

V I R G I N I A:

At a meeting of the Washington County Board of Supervisors held Monday, September 9, 1991, 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

Bruce E. Bentley, County Administrator  
 Cliff Walsh, County Attorney  
 Mark W. Seamon, Director of Accounting  
 Sandra M. Hatfield, Secretary

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1. Call to Order

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

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2. Invocation and Pledge of Allegiance - Charles O. Byrd

Mr. Charles Byrd gave the Invocation and led in the Pledge to the flag.

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3. Approval of Minutes

:: Regular Meeting of August 29, 1991

On motion of Mr. Whittaker, second by Mr. Brown, it was resolved to adopt the minutes of August 29, 1991 with the following correction:

Page 5755, Paragraph 2, Item 6.a, Denton's Valley Water Project...

Change "... Edward Stevens ..." to Everett Stevens.

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				

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4. Citizen Comments

At this time, Mr. Litton invited comments from citizens in the audience on items that do not appear on the agenda.

Patrick Mannix, questioned the financial reporting of Washington County School Board. In addition, Mr. Mannix commented that the school textbooks have not been replaced.

Hazel Shankle inquired about the status of establishing a committee to investigate the School Board making suggestions as to the composition of the committee.

In response to questions of specific allegations, Mr. Whittaker cited a conflict of interest, a matter of giving away the art center property, and the Hayter's Gap and Hamilton School closings.

On motion of Mr. Whittaker, with no second, it was resolved to form a committee to investigate the School Board.

The vote on this motion was as follows (4-3):

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

Discussion ensued with Supervisors asking Mrs. Shankle to define the purpose of the investigation.

Mr. Whittaker explained the conflict of interest with School Board Member James Bishop who is employed by a bank that has School Board accounts.

Mrs. Kathleen Maggio addressed the Supervisors in an attempt to clarify the purpose of the investigation. She stated a group of people want to find out if there were any irregularities about the closing of Hamilton and Hayter's Gap Schools.

Mr. Byrd inquired about the qualifications of members who would serve on the committee. Discussion of the committee continued with Mr. Byrd inquiring about its authority and power.

Mr. Mathews asked for clarification of what the citizen group will investigate since specific charges have not been made.

Further discussion ensued with Mrs. Shankle stating the citizen group wants to find out the reasons for closing Hamilton and Hayter's Gap Schools and why the Washington County School Board is employing extra teachers.

At this point, Mr. Simcox asked to retract his vote stressing there should be a specific subject to be investigated and a member of each magisterial district should serve on the investigative committee.

Mr. Cliff Walsh, County Attorney, asked Mr. Simcox to clarify his request.

On motion of Mr. Simcox, with no second, it was resolved to reconsider the previous motion to establish a committee to investigate the Washington County School Board.

The vote on this motion was as follows (5-2):

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

Upon reconsideration, the vote on Mr. Whittaker's motion, with no second, to form a committee to investigate the school Board was as follows (2-5):

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

On motion of Mr. Simcox, with no second, it was resolved that each Supervisor appoint a member to serve on a committee to investigate the Washington County School Board, and the purpose of the committee is to investigate the legality of Hamilton and Hayter's Gap School closings.

The vote on this motion was as follows (4-3):

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

At the conclusion of discussions, Mr. Cliff Walsh, County Attorney, gave his opinion that the Washington County School Board's act to close schools was a legal action.

Mr. Mathews stated he violently disagrees with the Board of Supervisors challenging the School Board when there are other avenues for the citizens' group to explore.

Scott Rector and Joe Thomas, residents of the Meadowview community, addressed the Supervisors in opposition to the proposed Appalachian Power Company substation. They requested an environmental investigation be conducted before APCO does more construction. Mr. Rector stated that APCO

has been asked to change the power lines but will not change them. Mr. Thomas related the physical and emotional health concerns of the community and their fear of prolonged exposure to electromagnetic fields. Mr. Rector related the position of APCO with regard to compensating property owners a fair price for acquired right-of-ways.

Mr. Byrd suggested the County send a resolution to APCO requesting that they confer with the property owners about the route of the power lines, and that they make available a health environmental study.

Questions were raised about building and soil erosion permits for the project. Mrs. Cathie Freeman stated all permits were granted and APCO has posted their bond.

Messrs. Rector and Thomas explained the urgency of taking some action prior to September 24, 1991 commenting that APCO will acquire a Right of Entry on that date.

Mr. Byrd suggested the Planning Commission review the ordinance addressing the location and height of towers and that a recommendation be presented to the Board of Supervisors.

On motion of Mr. Byrd, second by Mr. Parris, it was resolved to authorize the County Attorney to draft a resolution to Appalachian Power Company strongly encouraging them to negotiate with property owners as to the routes of the power lines, and further requesting APCO to give fair consideration with regard to acquired right of ways over properties.

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				

Hershel Stevens addressed the Supervisors in support of E911. Speaking as a member of the Washington County School Board, he reported the School Board received a favorable review of their financial records after a recent audit. With regard to a citizens' group investigation of the Washington County School Board, Mr. Stevens commented that a Constitutional Officer is authorized to request an Attorney General's Opinion on the legality of the school closings.

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5. Planning & Zoning Public Hearings

The following action was taken on Planning & Zoning public hearings:

Request for Special Use Permit:

- (1) Herbert F. and Sheila Denny: Request for a Special Use Permit to operate an independent used car dealership on property locat-

ed on the south side of State Route 19 next to Linda's Market in an A-2 (Agricultural, General) zone, Harrison Magisterial District, B-81 Election.

Mr. Litton invited comments both in support of and in opposition to the application filed by Herbert and Sheila Denny.

Herbert F. Denny addressed the Supervisors explaining his desire to operate an independent used car dealership.

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

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

On motion of Mr. Litton, second by Mr. Whittaker it was resolved to follow the recommendation of the Planning Commission and approve Special Use Permit for Herbert F. and Sheila Denny to operate an independent used car dealership on property located on the south side of State Route 19 next to Linda's Market in an A-2 (Agricultural, General) zone, Harrison Magisterial District, B-81 Election.

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. Parris returned the gavel to Mr. Litton.

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6. Virginia Highlands Cable Company (Ken Mathews)

Mr. Kenneth Mathews requested that the County Administrator invite a representative from Virginia Highlands Cable Company to appear before the Supervisors to explain the reason they are seeking to double tier reception, charging a fee of \$40.00 to install or convert to the new basic service. Mr. Mathews commented that good channels were removed from the basic service.

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5. Planning & Zoning Public Hearings (Continued)

Mrs. Freeman presented a recommendation of the Planning Commission to request the Board of Supervisors to initiate the rezoning of Big Bass Camp Subdivision from SR (Shoreland Recreation) to MHR (Mobile Home Residential).

Discussion ensued with Mrs. Freeman responding to questions from the Board.

On motion of Mr. Brown, second by Mr. Parris, it was resolved to advertise a public hearing to rezone Big Bass Camp Subdivision from SR (Shoreland Recreation) to MHR (Mobile Home Residential), and further resolved that the costs of the advertising are to come from Reserve for Contingency.

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

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

Mrs. Freeman informed the Board that errors and inconsistencies have been discovered in certain Zoning Ordinances. She reported the County Attorney is preparing amendments for the Supervisors to review.

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7. Shakesville Community Church (R. Hooker)

Mr. R. Hooker, spokesman for Shakesville Community Church, appeared before the Board of Supervisors to explain his efforts to have a quitclaim deed endorsed to the Church for the property on which the Church sits. He stated the Church needs to obtain a building permit from the City of Bristol in order to begin a building addition and cannot obtain one until the matter of ownership is cleared.

Mr. Walsh gave his opinion as to the history related to ownership and the various uses of the Shakesville Community Church.

On motion of Mr. Simcox, second by Mr. Byrd, it was resolved to authorize a quitclaim deed be endorsed to Shakesville Community Church for the property on which it sits.

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				

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8. Office on Youth (Buckey Boone)

On motion of Mr. Byrd, second by Mr. Mathews, it was resolved to adopt the following resolution in support of restoration of the Virginia Housing Partnership Fund to the General Fund Budget at the level of \$50 million for the 1992-94 biennium:

WHEREAS, safe, decent and affordable housing is a major need for low and moderate income Virginians; and

WHEREAS, affordable housing is critical to the economic stability and development of Virginia; and

WHEREAS, approximately 50,000 Virginia households are without indoor plumbing; and

WHEREAS, an estimated 250,000 Virginians live in substandard and/or severely cost-burdened housing for which they pay over 50 percent of their income; and

WHEREAS, thousands of low income elderly Virginians need home repairs, improvements and adaptation to continue living independently in their communities; and

WHEREAS, homeownership is beyond the reach of thousands of low and moderate income households in Virginia due to the lack of resources for down payments and closing costs and to high housing costs and mortgage interest rates which they cannot afford; and

WHEREAS, the Virginia Housing Partnership Fund is designed to address the statewide need for safe, decent and affordable rental housing; homeownership assistance; congregate and assisted housing; homeless prevention, intervention, emergency shelter and transitional and permanent housing for the homeless; and housing preservation and development; and

WHEREAS, the Virginia Housing Partnership Fund Programs have assisted more than 70,000 low and moderate income persons throughout the Commonwealth; and

WHEREAS, the Virginia Housing Partnership Fund has leveraged over \$100 million in private, corporate, foundation, local and federal funds to address the overwhelming need for housing for which federal and local resources are inadequate; and

WHEREAS, the Virginia Housing Partnership has provided direct support to Washington County residents to install indoor plumbing and to make necessary repairs to homes, and has enabled working families to buy their first home:

NOW, THEREFORE, BE IT RESOLVED THAT the Washington County Board of Supervisors endorse and support the restoration of the Virginia Housing Partnership Fund to the General Fund Budget of the Commonwealth of Virginia at the level of \$50 million for the 1993-94 biennium; and

THAT WE HEREBY PETITION THE GOVERNOR of Virginia to include such funding in his 1993-94 biennial General Fund Budget to be presented to the 1992 General Assembly; and

THAT WE FURTHER PETITION ALL MEMBERS OF THE GENERAL ASSEMBLY OF VIRGINIA to allocate \$50 million for the Virginia Housing Partnership Fund in the 1993-94 biennial General Fund Budget adopted for the Commonwealth of Virginia.

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				

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On motion of Mr. Mathews, second by Mr. Brown, it was resolved to accept Reading for Jobs Program Grant in the amount of \$33,000 from the Department of Criminal Justice Services, and further it was resolved to appropriate the Grant funds and accept the subcontract bid from People Incorporated.

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				

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Mr. Boone reported the Youth Services Board recently voted to request the Board of Supervisors to accept funds from employers of spouses of Office on Youth staff which are designated for hospitalization insurance and are to be used only to pay the premiums for health insurance family coverage for the Office on Youth staff.

Discussion ensued with Supervisors raising questions related to procedure and equitability of extending this benefit to only one department or agency of the County. There was no action taken.

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On motion of Mr. Mathews, with no second, it was resolved to approve Supplemental Appropriation of \$1,476 to Office on Youth Department for funds transferred from the USDA Summer Food Services Program.

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				

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On motion Mr. Mathews, second by Mr. Parris, it was resolved to advertise a public hearing to receive public comments on a proposed ordinance allowing jurors to donate their compensation for performing jury service to the 28th District Court Service Unit to be used for services to children and youth.

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				

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9. Damage Claims, Mt. Calm Estates

Mr. Clifford Walsh presented a claim submitted by Dr. Charles T. Denham in the Mt. Calm Subdivision, explaining that Dr. Denham is requesting compensation for alleged damage to his property caused by the placement of the cul-de-sac.

Discussion ensued. On motion of Mr. Byrd, second by Mr. Parris, it was resolved to deny Dr. Charles T. Denham's claim for compensation because of alleged damage to his property caused by the placement of a cul-de-sac.

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				

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10. Suggested Locations of New Convenience Stations (Coy Martin)

Mr. Coy Martin, Landfill Manager, presented a proposal to obtain property leases and secure bids for the construction of three convenience stations.

On motion of Mr. Mathews, second by Mr. Brown, it was resolved to accept the proposal for property leases at the following recommended locations for the new convenience stations in Washington County, and secure bids for the construction of three stations:

1. Lodi (at intersection of Route 91 and Route 731) owned by Ave Warren
2. Mendota (1 mile north of town on Route 802) owned by A. P. Baker
3. Tumbling Creek (on Route 613, 100 yards above Route 821, six miles from Smyth County line and six miles from the Hayter's Gap Convenience Station), owned by Frances Poore
4. Konnarock (U. S. Forestry Department location), Route 58 adjacent to Route 859 where the State Highway Department stockpiled gravel.

The vote on this motion was as follows (5-2):

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

Mr. Litton commented that he voted against the motion and will continue to do so until the people in the Jefferson District have a place to dump their garbage.

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11. Proposed Reappraisal Agreement with Blue Ridge Appraisal Company

On motion of Mr. Mathews, second by Mr. Brown, , it was resolved to accept the recommendation of the County Administrator and approve agreement for reappraisal of locally taxable and tax exempt real estate for Washington County, Virginia with Blue Ridge Appraisal Company for a total fee of \$7.75 per parcel to begin October 1, 1991 and conclude no later than December 31, 1992.

The vote on this motion was as follows (5-2):

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

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12. Recess

On motion of Mr. Parris, second by Mr. Mathews, it was resolved to take a brief recess.

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				

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13. Request for Matching Funds for Automatic Defibulator (Damascus Volunteer Rescue Squad, Inc.)

On motion of Mr. Parris, second by Mr. Whittaker, it was resolved to appropriate local funds in the amount of \$3,250 to the Damascus Volunteer Rescue Squad, Inc. for the purpose of matching a grant for 1 Automatic Defibulator.

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				

There was consensus agreement to consider a similar request for matching local funds in the event Valley Rescue Squad applies for and receives a grant for an Automatic Defibrillator.

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14. Consideration of resolution taking Willow Creek Circle into the State secondary highway system, Willow Creek Subdivision

On motion of Mr. Simcox, second by Mr. Brown, it was resolved to approve the following resolution:

WILLOW CREEK SUBDIVISION

IT IS HEREBY RESOLVED BY THE BOARD OF SUPERVISORS OF WASHINGTON COUNTY, VIRGINIA that the Virginia Department of Transportation is hereby formally and officially requested to take into the State secondary highway system the following street in the Wilson Magisterial District of Washington County, Virginia:

Willow Creek Circle beginning at a point on Island Road, .85 miles east of Route 645 (Wallace Pike), thence north, thence west, thence south, thence southeast, looping back into Willow Creek Circle, a total distance of .70 miles.

The Board of Supervisors of Washington County, Virginia does hereby guarantee a 50-foot right of way as recorded in Plat Book Number 25 at page 4, Slide Number 457, dated 2-2-90, among the land records of Washington County, Virginia. Washington County does also guarantee the necessary drainage easements, and that they are unencumbered.

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				

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15. Appropriation to Highlands Rescue Squad

Mr. Frank Canter, Resource Management Consultant, presented a list of Highlands Rescue Squad liabilities as of September 4, 1991 and responded to questions from the Board of Supervisors.

Mr. Simcox made a motion, with no second, to pay Highlands Rescue Squad bills in the amount of \$17,415.89.

Mr. Mathews made a substitute motion, second by Mr. Brown, to allocate \$3,000.00 per month to Highlands Rescue Squad from Reserves for Contingency for the purpose of paying off their liabilities totalling \$17,415.89, and further, request Mr. Frank Canter to present a bimonthly accountability report and evaluation of Highlands Rescue Squad operations to the Board of Supervisors.

Discussion ensued.

The vote on this motion was as follows (3-2-2):

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

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16. County Administrator Comments:

The following action was taken on County Administrator Comments:

a. Establish Board Meeting Dates - October and November

Supervisors discussed the regular Board Meeting schedule for the months of October and November. There was no action taken to change the meeting dates in October, however, Mr. Bentley was asked to suggest an alternative date for the November 28, 1991 meeting since that is Thanksgiving.

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b. Communications

The following communications were received:

- :: Senator Charles S. Robb, informing the Supervisors he will join as a cosponsor of a bill to increase federal payments in lieu of taxes to local governments;
- :: Director Allen R. Hammer, Division of Water Supply Engineering, Department of Health, concerning construction of a rechlorination station adjacent to the Wallace pump station at the Three Springs Subsystem in Washington County;
- :: Mayor Anthony S. Rector, Town of Glade Spring, requesting implementation of new address system in the Town of Glade Spring;

- :: Hunter P. Widener, Executive Director, Highlands Community Services Board, welcoming Virginia W. Cooper to the membership of the Highlands Community Services Board;
- :: Washington County Fireman's Association, Minutes of budget funding meeting;
- :: C. Elvan Peed, Project Manager, Anderson and Associates, Inc., concerning Sanitary Sewer Collection System, I-81 Exit 9, South Area;
- :: Don Kersey, General Manager, Virginia Highlands Cable Company, concerning changes in cable service.

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- c. Reminders. There were no upcoming meetings announced.

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17. County Attorney's Reports

The following action was taken on County Attorney reports:

- a. Mt. Calm Utility Poles

Mr. Walsh reported that Appalachian Power Company has relocated the utility poles for the Mt. Calm Subdivision, and has submitted a statement to the County for payment.

On motion of Mr. Mathews, second by Mr. Parris, it was resolved to fulfill the County's obligation and pay Appalachian Power Company for the installation of utility poles located in the Mt. Calm Subdivision for a total amount of \$781.00.

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				

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18. Consent Agenda:

On motion of Mr. Simcox, second by Mr. Byrd, it was resolved to approve the following consent agenda item:

- a. Payment of Bills for the month of August 1991.

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				

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19. Board Member Reports. There were no reports.

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20. Executive Session pursuant to Section 2.1-344A(1) of the 1950 Code of Virginia, as amended, to discuss Personnel, and evaluate the performance of the Solid Waste Department; Section 2.1-344A(3) of the 1950 Code of Virginia, as amended, to discuss or consider the condition, acquisition or use of real property for public purposes or the disposition of publicly held property and Section 2.1-344A(6) of the 1950 Code of Virginia, as amended, to consider the investing of public funds where competition and bargaining is involved and when if made public initially, the financial interest of the County would be adversely affected, specifically landfill; and Section 2.1-344(7) of the 1950 Code of Virginia, as amended, to discuss possible litigation, specifically Haren Construction and others

On motion of Mr. Byrd, second by Mr. Brown, it was resolved to go into executive session pursuant to Section 2.1-344A(1) of the 1950 Code of Virginia, as amended, to discuss Personnel, and evaluate the performance of the Solid Waste Department; Section 2.1-344A(3) of the 1950 Code of Virginia, as amended, to discuss or consider the condition, acquisition or use of real property for public purposes or the disposition of publicly held property and Section 2.1-344A(6) of the 1950 Code of Virginia, as amended, to consider the investing of public funds where competition and bargaining is involved and when if made public initially, the financial interest of the County would be adversely affected, specifically landfill; and Section 2.1-344(7) of the 1950 Code of Virginia, as amended, to discuss possible litigation, specifically Haren Construction and others.

Mr. Litton reported he has received calls about junk vehicles and stated that Mr. Canter has developed a plan to address the problem. He stated that although this was not covered in the Virginia State Code for allowable discussions during executive session, he intended to discuss it, regardless.

Mr. Mathews raised his objections stating he did not want to attend the executive session for the reason that a subject that will be discussed is not covered by the State Code. Mr. Mathews left the meeting.

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

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

On motion of Mr. Parris, second by Mr. Whittaker, it was resolved to come out of executive session and proceed with business at hand in public.

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

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

On motion of Mr. Whittaker, second by Mr. Parris, it was resolved to adopt the following certification excluding the topics of junk vehicles which was discussed and personnel which was not discussed:

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 (6-0):

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

On motion of Mr. Parris, second by Mr. Whittaker, it was resolved to advertise for bids the removal of untagged junk vehicles in Washington County.

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

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

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21. Adjournment

On motion of Mr. Parris, second by Mr. Whittaker, it was resolved to recess the meeting to Wednesday, September 11, 1991, at 7:00 p.m. to meet with the Virginia Department of Transportation on the Six Year Secondary Highway Plan.

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

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

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James P. Litton, Chairman