

Board of Supervisors - September 14, 2000 Regular Meeting

The Wise County Board of Supervisors met in regular session on Thursday, September 14, 2000, at 6:00 p.m. in the Board of Supervisors Meeting Room located in the Wise County Courthouse. The following were present:

Honorable Robert Adkins - Chairman

Honorable Virginia Meador- Vice-Chair

Honorable Douglas Mullins

Honorable Edgar Mullins

Honorable Betty Cornett

Honorable Douglas Stallard

Honorable Donnie Dowell

Honorable Jeffrey Salyers - Members of said Board and

Shannon C. Scott-Acting County Administrator

Karen Mullins-County Attorney

Annette Underwood-Executive Secretary

PRAYER

Shannon Scott led the Board in prayer.

PLEDGE ALLEGIANCE TO THE FLAG

MINUTES

A motion was made by Doug Stallard, seconded by Donnie Dowell, to approve the minutes as presented. The motion was unanimously approved.

IN RE: APPROVAL OF AGENDA

Administrator Scott asked that approval be given to add the five items under Possible Agenda Items to the agenda.

Virginia Meador asked that the item regarding Upton Street in ESG be place on the October agenda for discussion.

A motion was made by Donnie Dowell, seconded by Doug Stallard, to approve the agenda to include the additional items as requested by Administrator Scott. The motion was unanimously approved.

IN RE: PUBLIC EXPRESSION

James Neeley, a resident of the PV area, made the following requests:

1. The Board retain an attorney in Wise County to fight the BSG Annexation and not spend tax payers money on an out-of-state attorney.
Chairman Adkins advised that the County has not retained an attorney at this point in time but has review several firms that are experienced in annexation suites
2. At the intersection of Rt. 610 & Rt. 23 the metal barrier needs to be moved several feet.
3. The owner of the property at the head of the valley where the school bus turns has asked that the bus no longer turn in her driveway. She no longer has children that ride the bus and therefore refuses to let the bus turn there any more. He asked the Board to use its influence to keep the bus running in that area because of the other school children.

Ms. Meador suggested that he talk with the School Board for possible assistance.

Mr. Branson said he would also check into the matter.

IN RE: VDOT PAYMENT

A motion was made by Doug Stallard, seconded by Donnie Dowell, to approve the VDOT payment in the amount of \$1,609.10 for work done on roads throughout the County to be paid from the Coal & Gas Road Fund. The motion was unanimously approved.

IN RE: GRAVEL PAYMENT

A motion was made by Donnie Dowell, seconded by Virginia Meador, to approve the gravel payments in the amount of \$5,546.92 for gravel placed on roads throughout the County to be paid from the Coal & Gas Road Fund. The motion was unanimously approved.

IN RE: RESOLUTION/CHANGES DUE TO CONSTRUCTION ON RT. 612

A motion was made by Doug Stallard, seconded by Betty Cornett, to approve the resolution approving changes due to construction on Rt. 612 which is the abandonment of the old road and the acceptance of the new road into the highway system. The motion was unanimously approved.

RESOLUTION # 2000

(Said resolution on file in the County Administrator's Office)

IN RE: REVENUE SHARING PAYMENT

A motion was made by Virginia Meador, seconded by Betty Cornett, to approve the revenue sharing payment in the amount of \$496,700.00 to be paid from the Coal & Gas Road Fund. The motion was unanimously approved.

IN RE: VDOT REMARKS

T. G. Branson gave a brief update on upcoming construction events in Wise County.

Board members presented several requests to Mr. Branson for corrective measures to be taken by his department if possible.

IN RE: COUNTY R-O-W EASEMENT/CANTRELL CEMETERY

A public hearing was held on September 7, 2000, regarding a request from James Mullins to obtain a R-O-W through county property that is located adjacent to the Commonwealth of Virginia Department of Correction in the Pound section of Wise County for the purpose of constructing a roadway for ingress and egress to the Cantrell Cemetery. There was no public opposition to this request.

A motion was made by Edgar Mullins, seconded by Doug Mullins, to approve the request from James Mullins for R-O-W through County property for ingress and egress to the Cantrell Cemetery in Pound, VA. The motion was unanimously approved.

IN RE: RAMSEY/WISE CONNECTOR ROAD /RETAINER AGREEMENT

Darrell Stapleton, representing T&L, stated that based on the questions expressed by the Board at its Workshop meeting and comments that have been received this week, it seems to be the desire of the Board to complete a Purpose and Needs Assessment prior to entering into a full planning contract on the Ramsey-Wise Connector Road Project. Mr. Stapleton placed the following options before the Board for consideration:

1. T&L will limit its scope to the first phase of services to do a Purpose and Needs Assessment.

2. T&L would recommend that the County use HW Lockner for this job because that company is very reputable and well known in the State. T&L would also be willing to deduct the fee for this service from its contract.

After further discussion, Donnie Dowell made a motion to approved T&L's MOU with the modification for reduction for a Purpose and Needs Assessment by the County contracting directly with HW Lockner subject to grant funding review of Needs Assessment and approval of the Board to proceed. Doug Mullins seconded the motion. The motion was unanimously approved.

IN RE: RAMSEY-WISE CONNECTOR ROAD /RETAINER AGREEMENT

A motion was made by Doug Stallard, seconded by Donnie Dowell, to approve the acceptance of the retainer agreement to engage the services of Thompson & Litton as a consultant and advisor for the Connector Road Project. The motion was unanimously approved.

IN RE: STADIUM TURNING LANE PROJECT/CERTIFICATE OF COMPLETION

A motion was made by Donnie Dowell, seconded by Doug Mullins, to authorize the chairman to sign the Certificate of Completion for the Stadium Turning Lane Project. The motion was unanimously approved.

IN RE: MEMORANDUM OF UNDERSTANDING/BULL HILL TRANSFER STATION

A motion was made by Donnie Dowell, seconded by Doug Stallard, to approve the Memorandum of Understanding for the Bull Hill Transfer Station. The motion was unanimously approved.

IN RE: SPECIAL USE PERMIT

A motion was made by Doug Stallard, seconded by Donnie Dowell, to hold a public hearing on October 5, 2000, at 6:05 p.m. to receive citizens' comments regarding a request from David Adkins for a Special Use Permit for a 20 x 20 ft. cemetery lot to be taken from a 1.5 acre tract of land located on Crab Orchard Road in Coeburn. The motion was unanimously approved.

IN RE: CONSUMER UTILITY TAX ORDINANCE AMENDMENT

A motion was made by Donnie Dowell, seconded by Doug Stallard, to hold a public hearing on October 5, 2000, at 6:10 p.m. to receive citizens comments regarding an amendment to Wise County's Consumer Utility Tax Ordinance. The motion was unanimously approved.

IN RE: APPOINTMENT/RECORDS ADMINISTRATOR/ MANAGER DEPARTMENT OF SOCIAL SERVICES

A motion was made by Doug Stallard, seconded by Virginia Meador, to appoint Tom Stanley as Records Administrator/Manager for the Department of Social Services. The motion was unanimously approved.

IN RE: APPROPRIATION OF FUNDS / CIRCUIT CLERK'S OFFICE

A motion was made by Doug Stallard, seconded by Donnie Dowell, to appropriate \$3,225.00 to the Circuit Clerk's Office for the purpose of preserving records books. The motion was unanimously approved.

IN RE: TRANSFER OF FUNDS/BUILDING DEPARTMENT

A motion was made by Doug Mullins, seconded by Donnie Dowell, to approve the transfer of \$550.00 from salary (line item 1003) to Office Expense (line item 5401). The motion was unanimously approved.

IN RE: RESOLUTION STATEWIDE MUTUAL AID FOR EMERGENCY MGT

A motion was made by Doug Stallard, seconded by Betty Cornett, to approve the resolution authorizing the political subdivisions to participate in Statewide Mutual Aid in the event of emergency or disaster. The motion was unanimously approved.

RESOLUTION # 2000

(Said resolution is on file in the County Administrator's Office)

IN RE: APPOINTMENTS

It was the consensus of the Board to table the following appointments:

1. Building Code and Appeals Board
2. Group Home for Boys & Girls-29th Judicial District

IN RE: APPOINTMENT/LONESOME PINE OFFICE ON YOUTH SERVICES BOARD

A motion was made by Donnie Dowell, seconded by Virginia Meador, to reappoint Carl Deskins to the LP Office on Youth Services Board. The motion was unanimously approved.

IN RE: APPOINTMENT/LENOWISCO BOARD OF DIRECTORS

A motion was made by Virginia Meador, seconded by Betty Cornett, to reappoint Roy C. Robertson to the LENOWISCO Board of Directors for a term of one additional year as recommended by the Town Council of Big Stone Gap. The motion was unanimously approved.

IN RE: RESOLUTION/SUPPORT OF NORTH FORK OF POUND LAKE TRAIL

A motion was made by Doug Mullins, seconded by Donnie Dowell, to approve the resolution supporting the North Fork of Pound Lake Trail. The motion was unanimously approved.

RESOLUTION # 2000

(Said resolution is on file in the Office of the County Administrator)

IN RE: RESOLUTION/RECONSTRUCTION OF BUSINESS RT. 23/TOWN OF WISE

A motion was made by Doug Stallard, seconded by Bob Adkins, to approve the resolution supporting the endeavors of the Town of Wise and the Virginia Department of Transportation in the proposed reconstruction project from Cherry Street to Hamilton Street located in the Town of Wise. The motion was unanimously approved.

RESOLUTION # 2000

(Said resolution is on file in the County Administrator's Office)

IN RE: LANDFILL USE FEE COMMITTEE

Chairman Adkins appointed the following people to serve on the Landfill Use Fee Committee:

Doug Mullins

Donnie Dowell

Shannon Scott

Virginia Meador

Bob Adkins

Betty Cornett stated that she and Jeff Salyers would also like to be on this committee.

Chairman Adkins noted that any Board member is welcome to attend the meetings for comments and input.

Administrator Scott gave a brief update on the status of the Landfill Use Fee collections.

Jeff Salyers entered the meeting at this time.

IN RE: WINGS OVER WISE AIR SHOW

Chairman Adkins noted that Bob Spera came before the Board at its Workshop meeting asking for financial assistance in the Wings Over Wise Air Show to be held at the Lonesome Pine Airport in September.

After further discussion, a motion was made by Doug Stallard, seconded by Virginia Meador, to contribute \$400.00 from the County Wide Discretionary Fund to the Wings Over Wise Air Show and to consider adding this request to next year's budget for future funding. The motion was unanimously approved

IN RE: E-911 COMMUNICATIONS UPDATE

A motion was made by Doug Stallard, seconded by Donnie Dowell, to accept the recommendation of the County Administrator and approve up to \$18,000 to purchase a digital voice recorder for the 911 dispatch office to be paid from the 911 funds. The motion was unanimously approved.

IN RE: PAYMENT OF ACCOUNTS

Administrator Scott asked that a payment of \$5,832.02 be made to the Appalachia Rescue Squad.

A motion was made by Doug Stallard, seconded by Donnie Dowell, to approve the payment of accounts to include the payment of \$5,832.02 to the Appalachia Rescue Squad as presented by the County Administrator. The motion was unanimously approved.

IN RE: E-911 PAYMENTS

A motion was made by Doug Stallard, seconded by Jeff Salyers, to approve the E-911 payments as presented. The motion was unanimously approved.

IN RE: BLACKWOOD LANDFILL ENTERPRISE FUND PAYMENTS

A motion was made by Doug Stallard, seconded by Virginia Meador, to approve the Blackwood Landfill Enterprise Fund payments as presented. The motion was unanimously approved.

IN RE: ENTERPRISE FUND PAYMENTS

A motion was made by Doug Stallard, seconded by Betty Cornett, to approve the Enterprise Fund payments as presented. The motion was unanimously approved.

IN RE: APPALACHIA MANNED CAN SITE LEASE AGREEMENT

A motion was made by Doug Mullins, seconded by Edgar Mullins, to authorize the Chairman to sign the lease agreement for the Appalachia Manned can site. The motion was unanimously approved.

Edgar Mullins asked that the Andover can site be placed on the October agenda.

IN RE: RESOLUTION OF SUPPORT KITCHEN INCUBATOR

Donnie Dowell made a motion to adopt the resolution of support for the kitchen incubator. Betty Cornett seconded the motion.

After discussing the lack of information regarding this request and with several unanswered questions, Mr. Dowell withdrew his motion and Betty Cornett withdrew her second.

It was the consensus of the Board to lay this resolution of support on the table until next month for further information.

IN RE: DERBY PROJECT COMMITTEE

Chairman Adkins noted that due to the time constraints on the Derby Project and to keep within the guidelines of the grant regulations, a committee must be appointed to interview, rank and negotiate price on said project. He appointed the following committee:

Doug Mullins - Board member

Shannon Scott-County Administrator

Bob Adkins - Chairman

Richard Falin - Citizen

Doug Stallard made a motion to authorize the Derby Project Committee to interview, rank and negotiate price on the Derby Project. Donnie Dowell seconded the motion. The motion was unanimously approved.

A motion was made by Doug Stallard, seconded by Doug Mullins, to authorize the Chairman to sign the Notice to Proceed for the Derby Project. The motion was unanimously approved.

IN RE: DERBY PROGRESS MONITORING COMMITTEE

Chairman Adkins advised that due to the vacancy of the County Planner, a Progress Monitoring Committee must be appointed for the Derby Project. The following committee was appointed:

Robert Mullins-County

Donnie Dowell-County

Shannon Scott-County

Emmett Wampler-Health Department

Ron Flanary - LENOWISCO

Skip Skinner- LENOWISCO

Steve Garrett - Housing Authority

Charles McConnell - Housing Authority

Richard Falin - Citizen

There was some discussion on the benefit of having a full-time County Planner and that it be considered in the up coming budget process.

IN RE: LP BUSINESS TECHNOLOGY PARK SEWER LINE R-O-W

A motion was made by Doug Stallard, seconded by Donnie Dowell, to hold a public hearing on October 5, 2000, at 6:15 p.m., to receive citizens comments regarding a R-O-W easement through County property located at the corner of Bear Creek Road NE and St. Rt. 646 adjacent to the Social Services Building for the purpose of installing a sewer line to the LP Business Technology Park. The motion was unanimously approved.

BOARD COMMENTS

There were several comments from Board members during the Board comments period.

RECESS

There was a brief recess at 7:30 p.m.

The meeting reconvened at 7:45 p.m.

IN RE: CLOSED SESSION

A motion was made by Donnie Dowell, seconded by Doug Stallard, to go into closed session to discuss the position of County Administrator as permitted by section 2.1-344A1 of the Code of Virginia. The motion was unanimously approved.

After a lengthy closed session, a motion was made by Donnie Dowell, seconded by Doug Stallard, to reconvene the regular meeting. The motion was unanimously approved.

RESOLUTION CLOSED SESSION

A motion was made by Donnie Dowell, seconded by Jeff Salyers, to approve the resolution verifying matters discussed while in closed session. The motion was unanimously approved by roll call vote.

RESOLUTION # 2000

(Said resolution on file in the County Administrator's Office)

IN RE: ADMINISTRATOR SEARCH

Virginia Meador made a motion to re-advertise the position of County Administrator with the salary being based upon experience and qualifications. Donnie Dowell seconded the motion. The motion was unanimously approved.

ADJOURN

There being no further business, a motion was made by Doug Stallard, seconded by Donnie Dowell, to adjourn the meeting. The motion was unanimously approved.