

**VIRGINIA:** At a Special Called Meeting of the Tazewell County Board of Supervisors held August 28, 2012 at 6:00 pm in the Tazewell County Administration Building, 108 East Main Street, Tazewell, Virginia 24651

**PRESENT:** D. Michael Hymes, Chair  
John M. Absher, Vice-Chair  
Seth R. White, Member  
Charles A. Stacy, Member  
James H. Spencer, III – County Administrator  
C. Eric Young, County Attorney  
Patricia Green, Assistant County Administrator  
Ruth Groseclose, Administrative Assistant  
Members of the Press: Jim Talbert, CVN/Richlands News Press; Warren Hinkle, Tazewell County Free Press

**ABSENT:** None

The Chairman, D. Michael Hymes, called to order a special meeting that was duly called and advertised according to law, pursuant to Virginia Code Sections 15.2-1418 and Virginia Code Sections 2.2-3707, paragraphs, A, C, D & E. All those required to be notified of the Special Called Meeting were so informed. A copy of the Request for the Special Meeting as well as a copy of the Waiver of Notice is attached hereto these minutes and incorporated herein by reference. The meeting was called to consider the following matters:

- Consideration of a process of appointment or the appointment of an Interim Board of Supervisor Member for the Northern District of Tazewell County
- Executive Session, Pursuant to Virginia Code Section 2.2-3711 A (1) Personnel Matter: Consideration of a process of appointment or the appointment of an Interim Board of Supervisor Member for the Northern District of Tazewell County.

Invocation was given by Supervisor White with Supervisor Stacy leading those present in the pledge of allegiance to the United States Flag.

The Chairman then welcomed those in attendance and requested that the Board of Supervisors consider amending the agenda to include a citizen comment period to allow those present the opportunity to voice their opinion with regard to the selection process of an interim position of Northern District Supervisor, due to the resignation of Dr. Tom Brewster, effective August 8, 2012. He said those wishing to speak on the subject would be given a two (2) minute limit to communication.

Now, upon motion of Member Stacy, seconded by Member Absher and adopted by a vote of 4 to 0, with all members present and voting in favor thereof and none against the Tazewell County Board of Supervisors hereby amend the Special Called Meeting agenda to include a citizen comment period, allowing two (2) minutes per speaker. Ms. Green, Assistant County Administrator was given the duty of time-keeper. The Chairman informed those present that he would not allow campaign speeches or citizen out-bursts during the special called meeting.

The following individuals spoke and voiced their opinions with regard to the process of how the Board of Supervisors should select an individual to serve as an interim member of the Tazewell County Board of Supervisors, with a term expiring November 5, 2013.

- Mrs. Peggy Taylor, 4789 Abbs Valley Road, Bluefield, Virginia 24605 suggested that the Board of Supervisors hold a meeting in a location of the Northern District to give citizens an opportunity to speak on the selection of a new member.
- Charles Vernon, 196 Cody Street, Tazewell, Virginia 24651 (Southern district citizen) requested that the Board of Supervisors move quickly, without delay, with regard to the selection process. He said the four board members present at this meeting were very capable of making a selection of the fifth BOS member tonight.
- Charles Orrock, 1152 Triangle Road, Bluefield, Virginia 24605 (Eastern district citizen), agreed with Mr. Vernon asking that the Board of Supervisors move hastily to avoid the selection of a fifth member through the court.
- Vincent Shumate, Abbs Valley Road, Bluefield, Virginia 24605 - requested that the Board select a citizen from the Northern District. He also requested

that the Board take into consideration the applicant's current position and what they are doing or have done for Tazewell County. The Chairman assured Mr. Shumate that the individual selected would be from the Northern district.

- Robert Mitchell, 1122 Big Branch Road, Bluefield, Virginia 24605 – wanted to know how the Board of Supervisors could appoint someone without having a special election. The County Attorney explained Virginia Code and said that Mr. Brewster's resignation was announced one day shy of the 90 days required to get the post on the November 2012 ballot. He also said the Code allowed for an appointment by the Board of Supervisors and the position would serve until the November 2013 election at which time the position would be on the ballot.
- Robert Mitchell, 1122 Big Branch Road, Bluefield, Virginia 24605 – spoke again and voiced complaints with regard to the construction of the Route 696 – Big Branch Road
- Robert Harrison, Bandy Rd., Bandy, Virginia - requested that the democrats put their heads together and work out something quickly and get a supervisor on board.

Now, the Chairman called for further comments and there being none, he closed citizen comments from the floor.

Supervisor Stacy then requested a show of hands from those in attendance from the Northern District. A majority of the audience raised their hands. He suggested that the individuals from the Northern District interested in the position submit a resume to the Board of Supervisors as well as a financial interests/disclosure form be submitted prior to the interview process. He said a financial interest form is required of all elected officials – and he thought the disclosure statement would help in the BOS selection process. Supervisor Stacy also suggested that interviews be held in open meeting and a location for the interview process be held where the biggest draw of northern district citizens could participate in the meeting. The Board agreed that the Board of Supervisors present meeting location would best serve the citizens as a central location.

Supervisor White suggested that all applicants be given the same questions.

Now, upon motion of Supervisor Stacy, seconded by Supervisor Absher and adopted by a vote of 4 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 an advertisement for letters of interests from individuals who are qualified voters from the Northern District of Tazewell County, Virginia - further requiring that all applicants complete an Economic Interest Disclosure Statement to be completed and filed with the County Administrator, 108 East Main Street, Tazewell, Virginia by an application deadline of September 10, 2010. The Board of Supervisors further agree that they may consider other persons, in addition to the applications received, and will make a selection in the best interests of Tazewell County, Virginia. A recessed meeting will be held September 13, 2012 with regard to the northern district application process.

Now, there being no further business to be transacted, and upon motion of Supervisor White, seconded by Supervisor Absher and adopted by a vote of 4 to 0, with all members present voting in favor thereof and no one against the same, this special called meeting is hereby adjourned.

The next regular meeting is scheduled for September 4, 2012 at 6:00 p.m.

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D. Michael Hymes, Chairman

6:40 p.m.

By: RG