

**VIRGINIA: AT A REGULAR MEETING OF THE TAZEWELL COUNTY BOARD  
OF SUPERVISORS HELD AUGUST 2, 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  
PATRICIA GREEN, COUNTY ADMINISTRATOR  
RUTH GROSECLOSE, EXECUTIVE ASSISTANT  
WHITNEY PARSONS, AUDIO/SOUND  
MEMBERS OF THE PRESS: JIM TALBERT, CLINCH VALLEY  
NEWS/RICHLANDS NEWS PRESS; WARREN HINKLE, THE  
VOICE NEWSPAPER**

**ABSENT: NONE**

The Chairman, D. Michael Hymes, called to order the regular monthly meeting and presided and welcomed all those in attendance. Supervisor Hackworth gave the invocation with Supervisor Stacy leading those present in the Pledge of Allegiance.

**AGENDA APPROVED AS AMENDED**

Chairman Hymes requested that the County Treasurer, Dave Larimer be added to the agenda format as well as the Grahams from Falls Mills seeking approval to purchase County owned real property adjacent to the former Falls Mills School property. The Board also added the FY16-17 Fuel Bid (A-19) and the 945 Fire Chief position (A-1) to the Executive Closed Meeting.

Now, 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 August 2, 2016 Board of Supervisors meeting agenda as amended.

**MINUTES APPROVED AS WRITTEN**

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 June 7, 2016 and June 28, 2016 meeting minutes as written.

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**COUNTY TREASURER -**

**DAVID LARIMER - ANNUAL FINANCIAL SETTLEMENT**

Dave Larimer, Treasurer of Tazewell County, Virginia presented the board of supervisors with an Annual Settlement of the Financial Condition of the County as of June 30, 2016. The County had \$3,332,549,46.00 in Uncommitted Funds in the General Fund and \$9,196,941.36 in Committed Funding as of June 30. Mr. Larimer also gave the Board a list of uncollected taxes for Real Estate, Personal Property and Public Services Taxes for 2013 to 2016. A total amount of \$26,913,822.31 was due from all sources and all but \$1,344,685.14 had been collected. He said the County received a big payment from Alpha Natural Resources on its Knox Creek Holdings and Jim Justus paid \$150,000 towards his property taxes on his holdings in Tazewell county. Supervisor Hymes questioned Mr. Larimer about the possibly of recovering additional delinquent taxes. Mr. Larimer said yes he thought so because payment plans have increased and the sheriff has the opportunity to seize properties if taxes aren't paid by a certain time.

Supervisor Stacy wanted to know the exact carry-over by the school system for year ending June 30, 2016. The Treasurer told Mr. Stacy that the carryover was \$2.7 million that included a carryover in the book account and the cafeteria account.

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**FALLS MILLS PROPERTY NEAR THE FALLS MILLS ELEMENTARY SCHOOL -  
CONTRACT DISPUTED BY GRAHAMS**

William "Bill" Davis a Bluefield, West Virginia attorney was present representing Randy and Sherry Graham with regard to their bid on Tazewell County owned land adjacent to the former Falls Mills School. He alleged that the Board of Supervisors had clearly breached a contract with the Grahams bid on the property as a result of a public hearing held in November

2015. At that time, the Board of Supervisors delayed the vote to adopt the ordinance and agreed to wait until July 15, 2016 to see if AASC would secure the grant funding to construct an Adult Day Care Facility on the former school property. The Grahams would like to build a home on the two acres of land and at that time they agreed to wait. Mr. Davis said his clients have waited long enough and were the high-bidders on the property as a result of the public hearing held last year. Discussion followed with a date of September 14, 2016 being conferred as a deadline for AASC to find out if they were going to secure the funding for the Adult Day Care Center.

Lisa Stanley, a board member of the AASC, was present and said it would be presumptuous to think that AASC would not get the funding. She said AASC hopes to know something by the September 15, 2016 deadline. The County Attorney asked Ms. Stanley if there was any magical difference between the September 14 and September 15 date. Ms. Stanley said "no sir, not on our behalf."

The board will discuss this matter in the executive session.

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## **MONTHLY UPDATES**

### **COUNTY ENGINEER-MATT ANDERSON**

Matt Anderson, County Engineer, gave an update on the many activities taking place in the Engineering/Building Inspection Department, i.e. Cavitts Creek Dam Valve Repair Project; Landfill PPEA proposals, road projects - Matt is meeting with various BOS members to ride-a-long with him to look at various potential road projects in the County.

### **ECONOMIC DEVELOPMENT/TOURISM - MIKE THOMPSON**

Mike Thompson presented an update on the Economic Development/Tourism Department. He said a Press Release was issued on EPC/ the Waste Water Treatment Project at Cavitts Creek (great media coverage). He plans to attend a VACo meeting in Richmond on Aug. 18 - 19, with the Supervisor Stacy and the County Administrator. He said even though the coal industry is struggling with lay-offs, the County is seeing some businesses diversify. A report will be given in the near future.

### **PSA REPORT - DAHMON BALL**

Dahmon Ball, PSA Administrator, presented an update on the many PSA projects taking place.

## **Capital Projects**

### **Greater Tazewell Regional WTP to Town of Pocahontas Project (Phases II & III)**

#### **Phase II – Contract I (Quesenberry’s, Inc. – Gillespie Pump Station)**

This phase is 92% complete in time and approximately 85% complete in value. The project is on schedule. The scheduled substantial completion date is set for September 8, 2016. The contractor has included 34 available weather related days, if needed.

#### **Phase III – Contract II (Frizzell Construction Company, Inc. – Divides Pump Station)**

This phase is 92% complete in time and approximately 85% complete in value. The project is on schedule. The scheduled substantial completion date is set for September 5, 2016. The contractor has included 34 available weather related days, if needed.

### **Greater Tazewell Regional WTP to Town of Pocahontas Project (Phase IV)**

The Preliminary and Design Engineering is continuing of the Project. The 50% Design Review Meeting is tentatively scheduled for August 31<sup>st</sup>.

### **Tazewell to Divides Sewer Leachate Line Project**

The project is in the bid process. Most of the project will be along VDOT ROW. The PSA has contacted individual landowners and will be in the field working to acquire the necessary easements. PSA personnel will identify themselves to the public during the easement stage and will have photo ID.

## **Capital Improvements Plan**

The new rate schedule was implemented with the July 22<sup>nd</sup> customer billing. The Infrastructure Rehabilitation Fee is included in the billing. These fees will be deposited in the Capital Improvement Escrow Account to be utilized for debt service for rehabilitation of existing infrastructure.

Supervisor Hymes questioned why the PSA is pumping water from Tazewell to Pocahontas. Mr. Ball said the Pocahontas Plant is at imminent failure. And, if the Pocahontas system goes down it will effect 500 water connections. He said the Pocahontas Plant was built in the 1980's and both the VA and WV dept. of health are concerned about the Plant and do not want to put any more money into the Plant because of its age. Mr. Ball said they want a reliable water system that is economically feasible that is able to move water at all times.

Supervisor Hymes also questioned why the PSA is using 19-460, the Divides, instead of going down Lynn Hollow (the back road) for the sewage system/leachate line. Mr. Ball said the leachate is currently being transported by trucks which causes a threat to the water supply to hundreds of people on 19-460 should an accident happen. He said it was more environmentally safe to move leachate through a public sewer system than by truck. Mr. Ball said the new line will take a lot of worry out of transporting the leachate as well as being an economic development enhancement for the 19-460 corridor.

#### **AIRPORT UPDATE - JERRY MCREYNOLDS**

Jerry McReynolds gave a brief report on activities at the Tazewell County Airport:

The West End Drainage Project is almost complete. Two access gates are waiting to be installed. Baker Construction & Excavation Company from Bluff City, TN is the contractor. The total price of the Project is \$750,000.00 i.e. FAA - \$675,000.00; STATE - \$60,000.00; LOCAL - \$15,000.00. He said this project has provided great protection for residents of Grays Branch.

This year's Air-show is scheduled for August 27 and will include cars and motorcycles. He said the Air-show is a great event for families and there is not an entry fee charge.

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#### **EXECUTIVE/CLOSED MEETING**

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 enters into an executive/closed meeting – Pursuant to Virginia Code Section 2.1-3711

- A(1) Personnel matter involving the County Attorney's office
  - A(3) Property disposition involving property near Tazewell Middle School
  - A(3) Property disposition involving property at the Falls Mills School
  - A(29) Discussion of the award of a public contract involving BVU's sale of Optinet where discussion in open session would adversely affect the bargaining power of the County
  - A(29) Discussion of the award of a public contract involving the FY16-17 Vehicle Fuel Bid where discussion in open session would adversely affect the bargaining power of the County
  - A(1) Personnel matter involving the 945 Fire Chief
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Prior to the Board of Supervisors entering the Executive/Closed meeting, Russell Stowers, Clearfork Fire Chief invited the Board to look at the new fire truck for the Clearfork Fire Department that was parked on Main Street.

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### **CERTIFICATION/REPORT OF ACTION**

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 returns from the Executive/Closed meeting and hereby adopts the following Certification of Resolution:

### **CERTIFICATION OF CLOSED MEETING**

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: Five (5) Supervisors Stacy, Asbury, Hymes, Absher and Hackworth

Nays: None

Absent: None

Absent during vote: None

Report of Action as a Result of the Executive/Closed Meeting

**VEHICLE FUEL BIDS- RESCINDED**

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 rescinds the FY17 fuel bid contract, rejects all bids and rebids the contract.

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**SALE OF TWO (2) ACRES ON ANGEL LANE NEAR FALLS MILLS VA**

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 against the same, the Tazewell County Board of Supervisors hereby authorize and direct the sale of two (2) acres of land on Angel Lane near Falls Mills School to the Grahams under the terms and conditions as described in the ordinance advertised for public hearing on November 5, 2015 for \$6,500.00 provided the Appalachian Agency for Senior Citizens (AASC) has not received their block grant approved by midnight September 14, 2016 as described in the ordinance presented in Executive Session which is hereby incorporated into this motion and made part of these minutes.

*Ordinance No. 08022016*

*Date: August 2, 2016*

**AN ORDINANCE TO ACCEPT THE HIGHEST BID TO PURCHASE COUNTY OWNED REAL PROPERTY KNOWN AS THE FORMER FALLS MILLS SCHOOL PROPERTY, NEAR FALLS MILLS, TAZEWELL COUNTY, VIRGINIA**

**WHEREAS**, the Board of Supervisors desires to sell an approximately two acre lot north of Angel Lane, adjacent to the former Falls Mills School Property, near Falls Mills, Tazewell County, Virginia. Said lot is a portion only of that certain parcel numbered 014-03-0331-0033, 0044-0047 for tax identification purposes and more particularly described in a deed dated September 16, 2013 and recorded in the Tazewell County Circuit Court Clerk's Office in Deed Book 2013, page 17882, and more particularly shown on the map attached hereto as "Exhibit A";

**WHEREAS**, by Advertisement For Sale of Real Property by Tazewell County Board of Supervisors, posted in a newspaper of general circulation, once a week for two consecutive weeks, as required by Section 15.2-1800 of the Code of Virginia, the Board solicited proposals from the public to purchase said property;

**WHEREAS**, after due advertisement and solicitation for bids of the Sale of Real Property by The Tazewell County Board of Supervisors, the County received three bids within the time allowed by law;

**WHEREAS**, all sealed bids were opened by County staff on October 6, 2015, and the Board received an offer in the total amount of Eight Thousand Dollars (\$8,000.00) from Randy and Sherry Graham to purchase said real property, which was the highest bid;

**WHEREAS**, the Board held a public hearing on November 5th, 2015 and found the Grahams to be the high bidder but deferred sale of the property to the Grahams in anticipation of a grant being awarded to the Appalachian Agency of Senior Citizens (AASC) for a public use of the property;

**NOW THEREFORE, BE IT ORDAINED**, that the Tazewell County Board of Supervisors hereby accepts the offer of Randy and Sherry Graham, in the amount of Six thousand five hundred dollars (\$6,500.00) to purchase the County owned real estate, being an approximately two acre lot north of Angel Lane, adjacent to the former Falls Mills School property, near Falls Mills in Tazewell County, Virginia under the condition that the property shall only be conveyed after September 14, 2016 and upon satisfaction of the conditions hereinafter set forth. Said lot being be a portion only of that certain parcel numbered 014-03-0031-0033, 0044-0047 for tax identification purposes and more particularly described in a deed dated September 16, 2013 and recorded in the Tazewell County Circuit Court Clerk's Office in Deed Book 2013, page 17882, as more particularly shown and described on the attached map.

**BE IT FURTHER ORDAINED**, that the property may only be sold with the following restrictions pursuant to the Advertisement for Sale: the Southern corners of the two acre +/- portion of the Property are marked on site; the two acres would be defined by a metes and bounds description, unless buyer conducts a survey at buyer's expense; the property would be conveyed by Special Warranty Deed and would include a restrictive covenant that a drug addiction treatment facility could not be constructed or operated on the property; and the property is sold AS IS.

**BE IT FURTHER ORDAINED** that if the Appalachian Agency for Senior Citizens (AASC) is awarded a block grant for the construction of an adult/child daycare facility on the former Falls Mills School property on or before September 14, 2016 the authority hereby granted to sell to the Grahams is vacated and void and the property shall not be sold to the Grahams;

**BE IT FURTHER ORDAINED**, that if AASC has not been awarded the block grant on or before September 14, 2016 the Chairman and Administrator are hereby directed to execute the deed and any necessary documents to complete the sale of the above-described property consistent with the terms outlined in the Advertisement for Sale, provided such deed and documents are in a form approved by the County Attorney.



It is so **ORDAINED** by the Tazewell County Board of Supervisors as of this the 2nd day of August, 2016.

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**CONVEY PARCEL OF LAND TO THE TAZEWELL COUNTY IDA  
LOCATED NEAR THE TAZEWELL MIDDLE SCHOOL**

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 convey to the IDA for development of a parcel of land numbered 096A0016A for tax purposes containing nine acres, located near the Tazewell Middle School property and described in Deed Book 814 at page 132 in the Circuit Court Clerk's Office. The Chairman and Administrator are hereby authorized and directed to execute the conveyance as described in a DEED OF DONATION as attached hereto and incorporated herein by reference thereto.

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**JOINT ECONOMIC DEVELOPMENT AUTHORITY TO BE DISSOLVED**

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 authorizes to dissolve the current Joint Economic Development Authority and that the County Attorney to negotiate with the counties of Buchanan, Dickenson and Russell a new Joint Economic Development Authority, and that a public hearing be held in accordance with this action.

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**CONSENT CALENDAR APPROVED**

Upon motion of Supervisor Absher 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 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:

**APPROVED WARRANTS AS PAID  
WARRANTS June 2016**

**Payroll**

Ordered that Warrant Nos. 141465 through 141517 and direct deposits totaling \$365,809.58 from the General, Landfill Enterprise, and 911 Funds, covering payroll for the various County agencies, for the period ending May 31, 2016, be approved.

Ordered that Warrant Nos. 141519 through 141571 and direct deposits totaling \$364,636.83 from the General, Landfill Enterprise, and 911 Funds, covering payroll for the various County agencies, for the period ending June 15, 2016, be approved.

**Accounts Payable/Payroll Deductions**

Ordered that Warrant Nos. 474697 through 474853, 474491, for \$288,156.50 from the General, Landfill Enterprise, Capital Outlay, Law Library and 911 Funds, covering operating expenses for the various County agencies for the month of May 2016, be approved.

Ordered that Warrant Nos. 474855 through 474867, for \$151,752.75 from the General, Landfill Enterprise, and 911 Funds, covering payroll deductions for the various County agencies for the period ending May 31, 2016, be approved.

Ordered that Warrant Nos. 474869 through 475005, for \$398,381.39 from the General, Landfill Enterprise, Capital Outlay, Law Library and 911 Funds, covering operating expenses for the various County agencies for the month of June 2016, be approved.

Ordered that Warrant Nos. 475007 through 475020, for \$136,931.72 from the General Funds, covering payroll deductions for the various County agencies for the period ending June 15, 2016, be approved.

**Handwritten**

Ordered that Warrant No. 801942 through 801947 for \$251,291.66 from the General, Landfill Enterprise, Capital Outlay, Law Library, and 911 funds, covering operating expenses for the month of May 2016, be approved.

**WARRANTS**

**July 2016**

**Payroll**

Ordered that Warrant Nos. 141573 through 141626 and direct deposits totaling \$355,749.68 from the General, Landfill Enterprise, and 911 Funds, covering payroll for the various County agencies, for the period ending June 30, 2016, be approved.

Ordered that Warrant Nos. 141628 through 141679 and direct deposits totaling \$362,432.86 from the General, Landfill Enterprise, and 911 Funds, covering payroll for the various County agencies, for the period ending July 15, 2016, be approved.

### **Accounts Payable/Payroll Deductions**

Ordered that Warrant Nos. 475022 through 475169, 474491, for \$665,055.24 from the General, Landfill Enterprise, Capital Outlay, Law Library and 911 Funds, covering operating expenses for the various County agencies for the month of June 2016, be approved.

Ordered that Warrant Nos. 475171 through 475189, for \$217,622.96 from the General, Landfill Enterprise, and 911 Funds, covering payroll deductions for the various County agencies for the period ending June 30, 2016, be approved.

Ordered that Warrant Nos. 475226 through 475380, for \$687,579.78 from the General, Landfill Enterprise, Capital Outlay, Law Library and 911 Funds, covering operating expenses for the various County agencies for the month of July 2016, be approved.

Ordered that Warrant Nos. 475191 through 475204, for \$137,459.22 from the General Funds, covering payroll deductions for the various County agencies for the period ending July 15, 2016, be approved.

### **Handwritten**

Ordered that Warrant No. 801948 through 801950 for \$80,174.14 from the General, Landfill Enterprise, Capital Outlay, Law Library, and 911 funds, covering operating expenses for the month of June 2016, be approved.

- Sheriff's Office - Approved list of vehicles as surplus property:

- ✚ 2007 Ford Explorer VIN # 1FMEU73E07UA67688, vehicle has in excess of 195,000 miles and transmission issues
- ✚ 2007 Ford Crown Victoria VIN# 2FAHP71WX7X155182, vehicle has excess of 150,000 miles and transmission issues and other mechanical problems
- ✚ 2008 Ford Crown Victoria VIN # 2FAFP71V38X124940, vehicle was totaled by VACO Insurance and purchased back to utilize for spare parts. Most all the usable parts have been removed from this vehicle
- ✚ 2008 Ford Crown Victoria VIN# 2FAFP71V28X124931, vehicle was totaled by VACO Insurance and purchased back from them to utilize for spare parts. Most all the usable parts have been removed from this vehicle
- ✚ 2005 Ford Crown Victoria VIN#2FAHP71W95X174013, vehicle has 167,000 miles - needs rear axle and other parts to put back on the road

- Sheriff's Office - Approved a request from the Sheriff to trade a 2005 Chevy Tahoe (Vin#6738) with 178,000 miles for a 2008 Chevy Tahoe from Ramey Chevrolet - the cost will be \$4,500 in addition to the trade-in
- Sheriff's Office - Approved the amount of \$250.00 from Acct. No. 91050-7041 to the Sheriff's Office, Acct No. 3120-6001 - donation from Gethsemane Baptist Church
- Sheriff's Office - Approved the amount of \$400.00 from Acct. No. 91050-7041 to the Sheriff's Office Acct No. 31020-6010 - Abate donation
- Sheriff's Office - Approved the amount of \$4,386.30; \$825.00; \$100.00, total \$5,311.30 from Acct. No. 91050-7041 to the Police Supplies Acct. No. 31020-6010 from Regency Real Estate (sale of surplus guns and Swamp-fox Motorsports, Inc. (donation)
- Southern District Fund- Approved \$750.00 back to district funds \$375 Southern and \$375 Northern as a result of unused monies allocated May 3, 2016 for the TES Pre-school - 4yr old zoo trip
- Approved waiving landfill tipping fees for the Town of Pocahontas project - demolition of some old buildings in Pocahontas, VA
- Ratified monies paid from district funds to Tazewell Little League Baseball for competition games:
  - ✚ \$1,000.00 Southern District 11-12 All Stars
  - ✚ \$1,000.00 Southern District 14-15 All Stars
  - ✚ \$250.00 Southern District 13-14 All Stars
  - ✚ \$300.00 Southern District for Bluefield VA Ages 13-14 - State Little League tournament
  - ✚ \$300.00 Eastern District for Bluefield VA Ages 13-14 State Little League tournament
  - ✚ \$400.00 Northern District for Bluefield VA Ages 13-14 State Little League tournament
  - ✚ \$500.00 Northern District for Tazewell Little League Baseball tournament Ages 11-12
  - ✚ \$500.00 Northern District for Tazewell Little League Baseball tournament Ages 9-10 All Star Team
- Ratified \$3,500.00 from Southern District funds to Tazewell Area Chamber of Commerce for Tazewell Main Street Heritage Festival, June 21-23, 2016
- Ratified \$3,575.00 from the Eastern District Fund, Acct. 9150-5699-11 to the Bluefield VA Rescue Squad - medical supply invoice
- Ratified \$2,500.00 from the Northwestern District Fund, Acct. 9170-5699-37 to the Raven Theater

- Ratified \$20,000.00 from Acct. 91050-7023 to the Tazewell County Fair Association as seed money for continued operation of the Fair
- Approved extending wireless service authority five-year leases with Osborne, Dixon, Lockhart and Neal
- Authorized owner of property adjoining Falls Mills School property to use Angel Lane for access to remove timber upon written agreement by said property owner to restore the road to the same condition as before the timbering operation and on the condition that county personnel photographically document the condition of the road prior to timbering operations.
- Ratified the amount of \$1,956.00 from the Northern District Fund paid to Rescue 945 for Workman's Comp. Insurance.
- Approved the amount of \$1,800.00 from the Northwestern District Fund to the Jewell Ridge Fire Department to assist them with painting new fire truck
- Approved the amount of \$18,695.00 from Account No. 9105-7023 to Sheriff's Dept. Account No. 3102-8105 for used vehicle.
- Approved the transfer of funds from: 9105-7023 in the amount of \$281,185.00 and transfer funds to:

✚ 9105-7003	\$ 90,000
✚ 3102-8105-2	\$ 30,000
✚ 2106-1141	\$ 10,390
✚ 2106-2100	\$ 795
✚ 9150-5699	\$ 10,000
✚ 9160-5699	\$ 10,000
✚ 9170-5699	\$ 10,000
✚ 9180-5699	\$ 10,000
✚ 9190-5699	\$ 10,000
✚ 23-9701-8107	<u>\$100,000</u>
Total \$281,185	

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## CITIZENS COMMENTS SCHEDULED

### 19-460 PUMP STATION

#### WILL ADAMS - GOV. G.C. PEERY HIGHWAY - 19-460, BLFD. VA.

Will Adams, Gov. G.C. Peery Highway, 19-460, Bluefield, VA 24605, appeared before the Board of Supervisors and addressed concerns with PSA's proposed pump station on his property on 19-460. He said the proposed project would block his access to loading and unloading his cattle. Mr. Adams said he did not want the pump station (plant) on his property.

PSA

Administrator, Dahmon Ball said the site selected for the pump station was the most efficient for use and cost. A group of property owners that would be affected by the pump station were also in attendance but did not speak, i.e. Mrs. Nancy Gillespie (Al) and Mrs. Adams (Mother) with the Adams Farm Operations.

Supervisor Hymes requested that Dahmon Ball consider looking at another site for the pump station that would have less impact on the operation of the Adams Farm. He said the project was still in the planning stages. This matter will be placed on the September 6, 2016 regular meeting for further discussion.

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**FOUR SEASONS YMCA -  
DONATION COMMITMENT FOR 2017**

Shawn Durham, new CEO of the Four Seasons YMCA, presented a brief summary of the many programs available for individuals of all ages at the Y as well as reiterating the importance of having a healthy life-style. Chris Ratliff, Chairman of the YMCA Board of Directors was also present and introduced. Mr. Durham provided the Board with a list of Y members by district, with the Southern District having the most members. The YMCA has a satellite facility at SWCC as well. Mr. Durham said that financial assistance is available to individuals and families that otherwise would not be able to participate with one out of every ten people receiving financial assistance through donations from the Y's Annual Campaign. He said donations help keep program fees as low as possible and assists in the purchase of important equipment and supplies for the YMCA. Mr. Durham thanked the Board for their previous donations and support of the Y's many programs.

Now, 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/commits the following amounts from the FY16-17 district funds payable to the Four Seasons YMCA 106 Gratton Rd, Tazewell, VA 24651, as set forth below. 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, at such time as may be necessary and appropriate.

- Southern \$ 12,000.00

▪ Eastern	2,500.00
▪ Western	2,500.00
▪ Northern	1,000.00
▪ N. Western	<u>2,500.00</u>
	\$ 20,500.00

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**VDOT RESOLUTION - CLOSURE OF PORTION OF ROUTE 602 - THOMPSON VALLEY**

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 adopts a resolution concurring with the Virginia Department of Transportation's decision to close a portion of Route 602 (Pleasant Hill Church Road) at approximately 0.07 mile from Route 16 intersection and 0.20 miles from Route 605 to replace an existing timber bridge deck with a new concrete deck bridge. The route will be closed to traffic in early to mid-July 2016 until the installation of the bridge structure and deck is complete. A copy of the resolution in a form as adopted is on file in the office of the County Administrator, 108 East Main Street, Tazewell, VA 24651.

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**JOE MCCRACKEN - TOWN OF RICHLANDS  
FUNDING REQUEST - RICHLANDS SECTION FOREMAN HOUSE**

Joe McCracken, Richlands Town Councilman and Richlands Section Foreman House Committee member was present and requested funding for the revamping of the Section House. The Section House is one of the town's oldest structures and is listed on the Virginal Landmarks Register and the National Register of Historic Places. The house was utilized in the 1890's. Assistance is also being sought from the VDOT -T-21 grant funding. He said the County's previous support was used for the mural. Mr. McCracken said the Richlands Section Foreman House Committee also supports the Town of Tazewell's restoration of the old Depot/Train Station and communicates regularly with their committee on ideas and thoughts regarding restoration efforts.

Now, 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 amount of \$5,000.00 from the Northwestern District Fund, payable to the Richlands Section Foreman House, 200 Washington Squire, Richlands, VA 24641. Mr. McCracken said the Richlands Section Foreman House is a 501c3 organization. Should it be determined that it is not, the check shall be issued to the Town of Richlands, earmarked for the Richlands Section Foreman House project. 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.

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**CITIZEN COMMENTS UNSCHEDULED -**

**CLEARFORK FIRE DEPARTMENT -**

**FORESTRY GRANT \$6,000.00 FOR FIRE DEPARTMENT \$3,000.00 MATCH FROM ESC BUDGET APPROVED**

Russell Stowers, Chief of the Clearfork Fire Department, presented to the Board a check in the amount of \$11,000.00. He said the check was a result of the fire department finally receiving their grant from Rural Development. The County previously loaned the fire department \$11,000.00 to move forward with the purchase of a brush truck. The Board applauded Mr. Stowers for his efforts and thanked him for returning the money as promised.

Then, Mr. Stowers requested the County's assistance with \$3,000.00 for a \$6,000.00 50/50 grant from the Department of Forestry to help with the purchase of fire truck equipment.

Now, upon motion of Supervisor Stacy, 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 \$3,000.00 50/50 match from the ESC Budget payable to the Clearfork Fire Department - contingent upon ESC's approval of funding. The grant will be used for fire truck equipment. Once approved, 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.

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There were no additional unscheduled citizen comments from the floor.



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**LIAISONS REPORT - BOARD OF SUPERVISORS**

**PLANNING COMMISSION**

Supervisor Stacy and member of the Tazewell County Planning Commission reported that Mr. Will Adams was present at the July 14, 2016 meeting in light of the PSA's Pump Station / Sewer Line Project on Route 19-460 near the Divides. The Planning Commission advised Mr. Adams to appear before the Board of Supervisors with regard to the matter.

**IDA**

Supervisor Hymes had nothing to report with regard to the last IDA meeting.

**CPPD**

Supervisor Absher and Supervisor Stacy had nothing to report to the last CPPD meeting.

**RDA**

Supervisor Asbury reported that a grand-opening will be held for the Boissevain - Trailhead on August 18, 2016 from 5 to 7 on-site.

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**RECESS - FIVE (5) MINUTES CALLED**

The Chairman called for a recess of five (5) minutes after which the meeting was duly reconvened at 8:41 p.m.

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**APPOINTMENTS**

- Assessor -  
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 appoints Don K. Thomas of Wingate Appraisal Service as the Assessor for the 2017 Tazewell County Reassessment pursuant to 58.1-3275
- Emergency Service Committee (ESC) -  
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 ratifies the appointment of Jarried McFarland, 362 South College Avenue, Bluefield, VA 24650 to the Emergency Services Committee - filling the expired term of Chief Jim Hardy, to June 30, 2018.

- Emergency Services Committee - two appointments (deferred to September 2016)
- Tazewell County Airport Authority - Upon motion of Supervisor Hymes, 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 appoints Mack Payne, 829 East Fincastle St. Tazewell, VA 24651 to the Tazewell County Airport Authority to fill an expired term to December 31, 2017 due to the passing of Buford Cordle.
- Clinch Valley Community Action, Inc. - 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 Mike Dennis, PO Box 946, Tazewell, VA 24651 to serve as a member of the Clinch Valley Community Action, Inc. Board of Directors, with a term commencing immediately and expiring June 30, 2017 - filling the unexpired term of Shelia Weimer.
- Clinch Valley Community Action, Inc. - one appointment to fill the expired term of Wanda Lowe was deferred to September, 2016.
- Tourism Development Committee - 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 appoints Christi Altizer, 317 Tower Street, Richlands, VA 24641 to the Tazewell County Tourism and Recreation Committee, with a term commencing immediately and expiring June 30, 2018 (Northwestern District). One ad-hoc appointment was deferred.
- Consideration of dissolving committees:
  1. Jeffersonville Rescue Squad Board of Directors - Upon motion of Supervisor Stacy, seconded by Supervisor Hymes 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 dissolves the Jeffersonville Rescue Squad Board of Directors.
  2. Tazewell County Joint Economic Development Authority - 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 to hold a public hearing to consider dissolving the Tazewell County Joint Economic Development Committee and hereby authorizes and directs the County Attorney to negotiate with the Counties of Buchanan, Dickenson and Russell to create a new Joint Economic Development Authority.
- Region 4 - Regional Preparedness Advisory Committee

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 appoints Derrick Ruble as the alternate member to the Region 4 - Regional Preparedness Advisory Committee (Dave White is the local representative) Derrick Ruble has been serving as alternate member.

- PSA - Tazewell County Public Service Authority

Upon motion of Supervisor Hymes, 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 appoints C. Don Dunford, PO Box 60, Tazewell, Virginia 24651 to the Tazewell County Public Service Authority (PSA), with a term commencing September 1, 2016 and expiring December 31, 2019. Mr. Dunford recently resigned from his position as a member of the PSA, but reconsidered and requested to be reappointed.

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### **LANDFILL PPEA PROPOSAL**

The PPEA Landfill Committee met and decided to meet with Santek and found them to be the highest ranked proposal. The committee will discuss the PPEA proposal in more detail on August 30, 2016.

Now, upon motion of Supervisor Hymes, seconded by Supervisor Hackworth and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors find Santek as the highest ranked proposal and hereby authorizes the County Administrator and County Attorney to negotiate with Santek and place the matter on the September 6, 2016 agenda for further discussion.

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### **CUMBLERLAND PLATEAU HOUSING AUTHORITY**

#### **PAYMENT IN LIEU OF TAXES FOR HUD DEVELOPMENTS**

Upon motion of Supervisor Hackworth, 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 waives the Cumberland Plateau Housing Authority's payment in lieu of taxes in the amount of \$7,073.00 for fiscal year ending March 31,

2016 for HUD Developments. The County Administrator is hereby authorized to execute the agreement in accordance with this action and a copy of same is on file in the office of the County Administrator, 108 East Main Street, Tazewell, VA 24651.

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**COYOTE BOUNTY -**

**PAYMENT METHOD SAME AS 2015**

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 2015 method with regard to payment of coyote bounties - \$50.00 for female coyotes from the Coyote Bounty Account, FY16-17, and until the \$2,500.00 as budgeted is depleted.

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**TAZEWELL COUNTY PUBLIC SCHOOLS -**

**REQUEST FOR CHANGE TO THE PREVIOUSLY ADVERTISED BUDGET  
AND REQUEST FOR \$99K TO BE CARRIED OVER TO THEIR BEGINNING  
BALANCE TO BE EXPENDED IN FY17**

The Board of Supervisors deferred to the September 6, 2016 meeting, a request from the School Board to change their previously advertised budget in the Textbook Fund and the Cafeteria Fund and a request for \$99K to be carried over to their beginning balance to be expended in FY17. The Board felt they needed additional time to review the requests.

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**CAFETERIA PLAN - APPROVED**

Upon motion of Supervisor Hackworth, seconded by Supervisor Absher 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 a RESOLUTION OF THE COUNTY OF TAZEWELL EMPLOYEES - CAFETERIA PLAN. as authorized under Section 125 of the Internal Revenue Code of 1986, presented to the Board of Supervisors in this meeting. A copy of the RESOLUTION in a form as hereby adopted is attached hereto and incorporated herein by reference and a copy of same is on file in the office of the County Administrator, 108 East Main Street, Tazewell, VA 24651.

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**TAZEWELL COUNTY FOIA POLICY - ADOPTED**

Upon motion of Supervisor Hackworth, seconded by Supervisor Absher 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 A RESOLUTION TO NOTIFY THE PUBLIC OF THEIR RIGHTS TO CERTAIN GOVERNMENT INFORMATION AND TO ESTABLISH POLICIES FOR EMPLOYEES AND STAFF TO COMPLY WITH FOIA REQUIREMENTS. The Board of Supervisors further recognizes that the email addresses and telephone numbers in the attached policy may be changed from time-to-time as may be necessary and appropriate. A copy of same policy as hereby adopted and as attached hereto and incorporated herein by reference shall be posted on the County's Website for public view and inspection.

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**ROAD NAME CHANGE BISHOP LANE IN THOMPSON VALLEY**

Supervisor Hymes requested that the name of Bishop Lane where the Sam Ward Bishop home was located in Thompson Valley, VA be changed. There are no homes located on the road at the present time. Ken Compton is the contact person.

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**RESCUE 945- \$2,000.00 LOAN  
FROM NORTHERN DISTRICT FUNDS**

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 \$2,000.00 from the Northern District Fund, payable to Rescue 945 as money needed to meet the August 5, 2016 payroll, contact person: Virginia Gross.

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.

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**FALLS MILLS FISHING CLUB \$3,800.00  
FROM NORTHERN DISTRICT FUNDS**

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 \$3,800.00 from the Northern District Fund, payable to the Falls Mills Fishing Club, attn: Wade Lovel, to assist with maintenance and operations of the 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.

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**MASONARY TEAM - \$800.00 (\$400 SOUTHERN \$400 NORTHERN)**

**TAZEWELL CAREER & TECHNICAL CENTER**

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 \$800.00 (\$400 Southern District Fund and \$400 Northern District Fund) payable to Tazewell County Career and Technical Center, Masonry Team, attn: Spot Steele, 100 Advantage Drive, Tazewell, VA 24651.

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.

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**CEDAR BLUFF HERITAGE FESTIVAL -  
\$5,000.00 WESTERN DISTRICT FUND**

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 \$5,000.00 from the Western District Fund, payable to the Town of Cedar Bluff, VA earmarked for the Cedar Bluff Heritage Festival, 1028 Cedar Valley Drive, Cedar Bluff, VA 24609. The event is scheduled for Saturday, September 17, 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. 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.

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**TOWN OF CEDAR BLUFF, VIRGINIA**

**\$3,500.00 WESTERN DISTRICT FUND FOR PUBLIC SAFETY**

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 \$3,500.00 from the Western District Fund payable to the Town of Cedar Bluff, VA PO Box 807, 115 Central Ave. Cedar Bluff, VA 24609 assist with improvements for public safety. 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.

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**COUNTY'S RECYCLING COMMITTEE**

Supervisor Hymes requested that the County's Recycling Committee be rejuvenated to try and implement recycling stations in Tazewell County. He reiterated the importance of recycling. He said every item that is eliminated from the landfill is money saved.

**PRAYER DAY**

Supervisor Absher, on behalf of the Board, proposed a County wide "Prayer Day" in Tazewell County. He said he believed an event like this was important because our lives are filled with events and situations that cause fear and anxieties. Supervisor Hymes and Supervisor Hackworth were requested to meet with County Ministerial Association to see if a Prayer Day in Tazewell County could be coordinated in a neutral location. Supervisor Hackworth suggested that all churches open their doors on a certain day and time and let citizens go to their church of choice to pray. This matter will be addressed at the September 6, 2016 regular meeting.

**ADJOURN**

Now, there being no further business to be transacted, and 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 meeting is hereby adjourned.

The next regular meeting is scheduled for Tuesday, September 6, 2016 at 6:00 p.m.

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D. Michael Hymes, Its Chairman

BY: RG

Adjourn time:

9:14 p.m.