

VIRGINIA: AT A REGULAR MEETING OF THE TAZEWELL COUNTY BOARD OF SUPERVISORS HELD APRIL 5, 2016 AT 6:00 P.M. IN THE TAZEWELL COUNTY ADMINISTRATION BUILDING, 108 EAST MAIN STREET, TAZEWELL VIRGINIA 24651

PRESENT: D. MICHAEL HYMES, CHAIRPERSON
JOHN M. ABSHER, VICE CHAIRPERSON
CHARLES A. STACY, MEMBER
MAGGIE ASBURY, MEMBER
TRAVIS HACKWORTH, MEMBER
C. ERIC YOUNG, COUNTY ATTORNEY
SHELIA WEIMER, ASSISTANT COUNTY ATTORNEY
PATRICIA GREEN, COUNTY ADMINISTRATOR
RUTH GROSECLOSE, EXECUTIVE ASSISTANT
MEMBERS OF THE PRESS: JIM TALBERT, CLINCH VALLEY NEWS/RICHLANDS NEWS PRESS; WARREN HINKLE, THE VOICE NEWSPAPER; CONNIE BAILEY, TAZEWELL COUNTY FREE PRESS

ABSENT: NONE

The Chairman welcomed all those present and called the regular meeting to order. All members were in attendance.

Supervisor Hackworth gave the invocation with Supervisor Absher leading those present in the pledge of allegiance to the United State of America Flag.

AGENDA APPROVED AS AMENDED

Upon motion of Supervisor Stacy, seconded by Supervisor Hackworth and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the agenda format as amended.

MINUTES APPROVED AS WRITTEN

Upon motion of Supervisor Absher, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approve the March 1, 2016 meeting minutes as written.

LUSK DISPOSAL - OVERCHARGES CLAIM

No one appeared to address a claim by Lusk Disposal of alleged overcharges at the Tazewell County Landfill. The matter was deferred until later in the meeting to give a representative from Lusk Disposal another opportunity to be present.

MATT ANDERSON - COUNTY ENGINEER

Matt Anderson, County Engineer, gave a monthly update on the many activities taking place in the County Engineering Department - the report included a Bridge Inspection Report; FEMA Flood Study update; the latest minutes from the Tazewell County Transportation Safety Commission; Landfill updates on GHG Reporting and a Solid Waste Management Plan report; Building Inspection Report; Road Projects; Comprehensive Plan update and Lake Witten Dam repairs; and Bishop Fire dept. - speed study.

Now, the following actions were taken with regard to the County Engineer's report:

BRIDGE INSPECTIONS -

EASTERN AND WESTERN ROAD FUNDS APPROVED

Upon motion of Supervisor Absher, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$4,520.00 divided as set forth below to do bridge inspections for Fincastle Farm Road, Sage Hill Road, and Mountain Road (the amount of \$1,506.67 from the Eastern District and \$3,013.33 from the Western District Road funds). The County Administrator is hereby authorized and directed to issue said warrant for said bridge repairs and further enter into and Standard Form of Agreement Between Owner and Engineer for Study and Report Professional Services - i.e. Schwartz & Associates, Inc. Lynchburg, Virginia.

CAVITTS CREEK DAM -
DAM VALVE REHABILITATION SERVICES

Upon motion of Supervisor Hackworth, seconded by Supervisor Absher and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby authorizes and directs the County Engineer to advertise an Invitation to Bid for Construction Project for dam valve rehabilitation services for the Cavitts Creek Dam, located adjacent to 1177 Cavitts Creek Road, North Tazewell, VA 24630. The low drain valve is inoperable and must be repaired. This work will be in accordance with the conclusions and recommendations of an inspection report conducted for the County in September 2010 and monies are available for repairs in the Capital Projects Fund - Cavitts Creek Dam Upgrades.

REQUEST FOR SPEED STUDY -
BISHOP FIRE DEPARTMENT
-AND RAILROAD EASEMENT PROJECT

Upon motion of Supervisor Asbury, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby adopts a resolution requesting VDOT to conduct a safety/speed study on Route 16 adjacent to Route 161 approximately a distance of 525 feet (or where the existing speed limit is/state line) to an operational speed of 35 mph or lower.

And, further, upon motion of Supervisor Hackworth, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby authorizes and directs that the County proceed with the Bishop Railroad Crossing project for the Bishop Fire Department pending approval of the safety/speed study request by VDOT. A quote from Norfolk & Southern in the amount of \$14,126.00 was given to the County for the Bishop Fire Department - N&S easement.

MIKE THOMPSON, ECONOMIC DEVELOPMENT DIRECTOR UPDATE

Mike Thompson, Economic Development Director, gave an update on economic development tourism projects. He announced a Entrepreneurial Workshop scheduled for May 3, 2016 9 a.m. to 12 noon American Legion Bldg. Tazewell VA; He will talk about the Enterprise

Zone application later in the year. Mr. Thompson said he was trying to help companies get started and fighting to keep the present companies here.

JERRY MCREYNOLDS - AIRPORT UPDATE

Jerry McReynolds gave an Airport update by a written report submitted earlier in the day. He gave a brief oral report as well on the West End Drainage project; the annual Air show is scheduled for August 27; the School children visits to the Airport have been scheduled; All hangars are full and the first helicopter will be stationed at the Airport. A copy of the report as submitted is on file in the office of the County Administrator, 108 East Main Street, Tazewell, Virginia.

DAHMON BALL - PSA UPDATE

Dahmon Ball gave a PSA update. The CWWTP dedication will be held in the spring; A Natural Gas meeting was held April 4, 2016; Greater Tazewell Project Phases 2 & 3 Hawks Height to Boissevain project should be completed in July 2016; Greater Tazewell Phase 4 - DHCD Guidelines have changed and good news as a result, more money will be applied for a total of \$2 million - depends on competitiveness; Tazewell to Divides leachate sewer line - out to bid in August 2016; CPPD Annual Reception was held with County representatives present - announced POWER Grant funding hopefully 10 to 20 million available (communities that relied on coal) Workshop will be held April 14 in Wise -The Board requested a summary of the meeting and application process i.e. what departments would be available for funding (there is no money in federal budget as of yet).

BARRY BROOKS - FIRE & RESCUE DIRECTOR

Barry Brooks County Fire & Rescue Director is in the process of organizational development for fire and rescue i.e. Emergency Response Zones; Forming a committee to develop a 5 yr. strategic plan - for fire and EMS; submitted proposed revision to Eric Young for his review; Fire & Rescue Pager update working with Derrick Ruble; Public Private Partnership - working with WVVA & Local Radio (PSA); a Temporary Apparatus Committee for 2016 purchases forthcoming. EMS Committee Guidelines- attendance will be discussed at the next Emergency Services meeting - Eric Young is also working on attendance guidelines for members.

Barry Brooks announced the self contained rating apparatus and stated 12 packs were purchased at \$800 each (very good deal) plus excellent training was provided by the vendor.

EMS PERSONNEL LICENSURE INTERSTATE COMPACT RESOLUTION ADOPTED

Following a request by Barry Brooks, Director of Fire and Rescue Services, and upon motion of Supervisor Stacy, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby adopts the Recognition of EMS Personnel Licensure Interstate Compact Resolution (REPLICA). REPLICA provides EMS personnel an immediate privilege to practice, and allows the exchange of information and data between states about EMS personnel that has never existed before as though they are all one state operating together. The enactment of REPLICA in VA will clarify that EMS privileges exist with member states thereby resolving confusion concerning the ability to practice, use of medical treatment protocols, medical direction, requirements to hold multiple EMS licenses, etc. leading to greater accountability for patient-care-related activities of licenses EMS personnel. A copy of the Resolution in a form as hereby adopted is attached hereto and incorporated herein by reference thereto.

LUSK DISPOSAL

The Chairman called once again for a representative from the floor to address the Lusk Disposal landfill billing dispute. No one came forward to address the Board on this matter.

EXECUTIVE/CLOSED MEETING

Upon motion of Supervisor Stacy, seconded by Supervisor Absher and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby enters into an Executive/Closed meeting pursuant to Virginia Code Section 2.2-3711:

- A(1) Personnel Matter involving County Administrator duties

- A(7) Legal Consultation involving suit to collect unpaid personal property, coal severance, and mineral taxes

- A(7) Legal Consultation regarding Lusk claim for overbilling at the County landfill

- A(5) Prospective Business or industry where no announcement has been made regarding project IKE

- A(5) Prospective Business or industry where no announcement has been made regarding Project CLAW

- A(3) Property Acquisition involving PSA water tank acquisition site for Tazewell/Pocahontas Water Project

RETURN/CERTIFICATION/REPORT OF ACTION

Upon motion of Supervisor Stacy, seconded by Supervisor Hackworth and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby returns from the Executive/Closed meeting pursuant to Virginia Code Section 2.2-3712 and certifies the following resolution read by Supervisor Stacy:

CERTIFICATION OF

EXECUTIVE/CLOSED MEETING

TAZEWELL COUNTY BOARD OF SUPERVISORS

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

WHEREAS, 2.2-3712 of the Code of Virginia requires a certification by the Board of Supervisors that such executive/closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED, that the Tazewell County Board of Supervisors hereby certifies that, to the best of each member's knowledge, (i) that only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive/closed meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Tazewell County Board of Supervisors. The Chairman called for a roll call vote with the following vote hereby recorded.

Ayes: Supervisor Stacy, Asbury, Hymes, Absher, Hackworth

Nays: None

Absent: None

Absent during vote: None

REPORT OF ACTION

LUSK DISPOSAL -

LANDFILL CLAIM DENIED

Upon motion of Supervisor Stacy, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same the Tazewell County Board of Supervisors hereby deny Lusk Disposal's claim for a refund based on alleged inaccurate weighting of their trucks at the County Landfill.

CONSENT CALENDAR APPROVED

Upon motion of Supervisor Hackworth seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the following items presented as "Consent Calendar". The matters requiring the issuance of warrants shall be issued by the County Administrator in accordance with this action and converted to negotiable checks by the Treasurer of Tazewell County, Virginia:

WARRANTS

March 2016

Payroll

- Ordered that Warrant Nos. 141136 through 141187 and direct deposits totaling \$366,594.29 from the General, Landfill Enterprise, and 911 Funds, covering payroll for the various County agencies, for the period ending February 29, 2016, be approved.

- Ordered that Warrant Nos. 141189 through 141240 and direct deposits totaling \$356,601.40 from the General, Landfill Enterprise, and 911 Funds, covering payroll for the various County agencies, for the period ending March 15, 2016, be approved.

- Accounts Payable/Payroll Deductions

- Ordered that Warrant Nos. 473498 through 473655, for \$304,037.20 from the General, Landfill Enterprise, Capital Outlay, Law Library and 911 Funds, covering operating expenses for the various County agencies for the month of February 2016, be approved.
- Ordered that Warrant Nos. 473657 through 473668, for \$152,040.20 from the General, Landfill Enterprise, and 911 Funds, covering payroll deductions for the various County agencies for the period ending February 29, 2016, be approved.
- Ordered that Warrant Nos. 473670 through 473816, for \$158,184.68 from the General, Landfill Enterprise, Capital Outlay, Law Library and 911 Funds, covering operating expenses for the various County agencies for the month of March 2016, be approved.
- Ordered that Warrant Nos. 473818 through 473980, for \$640,888.48 from the General, Landfill Enterprise, Capital Outlay, Law Library and 911 Funds, covering operating expenses for the various County agencies for the month of March 2016, be approved.
- Ordered that Warrant Nos. 473982 through 473994, for \$132,609.92 from the General Funds, covering payroll deductions for the various County agencies for the period ending March 15, 2016, be approved.

Handwritten

- Ordered that Warrant No. 801931 through 801933 for \$144,411.15 from the General, Landfill Enterprise, Capital Outlay, Law Library, and 911 funds, covering operating expenses for the month of February 2016, be approved.
- Authorized Public Hearing and advertisement for VDOT's Secondary Six Year Plan at the May 5, 2015 regular meeting
- Approved Revenue Sharing Structural Overlays - for FY16 totaling \$2,213,580.60 as recommended for approval by the Coal & Road Gas Improvement Committee at a meeting held March 23, 2016 (list attached)

- Tazewell County Public Library - Approved the following transfers from the County's Contingent Expenditures & Grant Account No. 91050-7041 to Library Account No. 7301-3009 from Donors, totaling \$3,663.95 i.e. \$1,000.00 from County of Tazewell; \$1,500.00 from Town of Bluefield, \$985.95 from Fincastle Garden Club; \$178.00 from Clinch Valley Community Action

 - Ratified the amount of \$11,000.00 from the Fire Department Capital Outlay, Acct. 32010-8109 to the Clearfork Fire Dept. as a loan until they receive a grant from USDA at which time the Capital Outlay Acct will be reimbursed

 - Sheriff's Account - Approved the following transfers from the County's Contingent Expenditures & Grant Account No. 91050-7041 to the Sheriff's Office Accts:
 - \$12.95 to Account 31020-6010 - Restitution
 - \$10.00 to Account 31060-6021 - Dare donation
 - \$40.00 to Account 31020-6001 - Restitution ICAC Case

 - Southern District Funds - Approved the amount of \$50.00 rental fee for Perry Fuller Building Chamber event

 - Southern District Funds - Approved the amount of \$400.00 rental fee for entire fairgrounds for Spring Expo 2016 May 14, 2016 - Tazewell Chamber event

 - Proclaimed the month of May 2016 as Building Safety Month

 - Approved School Board funding requests - additional appropriation to Instruction for cyber security \$62,000 (grant) and approved School Board transfer of funds request in the amount of \$62,063 from Transportation to Operations and Maintenance for bleacher replacement
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PROCLAMATION - SEXUAL ASSUALT AWARENESS MONTH

Following a request by Jennifer R. Bourne Family Crisis Services Director/Planner Clinch Valley Community Action, Inc., Mike Dennis, Commonwealth's Attorney, and Victim Witness Staff, Teresa Layne, and upon motion of Supervisors Hymes, seconded by Supervisor Hackworth and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby adopts the following resolution presented and read by Supervisor Maggie Asbury:

April 2016 PROCLAMATION

Every day, women, men and children across Tazewell County experience the pain and trauma of sexual assault. From verbal harassment and intimidation to molestation and rape, this crime occurs far too frequently, goes unreported far too often, and leaves long-lasting physical and emotional scars. During Sexual Assault Awareness Month, we recommit ourselves not only to erasing the secrecy and shame surrounding sexual assault, but also to raising awareness, expanding support for victims, and strengthening our response.

Whereas, rape, sexual assault, and sexual harassment harm our community, and statistics show one in five women and one in seventy-one men will be sexually assaulted at some point in their lives (Black et al., 2011); and

Whereas, child sexual abuse prevention must be a priority to confront the reality that one in six boys and one in four girls will experience a sexual assault before the age 18 (Dube et al., 2005); and

Whereas, young people experience heightened rates of sexual violence, and youth ages 12-17 were 2.5 times as likely to be victims of rape or sexual assault (Snyder & Sickmund, 2006);

NOW, THEREFORE, I do hereby proclaim April 2016 as Sexual Assault Awareness Month. I urge all residents of Tazewell County to work together to educate our community about sexual violence prevention, to support survivors, and to speak out against harmful attitudes and actions. Prevention is possible when everyone gets involved. The first step is increasing education, awareness, and community involvement. It's time for all of us to take action to create a safer environment for all. I join advocates and communities across the country in taking action to prevent sexual violence. April is Sexual Assault Awareness Month, and each day of the year is an opportunity to create change for the future.

SUNSET DIGITAL COMMUNICATIONS

Tim Long, Ryan Elswick and Paul Elswick, representing SUNSET Digital Communications, headquarter in Duffield, VA, presented a plan to provide fiber services, i.e. broadband Internet; private data; fiber-optic TV and telephone services to rural communities - Sunset has offered to purchase the OptiNet Division of BVU that has been approved by BVU Directors but the agreement is under review by Cumberland Plateau Planning District (CPPD). Cumberland Plateau hold the right of first refusal on BVU's assets and is negotiating with Sunset as part of completing the agreement. The broadband services as proposed would reach approximately 10,500 new customers in a four county region over the next five years. Sunset Digital has purchased BVU Optinet for \$50 million and has agreed to employ all of the BVU's employees, approximately 75. The Board of Supervisors did not take action on the proposals, but acknowledged that broadband service improves the quality of life for new customers and creates new economic development for the region. However, private and federal grants contracts are involved and the deal has to be approved by multiple municipalities as well as the CPPD who have their own rules and regulations. Sunset Digital is hopeful to have the deal closed by June 1, 2016 so that they do not lose their financial backing.

BILL BUNCH - ALTERNATIVE ENERGY FAIR PROPOSAL

Mr. Bill Bunch, from the Witten Valley Section of Tazewell County, VA was present and requested that the Board of Supervisor postpone the energy forum for the August 2016 County Fair. He said too much controversy/questions exists with the Fair Board. Mr. Bunch was proposing to exhibit proposals on Solar, Wind & Water at the upcoming County Fair. This matter will be considered at a later date.

VFW POST 7136 -

REQUEST FOR FUNDING

VFW Post 7136 - Timothy Joyce, Commander & Kenneth Shaw, Quartermaster requested funding assistance in the amount of \$15,000.00 to help with Post operations. The request was deferred to the May meeting (unscheduled comments). It was suggested that GROUP CARES be contacted to see if they might consider helping with much needed repairs to

the apartment over the VFW Building that was used as income for the VFW - the renter is no longer there; as well as the County contacting State representatives to see if the property could possibly be used as housing for VETS (new legislation implemented for Veterans).

The Chairman requested that Mr. Joyce and Mr. Shaw attend the May 3, 2016 regular meeting to address same during Unscheduled Citizen Comments.

JOHN BLANKENSHIP - VPI BUS TOUR

\$2,300.00 (Eastern \$500; Southern \$500; Northern \$500; Western \$400; Northwestern \$400)

John Blankenship, ANR Extension Agent/Unit Coordinator, was present and requested funding for the annual Tazewell County Extension Office Bus Tour to observe agriculture operations throughout the country. This year the group will tour Kentucky in July and visit the world famous stockyards in Paris and tour the University of Kentucky's livestock grazing operations in Lexington, KY and various other farms in Kentucky. Mr. Blankenship invited a member of the Board of Supervisors, Mike Thompson, Economic Development Director as well as a member of the IDA to join the group this year and also invited them to tour the local farms in the County as part of the Tazewell County Farm Tour scheduled for August, 2016.

Now, upon motion of Supervisor Stacy, seconded by Supervisor Hymes and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the following monies from District Funds as set forth below:

■ Eastern	\$500.00
■ Southern	500.00
■ Northern	500.00
■ Western	400.00
■ N. Western	400.00 = \$2,300.00 total

Supervisor Stacy wanted to know if the County could share a website link with VPI-Extension, i.e. aquiculture link. Pat Green will determine if the County's I.T. can do this.

CITIZEN COMMENTS UNSCHEDULED

John Biggs, CPPD Member, Tazewell, Virginia - the Sunset proposal has a strained relationship with CPPD - he suggested they talk to CPPD get a better footing on the project, i.e. topics as Tobacco funding, etc.

Matthew Wynn, North Tazewell, Virginia - requested the PSA /County not consider his property for the placement of the PSA tank for water to Pocahontas - please consider other properties.

William Osborne, Tannersville, Virginia questioned who would get the \$40 Million back in grant monies - Supervisor Stacy said there are a lot of questions that need to be answered about the grant monies - CPPD is trying to get things clarified.

Bill Bunch, Tazewell, Virginia questioned the definition of small rural communities that would be served by Sunset.

MAJOR HAROLD HEATLEY COMMENTS

Major Heatley announced April 18 2016 - 6:00 pm. as State Accreditation Event at Sheriff's Office - Dinner will be served - TCBOs were invited; RSVP by April 13, 2016.

Supervisor Absher questioned the present security measures and said he receives regular complaints from constituents regarding the security at the courthouse, more particularly from developers/builders who carry metal objects as part of their profession. He questioned whether security could be lessened up some. Major Heatley spoke about forthcoming tighter security in the County Courthouse because it was becoming a dangerous world and sometimes the judges hand down sentences some don't agree with and people can be bitter. Even staff with ID cards will go through security measures in the near future. Major Heatley said all courthouse staff had to be protected.

Major Heatley would like answers from John Watson regarding Whitley Branch Road repairs.

The Chairman called for additional citizen comments from the floor and there being none he declared the citizen comment period closed.

RECESS OF TEN (10) MINUTES CALLED

The Chairman called for a recess of ten (10) minutes after which the meeting was reconvened.

BOARD OF SUPERVISORS LIAISON REPORTS

PLANNING COMMISSION

BANNER CIRCLE PUBLIC HEARING AUTHORIZED

Upon motion of Supervisor Stacy, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby authorized and directs the County Administrator to advertise for a public hearing to consider accepting Banner Circle into the County's Orphan Road Program.

RECREATION DEVELOPMENT AUTHORITY (RDA)

Supervisor Asbury announced on-going efforts with regard to the building of cabins at Cavitts Creek - Lake Jack Witten.

Supervisor Asbury announced the ATV - Trail Head Resort will be hiring part and full time people. Applications will be accepted April 12 & 13, 2016.

INDUSTRIAL DEVELOPMENT AUTHORITY (IDA)

Supervisor Hymes announced that the County no longer owns the Pocahontas High School Building. It was recently bought by a local couple Kim and Rhudy Miller and a couple of their friends. The building will be known as the Indian Inn.

TAZEWELL COUNTY BUDGET COMMITTEE -
SCHOOL BOARD BUDGET

Supervisor Stacy gave a brief update on the county budget committee and its efforts to devise a budget for FY16-17. The County Administrator said the School Board budget was delivered April 1 and they are requesting 125% of the local required match, which the county has funded for the last few years. They are also requesting an additional \$1,667,602 for debt services. Supervisor Stacy said the School Board knows the County's formula for funding.

Supervisor Hymes remarked on the decline in the coal business and the loss of jobs and as a result the loss of County revenue. He said according to figures received by Patricia Green the county will lose more than \$1,000,000.00 this year in coal and gas tax money. With the reassessment of county property forthcoming, Supervisor Hymes said that values of coal and gas

properties would most likely decline. In addition, bank foreclosures are up and most likely will impact reassessment values. He requested that all county departments get prepared to tighten their belts as the new budget year approaches.

ENTERPRISE ZONE COMMITTEE APPOINTED

Upon motion of Supervisor Stacy, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby appoints the following individuals to serve as members of the Enterprise Zone Committee. The Enterprise Zone Committee will study the additions/deletions of properties in the County's Enterprise Zone;

- › Maggie Asbury
- › John Absher
- › Jennifer Boyd (citizen)
- › Curt Breeding
- › Ann Robinson

JONES CHAPEL ROAD - COMMITTEE TABLED

The Board of Supervisors tabled the consideration of appointing a committee to study the Jones Chapel Road until a later time. The traffic flow seems to be moving better at the present time.

LANDFILL MANAGEMENT PROPOSALS - COMMITTEE APPOINTED

Upon motion of Supervisor Stacy, seconded by Supervisor Absher and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby appoints Matt Anderson and Arlene Matney to evaluate the technical aspects of the Tazewell County Landfill Management Proposals, i.e. will the proposal function and will it be financially affordable to the County.

VIRGINIA - ENTERPRISE ZONE FUNDING AGREEMENT

Upon motion of Supervisor Hackworth, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same,

the Tazewell County Board of Supervisors hereby approves the VIRGINIA ENTERPRISE ZONE FUNDING AGREEMENT, between the Tazewell County IDA and the Tazewell County Board of Supervisors, to make clear the parties commitment to fund certain economic development incentives offered by the IDA pursuant to the VA Enterprise Zone Ordinance enacted by the Board of Supervisors at a meeting held January 2016 (the Ordinance).

A copy of the agreement is a form as adopted and as executed is on file in the office of the County Administrator, 108 East Main Street, Tazewell, VA 24651.

TERMINATION OF LEASE AND AMENDED AND RESTATED LEASE WITH THE IDA - TAZEWELL COUNTY LANDFILL GAS LEASE

Upon motion of Supervisor Hackworth, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the Termination of Lease and Amended and Restated Lease and Prime Lease dated as of April 1, 2016 by and between the Board of Supervisors of Tazewell County, Virginia as Lessor and the Grantor for indexing purposes, and the Industrial Development Authority of Tazewell County, Virginia. A copy of the TERMINATION AGREEMENT as hereby executed is attached hereto and incorporated herein by reference thereto.

REASSESSMENT RFP

Patricia Green, County Administrator reported that the County Reassessment RFP is ready to be sent to the newspapers for advertisement. The proposals are due back May 20, 2016 and a RFP Reassessment Committee will be set up to review same in May. The Board of Supervisors will form the committee at their May 3, regular meeting.

MOWING BID TO JONES LAWNCARE -
AWARDED TO JONES LAWNCARE

Following presentation of a mowing bid tabulation sheet by Patricia Green, County Administrator and upon motion of Supervisor Stacy, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby awards the 2016 Season Mowing

bid to Jones Lawncare at a flat rate monthly bid of \$4,000.00, to include; mowing of the following properties: Courthouse Complex; Public Safety Bldg; Community Facilities; Fairgrounds; Bluestone/Idea Park; Falls Mill Elementary; Commonwealth Atty.; Tazewell Library; Bluefield Library; Union Hall; Boissevain Miners and Bluestone Park.

TOURISM ZONE EXTENSION - PUBLIC HEARING AUTHORIZED

Upon motion of Supervisor Stacy, seconded by Supervisor Hymes and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby authorize and direct the County Administrator to advertise for a public hearing to hear concerns regarding the Tourism Zone Extension. The proposed ordinance will extend the Back of the Dragon Zone into the Town of Tazewell, VA .

CAVITTS CREEK - KIDS FISH DAY

\$2,500.00 (\$500.00 Southern, \$500 Northern, \$500 Western, \$500 Northwestern, \$500 Eastern)

Upon motion of Supervisor Hymes, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$2,500.00 as set forth below to the Tazewell Soil and Water Conservation District, USDA Service Center, 117 Dial Rock Road, North Tazewell, VA 24630 as additional monies needed for the 2016 Kids Fish Day at Cavitts Creek Lake Jack Witten. There is currently \$2,500.00 in the FY15-16 Tourism Budget for this event which most has already been obligated for prizes, fishing poles, etc. It was suggested that Dave Woodard and his assistant, Megan Brown seek volunteers to help with the event, such as volunteers for donating food or other essential items. The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia:

- \$2,500.00 additional for event from district funds i.e.
(\$500 Southern, \$500 Northern, \$500 Western, \$500 Northwestern, \$500 Eastern)
-

GRAHAM BASEBALL BOOSTERS

\$2,500.00 EASTERN DISTRICT

Upon motion of Supervisor Stacy, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$2,500.00 from the Eastern District Fund, payable to the Graham Baseball Boosters, C/O Carlock- Pruett Athletic Foundation, PO Box 276, Bluefield, VA 24605, to be used for the Graham High School Baseball Program, batter eye, fence posting, L-screen and team bats..

contact Lisha Miller, 304-320-7911. The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia:

SANDERS HOUSE \$2,500.00 FROM EASTERN DISTRICT -
MURAL REPAIR

Upon motion of Supervisor Stacy, seconded by Supervisor Absher and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$2,500.00 from Eastern District Fund, payable to the Sanders House, 200 Sanders Lane, PO Box 1422, Bluefield, VA 24605, for mural repairs, attn: David Bowers. The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

BLUFIELD VIRGINIA LITTLE LEAGUE \$3,000.00
\$2,500.00 EASTERN DISTRICT - SPONSORSHIP
\$500.00 NORTHERN DISTRICT - MVP CLUB SPONSORSHIP

Upon motion of Supervisor Stacy, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$3,000.00 from district funds as set forth below, payable to the Bluefield Virginia Little League, PO Box 661, Bluefield, VA 24605, attention Thomas Wimmer, payable from district funds, as set forth below:

- \$500.00 Northern District, MVP Club Sponsorship (Seasons Promotions) Bluefield VA Little League
- \$2,500.00 Eastern District, MVP Club Sponsorship (Seasons Promotions) Bluefield VA Little League

The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

TOURISM CENTER (NEW FACILITY)

\$15,000.00 FROM EASTERN DISTRICT FUNDS COMMITTED -

COUNTY ADMINISTRATOR WRITE LETTER TO TOWN OF BLUEFIELD

Upon motion of Supervisor Stacy, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby authorizes the commitment of \$15,000.00 from the Eastern District fund to purchase furnishings for the new Tourism Center that is being constructed in the Town of Bluefield, Virginia. The County Administrator is further directed to write a letter to the Town of Bluefield, Virginia advising the town of Supervisor Stacy's funding commitment.

TAZEWELL HIGH SCHOOL BASEBALL TEAM

NORTHERN DISTRICT FUND \$315.00 - 1/2 PAYMENT ON NEW CLEATS FOR MIDDLE SCHOOL BASEBALL

Upon motion of Supervisor Asbury, seconded by Supervisor Hymes and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$315.00 from the Northern District Fund, payable to the Tazewell High School Baseball Team, attn: Aaron Buchanan, to assist with the purchase of cleats for the middle school baseball players. The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia

\$3,299.00 FROM NORTHERN DISTRICT FUNDS

TO PURCHASE 2011 YAMAHA CART FOR FALLS MILLS FISHING CLUB

Upon motion of Supervisor Asbury, seconded by Supervisor Absher and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$3,299.00 from the Northern District fund, check payable to the Tazewell County Recreation Development Authority (RDA), for the purchase of a 2011 Yamaha Drive Gas Golf Cart from Virginia Power, 8381 Seminole Trail, Ruckersville, VA 22968 for the Falls Mills Fish Club. The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia

\$4,800.00 FROM NORTHERN DISTRICT FUNDS PAYABLE TO

PRIME SAFETY - BREATHING APPARATUS FOR FIRE DEPARTMENTS

Upon motion of Supervisor Asbury, seconded by Supervisor Absher and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$4,800.00 from the Northern District fund payable to Prime Safety, 2570 Old Crellin Road, Oakland, MD 21550, attn: Jim Walking, Jr. telephone, 301-616-5295, to purchase breathing apparatus for the Baptist Valley FD; Bishop FD and Pocahontas FD. The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia

TAZEWELL HIGH SCHOOL DECA

\$1,500.00 (\$750 SOUTHERN \$750 NORTHERN)

Upon motion of Supervisor Asbury, seconded by Supervisor Hymes and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the same amount as last year to be split separately amount of \$1,500.00 (\$750 Southern and \$750.00 Northern) payable to the Tazewell High School DECA, 167 Cosby Boulevard, Tazewell, VA 24651, attn: Donna Marinus, DECA Advisor. This money will assist with DECA's International Career

Development Conference in Nashville, TN from April 23-27, 2016. The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia

\$1,500.00 TO TOWN OF POCAHONTAS, VIRGINIA
NORTHERN DISTRICT (\$750 REPAIRS TO OPERA HOUSE
AND \$750 REPAIRS TO OLD FIRE DEPARTMENT FOR NEW AMPITHEATER)

Upon motion of Supervisor Asbury, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$1,500.00 from the Northern District payable to the Town of Pocahontas, VA, attn: Ben Gibson, and divided equally, i.e. \$750.00 for repairs to the Opera House and \$750.00 for repairs to the old Fire Department for the new amphitheater. The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

FALLS MILLS FISH CLUB - ANNUAL FISH DAY

Supervisor Asbury requested funding assistance from each of the Board members for the Annual Fish Day at the Falls Mills Fish Club. The event will be held in May. The Board of Supervisors deferred the matter to the May 3, 2016 meeting in order to determine how much the Board of Supervisors allocated last year for the event. This matter will be placed on the May 3, 2016 agenda for consideration.

1 see footnote.

¹ It was determined by TCBOSS poll vote on 4/6/2016 to give the Falls Mills Fish Club \$5,000 (\$3000 Northern; \$500 Southern; \$500 Northwestern; \$500 Eastern and \$500 Western) to be ratified at the May 3, 2016 meeting. The event will be held on May 14, 2016. The money will be sent with the April 25, 2016 Accounts Payable.

TOWN OR RICHLANDS -- FREEDOM FESTIVAL

\$5,000.00 (\$3,000.00 WESTERN & \$2,000.00 NORTHWESTERN)

Upon motion of Supervisor Absher, seconded by Supervisor Hackworth and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$5,000.00 (\$3,000.00 from the Western District and \$2,000.00 from the Northwestern District) payable to the Town of Richlands, VA - Freedom Festival. The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

RICHLANDS HIGH SCHOOL DECA

\$1,000.00 FROM NORTHWESTERN DISTRICT FUND

Upon motion of Supervisor Hackworth, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present and voting in favor thereof an no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$1,000.00 from the Northwestern District Fund payable to the Richlands High DECA. Attn: Anne Mance 276-202-5468. The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

TAZEWELL HIGH SCHOOL SOFTBALL BOOSTERS

\$800.00 FROM SOUTHERN DISTRICT FUND FOR NEW EQUIPMENT

Upon motion of Supervisor Hymes, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$800.00 from the Southern District Fund, payable to the Tazewell High School Softball Boosters, 3284 Gratton Road, Tazewell, VA 24651, attn: Janie Ruble, for essential training equipment, i.e. batting helmets, batting tees (to used by all three teams throughout the seasons). The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

THS MODEL GENERAL ASSEMBLY -

\$1,500.00 (\$1,000 SOUTHERN & \$500 NORTHERN)

Upon motion of Supervisor Hymes, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$1,500.00 (\$1,000 from the Southern District fund and \$500 from the Northern District fund, payable to the THS Model General Assembly), attn: Heather Larimer. This money will assist the MGA's trip to Richmond April 13, 2016.). The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

CUB SCOUT PACK 93

\$500.00 SOUTHERN DISTRICT

Upon motion of Supervisor Hymes, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$500.00 from the Southern District Fund, payable to Cubmaster Pack 93, 1823 Witten Valley Road, Tazewell, VA 24651, attn: Clinton Vanhover. The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

TAZEWELL LIONS CLUB - FROM

\$500.00 SOUTHERN DISTRICT FUND

Upon motion of Supervisor Hymes, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$500.00 from the Southern District Fund, payable to the Tazewell Lions Club, PO Box 24, Tazewell, VA 24651, attn: Thomas A. Conley, President. This money will be used to help with basic necessities in our community for the blind. The County Administrator is hereby authorized and directed to

issue said warrant in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

OTHER BOARD CONCERNS, ROAD MATTERS, ETC. -
GARBAGE PICK-UP AND CLEAR OUT GUTTERING ON ROAD / ORPHAN ROAD
REQUESTED BY SUPERVISOR HACKWORTH / ABSHER

Supervisor Hackworth requested the County Administrator determine if garbage pick-up is available between Westfork and Seaboard and to see if VDOT could clean out guttering and culverts on Nash Hill Road.

Supervisor Hackworth also remarked on chicken coup complaints in the Western District - without "zoning" citizens aren't protected against chicken coups.

Supervisor Absher wanted to know if Raleigh Road located in the Western District qualified as an orphan road.

Supervisor Hymes announced the Possum Run event/ATV Rodeo and expressed the excitement as a result of last year's event.

In closing the Board introduced new Tazewell County Free Press staff writer, Ms. Connie Bailey from Bluefield, VA.

ADJOURN

Now, there being no further business to be transacted and upon motion of Supervisor Stacy, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the meeting was adjourned.

The next regular meeting is scheduled for May 3, 2016 as 6:00 p.m.

D. Michael Hymes, Its Chairman

Respectfully submitted

By: RG

Adjourn time 10:20 p.m.