

THE FRANKLIN COUNTY BOARD OF SUPERVISORS HELD A JOINT MEETING WITH THE ROANOKE COUNTY BOARD OF SUPERVISORS AND THE WESTERN VIRGINIA WATER AUTHORITY ON MONDAY, APRIL 16<sup>TH</sup>, 2007, AT 4:00 P.M., AT THE BOONES MILL ELEMENTARY SCHOOL CAFETERIA:

THERE WERE PRESENT: Wayne Angell, Chairman  
Charles Wagner, Vice-Chairman  
Leland Mitchell  
David Hurt  
Charles Poindexter  
Russ Johnson  
Hubert Quinn

OTHERS PRESENT: Richard E. Huff, II, County Administrator  
Christopher L. Whitlow, Asst. County Administrator  
Larry V. Moore, Asst. County Administrator  
B. J. Jefferson, County Attorney  
Sharon K. Tudor, CMC, Clerk

**WESTERN VIRGINIA WATER AUTHORITY**

MEMBERS PRESENT: Vice-Chair Robert C. Lawson, Jr., Members Donald L. Davis, M. Rupert Cutler, Elmer C. Hodge

MEMBERS ABSENT: Chair H. Odell "Fuzzy" Minnix; Member Darlene L. Burcham

STAFF PRESENT: Gary Robertson, Executive Director of Water Operations; Mike McEvoy, Executive Director of Wastewater Operations; Harwell M. "Sam" Darby, Jr., Attorney; Sarah Baumgardner, Environmental Communications Coordinator; Bruce Grant, Director of Finance and Administrative Services; Robert Benninger, Director of Water Operations; Mary Sweeney, Assistant Secretary

**ROANOKE COUNTY BOARD OF SUPERVISORS:**

MEMBERS PRESENT: Chairman Joseph P. McNamara, Vice-Chairman Richard C. Flora, Supervisors Michael W. Altizer, Joseph B. "Butch" Church, Michael A. Wray

MEMBERS ABSENT: None

STAFF PRESENT: Elmer C. Hodge, County Administrator; John M. Chambliss, Jr., Assistant County Administrator; Paul M. Mahoney, County Attorney; Diane D. Hyatt, Chief Financial Officer; Diane S. Childers, Clerk to the Board; Teresa Hamilton Hall, Public Information Officer

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Chairman Angell called the meeting order.

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Bob Lawson, Vice Chairman, Western Virginia Water Board, welcomed everyone to the meeting at 4:13 p.m. Following the call to order, a moment of silence was observed in recognition of the events that occurred at Virginia Tech today.

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Vice-Chair Lawson, Western Virginia Water Board, introduced Gary Robertson and Mike McEvoy. Mr. Robertson advised that the WVWA was formed to be a regional solution to providing utilities in the area, and today we are joined by Franklin County and RC Board to announce a water line extension project to provide drinking water and fire protection to citizens in the Route 220 corridor in Franklin and Roanoke Counties. Discussion began one year ago and with approval of the agreement, the Authority will conduct necessary design and engineering work to make a 12" water main a reality. Construction is estimated to take 18 to 24 months. Presently lines end in Clearbrook near Kingery Store. The project will extend the existing waterline approximately 12 miles to Wirtz Plateau in Franklin County. The Line will be installed in the VDOT ROW. The Authority will build and maintain lines. To make sure existing customers know they are not bearing the cost of the project, the waterline construction will be funded by RC and FC governments through bonds issued by WVWA. This will provide the use of surplus water to an extended regional area. The Authority is pleased to be part of a regional solution.

There was no discussion on this item.

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**A JOINT RESOLUTION OF THE BOARD OF SUPERVISORS OF FRANKLIN COUNTY, VIRGINIA, THE BOARD OF SUPERVISORS OF ROANOKE COUNTY, VIRGINIA AND THE BOARD OF DIRECTORS OF THE WESTERN VIRGINIA WATER AUTHORITY**

The 16<sup>th</sup> day of April, 2007.

No. \_\_\_\_\_

A RESOLUTION authorizing representatives of Franklin County, Roanoke County and the Western Virginia Water Authority to continue their discussions as to the development of an extension of the water distribution system of the Authority (the "Water Line Extension") from the current termination point of the Authority's water distribution system at the entrance of Sun Crest Heights Subdivision on Route 220 south along the Virginia State Route 220 right of way across the Roanoke-Franklin County line to the Franklin County area of Wirtz Plateau.

WHEREAS, the Board of Supervisors of Franklin County, Virginia ("Franklin County"), the Board of Supervisors of Roanoke County, Virginia ("Roanoke County") and the Board of Directors of the Western Virginia Water Authority (the "Authority") have determined concurrently that it is in the best interests of the citizens of Franklin County and of Roanoke County that the Authority extend its water distribution system from the current termination point of the Authority's water distribution system at the entrance of Sun Crest Heights Subdivision on Route 220 south along the Virginia State Route 220 right of way across the Roanoke-Franklin County line to the Franklin County area of Wirtz Plateau, pursuant to the provisions of the Virginia Water and Waste Authorities Act, Chapter 51, Title 15.2 of the 1950 Code of Virginia, as amended ("the Act").

NOW, THEREFORE, BE IT JOINTLY RESOLVED by the Board of Supervisors of Franklin County, Virginia, the Board of Supervisors of Roanoke County, Virginia and the Board of Directors of the Western Virginia water Authority, as follows:

1. Approval in Principle of the Water Line Extension. The Boards do each hereby jointly approve in principle the Water Line Extension with the following parameters:

A. The cost of the Water Line Extension shall be shared proportionately between the jurisdictions based on the length of the Water Line Extension in the respective jurisdictions. The parties anticipate that the Authority will issue bonds to finance the Water Line Extension, and that the Counties will contribute to their respective portions of the annual debt service paid to the Authority annually over the term of the bond issue, and that the bond issue will be secured by the respective proportionate moral obligations of Franklin County and of Roanoke County.

B. All customers connecting to the Water Line Extension shall be customers of the Authority and will be responsible for the Authority's connection, availability and other fees as well as the published rate for their particular jurisdiction, *i.e.* Roanoke County customers shall pay the Authority's published rates, Franklin County customers shall pay Franklin County's published rates for water service.

C. The Water Line Extension and any extensions thereto shall be owned and operated by the Authority except that Franklin County shall retain ownership of the water line extension until construction is complete and all obligations regarding the State and Tribal Grant (STAG) Program have been satisfied.

D. In the event of an emergency or usage restrictions imposed by the Authority, all customers of the Authority will be treated equally.

E. The jurisdictions will mutually agree on the other terms and conditions of the construction, financing and operation of the Water Line Extension.

2. Action to Be Taken. The appropriate officers of Franklin County, Roanoke County and the Authority shall take all action necessary or convenient to negotiate an agreement among the jurisdictions and otherwise plan the development, financing and construction of the Water Line Extension; provided however, that no jurisdiction shall be legally bound until it has explicitly approved the terms and conditions of the agreement to be developed by its officers.

3. Effective immediately. This resolution shall take effect immediately upon its adoption.

ATTEST:

Secretary, Board of Supervisors, Franklin  
County, Virginia  
Secretary, Board of Supervisors, Roanoke  
County, Virginia

Secretary, Board of Directors, Western Virginia  
Water Authority

**(RESOLUTION #05-04-2007)**

BE IT THEREFORE RESOLVED, by the Board of Supervisors to approve the aforementioned resolution as presented.

MOTION BY: David Hurt

SECONDED BY: Hubert Quinn

VOTING ON THE MOTION WAS AS FOLLOWS:

AYES: Mitchell, Hurt, Poindexter, Wagner, Johnson, Quinn & Angell

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Chairman Angell adjourned the meeting.

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W. WAYNE ANGELL  
CHAIRMAN

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RICHARD E. HUFF, II  
COUNTY ADMINISTRATOR