V I R G I N I A:

At a regular meeting of the Washington County Board of Supervisors held Tuesday, August 9, 2005, at 7:00 p.m., at the County Administration Building in Abingdon, Virginia the following were present:

PRESENT:

John B. Roberts, Sr. Chairman
Phillip B. McCall, Vice Chairman
Bobby D. Ingle
Dulcie M. Mumpower
Odell Owens
Anthony S. Rector
Kenneth O. Reynolds

Mark K. Reeter, County Administrator
Lucy E. Phillips, County Attorney
Mark W. Seamon, Accounting Manager
Naoma A. Mullins, Recording Clerk

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1. Call to Order

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

2. Invocation and Pledge of Allegiance

Chairman John Roberts gave the Invocation and led the Pledge of Allegiance.

3. Approval of Agenda

On motion of Mr. Rector, second by Mr. Owens, it was resolved to approve the agenda as presented.

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

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

4. Approval of Minutes

On motion of Mr. McCall, second by Mr. Ingle, it was resolved to approve the minutes of the July 26, 2005, regular meeting as presented.

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

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

5. Public Hearings:

a. Requests for Rezoning:

(1). *Washington County Board of Supervisors, Property Tax Map #141-7-1 thru 45*: Request to rezone approximately 24.73 acres of property located on the west side of State Route 659 in the Walton Ridge Subdivision from A-2 (Agricultural, General to R-2 (Residential, General), Wilson Magisterial District

County Administrator Mark Reeter addressed the Board explaining that the developers of this property approached the County requesting that the County initiate a rezoning of this property from A-2 (Agricultural, General) to R-2 (Residential, General).

Mr. Roberts opened the public hearing and invited comments both in support of and in opposition to the application to rezone property.

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

Discussion ensued among the Board concerning this request. The primary issue discussed was that under its current zoning designation of A-2 (Agricultural, General), the property may be in land use therefore resulting in lower real estate taxes. If the property were rezoned to R-2 (Residential, General) the property value would increase and be taken out of land use. According to the Code of Virginia when a piece of property is taken out of land use status there is a five-year rollback tax penalty accessed. Board members questioned whose responsibility it would be to pay the back taxes owed to the County.

County Zoning and Subdivision Official Cathie Freeman addressed the Board explaining that she had advised the developer of the property in question to talk with the Commissioner of the Revenue concerning the tax status of the property. Mrs. Freeman stated that the developer was informed by the Commissioner of Revenue that if the rezoning were government initiated the developer is not penalized by the five-year rollback tax penalty.

The Board continued discussions concerning this request. The members of the Board agreed that this property needs to be rezoned; however, the members also concluded that action on this matter should be tabled until further information could be gathered concerning five-year rollback tax penalty.

On motion of Mrs. Mumpower, second by Mr. McCall, the Board acted to table the application of the Washington County Board of Supervisors to rezone approximately 24.73 acres of property located on the west side of State Route 659 in the Walton Ridge Subdivision from A-2 (Agricultural, General) to R-2 (Residential, General), Wilson Magisterial District to the August 23, 2005 Regular Board meeting and to direct staff to research the five-year rollback tax penalty.

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

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

(2). *Virginia Highlands Airport Commission, Property Tax Map #124-A-2 (portion of), Property Tax Map #124-A-8B and Property Tax Map #103B-2-3*: Request to rezone approximately 130.90 acres of property located both on the north side of State Route 11 and on the west and east side of State Route 611, more specifically, to rezone approximately 69.14 acres from A-2 (Agricultural, General), and B-2 (Business, General) to AD (Airport District) and approximately 61.76 acres from A-2 (Agricultural, General), to M-1 (Industrial, Limited), Harrison Magisterial District, A-01 Election District andG-01 Election District

Mr. Roberts opened the public hearing and invited comments both in support of and in opposition to the application to rezone property.

Virginia Highlands Airport General Manager Ron Deloney addressed the Board on behalf of the Virginia Highlands Airport Commission explaining that over the last several years the Airport Commission has purchased in fee simple the property in question and is now requesting this property be rezoned to AD (Airport District).

Responding to an inquiry from the Board about the property included in the rezoning, Mr. Deloney explained the request for rezoning is for only property in the ownership of the Virginia Highlands Airport Commission in fee simple.

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

On motion of Mr. McCall, second by Mr. Owens, it was resolved to follow the recommendation of the Washington County Planning Commission and approve the application of Virginia Highlands Airport Commission, to rezone approximately 130.90 acres of property located both on the north side of State Route 11 and on the west and east side of State Route 611, more specifically, to rezone approximately 69.14 acres from A-2 (Agricultural, General), and B-2 (Business, General) to AD (Airport District) and approximately 61.76 acres from A-2 (Agricultural, General), to M-1 (Industrial, Limited), Harrison Magisterial District, A-01 Election District andG-01 Election District.

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

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

(3). *Donald Woodward, Property Tax Map #122-2-C-2CC*: Request to rezone approximately 6-48 acres of property located on the south side of State Route 645 near the intersection of Route 1780/Route 645 from R-2 (Residential, General) to A-2 (Agricultural, General), Wilson Magisterial District

Mr. Roberts opened the public hearing and invited comments both in support of and in opposition to the application to rezone property.

Mr. Douglas Childress addressed the Board explaining that he was an adjoining property owner and opposed the rezoning request. Mr. Childress stated his concerns that if the rezoning was granted the property may be used in a manner not agreeable with the adjoining property owners.

The Clark Family voiced their opposition to the application of Donald Woodward to rezone property.

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

Discussion ensued among the Board.

On motion of Mrs. Mumpower, second by Mr. Ingle, it was resolved to follow the recommendation of the Washington County Planning Commission and deny the application of Donald Woodward to rezone approximately 6-48 acres of property located on the south side of State Route 645 near the intersection of Route 1780/Route 645 from R-2 (Residential, General) to A-2 (Agricultural, General), Wilson Magisterial District.

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

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

b. <u>Requests for Special Exception Permit</u>:

(4). *Clifton Stewart Rentals, Jimmy Stewart, LLC, Property Tax Map #106-7-29*: Request for a Special Exception Permit to construct and operate mini-storage warehouse facilities on property located on the east side of State Route 58 near the intersection of Route 640/Route 58 in a B-2 (Business, General) zone and A-2 (Agricultural, General) zone, Madison Magisterial District, A-01 Election District

Supervisor Phillip McCall advised the Board that he would abstain from participation in this item due to a conflict of interest because he is an employee of a company in which Jimmy Stewart has an ownership interest.

Mr. Roberts opened the public hearing and invited comments both in support of and in opposition to the application for a Special Exception Permit.

Mr. Jimmy Stewart addressed the Board explaining that he would like to construct and operate mini-storage warehouse facilities on the property.

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

Discussion ensued among the Board.

On motion of Mrs. Mumpower, second by Mr. Rector, it was resolved to follow the recommendation of the Washington County Planning Commission and approve the application of Clifton Stewart Rentals, Jimmy Stewart, for a Special Exception Permit to construct and operate mini-storage warehouse facilities on property located on the east side of State Route 58 near the intersection of Route 640/Route 58 in a B-2 (Business, General) zone and A-2 (Agricultural, General) zone, Madison Magisterial District, A-01 Election District.

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

Mr. Ingle	***Aye***
Mr. McCall	***Abstained***
Mrs. Mumpower	***Aye***
Mr. Owens	***Aye***
Mr. Rector	***Aye***
Mr. Reynolds	***Aye***
Mr. Roberts	***Aye***

c. Public Hearing and Consideration of Amendment of FY 2005-06 County Operating Budget and Supplemental Appropriation of Carryover Funds

Accounting Manager Mark Seamon addressed the Board explaining that a Public Hearing for Amendment of the FY 2005-2006 County Operating Budget is required because the requested supplemental appropriations exceed $500,000.00. Mr. Seamon further explained that the total amount of requested amendments to the FY 2005-2006 County Operating budget is $2,681,687.69. He stated that the notice of public hearing that was published stated that the total amount of the amendments was $2,520,361.00. A total of $161,326.69 in requests for supplemental appropriations of carryover funds has been subsequently identified for a revised total of $2,681,687.69.

Mr. Seamon reviewed with the Board requests for supplemental appropriations involving the General Fund, Federal Asset Sharing Fund, Law Library Fund, Road Improvement Fund, Capital Improvement Fund and Utilities Fund monies.

Washington County School Superintendent Dr. Alan Lee addressed the Board explaining that the School Board is requesting a supplemental appropriation in the amount of $1,438,974.00 for carryover/outstanding commitments from the 2004-2005 fiscal year. Dr. Lee provided an overview of the programs and projects that the funds would be appropriated. He stated that the School Board also requests the remaining $371,603.00 of carryover funds be put into the County's Capital Reserve Account to fund their future requests.

Discussion ensued among the Board.

Mrs. Charlotte Parsons, Executive Director, Washington County Public Library, addressed the Board providing an explanation of the Library's FY 2004-2005 carryover funds and request for supplemental appropriations totaling $93,310.79.00. Mrs. Parsons explained that the majority of the carryover funds are from donations received. The carryover monies also include funds received from the sale of the bookmobile, various grants and capital improvement funds.

Discussion ensued among the Board.

County Administrator Mark Reeter brought to the Boards attention that this is the first incidence in the history of Washington County where the County Operating Budget is over $100,000,000 annually.

Mr. Roberts opened the public hearing to receive comments both in support of and in opposition to amendment of the FY 2005-06 County Operating Budget.

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

On motion of Mr. Ingle, second by Mr. Rector, it was resolved to amend the FY 2005-2006 County Operating Budget to $100,636,666.00.

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

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

Discussion ensued among the Board regarding the request for supplemental appropriations from the School Board. Accounting Manager Mark Seamon explained that should the Board approve the supplemental appropriations resolution as presented then the School Board would be receiving their request of $1,438,974.00.

On motion of Mr. Rector, second by Mr. Owens, the Board acted to adopt the following resolution:

RESOLUTION 2005-24
SUPPLEMENTAL APPROPRIATIONS TO
FY 2005-06 COUNTY OPERATING BUDGET

BE IT HEREBY RESOLVED *by the Board of Supervisors of Washington County, Virginia that the following supplemental appropriations of funds to the FY 2005-06 County Operating Budget are made for the functions and purposes indicated hereafter:*

001	***GENERAL FUND***		
	Accounting-Pro Services	***$ 10,652.14***	***12420-3130***
	Information Systems-Equipment	***$ 25,921.05***	***12510-8207***
	E-911 Operational Budget-Tower Bldg	***$ 23,628.00***	***31410-8220***
	WCSO-DCJS Bryne Criminal Sys Grant	***$ 77,620.00***	***31825-8220***
	WCSO-DCJS SANE Grant-Seminars	***$ 4,572.00***	***31815-5540***
	WCSO-Alcohol Selective Grant-Comp	***$ 3,739.00***	***31840-1800***
	WCSO-Alcohol Selective Grant-FICA	***$ 288.31***	***31840-2100***
	Jail Operations-Medical Expenses	***$ 4,173.31***	***33100-3111***
	VDEM Grant-2003A Domestic	***$ 42,993.03***	***35530-8220***
	VDEM Grant-2003B Homeland Security	***$ 155,745.00***	***35540-8220***
	Solid Waste-Heavy Equipment Fuel	***$ 1,550.89***	***42600-6008***
	Recycling & Special Prj-Cleanup Expense	***$ 3,343.22***	***42700-3331***
	Barter Foundation-Capital Prj.	***$ 25,000.00***	***72600-5968***
	TOTAL GENERAL FUND	***$ 379,225.95***	
002	***FEDERAL ASSET SHARING FUND:***		
	Commonwealth Attorney	***$ 18,570.67***	***22800-5851***
	Sheriff	***$ 9,605.59***	***31800-5851***
	Sheriff	***$ 48,251.00***	***31810-5851***
	TOTAL FED ASSET SHARING FUND	***$ 76,427.26***	
003	***LAW LIBRARY FUND:***		
	W.C. Law library	***$ 22,661.20***	***21800-5901***
	TOTAL LAW LIBRARY FUND	***$ 22,661.20***	
004	***ROAD IMPROVEMENT FUND:***		
	Upgrading Subdivisions-Other	***$ 98,624.61***	***94410-5699***
	Eggers Place Drainage Project	***$ 45,745.00***	***94420-5689***
	TOTAL ROAD IMPROVEMENT FUND	***$ 144,369.61***	

005	***CAPITAL IMPROVEMENT FUND:***		
	Capital Reserve Account	***$ 371,603.00***	***94900-5890***
	TOTAL CAPITAL IMPROVEMENT FUND	***$ 371,603.00***	
007	***UTILITIES FUND:***		
	Water Projects-Minor	***$ 58,924.00***	***94560-5662***
	Subsidy-WCIP Sewer Operations	***$ 50,000.00***	***94580-5191***
	Sewer & Water Subsidies-Exit 19	***$ 46,191.88***	***94580-5193***
	TOTAL UTILITIES FUND	***$ 155,115.88***	
108	***COUNTY LIBRARY FUND:***		
	Library Grants-Rose Greer Akers	***$ 51,325.67***	***73900-5883***
	Library Grants-Town of Abingdon	***4,207.87***	***73900-5885***
	Library Grants-E-RATE	***7,688.63***	***73900-5861***
	Library Miscellaneous Donations	***20,945.45***	***73700-8440***
	Library Capital Improvements	***9,143.17***	***73990-8444***
	TOTAL LIBRARY FUND	***$ 93,310.79***	
312	***SCHOOL OPERATING FUND***	***$ 158,974.00***	
315	***SCHOOL TEXTBOOK FUND***	***$ 350,000.00***	
316	***SCHOOL CONSTRUCTION FUND***	***$ 930,000.00***	
	TOTAL SUPPLEMENTAL APPROPRIATIONS	***$2,681,687.69***	

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

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

6. Presentation by Virginia Department of Forestry

Mr. Steven Shelley with the Virginia Department of Forestry (VDOF) made a presentation to the Board concerning the VDOF's new Firewise Fire Prevention Trailer. This is a self-contained information center that features a 42-inch plasma TV, two computers, a weather station, an interactive tool that helps you determine the proper safe zone around your home, as well as information panels designed to get people thinking about how they can prevent the loss of life and property due to a wildlife fire. Mr. Shelley explained that the Firewise Program is a national effort that began in the western states as a result of large

losses of homes and other structures during wildfires. It has been adopted by many eastern states with Virginia starting its fire education effort in the Shenandoah Valley area.

Mr. Shelley thanked Chairman John Roberts and Supervisors Bobby Ingle and Odell Owens for their assistance with coordinating very successful meetings with forest landowners in their respective districts. He stated that he hopes to use the Firewise Fire Prevention Trailer to develop a similar series of meetings with interested homeowners in areas of Washington County that would benefit from the information provided in the mobile exhibit as well as other programs the VDOF offer in fire prevention.

Mr. Shelley thanked the Board members for touring the Firewise Fire Prevention Trailer prior to their Board meeting. He stated that the mobile trailer would be set up at the Burley Tobacco Festival.

Discussion ensued among the Board. Chairman John Roberts and Supervisors Bobby Ingle and Odell Owens thanked Mr. Shelley for conducting meetings in their respective districts with timber owners. The Board expressed their appreciation for the opportunity to tour the Firewise Fire Prevention Trailer

7. Presentation by The Nature Conservancy Concerning Brumley Mountain Wildlife Management Area

Mr. Matthew Crum with The Nature Conservancy presented the Board with a proposal from the Mountain Heritage, Inc. concerning the Brumley Mountain property currently in the ownership of The Nature Conservancy. Mr. Crum explained that Mountain Heritage, Inc. in coordination with The Nature Conservancy is proposing the sale of approximately 4,800 acres of land on Brumley Mountain to the Commonwealth of Virginia to be developed into a Wildlife Management Area/State Forest. He further explained that endorsements have been obtained from U. S. Congressman Rick Boucher, Virginia House of Delegates Member Joe Johnson and Gubernatorial Candidate Jerry Kilgore. In conclusion, Mr. Crum explained that it is proposed that the Wildlife Management Area/State Forest be named in honor of Jack Kestner, a local naturalist, popular journalist and longtime resident of Clinch Mountain.

Discussion ensued among the Board.

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

RESOLUTION 2005-25

WHEREAS, Washington County, Virginia is the site and host of many natural and historical features celebrating America's diverse natural and social history from pre-historic times to present; and

WHEREAS, the rugged Clinch Mountain, its forests, streams and wildlife, are a major attraction to thousands of visitors and local residents each year; and

WHEREAS, Southwest Virginia has the most diverse ecosystem in continental North America and is renowned worldwide for its unique plant and wildlife variety; and

WHEREAS, eco-tourism and outdoor recreation play an important role to the economy of Washington County; and

WHEREAS, Jack Kestner was a resident of Washington County who spent his adult life writing about and helping protect the beauty and benefits of the Clinch Mountain for the enjoyment and appreciation of our citizens and numerous visitors; and

WHEREAS, a regional conservation group, Mountain Heritage, Inc., has proposed that a 4,800 acre tract of Clinch Mountain land, located in Washington County and owned by The Nature Conservancy, be acquired by the Commonwealth of Virginia to create the Jack Kestner Wildlife Management Area or State Forest with a large protected natural area being established in and around the Great Channels; and

WHEREAS, Mountain Heritage, Inc. has further proposed creation of a trail to be called the Clinch Mountain Trail to travel from the Hidden Valley Wildlife Management Area through the proposed Jack Kestner Wildlife Management Area and to the Laurel Bed Lake Wildlife Management Area; and

WHEREAS, the Board of Supervisors of Washington County finds the Mountain Heritage, Inc. concept, as described herein, to be a worthwhile endeavor beneficial to the interests of recreation, tourism, and environmental conservation and desires to see the aforesaid acquisition and naming of The Nature Conservancy land and the establishment of the proposed Clinch Mountain Trail pursued and supported by state legislators;

NOW, THEREFORE, IT IS HEREBY RESOLVED, that the Board of Supervisors of the County of Washington, Virginia, supports the Mountain Heritage, Inc. concept as described in the foregoing paragraphs and directs the County Administrator to forward a copy of this resolution of support to Mountain Heritage, Inc. and to The Nature Conservancy for their use in furthering the proposal and, in addition, that he forward a copy to our state and federal legislators and to the media to demonstrate the Board's strong support for this worthy project.

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

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

8. <u>Recess</u>

It was consensus of the Board not to take a recess at this time.

9. <u>Consideration of Various Matters Pertaining to Highlands Community Services Board</u>

a. Approval of FY 2006 Performance Contract between Highlands Community Services Board and Virginia Department of Mental Health, Mental Retardation and Substance Abuse Services

Ms. Kathy Simpson, Department Director with Highlands Community Services, provided the Board with an overview of the FY 2006 Performance Contract between Highlands Community Services Board and the Virginia Department of Mental Health, Mental Retardation and Substance Abuse Services. Ms. Simpson explained that the Performance Contract defines the relationship between Highlands Community Services and the Virginia Department of Mental Health, Mental Retardation and Substance Abuse Services. She stated that Exhibit A of the contract is prepared by staff at Highlands Community Services and outlines the details for the services provided to the residents of Washington County.

On motion of Mr. Ingle, second by Mrs. Mumpower, it was resolved to approve the FY 2006 Performance Contract between Highlands Community Services Board and Virginia Department of Mental Health, Mental Retardation and Substance Abuse Services.

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

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

b. Authorization for Highlands Community Services Board to Receive State and Federal Funds in the Capacity of Fiscal Agent

Mr. Hunter Widener, Executive Director of the Highlands Community Services, addressed the Board explaining that the Virginia General Assembly took action during their last session to grant community service boards power to act as their own fiscal agent. Mr. Widener stated that he is requesting authorization from the Board of Supervisors for Highlands Community Services to be designated as its own fiscal agent.

On motion of Mr. Ingle, second by Mr. Rector, it was resolved to authorize Highlands Community Services to act as its own fiscal agent.

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

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

Scrivener's Note: The Performance Contract referenced above may be found in Minutes Exhibit 2005-8-09-A.

10. Recess

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

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

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

11. Consideration of Approval of Mutual Aid Agreement with Smyth County Sheriff's Office

Washington County Sheriff Fred Newman addressed the Board explaining that Smyth County Sheriff R. D. Bradley approached him proposing to enter into a mutual aide agreement as allowed by Virginia Code Sec.15.2-1736. The primary purpose of the agreement would be to allow Smyth County law enforcement officials to serve process papers upon inmates of the Southwest Virginia Regional Jail Facility in Washington County. In addition, the agreement would allow Washington County Sheriff's deputies to service process in the area between the Smyth County/Washington County boundary and the location of the former Smyth County jail.

On motion of Mr. Rector, second by Mr. McCall, it was resolved to approve the Mutual Aid Agreement and to authorize the County Administrator to sign the Agreement on behalf of the Board.

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

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

Scrivener's Note: The Mutual Aid Agreement referenced above may be found in Minutes Exhibit 2005-8-09-B.

12. <u>County Administrator Reports</u>

County Administrator Mark Reeter reported that the Second Annual County Employee Picnic was held on August 7. Mr. Reeter stated that the picnic was a successful event. There was more use of the pool this year and the blue grass band was enjoyable. He stated that a Committee would be appointed to identify ideas to improve the employee picnic.

13. <u>County Attorney Reports</u>:

a. Appalachian Power Company Notice of Hearing on Proposed Rate Increases

County Attorney Lucy Phillips addressed the Board explaining that the County has received notice from the State Corporation Commission of a hearing to be held in Richmond, VA on February 7, 2006, regarding a proposed surcharge to be charged by Appalachian Power Company to recoup costs necessary for compliance with state and federal environmental laws and regulations and for transmission and distribution system reliability. Ms. Phillips asked Board members to advise her if they wished the County to submit comments.

In another matter, Ms. Phillips advised the Board that placed at their stations was an article concerning public hearings that are being conducted by the Virginia Department of Mental Health, Mental Retardation and Substance Abuse Services for establishing standards for new methadone clinic licenses. Ms. Phillips stated that she is working with Hunter Widener, Executive Director, Highlands Community Services, on comments that the County will submit.

14. <u>Board Information</u>

There was no information reviewed.

15. <u>Consent Agenda:</u>

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

a. Payment of Bills – July 2005
b. Revenue Refunds-Animal Sterilization Fee
c. Budget Status Reports for July 2005

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

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

16. Board Member Reports

Supervisor Dulcie Mumpower addressed the Board concerning an issue that has arisen with the new County Subdivision Ordinance. Mrs. Mumpower explained that she has been contacted by a property owner that has a parcel of land that was inherited and needs to be able to make a family division. However, under the new County Subdivision ordinance this property owner is not permitted to make the divisions necessary because of the width of the right-of-way. The property owner thought that because the plat of the property was recorded prior to July 1 of this year it would be grandfathered and the new regulations in the County Subdivision Ordinance would not apply. Mrs. Mumpower stated she realizes that problems would occur from time to time with the new Subdivision Ordinance, but she has concerns about tying up a person's property. She further stated that the County should review this matter and try to identify a way to amend the new County Subdivision Ordinance, particularly with family divisions.

Substantial discussion ensued among the Board. Subsequently, the following action was taken:

On motion of Mr. McCall, second by Mrs. Mumpower, it was resolved to direct the County Planner to outline the options for amending the new County Subdivision Ordinance and submit them to the Board for consideration.

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

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

Supervisor Odell Owens reported that he recently attended a meeting in Bristol commemorating Farmer's Market Week. The Tennessee Secretary of Agriculture was in attendance. Washington County was specifically mentioned during the meeting for its contributions to the Farmer's Market.

Chairman John Roberts reported that the Damascus Little League Softball team won the State Championship. Mr. Roberts requested that plaques be made to honor this team.

17. Adjourn

On motion of Mr. Rector, second by Mr. Reynolds, it was resolved to adjourn.

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

Mr. Ingle	***Aye***
Mr. McCall	***Aye***
Mrs. Mumpower	***Aye***
Mr. Owens	***Aye***
Mr. Rector	***Aye***
Mr. Reynolds	***Aye***

Mr. Roberts ***Aye***

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Prepared by:

_____
Naoma A. Mullins, Recording Clerk

Approved by the Washington County Board of Supervisors:

_____
John B. Roberts, Sr., Chairman