

V I R G I N I A:

At a recessed meeting of the Washington County Board of Supervisors held Monday, April 23, 1990, at 7:00 p.m., at the County Administration Building in Abingdon, Virginia, the following were present:

PRESENT:

James P. Litton, Chairman
 Maurice H. Parris, Vice Chairman
 Kenneth G. Mathews
 Aubrey E. Brown
 Charles O. Byrd
 Thomas Whittaker
 Cecil K. Simcox

Mark W. Seamon, Director of Accounting/Acting Co. Administrator
 Sandra M. Hatfield, Secretary

1. Call to Order

The meeting was called to order by Mr. James P. Litton, Chairman of the Board.

2. Presentation of Budget Request from Highlands Rescue Squad

Mr. Robert Davis, Captain, Highlands Rescue Squad, explained the budget request and asked the Supervisors for their support by funding the request.

3. Begin Work Session on FY 1990-91 Proposed County Budget

The following changes were made to the proposed county budget for FY 1990-91:

Add \$55,000, Subsidy, Washington County Industrial Park II, Sewer Plant;

Increase Virginia Highlands Airport Commission budget request by \$33,997;

Increase Town of Damascus budget request by \$10,000;

Decrease Mental Health and Mental Retardation Board Operations budget request by \$69,052;

On motion of Mr. Byrd, second by Mr. Mathews, it was resolved to adjust the FY 1990-91 proposed county budget adding \$250,000 earmarked for Economic Development, Infrastructure, New and Improved.

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

Mr. Mathews	Aye	Mr. Litton	Aye	Mr. Brown	Aye
Mr. Byrd	Aye	Mr. Parris	Aye	Mr. Whittaker	Aye
Mr. Simcox	Aye				

By consensus, it was agreed to advertise the proposed FY 1990-91 County budget with suggested adjustments and changes for public hearing on May 15, 1990.

On motion of Mr. Brown, second by Mr. Mathews, it was resolved to appoint Mark Seamon as temporary County Administrator, and further that he receive an additional \$1,000 per month compensation beginning April 23, 1990 until such time as a County Administrator is hired.

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

Mr. Mathews	Aye	Mr. Litton	Aye	Mr. Brown	Aye
Mr. Byrd	Aye	Mr. Parris	Aye	Mr. Whittaker	Aye
Mr. Simcox	Aye				

On motion of Mr. Parris, second by Mr. Whittaker, it was resolved to adopt the following proclamation:

LAW DAY PROCLAMATION

WHEREAS, May 1 is Law Day U.S.A. in the United States of America, and;

WHEREAS, the United States of America has been the citadel of individual liberty and a beacon of hope and opportunity for more than 200 years to many millions who have sought our shores, and,

WHEREAS, the Foundation of individual freedom and liberty is the body of the law that governs us, and

WHEREAS, the Constitution of the United States of America, and the Bill of Rights, are the heart of that body of law, which guarantees us many freedoms - including freedom of religious belief, freedom to have and hold property inviolate, freedom of assembly, freedom of speech, freedom of press, freedom of assembly, freedom of speech, freedom of press, freedom of petition, and due process of the law among others, and

WHEREAS, this year marks the 33rd annual nationwide observance of Law Day, and the Congress of the United States and the President by official proclamation have set aside May 1 as a special day for recognition of the place of law in American life.

NOW, THEREFORE, WE the Board of Supervisors of Washington County, Virginia, do hereby designate May 1, 1990, as Law Day U.S.A. and call upon all citizens, schools, businesses, clubs, and the news media to commemorate the role of law in our lives.

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

Mr. Mathews	Aye	Mr. Litton	Aye	Mr. Brown	Aye
Mr. Byrd	Aye	Mr. Parris	Aye	Mr. Whittaker	Aye
Mr. Simcox	Aye				

4. Office on Youth Matters (Buckey Boone)

Buckey Boone, Director, Office on Youth, requested permission to address the Board of Supervisors in executive session concerning a personnel matter.

5. Continue Work Session on FY 1990-91 Proposed County Budget

There was no additional business to continue on the FY 1990-91 proposed county budget.

6. Executive Session pursuant to Section 2.1-344(A)(2) of the 1950 Code of Virginia, as amended, in order to discuss condition of public property, Courthouse;

On motion of Mr. Parris, second by Mr. Byrd, it was resolved to go into executive session pursuant to Section 2.1-344(A)(2) of the 1950 Code of Virginia, as amended, in order to discuss condition of public property, Courthouse, and pursuant to Section 2.1-344(A)(1) of the 1950 Code of Virginia, as amended, in order to discuss a matter related to personnel.

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

Mr. Mathews	Aye	Mr. Litton	Aye	Mr. Brown	Aye
Mr. Byrd	Aye	Mr. Parris	Aye	Mr. Whittaker	Aye
Mr. Simcox	Aye				

On motion of Mr. Brown, second by Mr. Mathews, it was resolved to adopt the following certification:

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

WHEREAS, 2.1-344.1 of the Code of Virginia requires a certification by the Washington County Board of Supervisors that such executive meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Washington County 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 executive meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion of convening the executive meeting were heard, discussed or considered by the Washington County Board of Supervisors.

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

Mr. Mathews	Aye	Mr. Litton	Aye	Mr. Brown	Aye
Mr. Byrd	Aye	Mr. Parris	Aye	Mr. Whittaker	Aye
Mr. Simcox	Aye				

Mr. Litton turned the chair over to Mr. Parris for the purpose of making a motion.

Mr. Litton made a motion, second by Mr. Whittaker, that the County attempt to locate the missing applications for the County Administrator position, review all applications again, and grade them on the point system.

During discussion of the motion, the following points were raised:

Mr. Byrd asked that the record reflect it has been stated Mr. Sparks' resume was not at the Thursday, April 19, 1990 meeting. Mr. Byrd stated the resume was there, that Mr. Whittaker pushed the resume to where Mr. Byrd was sitting calling the person's name, and that he saw the resume on two other occasions.

Mr. Whittaker responded to Mr. Byrd asking that the record reflect he does not remember, that Mr. Litton was sitting beside him and Mr. Parris was sitting in front of him.

Mr. Mathews called for a point of order several times throughout the discussions stating Mr. Whittaker's motion to include Mr. Sparks' resume with the other applicants was defeated, and pointing out that since Mr. Whittaker made the motion he had access to the resume. Mr. Whittaker responded he went through the applications four times.

Mr. Mathews stated that Mr. Litton's motion is out of order for the reason that Mr. Whittaker and Mr. Litton would have to be a member of the affirmative in order to vote to have Mr. Sparks name put back in consideration. Again, Mr. Mathews stated the motion is out of order.

Mr. Simcox told Mr. Litton to call for Mr. Sparks application stating then the matter will be discussed.

Further discussion ensued.

Mr. Litton stated he wanted to know if Mr. Simcox will vote on the motion or if he wants to get the application first. Mr. Simcox stated he wanted to get the application back first. Mr. Litton again asked Mr. Simcox to call Mr. Sparks. Mr. Simcox stated he only wanted to see the postmark.

Mr. Mathews stated he will not participate in the issue if the board is going to single out only one of the three applicants. He stated that the board is wrong.

The question was called for again. Mr. Litton stated that Mr. Simcox wanted to wait until another resume is received from Mr. Sparks.

Mr. Parris stated that the motion was withdrawn. He then turned the chair back to Mr. Litton.

On motion of Mr. Mathews, second by Mr. Brown, it was resolved to appoint Mr. Barry Proctor as temporary County Attorney at the rate of \$1,900 per month compensation.

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

Mr. Mathews	Aye	Mr. Litton	Aye	Mr. Brown	Aye
Mr. Byrd	Aye	Mr. Parris	Aye	Mr. Whittaker	Aye
Mr. Simcox	Aye				

On motion of Mr. Mathews, second by Mr. Brown, it was resolved to authorize the temporary County Administrator to advertise for the position of permanent County Attorney.

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

Mr. Mathews	Aye	Mr. Litton	Aye	Mr. Brown	Aye
Mr. Byrd	Aye	Mr. Parris	Aye	Mr. Whittaker	Aye
Mr. Simcox	Aye				

7. Recess to Tuesday, April 24, 1990, 6:00 p.m. to meet jointly with the Bristol, Virginia City Council in City Council Chambers in Executive Session pursuant to Section 2.1-344(a)(5) concerning a prospective business or industry where no previous announcement has been made.

On motion of Mr. Byrd, second by Mr. Mathews, it was resolved to recess to meet jointly with the Bristol, Virginia City Council in City Council Chambers in Executive Session pursuant to Section 2.1-344(a) (5) concerning a prospective business or industry where no previous announcement has been made.

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

Mr. Mathews	Aye	Mr. Litton	Aye	Mr. Brown	Aye
Mr. Byrd	Aye	Mr. Parris	Aye	Mr. Whittaker	Aye
Mr. Simcox	Aye				

James P. Litton, Chairman