

Board of Supervisors - December 7, 2000 Workshop Meeting

The Wise County Board of Supervisors met in a Workshop Meeting on Thursday, December 7, 2000, at 6:00 p.m. in the Board of Supervisors meeting room located in the courthouse in Wise, VA. The following members were present:

Honorable Robert Adkins-Chairman

Honorable Virginia Meador-Vice-Chair

Honorable Douglas Mullins

Honorable Edgar Mullins

Honorable Betty Cornett

Honorable Doug Stallard

Honorable Donnie Dowell-members of said Board and

Shannon C. Scott-Acting County Administrator

Karen Mullins - County Attorney

Annette Underwood-Secretary

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ABSENT

Honorable Jeffrey Salyers

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PRAYER

Robert Adkins led the Board in prayer.

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PLEDGE ALLEGIANCE TO THE FLAG

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APPROVAL OF AGENDA

Edgar Mullins asked that a plaque bearing Bennet Adkin's name be placed on the fountain in front of the courthouse since he constructed the fountain. He asked that this item be place on next week's agenda for consideration.

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IN RE: PUBLIC HEARING/LANDFILL USE FEE ORDINANCE AMENDMENT

A public hearing was duly advertised for this date to receive citizens' comments regarding an amendment to the Landfill Use Fee Ordinance.

Contractors Joe Bolling, Randy Partin, Robbie Boggs and Gerald Sloce, voiced their opposition to the proposed amendment to the Landfill Use Fee Ordinance stating that in their opinion they believed the amendment would only effect contractors and no one else. This amendment would, at the end of the year, give a false revenue figure for which the contractors would have to pay taxes. They asked that the amendment be denied and further study be given to the amendment.

There being no further comments the public hearing was closed at 7:45 p.m

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IN RE: ROADS AND HIGHWAYS

T.G. Branson Highway Resident Engineer, reviewed the following items with the Board:

(1) Gravel Payments

(2) Resolution Approval of Secondary Road Six Year Plan

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IN RE: ADELPHIA CABLE UPDATE/DIGITAL DEMONSTRATION

C.K. Allen and Chris Piciacchia gave an update on Adelphia's Digital Cable Service that provides more than 120 total channels to maximize home entertainment for more choices, more control, more flexibility and more options. The price of the digital service was reviewed with a T.V. demonstration on how to use the Remote Control for the digital cable service.

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IN RE: ANIMAL CONTROL ORDINANCE REVIEW

Tony Bates and his daughter addressed the Board regarding dogs killing their tamed rabbits. Mr. Bates explained that the dogs came on his property on two different occasions, pulled the rabbits from the cage and killed them. He stated that it was not fair that someone's dogs can come on his property and kill his pet or destroy his property. He expounded on the language of the existing County Animal Control Ordinance and asked that the Board consider amending the section regarding the dogs running at large. He asked that the language be changed to state that the dogs be confined to the owner's property.

Chairman Adkins stated that the county can review its animal control ordinance for possible changes

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IN RE: MOU/BLACKWOOD LANDFILL

T&L submitted a Memorandum of Understanding for the purpose of installing one monitoring well as required by DEQ that will be done by T&L without any markup based on an estimated not-to-exceed cost of \$11,300.00. This cost shall not be exceeded without prior authorization from Wise County.

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IN RE: ATS PROPOSAL/APPALACHIA SEWER FLOW MONITORING/DERBY

Paul Maggard, representing ATS, informed the Board that during completion of the PER for the Derby Renovation Project, it was brought to the attention of ATS that the Town of Appalachia sewage collection system might not have enough capacity to transport additional sewage flow from the Derby service area to the wastewater plant in Big Stone Gap. Flow testing from Andover to the lift station that pumps Appalachia's sewage to Big Stone Gap must be completed to determine the exact amount of excess capacity that is available. In addition, this study will provide useful information for future design and development in Stonega, Exeter, and other areas that might eventually connect to this system.

ATS is requesting a change order to its existing contract to conduct the required flow monitoring.

These services can be provided by ATS for a lump sum fee of \$6,400.00. Of this \$6,400.00 cost, Skip Skinner of LENOWISCO has stated that \$6,000.00 can be paid from a "Just In Time Grant" that will be a pass through grant to the county.

Mr. Maggard noted that residents in Stonega have voiced their desire to participate in the same type of renovation project as Derby residents. Therefore, he presented a proposal to increase the Stonega project for a total cost of \$9,400.00 of which \$6,000.00 will be provided by LENOWISCO with a "Just In Time Grant" with the anticipation that the same amount of funding will be forthcoming for Stonega.

Doug Mullins informed the Board that the Roda community has voiced its desire to participate in this renovation project if at all possible. He stated that there is a mining issue in that area at the present time for which there are concerns from the residents.

Mr. Maggard said if Roda is interested, then it would be more feasible to do a PER on Stonega and Roda at the same time. The proposed mining should not have an effect on the infrastructure of the renovation project.

There was some discussion as to the cost to the customers for the sewer and whether or not the exact amount of excess capacity is available within Appalachia's wastewater collection system for these projects.

After further discussion, Mr. Maggard said he would get this information for the Board before its next meeting.

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IN RE: CONDITIONAL SEWER PERMIT ORDINANCE (DRAFT)

The Board was presented with a draft of a proposed Conditional Sewer Permit Ordinance that has been requested by Circuit Court Clerk Jack Kennedy for future mapping and sewer permitting. The Conditional

Sewer Permit would be required prior to the issuance of a Wise County Building Permit for residential occupancy. The proposed ordinance would require a Geographical Position System (GPS) coordinate for a septic tank Conditional Sewer Permit prior to its recordation in the Clerk of Court Office and the issuance of a Wise County Building Permit by the Building Official.

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IN RE: LEGAL REVIEW OF PROPOSED COUNTY ORDINANCES AMENDMENT

County Attorney Mullins advised that the Motor Vehicle License Tax Ordinance and the Zoning Ordinance will require legislative change to allow the County to require that the citizens pay their Landfill Use Fee Tax before getting a County Decal or a Zoning Permit.

She noted that the Treasurer's Office would need to be involved in any changes made to the Motor Vehicle License Tax Ordinance since the decals are collected by the Treasurer's Office.

The Board has the authority to amend the Building Code Ordinance with regard to the section on the reconnect whereby the Landfill Use Fee would have to be paid before a person can receive electrical service.

Attorney Mullins briefly mentioned that there is a possibility that the utility company will do the Landfill Use Fee billing for the county by adding the fee to the monthly utility bill and collect by the month rather than a yearly fee. This has not yet been verified.

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OTHER ITEMS DISCUSSED

- (1) Resolution issuance of bonds for MEOC expansion
- (2) Appointments
- (3) Landfill Equipment Purchase
- (4) Social Services Additional Appropriation
- (5) Resolution Support Regional Farmer's Market
- (6) Judicial Sale/Attorney Fees
- (7) Landfill Use Fee Refunds
- (8) Payment of Accounts
- (9) E-911 Payments
- (10) Blackwood Landfill Enterprise Payments
- (11) Enterprise Fund Payments

