye***
Mr. Barker	***Aye***
Mr. Ingle	***Aye***
Mr. McCall	***Aye***
Mrs. Mumpower	***Aye***

Mr. Rector ***Aye***
Mr. Roberts ***Aye***

4 Approval of Minutes – August 13, 2002

On motion of Mr. Ingle, second by Mr. Rector, it was resolved to approve the minutes of the August 13, 2002, meeting as presented.

The vote on this motion was as follows: (6-0-1)

Mr. Derting ***Aye***
Mr. Barker ***Aye***
Mr. Ingle ***Aye***
Mr. McCall ***Aye***
Mrs. Mumpower ***Abstained***
Mr. Rector ***Aye***
Mr. Roberts ***Aye***

5 Recognition of Service, Former Supervisor J. T. Osborne, Monroe Election District

Chairman Joe W. Derting presented a plaque to the family of the late James T. Osborne recognizing his leadership and service to the citizens of Washington County as Supervisor of the Monroe Election District. Several members of the Board spoke regarding their esteem for Mr. Osborne.

6 Presentation of County Service Award Pins:

Chairman Joe W. Derting and County Administrator Mark K. Reeter presented the following service pins:

a. Coy Martin
20 Years of Service
Solid Waste Department Manager

b. Ernie Braganza
5 Years of Service
Office on Youth Director

Mr. Derting and Mr. Reeter expressed their appreciation for the superior service received from these employees.

7 Public Hearing and Consideration of Request to Adopt Resolution to Amend the Articles Of Incorporation Of Washington County Service Authority To Extend Its Corporate Life

Chairman Derting opened the public hearing and invited comments both in support of and in opposition to a Resolution to amend the Articles Of Incorporation of the Washington County Service Authority to extend its corporate life.

Dr. David Dawson, General Manager of the Washington County Service Authority, addressed the Board. He explained that the Board of Supervisors originally created the Washington County Service Authority in 1953. The Articles of Incorporation adopted December 15, 1976, gave the Service Authority a fifty-year corporate life.

Dr. Dawson further explained that the Service Authority is requesting the Board of Supervisors amend the Articles of Incorporation to extend its corporate life 50 years from the date of July 1, 2002 to facilitate the incurrence of debt which extends beyond the current corporate life of the Service Authority. Dr. Dawson further requested the Board to adopt a non-binding obligation agreement in the form of a resolution of the Board for the issuance of $569,200.00 sewer bond.

Mr. Patrick Mannix addressed the Board regarding timeliness of publication of the advertisement for the public hearing.

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

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

RESOLUTION 2002-21
OF THE BOARD OF SUPERVISORS
OF WASHINGTON COUNTY, VIRGINIA
FOR THE PURPOSE OF
AMENDING THE ARTICLES OF INCORPORATION
OF
WASHINGTON COUNTY SERVICE AUTHORITY
TO EXTEND ITS CORPORATE LIFE

WHEREAS, the Board of Supervisors of Washington County, Virginia (the "Board") duly created the Washington County Service Authority (the "Authority") in 1953 as authorized by the Code of Virginia of 1950, as amended (the "Code"), for the purposes set forth in the Articles of Incorporation of the Authority, as previously amended (the "Articles"); and

WHEREAS, the Articles provide that the Authority shall have existence until fifty years from the date of December 15, 1976; and

WHEREAS, pursuant to Section 15.2-5114 of the Code, the Board may extend the Authority's term of existence from time to time by duly adopting a resolution therefor, provided such extension is not for a term greater than fifty years from the date such resolution is adopted; and

WHEREAS, to facilitate the incurrence of debt by the Authority to accomplish the purposes for which the Board created the Authority, the Board desires to amend the Articles so as to extend the corporate life of the Authority until fifty years from the date of July 1, 2002; and

WHEREAS, a descriptive summary of this resolution, together with a notice of public hearing, has been duly published in a newspaper of general circulation in Washington County, Virginia at least 30 days prior to the date of such public hearing; and

WHEREAS, a public hearing was duly held by the Board on August 27, 2002 at 7:00 p.m., in the Board of Supervisors Meeting Room at 205 Academy Drive in Abingdon, Virginia, being the date, time and place set forth in the published notice of public hearing; and

WHEREAS, the Board desires to amend the Articles as set forth herein.

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

1. ***Pursuant to Sections 15.2-5110 and 15.2-5103 of the Code, the Board hereby includes the following Articles of Amendment to the Articles (the "Amendment") in this Resolution and adopts the Amendment for the purpose of amending the Articles to extend the corporate life of the Authority as set forth herein:***

ARTICLES OF AMENDMENT TO
ARTICLES OF INCORPORATION OF
WASHINGTON COUNTY SERVICE AUTHORITY

1. The name of the Authority is Washington County Service Authority, and its principal office is located at 25122 Regal Drive, Abingdon, Virginia 24212.

2. Washington County, Virginia is the only participating locality for the Authority, and the names, terms of office and addresses of the current members of the Authority's board are as follows:

Name	***Term***	***Address***
Robert O. Briscoe	***07/01/99 - 06/30/03***	***21123 Smoke Tree Dr. Abingdon, VA 24211***
Frank J. Stephon, IV	***07/01/99 - 06/30/03***	***112 Ingham Place, Abingdon, VA 24210***
C. I. Anderson, Jr.	***07/01/02 - 06/30/06***	***20702 Camp Ground Rd., Bristol, VA 24202***
Gerald Cole	***07/01/00 - 06/30/04***	***16133 Lee Highway, Bristol, VA 24202***
Scott Rector	***07/01/01 - 06/30/05***	***12686 Lindell Rd., Meadowview, VA 24361***
Daniel L. Reynolds	***07/01/00 - 06/30/04***	***24115 Brumley Gap Rd., Abingdon, VA 24210***
John Garrett	***07/01/01 - 06/30/05***	***23215 Fisher Hollow Rd., Damascus, VA 24236***

3. The purposes for which the Authority was created as set forth in the Articles are to supply water to the residents of the area included within the bounds of Washington County Sanitary District No. 3 and territory adjacent thereto and to acquire, finance, construct, operate and maintain one or more water systems, one or more sewer systems and one or more sewage disposal systems or any combination thereof and garbage and refuse collection and disposal systems in Washington County, Virginia, and the counties adjacent thereto.

4. The Articles are hereby amended such that Section 6 of the Articles is superseded in its entirety and replaced by the following language:

5. The Authority shall have existence as a corporation for a term of fifty years from the date of July 1, 2002.

6. As information regarding capital cost estimates, project proposals and project service rate estimates are already contained in the Articles, the Board hereby finds that it is impracticable and unnecessary to include such information in the Amendment as permitted by Section 15.2-5103(B) of the Code.

7. This Resolution shall take effect immediately.

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

Mr. Derting	***Aye***
Mr. Barker	***Aye***
Mr. Ingle	***Aye***
Mr. McCall	***Aye***
Mrs. Mumpower	***Aye***

Mr. Rector *Aye*
Mr. Roberts *Aye*

8 Consideration of Proposed Resolution to Authorize Execution of a Support Agreement For A Non-Binding Obligation Of The Board Of Supervisors Of Washington County, Virginia, Regarding Appropriations To The Washington County Service Authority Related To A Sewer System Revenue Bond

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

RESOLUTION 2002-22

AUTHORIZING THE EXECUTION OF AN AGREEMENT PROVIDING FOR A NON-BINDING OBLIGATION OF THE BOARD OF SUPERVISORS OF WASHINGTON COUNTY TO CONSIDER CERTAIN APPROPRIATIONS TO THE WASHINGTON COUNTY SERVICE AUTHORITY RELATED TO A SEWER SYSTEM REVENUE BOND OF THE WASHINGTON COUNTY SERVICE AUTHORITY

WHEREAS, the Washington County Service Authority ("WCSA") was established and has been authorized by resolutions of the Board of Supervisors of Washington County, Virginia (the "Board"), pursuant to the predecessor statutes to the Virginia Water and Waste Authorities Act (Chapter 51, Title 15.2, Code of Virginia of 1950, as amended), to acquire, finance, construct, improve, operate and maintain one or more water systems, one or more sewer systems, one or more sewage disposal systems or any combinations thereof and garbage and refuse collection and disposal systems in Washington County, Virginia (the "County"), and the counties adjacent thereto, and the Virginia State Corporation Commission issued the WCSA's certificate of incorporation on March 25, 1953; and

WHEREAS, WCSA has determined to issue its Taxable Sewer System Revenue Bond, Series 2002, in an original principal amount of up to $569,200 (the "2002 Sewer Bond") pursuant to a Resolution adopted by WCSA on November 21, 1994, as amended, ratified and/or supplemented on May 25, 1995, May 19, 1997, September 17, 2001, and August 19, 2002 (collectively, the "Resolution"), and to use the proceeds thereof, along with other available money, if any, to finance the construction of a sewage collection and treatment system to provide sewer service to the Hall Creek community of the County as more particularly described in the Resolution (the "Project"); and

WHEREAS, the United States Department of Agriculture, Rural Utilities Service ("RUS") has proposed to purchase the 2002 Sewer Bond from WCSA; and

WHEREAS, as a condition precedent to RUS's obligation to purchase the 2002 Sewer Bond, RUS is requiring the execution and delivery of a moral obligation/support agreement in respect of the 2002 Sewer Bond; and

WHEREAS, a copy of the most recent draft of the Support Agreement (the "Support Agreement"), among the Board, acting on behalf of the County, WCSA, and RUS has been presented to the Board at this meeting; and

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

1. It is determined to be in the best interests of the County and its citizens for the Board to cooperate with WCSA in satisfying the RUS's conditions to the purchase of the 2002 Sewer Bond, including entering into

the Support Agreement.

2. In consideration of WCSA's undertakings with respect to financing the Project and, the Chairman or Vice-Chairman, either of whom may act, is hereby authorized and directed to execute and deliver the Support Agreement. The Support Agreement shall be in substantially the form presented to this meeting, which is hereby approved, with such completions, omissions, insertions or changes not inconsistent with this resolution as may be approved by the Chairman or Vice-Chairman, the execution thereof by the Chairman or Vice-Chairman to constitute conclusive evidence of his approval of such completions, omissions, insertions or changes.

3. The County Administrator is hereby authorized and directed to carry out the obligations imposed by the Support Agreement on the County Administrator.

4. As provided by the Support Agreement, the Board hereby undertakes a non-binding obligation to appropriate to WCSA such amounts as may be requested from time to time pursuant to the Support Agreement, to the fullest degree and in such manner as is consistent with the Constitution and laws of the Commonwealth of Virginia. The Board, while recognizing that it is not empowered to make any binding commitment to make such appropriations in future fiscal years, hereby states its intent to make such appropriations in future fiscal years, and hereby recommends that future Boards do likewise during the term of the Support Agreement.

5. The Board, on behalf of the County, hereby consents to the issuance of the 2002 Sewer Bond, provided that such 2002 Sewer Bond not exceed an original principal amount of $569,200.

6. All approval and actions taken pursuant to this resolution shall be subject to final review and approval by the County Administrator and the County Attorney of the 2002 Sewer Bond, the Support Agreement and all documents related thereto.

This resolution shall take effect immediately.

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

Mr. Derting	***Aye***
Mr. Barker	***Aye***
Mr. Ingle	***Aye***
Mr. McCall	***Aye***
Mrs. Mumpower	***Aye***
Mr. Rector	***Aye***
Mr. Roberts	***Aye***

9 <u>Award of Bid for Caterpillar 924G Integrated Tool Carrier for the Solid Waste Department</u>

Mr. Mark Seamon, Accounting and Purchasing Manager, addressed the Board explaining that in the FY 2002-03 County Budget money had been appropriated for the purchase of a new Caterpillar 924G Integrated Tool Carrier. He further explained that he has been working with Coy Martin, Director of the Solid Waste Department, to secure bids for this equipment. The following sealed bids were received:

Carter Machinery	$73,981
Stowers Machinery	No Bid

On motion of Mr. Ingle, second by Mr. McCall, it was resolved to award bid for the purchase of a Caterpillar 924G Integrated Tool Carrier in the amount of $73,981.00 for the Solid Waste Department to Carter Machinery.

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

Mr. Derting	***Aye***
Mr. Barker	***Aye***
Mr. Ingle	***Aye***
Mr. McCall	***Aye***
Mrs. Mumpower	***Aye***
Mr. Rector	***Aye***
Mr. Roberts	***Aye***

10 Consideration of Proposal to Replace County Telephone System

Mrs. Nadine Culberson, Information Technology Manager, appeared before the Board to present a proposal on replacing the County's current telephone system. Mrs. Culberson explained that during the last several years the system, which serves all County agencies, has become increasingly problematic. She stated the current telephone system is difficult to manage, maintain and upgrade due to inadequate lines, obsolete equipment and confusing billing formats. In addition, it is a long distance call for some citizens of Washington County to call agencies like the Department of Social Services.

Mrs. Culberson stated that her department has been working with Mark Seamon, Accounting & Purchasing Manager, and a group of agency heads to assess the current state of the County telephone system and to propose a solution. She explained that the proposal is to build a private communication network owned by Washington County to provide Internet Protocol (IP) telephone service to the County Administration Building, Courthouse, Treasurer/Commissioner Building, Library, Valley Street Office Building, Sheriff's Office and Department of Social Services (Community Services Building).

Mrs. Culberson explained the cost benefits of the proposed IP system. She stated that in FY2001-02 the cost for phone service for all County agencies was over $150,000 dollars. The proposed IP system should cut operating costs by at least 40%. Mrs. Culberson further explained that the immediate phone service savings could be used to cover the costs of lease/purchase of the equipment, implementation, and training over a three to five year period. Also, Mrs. Culberson stated that the proposed IP system would provide low-cost local area dialing countywide for the Department of Social Services.

Mrs. Culberson advised the Board that the request being brought before them tonight is for authorization to proceed with issuing a Request for Proposal that uses competitive negotiation for equipment and non-professional services, and for the Information Technology Department to form a project team to manage the implementation of the new telephone system.

On motion of Mr. Roberts, second by Mr. Rector, the Board acted to authorize the Information Technology Department to issue a Request for Proposal for a new telephone system for county offices and to form a project team for evaluation of proposals using competitive negotiations for purchase of equipment and non-professional services.

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

Mr. Derting	***Aye***
Mr. Barker	***Aye***

Mr. Ingle	***Aye***
Mr. McCall	***Aye***
Mrs. Mumpower	***Aye***
Mr. Rector	***Aye***
Mr. Roberts	***Aye***

11 Recess

On motion of Mr. Ingle, second by Mr. Barker, it was resolved to take a ten-minute recess.

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

Mr. Derting	***Aye***
Mr. Barker	***Aye***
Mr. Ingle	***Aye***
Mr. McCall	***Aye***
Mrs. Mumpower	***Aye***
Mr. Rector	***Aye***
Mr. Roberts	***Aye***

12 Consideration of Expiring Appointments to Boards and Commissions:

Board of Building Code of Appeals

Name:	***Representing:***	***Term Expires:***
Ann L. Roope	A-01 "Harrison" Election District	August 31, 2002

On motion of Mr. McCall, second by Mr. Ingle, it was resolved to reappoint Ann L. Roope to represent the A-01 "Harrison" Election District on the Board of Building Code of Appeals for a four year term beginning September 1, 2002, and expiring on August 31, 2006.

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

Mr. Derting	***Aye***
Mr. Barker	***Aye***
Mr. Ingle	***Aye***
Mr. McCall	***Aye***
Mrs. Mumpower	***Aye***
Mr. Rector	***Aye***
Mr. Roberts	***Aye***

Ms. Phillips left the Board member table.

13 Consideration of Complaint by Karen Blankenbeckler

The Board heard a complaint by Karen Blankenbeckler regarding a business located near her residence that burns debris. Ms. Blankenbeckler stated that she has an infant son that suffers health problems that are aggravated by smoke entering her home. She asked the Board for assistance with this matter.

There was no action taken by the Board at this time.

Ms. Phillips returned to the Board member table.

14 County Administrator Reports

The following action was taken on County Administrator Reports:

a. Letter from Robert Llewellyn

Mr. Mark Reeter, County Administrator, advised the Board that in their agenda packets was a letter addressed to the Virginia Highlands Airport Commission from Mr. Robert Llewellyn. The letter pertains to problems and concerns Mr. Llewellyn has with the Airport Commission. Mr. Reeter stated that over the last several months the Board has been provided with copies of correspondence that Mr. Llewellyn has written to the Airport Commission. Mr. Llewellyn is requesting to be placed on the agenda of a future meeting of the Board of Supervisors to present his problems and concerns with the Virginia Highlands Airport Commission.

The Board took no action on this request.

b. Update on County Comprehensive Plan

The Board received an update on the County Comprehensive Plan from Mr. Fred Crowell, County Planner. Mr. Crowell advised the Board that the Comprehensive Plan Steering Committee has completed the first draft of the proposed new Comprehensive Plan. He stated that the County is now entering the phase of receiving public comment on the proposed Plan prior to the required public hearings on the Plan before the Planning Commission and Board of Supervisors.

Mr. Crowell further advised the Board that copies of the draft Comprehensive Plan are available for review at the following locations:

Washington County Public Library, Main and Branch locations;
Abingdon, Damascus, Glade Spring, Hayter's Gap, and Mendota
Bristol Public Library
Washington County Chamber of Commerce
Emory & Henry College Library
Office of the Washington County Administrator
Washington County Department of Planning
Washington County Government Website at www.washcova.com

Mr. Crowell discussed with the Board the tentative timeline for the review and adoption of the Comprehensive Plan. He requested the Board approve a joint work session for October 15, 2002, between the Board of Supervisors and Washington County Planning Commission for a detailed presentation on each chapter of the Comprehensive Plan.

15 County Attorney Reports

Ms. Lucy Phillips, County Attorney, advised the Board that she received the republication of the Washington County Code and will distribute it soon to the Board for their review. Ms. Phillips further advised the Board the republication of the County Code is an update from the County Code of 1997, and incorporates all changes since that time. She stated that a public hearing would be scheduled to receive public comment prior to Board action to readopt the republished County Code as the 2002 Washington County Code.

16 Consent Agenda

On motion of Mr. Ingle, second by Mr. McCall, it was resolved to approve the following Consent Agenda items:

- ***a. Request Balance of Budget Allocation, $18,750, White's Mill Foundation, Inc.***
- ***b. Supplemental Appropriation, $4,934.00, Sheriff's Office – Grant for Laptop Computer and Projector***

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

Mr. Derting	***Aye***
Mr. Barker	***Aye***
Mr. Ingle	***Aye***
Mr. McCall	***Aye***
Mrs. Mumpower	***Aye***
Mr. Rector	***Aye***
Mr. Roberts	***Aye***

17 Board Member Reports

Supervisor Mumpower expressed her appreciation to the Board and staff for the cards and telephone calls she received during her recent illness.

Supervisor Ingle commented on the drought conditions across the state and the effects it could have on Washington County.

Supervisor Rector advised the Board that a meeting was held with a business prospect that is interested in locating in Washington County. The prospective business would create 60 jobs.

Supervisor Barker commented on the possible effects the $1.5 million dollar shortfall announced by the state would have on Washington County.

Supervisor Roberts asked Mr. Reeter to request County Departments be frugal in their spending for the remainder of FY 2002-03 due to the possibility of tight financial constraints in FY 2003-2004.

18 Adjourn

On motion of Mr. Rector, second by Mr. McCall, 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. McCall	***Aye***
Mrs. Mumpower	***Aye***
Mr. Rector	***Aye***
Mr. Roberts	***Aye***

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Prepared by:

_____
Naoma A. Cook, Recording Clerk

Approved by the Washington County Board of Supervisors:

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Joe W. Derting, Chairman