

VIRGINIA: AT A REGULAR MEETING OF THE TAZEWELL COUNTY BOARD OF SUPERVISORS HELD AUGUST 8, 2017 AT 6:00 P.M. IN THE TAZEWELL COUNTY ADMINISTRATION BUILDING, 108 EAST MAIN STREET, TAZEWELL VIRGINIA 24651

**PRESENT: JOHN M. ABSHER, CHAIR
MAGGIE ASBURY, VICE CHAIR
D. MICHAEL HYMES, MEMBER
CHARLES A. STACY, 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; BLAKE STOWERS, BLUEFIELD DAILY TELEGRAPH**

Chairman Absher called the regular meeting to order and presided with all members in attendance. He welcomed all those present.

Supervisor Asbury gave the invocation with Supervisor Hymes leading those present in the Pledge of Allegiance to the US Flag.

AGENDA APPROVED

Upon motion of Supervisor 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 approves the August 8, 2017 agenda format as amended. Amendments included placing Judge Henry Barringer at the beginning of the meeting as well as allowing David Larimer, Treasurer of Tazewell County the opportunity to present the

Delinquent Tax List and give the Annual Settlement - Financial Condition of the County as of June 30, 2017.

**THE HONORABLE HENRY BARRINGER -
JUDGE 29TH JUDICIAL - GENERAL DISTRICT COURT
COURTHOUSE PARKING**

The Honorable Henry Barringer, Judge 29th Judicial - General District Court was present and requested reserved parking for his Clerk. He said his clerk lives in Russell County and drives everyday to Tazewell and sometimes she gets to the Courthouse late, especially in the winter, resulting in a lack of parking space. Judge Barringer said that he had spoken to the Constitutional Officers in the Courthouse and only a few were interested in designated parking areas. Judge Barringer reiterated the importance of the Clerks positions noting their responsibilities and he felt their merits deserved reserved parking. He thanked the Board for their time and consideration with regard to his request.

The board took no action on this matter at the present time.

**TREASURER OF TAZEWELL COUNTY -
ANNUAL SETTLEMENT - FINANCIAL CONDITION OF THE COUNTY AS OF JUNE
30, 2017 AND PRESENTATION OF DELINQUENT TAX LIST**

Mr. Larimer, County Treasurer, presented a Uncommitted General Fund Balance comparison from 2012-2013 to 2016-2017 showing a drop in revenue of \$1,9124,031.10 over a five year period. The Fund Balance in 2016-17 was \$2,175,051.69 and in 2012-13 it was \$4,089,082.79. He said the drop in revenue was due to the slow real estate market as well as people not buying new cars and businesses not buying new equipment. He further said that the 2 cent reduction in real estate taxes several years ago cost the County approximately 1/2 million dollars. Mr. Larimer said he feared that if no new economic development takes place in the County, expenses would have to be cut, or taxes would have to be increased.

Mr. Larimer also presented the Board of Supervisors with the Delinquent Tax List and gave a report on tax collection rate. Only a 5.47 percent of taxes owed hasn't been collected. He expressed even though the economy was unsteady, people in Tazewell County found a way to pay their taxes. He said in 2016, the county was owed \$26.4 M and was able to collect \$24.6 M,

and in 2015 only 2.2 percent was uncollected. The Treasurer also mentioned the monthly payment option for paying county taxes that a lot of citizens participate in that helps manage their household expenses.

The Board thanked Mr. Larimer for his hard work and diligence to keep Tazewell County's finances in good standing.

COUNTY ENGINEER UPDATE - MATT ANDERSON

The County Engineer, Matt Anderson, presented the Board with an update of various activities for the Engineering and County Building Department in general.

He reported on the following projects:

Clinic Road • Ongoing. Awaiting receipt of 3 additional easements

Richlands School Complex - group of county folks met with VDOT on site, state funding possibly available for project

Whitehall Road• Not currently in system. Residents requesting repairs.

Angles Hollow Road• Not in system. VDOT Roadway.

Pleasant Valley Road• Road repairs exceed budgetary abilities. (Contacted by 3 different households on road in last month.)

Other updates: Bids will be solicited in the next few weeks for paving projects;. Various road issues on going. Matt Anderson is going to check with Sheriff's office to see if inmates can be utilized to clear brush on Fincastle Farms Road /Bridge and other brush projects.

COAL SEVERANCE TAX - ROAD LIST APPROVED

Upon presentation of Matt Anderson, County Engineer, and upon recommendation of approval of the Coal and Gas Road Severance Committee, at a meeting held this date, and upon motion of Supervisor 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 approves the Coal Severance Tax (CST) Road List as recommended for approval this date, as set forth below:

CST - Orphan Road List Approved 8/8/2017

EASTERN

Camelot Drive
Fincastle Farms Road
Rosehill Road

NORTHERN

Lester Lane
Powderhouse Road
Banner Circle
Tyler Street
Yards Road

Northwestern

Monarch Street

SOUTHERN

Buckhorn Street
Dayton Drive
Fernwood Road

WESTERN

Hickory Street
Bluejay Street
Lodge Street
Cedar Creek
Glenwood Road
College Park Road
Estates Drive
Dingo Road
Keen Road
Pleasant Valley Road
Varney Street
Silver Street
Red Oak Street
Aztec Road
Fashion Road

PUBLIC HEARING -

**VACATION OF FINCASTLE FARMS BRIDGE, BLUEFIELD, VA
OVER THE BLUESTONE RIVER**

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 authorizes and directs the County Administrator to advertise for a public hearing to consider the adoption of an Ordinance to Vacate Fincastle Farms, pursuant to 15.2-2006 of the Code of Virginia, to wit:

"That portion of Fincastle Farms Road, including the bridge over the Bluestone River, extending from a point at the intersection of the southeast corner of parcel number 041A0019,

now belonging to Jack and Viola Asbury, and the northwest corner of parcel number 041A0024, now belonging to Joy Manufacturing Company; traversing parcel 041A0026A, now belonging to Lloyd D. Evans; and ending at its intersection with the western boundary of parcel 041A0020, now belonging to James David Hicks, but not vacating that portion of the Road running southward along the boundary between parcels 041A0026A (Evans) and 041A0020 (Hicks)."

MIKE THOMPSON - ECONOMIC DEVELOPMENT UPDATE

Mike Thompson, Economic Development Director presented a Website statistics report; He gave a Cardinal Review update, i.e. a report card for Tazewell County. Supervisor Stacy requested that the Cardinal Review topic be placed on each monthly Board agenda for an update to the Board.

DAVE WOODARD - TOURISM COORDINATOR

Dave Woodard, Tourism Coordinator, presented a list of current tourism projects taking place in Tazewell County. He updated the board on outdoor recreation activities, cultural activities, marketing, as well as a economic development issue with regard to a Business Counseling Day August 15 with Virginia Community Capital and an Outdoor Recreation Business Program with Thompson Charitable Foundation.

JUNE H. BROWN VISITORS CENTER - BLUEFIELD, VIRGINIA

Now, 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 names the new Tazewell County Visitor Center "the June H. Brown Visitors Center". Mr. Woodard requested that Press Members not report this action until after the August 11, 2017 Ribbon Cutting because it would be a surprise to Mrs. Brown.

DAHMON BALL - PSA PROJECTS

Dahmon Ball, PSA Administrator, updated the Board on the many Public Service Authority (PSA) activities taking place. He gave a status report of the following:

CAPITAL PROJECTS

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

The Spring Assessment Study has been completed for the project. Also, the Core Drilling for the tank site has been completed and the PSA is awaiting the report. The PSA received a letter from the Virginia Department of Health — Office of Drinking Water that the Environmental Review requirements of the Virginia Water Supply Revolving Fund Program have been completed and satisfied for this project.

Tazewell to Divides Sewer Leachate Line Project

Contract I (McFall Excavating, Inc. — Gravity and Force Main Sewer)

The Contractor is installing 8-inch PVC gravity sewer along U.S. 19/460 west bound lane from Witten Mill Road to the Divides. Progress is slow due to sub-surface conditions. Approximately 4,800 linear feet of 8-inch pipe has been installed and tested.

One four-lane road bore crossing has been completed and one is currently underway near the Divides. The final four-lane road bore crossing should be completed by August 31 and is located near Ramey's.

The PSA Board of Directors approved the Landfill Pretreatment System and the cost came under the BOS approved budget amount. This will be change order into McFall Excavating Inc. Contract I.

Contract II (McFall Excavating, Inc. — Landfill Leachate Pump Station)

The Landfill Leachate Pump Station is near completion. The AEP power drop has been held up due to approval of the Landfill Pretreatment System. It will require three phase power.

Contract III (Boggs Municipal Services — Witten's Mill Sewer Lift Station)

The Witten's Mill Sewer Lift Stations is approximately 50% complete. The wet well has been delivered and installed. The Substantial Completion is scheduled for December 8, 2017.

Capital Improvements Plan

PSA received funding in the amount of \$3,428,870 for the project. It consists of a \$3,034,870 loan at 2.25% interest for 30 years and \$394,000 principal forgiveness grant.

Natural Gas Project

Natural Gas Project: meetings on -going

ASCUE Road Water Line Project

The PSA received a petition to extend water in the Wardell area along Ascue Road. There are approximately 35 homes within the project area. The Board approved a Letter Report to define the scope of work, cost and hydraulics for the proposed project area.

Supervisor Hymes questioned the status the flow of the Spring Water for the area in which the water tank is to be located (Matt Wynn property). Mr. Ball said that all was good, water flow, pressure etc.

Supervisor Absher questioned a water project for County Line Road. Mr. Ball said this could be a Russell County project, but he would check.

UNITED WAY - SOUTHWEST VIRGINIA

UPDATE BY TRAVIS STATON, CEO

Travis Staton, CEO of SW United Way accompanying by Mary Ann Holbrook, SW Community Relations, highlighted the Ignite Program for Middle, High School student - 16 contracts with 16 school systems in SWVA - Offers students career opportunities; connects schools and students with employers/employees through career guidance, shadowing, mentoring and work based learning. Mr. Staton presented each member a packet of information that showed the work and the many programs available through the United Way of Southwest Virginia.

Ms. Staton was requested to send Patricia Green a United Way budget to review. Supervisor Stacy suggested each BOS member seek \$1.00 match up to \$5,000 in their district for the project. Mr. Staton said that the United Way of SWVA is working hard to address the many challenges facing tomorrow's workforce.

EXECUTIVE/CLOSED MEETING

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 enters into an Executive/Closed Meeting pursuant to Virginia Code Section 2.2-3711:

- A (1) Personnel matter involving Library Board
- A(5) Discussion of a prospective industry where no previous announcement has been made involving Project "Biscuit"
- A(5) Discussion of a prospective industry where no previous announcement has been made involving Project Jonah

- A (5) Discussion of a prospective industry or expansion of an existing business where no previous announcement has been made involving Project Toothache.
- A(1) Personnel matter regarding Cumberland Plateau's representative to the VCC
- A(3) Property Disposition regarding Cavitts Creek Park

Now, upon motion of Supervisor

ACTION AS A RESULT OF THE EXECUTIVE SESSION:

COUNTY BUILDING INSPECTOR'S/ENGINEERING BUILDING CONVEYED TO TAZEWELL COUNTY IDA

Upon motion of Supervisor 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 conveys the property, currently being used and described as 106 East Main Street, Tazewell, Virginia, known as the County Building Inspector's /Engineering Department, identified as Parcel No. 094B4A0067 - in the Commissioner of Revenue's Office, Deed Book, 715 Page 540, to the Tazewell County Industrial Development Authority (IDA), to be used for Economic Development purposes, pursuant to Code of Virginia, Section 15.2-4917.

HYDROELECTRIC PUMPED STORAGE AND REVENUE SHARING

The Board of Supervisors welcomed the Honorable Senator Ben Chafin and Dan Poteet from Dominion Energy who presented information to the Board of Supervisors regarding the Hydroelectric Pump Storage facility that could have a significant impact on the Coalfield Region. Senator Chafin said that seven coalfield localities have adopted resolutions in support of the project. Pumped storage is a way to store excess electricity. When excess energy is available, it is used to pump water from a lower elevation reservoir to a higher elevation reservoir. Later, when energy is in demand, the water is allowed to flow downhill to a power generation facility, producing electricity. The world's largest pumped storage facility is in Bath County, west of Staunton and near the West Virginia border. It is operated by Dominion, which also operates the Virginia City Hybrid Energy Center near St. Paul. It could take up to ten (10) years to build the facility. Dominion Energy is investing more than \$1 billion in the project and they are seeking potential sites across the coalfields for the hydroelectric pumped storage project.

Senator Chafin told the board that the project could bring 1,500 to 2,000 new jobs to the region (approximately 50 permanent positions) increased local revenues and many other benefits, but regional participation and cooperation was crucial.

RESOLUTION - SUPPORTING THE HYDROELECTRIC PUMPED STORAGE AND REVENUE SHARING

Now, upon motion of Supervisor Asbury, 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:

VIRGINIA: AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF TAZEWELL COUNTY, VIRGINIA, HELD AT THE COUNTY ADMINISTRATION BUILDING IN THE TOWN OF TAZEWELL, VIRGINIA, LOCATED AT 108 EAST MAIN STREET, TAZEWELL, VIRGINIA, 24651, ON THE 8th DAY OF AUGUST 2017, THE FOLLOWING RESOLUTION WAS ADOPTED UPON A MOTION, AND A SECOND:

Date: August 8, 2017

RESOLUTION SUPPORTING HYDROELECTRIC PUMPED STORAGE AND REVENUE SHARING

WHEREAS, the legislative leadership of Virginia's Coalfield Region has recognized that development of a hydroelectric pumped storage facility could produce new jobs and investment that will bring significant economic benefits for Southwest Virginia localities; and

WHEREAS, the 2017 session of the General Assembly also recognized these benefits in passing House Bill 1760, sponsored by Delegates Terry Kilgore and Todd Pillion and Senate Bill 1418, sponsored by Senator Ben Chafin; and

WHEREAS, the legislation designed to promote construction of hydroelectric pumped storage and renewable facilities in the Coalfield Region was signed by Governor McAuliffe and became law on July 1; and

WHEREAS, the Board of Supervisors and administration of Tazewell County have consistently worked for many years to bring more investment and jobs to our locality; and

WHEREAS, a proposed hydroelectric pumped storage facility offers a rare and significant opportunity to our county and region to gain these benefits and to strengthen our economy; and

WHEREAS, regional cooperation and prosperity can best be achieved by the sharing of any tax revenues and cost derived from any hydroelectric pumped storage located in Virginia's Coalfield Region among all the city and county governments within the region; and

WHEREAS, this revenue and cost sharing would result in the greatest benefits to the residents and local governments in the region;

NOW THEREFORE, BE IT RESOLVED that the Tazewell County Board of Supervisors hereby strongly supports construction of a hydroelectric pumped storage facility in Virginia's Coalfield Region; and

BE IT FURTHER RESOLVED that the Board also supports evaluation of sites in our area for possible construction of such a facility, a project with great potential to strengthen our community and provide a better quality of life for many generations of our residents; and

BE IT FURTHER RESOLVED that the Board supports the concept of revenue and cost sharing among the city and county governments within Virginia's Coalfield Region for any tax revenue and cost derived from a hydroelectric pumped storage facility constructed within the region.

IT IS RESOLVED this 8th day of August 2017.

RECORDED VOTE: 5 to 0

Members present: Stacy, Asbury, Hymes, Absher, Hackworth
Members absent: None
Ayes: Five
Nays: None
Abstentions: None

CONSENT CALENDAR APPROVED

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 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 the warrants as paid for the month of July 2017 as follows:

WARRANTS

July 2017

Payroll

Ordered that Warrant Nos. 142724 through 142766, and direct deposits totaling \$366,549.08 from the General, and 911 Funds, covering payroll for the various County agencies, for the period ending June 30, 2017, be approved.

Ordered that Warrant Nos. 142768 through 142806, and direct deposits totaling \$371,461.21 from the General, and 911 Funds, covering payroll for the various County agencies, for the period ending July 15, 2017, be approved.

Accounts Payable/Payroll Deductions

Ordered that Warrant Nos. 479335 through 479509, for \$670,899.34 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 2017, be approved.

Ordered that Warrant Nos. 479512 through 479527, for \$231,462.51 from the General, and 911 Funds, covering payroll deductions for the various County agencies for the period ending June 30, 2017, be approved.

Ordered that Warrant Nos. 479529 through 479672, for \$684,824.16 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 2017, be approved.

Ordered that Warrant Nos. 479674 through 479689, for \$145,952.09 from the General, and 911 Funds, covering payroll deductions for the various County agencies for the period ending July 15, 2017, be approved.

Handwritten

Ordered that Warrant No. 802017 through 802019 for \$23,441.38 from the General, Landfill Enterprise, Capital Outlay, Law Library, and 911 funds, covering operating expenses for the month of June 2017, be approved.

- Southern District Fund - Ratified \$300.00 paid to Tazewell High School Football for sign advertising project
- Southern District Fund - Ratified \$500.00 paid to the 13-14 Tazewell Junior League All Stars for purchase of equipment
- Ratified monies paid to Tazewell 11-12 Boy's All Stars; \$1,000.00 Southern District Fund; \$1,000.00 Northern District Fund; \$1,000.00 Northwestern District Fund and \$1,000.00 Western District Fund
- Ratified monies paid to Tazewell Boy's Little League 10-11; \$1,000 Southern District Fund; \$1,000.00 Northern District Fund
- Approved \$2,500.00 from the Northwestern District Fund, payable to the Raven Theatre Project
- Northern District Fund - Transferred the amount of \$15,400.00 from the Northern District Orphan Road Fund to the Northern District Fund Acct. 91060-5699-6 to Bishop Fire Department for paving - RR Crossing Paving Project

- Sheriff's Department - Approved the following amounts from the Contingent Expenditure and Grant Account No. 91050-7041 to Line Item 31020-6001 - checks received, totaling \$6,398.86
 - \$50.00 - Steven Kitts
 - \$275.00 Women of the Moose
 - \$5,737.50 Regency Real Estate - Auction Proceeds
 - \$130.00 Circuit Court
 - \$206.36

- Sheriff's Department - Approved \$1,080.80 and the amount of \$701.20, from the Contingent Expenditure and Grant Account No. 91050-7041 to Line Item No. 31020-6009 - Insurance checks from VACo for vehicle/deer accident

- Coyote Claims:
 - Approved \$50.00 to Larry Sparks, 51 Rabbit Hollow Road, Swords Creek, VA 24649 for 1 female coyote killed with a rifle on July 11, 2017
 - Approved \$500.00 to Timothy Sparks, PO Box 1084, Cedar Bluff, VA 24609 for 10 female coyotes killed on July 2, 2017 with a trap

- Tourism Budget - Approved the amount of \$847.68 from the Contingent Expenditures and Grant Account No. 91050-7041 to Line Item No. 12060-5510 Travel. This is a check received from Communication Consultants Holdings, LLC - for Facebook- Co Opt

- Library Account - Approved the following amounts from the Contingent Expenditures and Grant Account No. 91050-7041 to various Library Accounts:
 - \$250.00 to Account 7301-3099
 - \$100.00 to Account 7301-3099
 - \$ 50.00 to Account 7301-3099
 - \$2,114.08 to Account 7301-3120
 - \$500.00 to Account 7301-6012

- Approved a resolution adopting the County of Tazewell Cafeteria Plan

**ORDINANCE TO CREATE A REGIONAL INDUSTRIAL FACILITIES AUTHORITY -
PURSUANT TO SECTION 15.2-6400 ET SEQ OF THE CODE OF VIRGINIA**

Following a public hearing held this date that was duly advertised according to law, entitled "AN ORDINANCE TO CREATE A REGIONAL INDUSTRIAL FACILITIES AUTHORITY PURSUANT TO SECTION 15.2-6400-ET SEQ. OF THE CODE OF VIRGINIA" and, there being no comments from the floor regarding same, and upon motion of Supervisor 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 an AMENDED ORDINANCE TO CREATE A REGIONAL INDUSTRIAL FACILITIES AUTHORITY PURSUANT TO SECTION 15.2-6400 ET. SEQ. OF THE CODE OF VIRGINIA, to wit:

Date: August 8, 2017

**AN ORDINANCE TO CREATE
A REGIONAL INDUSTRIAL FACILITIES AUTHORITY
PURSUANT TO SECTION 15.2-6400 ET SEQ. OF THE CODE OF VIRGINIA**

WHEREAS, the Board finds that economic growth and development of the County and the comfort, convenience, and welfare of its citizens require the development of facilities and that joint action through a regional industrial facility authority by the Counties of Buchanan, Russell, and Tazewell will facilitate the development of the needed facilities;

WHEREAS, the Board recognizes that economic development of the County is dependent in large measure on the economic development of the Region as a whole;

WHEREAS, to promote and encourage economic activity, including but not limited to investment and employment of county residents, the Board desires to work in cooperation with neighboring Counties, Buchanan, Russell, and Dickenson, to facilitate the development of Industrial Facilities in the four County Region;

NOW THEREFORE, the Board of Supervisors for Tazewell County, Virginia does hereby Ordain and establish a Regional Industrial Facilities Authority for Buchanan, Dickenson, Russell and Tazewell Counties pursuant to Section 15.2-6400 et seq. of the Code of Virginia and further resolves as follows:

1. The name of the Authority shall be the "Cumberland Industrial Facilities Authority", hereinafter "the Authority".

2. The member localities shall be Buchanan, Tazewell, Russell and Dickenson. Each locality's participation shall become effective as of the date their respective governing body enacts an ordinance substantially similar to this ordinance authorizing creation of the Authority.

3. The Authority shall be governed by an initial Board of Six (6) members appointed as follows:

In the event only two Counties enact an ordinance to join the Authority, three (3) Board members shall be appointed by the Board of Supervisors of each of the two Counties..

In the event a third County shall enact an ordinance to join the Authority the number of members of the Board shall remain at Six (6), the most recently joining County's governing body shall be allowed to appoint Two (2) members of the Board to replace the longest serving member from each of the two initial member counties, such that each of the three member Counties' governing bodies shall have appointed two members of the Board.

In the event a fourth County shall enact an ordinance to join the Authority the number of members of the Board shall be increased to Eight (8) and the governing body of the fourth locality joining the Board may appoint two new members to the Board.

Each member of the Board shall be a resident of the locality whose governing body appointed the member. The Board members shall serve terms of four years, except that one of the initial members appointed by the governing body of each locality shall be appointed to a term of just two years, such that the terms of the members of the Board from each locality are staggered.

The Board shall have such authority and exercise such powers as are permitted by the Code of Virginia.

4. The Chairmanship of the Board shall be rotated annually among the member localities, such that no chairperson may serve as chairperson for more than one year consecutively and no two members appointed by the same locality may serve consecutive terms as chairperson.

5. No member may serve more than two consecutive terms, except that initial members who may be appointed to an initial two year term may serve two additional four year terms.

6. The Authority may adopt such rules and by-laws as are consistent with the Code of Virginia and this ordinance and may exercise all powers granted to such authorities under Virginia Law.

7. The Board authorizes approval, by future resolution of this Board and execution by the Chair or Vice Chair of the Board, an agreement among the member counties of the Authority establishing the respective rights and obligations of the member counties of the Authority with respect to the Authority, consistent with the provisions of Chapter 64 of Title 15.2 of the Code of Virginia, and establishing the mutual terms for participation in projects to fund Authority Facilities. The Board's authorization includes, but is not limited to, authority for the Board to approve, by ordinance, agreements with participating localities to fund Authority projects by

committing future tax revenue derived from the Authority project's facilities to the Authority pursuant to Section 15.2-6406 of the Code of Virginia as amended.

It is so ORDAINED this 8th day of August 2017

RECORDED VOTE: 5 to 0 Hackworth, Hymes

MEMBERS PRESENT: Stacy, Asbury, Hymes, Absher, Hackworth (0)

MEMBERS ABSENT: None (0)

AYES: Five (5)

NAYS: Nays (0)

ABSTENTIONS: Nays (0)

BY LAWS - CUMBERLAND INDUSTRIAL FACILITIES AUTHORITY ADOPTED

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 adopts the CUMBERLAND INDUSTRIAL FACILITIES AUTHORITY BYLAWS AS HEREBY PRESENTED AND AS ATTACHED HERETO AND INCORPORATED HEREIN BY REFERENCE THERETO.

MATT WYNN -

128 LAKE WITTEN ROAD, NORTH TAZEWELL, VA 24630

Matt Wynn, 128 Lake Witten Road, North Tazewell, VA 24630 voiced complaints concerning the recent testing of the springs on his property. He said vegetation was pushed into the spring boxes as well as the wood cribbing being moved during the inspection of springs in which the PSA tank is proposed to be located. He said problems continue to occur on his property and when he tried to bring the matters up at the last PSA meeting he was told that he would be allowed to speak at the next meeting. Mr. Wynn said he feels like something vindictive is always taking place.

GARY MOORE -

BLUESTONE SHELL BUILDING

Gary Moore, 544 Moore Mountain Road, Pounding Mill, VA questioned the bid process for the Bluestone Shell Bldg, asking why the County did not award a County firm the contract to

build the shell bldg. A firm from WV was awarded the contract by "Design Build" method through the Tazewell County IDA. He requested a copy of the bid.

Mr. Moore also said he thought things were starting to look up in the county and he was excited. He offered his help to the Board with any and all needs.

BOARD OF SUPERVISORS LIAISON REPORT

Planning Commission - Supervisor Asbury did not have anything to report for the Planning Commission.

Recreation Development Authority - Supervisor Asbury reported that she recently visited two different zip-line facilities in neighboring counties and had the opportunity to ride the one at Hungry Mother's Park in Marion. She said it was truly an unforgettable adventure.

The County continues to pursue information with regard to the possibility of a zip-line in Tazewell County.

Industrial Development Authority - Supervisor Hymes stated that there would be an economic development announcement on August 10, 2017 at noon in Pounding Mill.

CPPD - Supervisor Stacy did not have anything to report with regard to the Cumberland Plateau Planning District

ESC - Barry Brooks, Director of Fire & EMS Operations in Tazewell County presented information with regard to the following action:

TANNERSVILLE VOLUNTEER FIRE DEPARTMENT - TURN OUT GEAR \$4,586.56 FROM SOUTHERN DISTRICT FUNDS

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 approves the amount of \$4,586.56 from the Southern District Fund, payable to the Tannersville Fire Department, Att: Chief Bill Kinder, to assist with the purchase of 14 sets of turn-out-gear for the Tannersville Fire Dept. The total cost of the gear will be \$31,173.12, with the Tannersville Fire Dept. absorbing \$15,586.56 of the amount, and the Tazewell County ESC will pay \$10,000.00 (from 32010-8109). 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 checks by the Treasurer of Tazewell County, Virginia.

Information with regard to a grant writer for ESC equipment, etc. will be made at the September 5, 2017 regular Board meeting.

**STREET NAMING ORDINANCE -
PUBLIC HEARING AUTHORIZED**

The County Attorney, Eric Young, reported that he and county staff met with regard to a citizens request for a 911 address for a parcel near or in the Town of Bluefield. He explained the County's position and the County Staff's opposition to changing the ordinance to allow same. Regarding the property in which the sign was requested, there are currently no occupied structures on the property. The Addressing Ordinance does not authorize issuing addresses that are not assigned to an occupiable structure. An occupiable structure is a structure for which a building permit or certificate of occupancy has been issued through the Department of Building Safety. Therefore, unless there is a structure on the property that is occupiable, the Addressing Coordinator cannot issue an address. However, he suggested if the Board of Supervisors chooses to amend the ordinance to allow same, that a permitted VDOT entrance to the property be required and that the property be taxed as commercial by the Commissioner of Revenue. Supervisor Stacy stated that he felt that street signs for business development needed to be considered in the ordinance.

Now, 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, Virginia hereby authorizes and directs the County Administrator to advertise for a public hearing on September 5, 2017, to consider amending the Tazewell County Street Naming Ordinance as adopted on September 16, 1997 and as amended on August 20, 2002 and again on August 5, 2014.

SPECTRUM CABLE TV FRANCHISE

The County Attorney, Eric Young, stated that the last Spectrum Cable TV Franchise Committee meeting was cancelled due to a scheduling conflict. Supervisor Hymes stated that the County needed to be insistent with Spectrum due to concerns voiced by towns who are also negotiating with them. Supervisor Absher questioned the return of WCYB (switch) and wanted to know if this would be accomplished for the Richlands and Tazewell areas during negotiations. Supervisor Hymes suggested that the County Attorney call the town of Marion and find out how they negotiated the return of WCYB to their cable line-up.

VOTING MACHINES

Patricia Green, County Administrator met with the County Registrar and a member of the State Board of Elections, Deputy Commissioner. The State Board of Elections have ordered that all localities purchase new voting machines due to the possibility that some voting machines could be hacked/compromised. Ms. Green said the machines the county uses do not hook up to the internet and are not likely to be hacked into, but the County has already budgeted for the new voting machines which have to be purchased and ready to use by 2020.

ROSENBAUM ROAD - REQUEST FOR SPEED SIGNS

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 adopts a resolution requesting the Virginia Department of Transportation to place 35 mph speed signs at the western intersection of Route 658 (Rosenbaum Road) with Route 644 (Abbs Valley Road) to the eastern intersection of Route 658 (Rosenbaum Road) with Route 644 (Boissevain Road). This is a total length of 7,400 feet, more or less. A copy of the resolution in a form as adopted will be on file in the office of the County Administrator, 108 East Main Street, Tazewell, VA.

\$4,800.00 FROM NORTHERN DISTRICT FUND - PAYABLE TO THE TOWN OF POCAHONTAS, VIRGINIA FOR MOWING OF HISTORIC POCAHONTAS CEMETERY

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 \$4,800.00 from the Northern District Fund, as quarterly mowing of the Historic Pocahontas Cemetery (\$1,600 each for the months of July, August and September, 2017. The check shall be issued to the Town of Pocahontas, Virginia, PO Box 128, Pocahontas, VA 24635, attn: Mayor Ben Gibson, (telephone) 304-887-5397. 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 checks by the Treasurer of Tazewell County, Virginia.

\$5,000.00 TOURISM TRAIN MONEY -- RETURNED TO TAZEWELL COUNTY FROM AMY FLICK

Supervisor Asbury reported that Ms. Amy Flick issued a check in the amount of \$5,000.00 from the Tourist Train Account to the County Administrator as a result of the Tourism Train Authority being inactive. Supervisor Asbury requested that the monies be placed in the Northern District fund account and used as money for maintenance of the Pocahontas Walking Trail.

Now, upon direction of the County Administrator, and upon motion of Supervisor Asbury, seconded by Supervisors 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 \$5,000.00 (check received from Tourist Train fund) from the Contingent Expenditures and Grant Account No. 91050-7041 to the Northern District Fund Account No. 91600 -5699-65 Town of Pocahontas for Pocahontas Walking Trail Maintenance. The County Administrator is hereby authorized and directed to transfer these funds in accordance herewith.

**\$1,000.00 TO BANDY COMMUNITY CENTER -
FROM NORTHERN DISTRICT FUND
FOR LABOR DAY CELEBRATION**

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 \$1,000.00 from the Northern District Fund, payable to the Bandy Community Center for their annual Labor Day Celebration, attention Henry Barnett. 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 checks by the Treasurer of Tazewell County, Virginia.

**\$3,000.00 FALLS MILLS FISH CLUB -
FROM NORTHERN DISTRICT FUND**

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 \$3,000.00 from the Northern District Fund, payable to the Falls Mills Fish Club, attn: Wade Lovell, for gravel for acreage at 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 checks by the Treasurer of Tazewell County, Virginia.

**TAZEWELL COUNTY RECREATION AND DEVELOPMENT AUTHORITY (RDA)
\$5,000 (\$3,000 Northern, \$500 Southern, \$500 Eastern, \$500 Northwestern, \$500 Western)
FUNDS FOR SPEARHEAD FREE RIDE DAY - ORIGINAL POCAHONTAS TRAIL**

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 \$5,000 (\$3,000 Northern, \$500 Southern, \$500 Eastern, \$500 Northwestern, \$500 Western), to the Tazewell County RDA, to assist with paying the Spearhead Free Ride Day on Saturday, October 21, 2017 - Original Pocahontas Trail. 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 checks by the Treasurer of Tazewell County, Virginia.

Supervisor Hymes requested the County Administrator to contact Jill Rasnick and obtain information from her regarding "Tazewell Go-Gold - Pediatric Cancer Awareness".

**RESOLUTION APPROVED SUPPORTING
DELEGATE WILL MOREFIELD'S TAX BILL**

Upon motion of Supervisor Hymes, seconded by Supervisor Hackworth 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 authorizes and directs that a resolution be drafted, executed and forwarded to the appropriate individuals supporting Delegate Will Morefield's proposed Tax Bill. Delegate Morefield wants to file legislation to eliminate for 10 years, personal and corporate income tax for all Virginia residents and businesses who reside in the poorest counties.

**\$500.00 TO TAZEWELL HISTORICAL SOCIETY -
SOUTHERN DISTRICT FUNDS**

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 \$500.00 from the Southern District Fund, payable to the Tazewell Historical Society, PO Box 916, Tazewell, Virginia 24651, attn: John Reeves, President. This donation will help with needed supplies and assist in continuing to offer free research help to the community. 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 checks by the Treasurer of Tazewell County, Virginia.

**\$500.00 TO TAZEWELL POLICE DEPARTMENT -
SHOP WITH A COP - FROM SOUTHERN DISTRICT FUNDS**

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 \$500.00 to the Town of Tazewell Treasurer, Shop with the Cop Program, PO Box 608, Tazewell, Virginia 24651, attn: David Mills, Interim Chief of Police. These monies will go towards the purchase of Christmas gifts for the less fortunate in our community. 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 checks by the Treasurer of Tazewell County, Virginia.

**\$500.00 TO TAZEWELL VETERANS DAY PARADE -
FROM 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 Veterans Day Parade, First Community Bank, PO Box 628, Tazewell, Virginia 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 checks by the Treasurer of Tazewell County, Virginia.

**\$1,500.00 TO THE SPRINGVILLE ELEMENTARY SCHOOL - FALL FESTIVAL
FROM EASTERN DISTRICT FUNDS**

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 \$1,500.00 from the Eastern District Fund, payable to the Springville Elementary School Fall Festival, 144 Schoolhouse Road, North Tazewell, VA 24630. 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 checks by the Treasurer of Tazewell County, Virginia.

**\$1,000.00 (\$500.00 WESTERN DISTRICT FUNDS AND \$500.00 NORTHWESTERN
DISTRICT FUNDS) TO VFW POST No. 9640**

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 \$1,000.00 (\$500.00 from the Western District Fund and \$500.00 from the Northwestern District Fund, payable to VFW Post 9640, 214 VFW Road, Pounding Mill, VA 24637 attn: Mike Hickman, cell phone 276-970-5498. Memo: Van Conversion. 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 checks by the Treasurer of Tazewell County, Virginia.

RICHLANDS HIGH SCHOOL SOFTBALL

\$2,500.00 (\$1,250 WESTERN DISTRICT FUND AND \$1,250 NORTHWESTERN DISTRICT FUND)

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 \$2,500.00 (\$1,250 Western District Fund and the amount of \$1,250 from the Northwestern District fund) payable to the Richlands High School Softball League, attn: David Lamie, 507 Brown Avenue, Richlands, VA 24641, cell phone 276-971-7892, to be used as materials for bleachers. 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 checks by the Treasurer of Tazewell County, Virginia.

RICHLANDS MIDGET FOOTBALL LEAGUE

\$2,000.00 (\$1,000.00 WESTERN DISTRICT FUND AND \$1,000.00 NORTHWESTERN DISTRICT FUND) FOR EQUIPMENT

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 \$2,000.00 (\$1,000 Western District Fund and \$1,000 Northwestern District Fund), payable to the Richlands Midget Football League, Attn: Shawn Cole, 276-979-7523, to assist with the purchase of equipment. 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 checks by the Treasurer of Tazewell County, Virginia.

\$3,870.00 TO RICHLANDS HIGH SCHOOL FOOTBALL - CLEATS

ATTN: GREG MANCE

\$1,935.00 WESTERN DISTRICT FUND AND \$1,935.00 NORTHWESTERN DISTRICT FUND

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 approves the amount of \$3,870.00 (\$1,935.00 from the Western District Fund and \$1,935.00 from the Northwestern District Fund) payable to the Richlands High School Football, attn: Greg Mance, 276-202-5469. This money will be used to purchase new shoes (cleats). 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 checks by the Treasurer of Tazewell County, Virginia.

CONTINGENT MOTION -

ONLY IF NOT PREVIOUSLY APPROVED

TO CEDAR BLUFF HERITAGE FESTIVAL

\$2,500.00 WESTERN AND \$2,500.00 NORTHWESTERN

ⁱ 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 \$2,500.00 from the Western District Fund and \$2,500.00 from the Northwestern District, \$5,000 total, payable to the Town of Cedar Bluff, Virginia 24609, for the Cedar Bluff Heritage Festival, scheduled for September 16, 2017. 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. This action is contingent upon only if not previously approved.

ⁱ This action was approved at a meeting of the Tazewell County Board of Supervisors held June 12, 2017 and a check in the amount of \$5,000.00 was issued on June 25, 2017. Therefore, the action of 8/8/2017 is a ratification of the earlier action.

Supervisor Hymes requested the County Attorney to determine if the County could assist with funding historical marker projects - i.e. The Dryfork CC Camp Marker Project.

The County Attorney will notify Supervisor Hymes accordingly.

Supervisor Stacy requested that the County Attorney review new legislation regarding Wireless Authorities and notify him with his findings accordingly.

RESOLUTION CHANGING - REGULAR BOARD OF SUPERVISORS MEETING TIMES FROM 6:00 P.M. TO 4:00 P.M.

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 adopts the following resolution changing the regular board of supervisors regular meeting times from 6:00 p.m. to 4:00 p.m. for the remainder of 2017.

IT IS HEREBY RESOLVED, that the Board of Supervisors of Tazewell County, Virginia, pursuant to Code of Virginia, Section 15.2-1416, changes its regularly scheduled meeting times to 4:00 p.m. instead of 6:00 p.m. for the monthly meetings of September, October, November and December 2017, respectively.

The meetings will be held at the same location as previously scheduled: 108 East Main Street Tazewell, Virginia.

Persons wishing to speak to the Board of Supervisors during regular meetings are urged to do so and should make such request by calling 276-385-1203, 385- 1204, or by sending an email to rgroseclose@tazewellcounty.org.

If you are physically disabled, or hearing or visually impaired and need assistance to attend any meeting of the Board of Supervisors, please call the telephone numbers as indicated above.

ADJOURN

Now, there being no further business to be transacted and 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 adjourns this meeting.

The next meeting is scheduled for September 5, 2017 at 4:00 p.m.

John M. Absher, Chairperson

by: RG

Adjourn time:

10:40 p.m.