

**VIRGINIA: AT A REGULAR MEETING OF THE TAZEWELL
COUNTY BOARD OF SUPERVISORS, HELD FEBRUARY 4, 2014 AT
6:00 P.M. IN THE TAZEWELL COUNTY ADMINISTRATION
BUILDING, 108 EAST MAIN STREET, TAZEWELL VIRGINIA**

**PRESENT: CHARLES A. STACY, CHAIR
SETH R. WHITE, VICE CHAIR
JOHN ABSHER, MEMBER
D. MICHAEL HYMES, MEMBER
J. GARLAND ROBERTS, MEMBER
JAMES H. SPENCER, III – COUNTY ADMINISTRATOR
C. ERIC YOUNG, COUNTY ATTORNEY
SHELIA WEIMER, ASSISTANT COUNTY ATTORNEY
PATRICIA GREEN, ASSISTANT COUNTY ADMINISTRATOR
RUTH GROSECLOSE, ADMINISTRATIVE ASSISTANT
MEMBERS OF THE PRESS: JIM TALBERT, CLINCH VALLEY
NEWS/RICHLANDS NEWS PRESS; WARREN HINKLE, TAZEWELL
COUNTY FREE PRESS; CHARLES OWENS, BLUEFIELD DAILY
TELEGRAPH; WVVA TV, GREG CARTER**

ABSENT: NONE

The Chair, Charles A. Stacy called the regular meeting to order and presided and welcomed all those in attendance.

Supervisor White gave the invocation with Supervisor Roberts leading those present in the Pledge of Allegiance to the United States Flag.

AGENDA APPROVED

Upon motion of Supervisor Hymes, seconded by Supervisor Roberts 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 February 4, 2014 agenda as amended.

MINUTES APPROVED

Upon motion of Supervisor Roberts, 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 January 9, 2014 meeting minutes as written.

MATT ANDERSON – ENGINEERING DEPARTMENT UPDATE

Matt Anderson, County Engineer presented to the Board an update from the Engineering Department outlining the many activities taking place, i.e. Building Safety/Building Inspection Report, amounts sold/ Landfill, Orphan Roads (Seth White requested an updated list of orphan roads); RDA Projects, Stormwater Program, Pocahontas Walking Trail, Crab Orchard Museum Improvements, Planning Commission, and Project, Commonwealth Attorney Annex and GIS/Addressing. A copy of the Feb. 4, 2014 report is attached hereto and incorporated herein by reference thereto.

COMMONWEALTH ATTORNEY’S OFFICE BUILDING ANNEX PROJECT

Matt Anderson, County Engineer reported that the County received two proposals, one local and one from Northern VA, for the Design-Build Project for the Commonwealth’s Attorney’s Office Building-Annex Project. The project was bid/procured under PPEA Guidelines. The County Attorney, Eric Young stated that a committee to evaluate the design-build proposals will consist of the County Engineer, Commonwealth’s Attorney, with the County Administrator and County Attorney serving as the two ex-officio members to the committee. The County Attorney recommended that the committee also be represented by a member of the Board of Supervisors.

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 Board of Supervisors hereby appoints Supervisor Mike Hymes as the Board of Supervisor representative on the Committee.

Supervisor White requested that the Board receive copies of the two bids received. Mr. Anderson agreed to send board members a copy of same.

MIKE THOMPSON – ECONOMIC DEVELOPMENT UPDATE

Mike Thompson, Tazewell County Economic Development Director outlined the “Continuing Plan of Action” for his department. He said files are being purged to make room for new projects. State & local incentives are being pursued for Tazewell County, i.e. Enterprise Zone. A list of the summary of the incentives for prospective industry/business was requested by Supervisor Stacy. Mr. Thompson said he planned to attend various workshops on Enterprise Zones – as the State plans to cut back on “zones” throughout the State. It is the County’s hope to get a final Plan approved by 2015. The County will work diligently to make the approval in 2014 happen. Mr. Thompson is contacting State, Regional and Local contacts to get things moving, this includes town managers to keep them updated. Supervisor Stacy requested that Mr. Thompson spend more time in Richmond seeking growth for Tazewell County. Supervisor Hymes suggested Mr. Thompson make contact on a regular basis in Richmond to get jobs here in Tazewell County and just not Southside. The County’s website will be expanded to include the IDA. In closing, Mr. Thompson said he is working closely with the IDA and the Board of Supervisors as well as local entrepreneurs to be leaders and not followers.

EXECUTIVE/CLOSED MEETING

Upon motion of Supervisor Roberts, seconded by Supervisor White 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(3) Property Acquisition involving potential easements for BVU
- A(7) Legal Consultation regarding Cancer Study
- A(29) Contract Negotiations – discussion of the award of a public contract involving the expenditure of public funds, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the public body involving the a contract for the Richlands Fire and Rescue Protection Agreement
- A(5) Two (2) Matters - Prospective Business or Industry where no previous announcement has been made of the business’ or industry’s interest in locating or expanding involving Project MT & RCT

- A (5) Prospective Business or Industry where no previous announcement has been made of the business' or industry's interest in locating or expanding involving Project Jonah
- A(7) Legal Consultation regarding Gas Severance Taxes
- A(7) Legal Consultation regarding status of Tazewell County Fire and Rescue
- A(1) One(1) Personnel Matter involving Workforce Development
- A (7) Legal Consultation regarding the MOU with Bluefield College involving the Dental School.

RETURN/CERTIFICATION/REPORT OF ACTION

Upon motion of Supervisor Hymes, seconded by Supervisor White 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 returns from the Executive/Closed Meeting and hereby certifies the following resolution read by Supervisor Hymes. Supervisor White noted for the record that the Board would need to return to the Executive Closed Meeting toward the end of this meeting this date.

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 Tazewell County Board of Supervisors that such executive/closed meeting was conducted in conformity with Virginia law;

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

Ayes: Supervisor Roberts, White, Hymes, Absher and Stacy

Nays: Five (5)

Absent: None (0)

Absent during vote: None (0)

REPORT OF ACTION AS A RESULT OF THE EXECUTIVE/CLOSED MEETING

BRISTOL VIRGINIA UTILITIES (BVU)

Upon motion of Supervisor White, seconded by Supervisor Roberts and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby authorizes and directs the advertisement of public hearing at the March 2014 Regular BOS meeting to hear concerns from the public regarding the Board of Supervisors intent to authorize Bristol Virginia Utilities (BVU) to condemn public right-of-way to extend Fiber Optic Cable on existing AEP power polls for fiber back-call to increase 4G wireless service in Tazewell County, VA.

CANCER STUDY

Upon motion of Supervisor Hymes, seconded by Supervisor Absher and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby enters into a contract with the Center for Public Health Practice & Research – Dept. of Health Sciences at Virginia Tech, to perform a cancer study as outlined in the Executive/Closed Session this date. Said contract shall not exceed an amount of \$75,000.00. Said funds for this study will be budgeted in the County's next fiscal year, FY14-15 County Budget.

SPECIAL PRESENTATIONS –

FIRST RESPONDERS

Chair Stacy introduced and welcomed the First Responders and other individuals who worked the fire on Main Street in Tazewell, VA on New Year's Eve, December 31, 2013, more particularly, Guru's. The Board of Supervisors, together with the Town of Tazewell held a reception earlier this evening at the Fuller Peery Building at the County Fairgrounds for risking their lives and sacrificing their time on New Year's Eve to fight the terrible blaze and to save lives and property.

Each department was presented a certificate of recognition for their hard work and dedication. The following departments were recognized and honored with each department receiving a round of applause from the audience.

1. Tazewell County Emergency Management – David White
2. Tazewell Town Fire Department
3. Thompson Valley Fire Department
4. Bluefield Fire Department
5. Clearfork Fire Department
6. Tazewell County Fire and Rescue
7. Baptist Valley Fire Department
8. Burkes Garden Fire Department
9. Richlands Fire and Rescue
10. Tazewell County Sheriff's Office Units
11. Tazewell County 911 Center /Dispatchers
12. Virginia State Police – Area 28 Office Claypool Hill (not present)
13. Jeffersonville Rescue (not present)
14. Tazewell Town Police Dept. Units (not present)
15. Town of Tazewell Public Works (not present)
16. Tazewell Masonic Lodge

CONSENT CALENDAR APPROVED

Upon motion of Supervisor White seconded by Supervisor Roberts and adopted by a vote of 5 to 0, with all members present, and 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 the following warrants as paid:

WARRANTS

January 2014

Payroll

Ordered that Warrant Nos. 138420 through 138473 and direct deposits totaling \$345,002.02 from the General, Landfill Enterprise, and 911 Funds, covering payroll for the various County agencies, for the period ending December 31, 2013, be approved.

Ordered that Warrant Nos. 138475 through 138526 and direct deposits totaling \$372,075.62 from the General, Landfill Enterprise, and 911 Funds, covering payroll for the various County agencies, for the period ending January, 2014 be approved.

Accounts Payable/Payroll Deductions

Ordered that Warrant Nos. 464189 through 464346, for \$909,073.91 from the General, Landfill Enterprise, Capital Outlay, Law Library and 911 Funds, covering operating expenses for the various County agencies for the month of December 2013, be approved.

Ordered that Warrant Nos. 464348 through 464358, for \$139,972.46 from the General, Landfill Enterprise, and 911 Funds, covering payroll deductions for the various County agencies for the period ending December 31, 2013 be approved.

Ordered that Warrant Nos. 464360 through 464485, for \$1,717,363.76 from the General, Landfill Enterprise, Capital Outlay, Law Library and 911 Funds, covering operating expenses for the various County agencies for the month of January 2014, be approved.

Ordered that Warrant Nos. 464487 through 464499, for \$126,538.80 from the General Funds, covering payroll deductions for the various County agencies for the period ending January 15, 2014, be approved.

Handwritten

Ordered that Warrant No. 801835 for \$300.00 from the General, Landfill Enterprise, Capital Outlay, Law Library, and 911 funds, covering operating expenses for the month of December 2013, be approved.

- Southern District Fund:
 - Approved the amount of \$100.00 for Nuckolls Hall Rental – TWC
 - Approved the amount of \$100.00 for Nuckolls Hall Rental - TMW
 - Sheriff's Department:
 - Approved \$50.00 from the Contingent Grant Resource Account 91050-7041 to the Sheriff's Account No. 31020-5510 donation received from Harry's Rentals
 - Declared a 2011 Toyota Camry as surplus property and allow to trade same at a local dealer
 - Western District:
 - Approved the amount of \$1000.00 from the Contingent Grant Resource Account 91050-7041 to the Western District Account No. 91900-5699-40 (reimbursement from RHS/duplicate check)
 - Library Account:
 - Approved the following amounts from the Contingent Grant Resource Account 91050-7041 to Library Accounts received as donations:
 - \$1,000.00 to account 7301-3099
 - \$1,000.00 to account 7301-6012
 - \$100.00 to account 7301-3099
 - \$100.00 to account 7301-3099
 - Northwestern District:
 - Approved \$7,000.00 payable to the Richlands Teen Center, from Account No. 91700-5699-41.
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CANCER STUDY PROJECT

Dr. Amy H. Smith, PhD, CHES, Virginia Tech Center for Public Health Practice and Research –Dept. of Population Health Sciences and three (3) colleagues from VA Tech were in attendance with Dr. Smith discussing ways the Research Team can gain greater knowledge of the County’s cancer concerns. The research proposal was initiated at the request of several county residents who became concerned about the County’s high rate of cancer incidents in Tazewell County. The study will be very beneficial if cooperation of the community is received. All factors will be looked into including environmental issues. The projected start date is February 15 and a final report of phases 1 & 2 should be completed by August 2014. All these dates are contingent upon participation from the public as well as unpredictable weather and other unforeseen factors.

Supervisor Hymes invited participation from the public. Supervisor White said the study could be made easy if the public would share the important information needed to conduct the study. He said the Board would assist in every way possible to make the study achievable in the simplest way possible.

Eli Jones, Tazewell, Virginia and member of the Southwest Virginia Health Authority, spoke and said the SWHA voted unanimously to support the Cancer Project and is ready to assist the group in any way possible.

MODEL GENERAL ASSEMBLY

TAZEWELL HIGH SCHOOL

Larry Hypes, Instructor, and several members of the Tazewell High School Model General Assembly were present to thank the Board of Supervisors for their recent funding contribution that helped with the costs of paying for a bus and driver and other expenses associated with the students’ attendance to the Governor’s Inaugural festivities in Richmond, Jan. 10-11. Mr. Hypes showed slides highlighting events that included their photograph taken with Governor Terry McAuliffe. The Model General Assembly is structured to demonstrate to students how the legislative process of the Commonwealth works. MGA students get to see how legislation is debated in committees and on the floors of the House and Senate. MGA members presented each Board member with a framed copy of their picture with Governor McAuliffe.

GREG ESTELLE –

VIRGINIA DEPARTMENT OF FORESTRY

Greg Estelle, Virginia Department of Forestry, reported on the suppression/treatment of Gypsy Moth in Tazewell County, which can cause massive damage to trees. The County has been under quarantine since 2013. Funding by the Federal Government is provided for the treatment i.e. fly-over spray program. The goal is to produce fewer eggs; it does not kill the moths or caterpillars, the goal is to confuse them so mating becomes less. Mr. Estelle presented a trap count for 2013, with the Abbs Valley shown as a very visible defoliation area. A cost share program is available from the Federal Government/Department of Agriculture and Consumer Services, whereby the federal government can enter into written agreements with a local government or private land-owner(s) provided the funding is administered through a locality. The locality will serve as the lead agency for the suppression operation – have its own gypsy moth coordinator and would handle the workload and coordinate activities. Mr. Estelle said he wanted the County to be aware of its options, but there was plenty of time for the County to consider participation in the suppression cooperation program.

ERIK ROBINSON – SECOND CHANCE ROCKS THE TWO VIRGINIAS

Erik Robinson, Executive Director of the Second Chance Learning Center appeared and explained the Second Chance Learning Center's goal to provide counseling, mentoring, and personal tutoring to promote continued education with scholarships and grants. Only 12 students are enrolled at one time, thereby giving hands-on guidance and counseling. Mr. Robinson requested the Boards support of the Center's fund raiser, Second Chance Rocks the Two Virginias concert scheduled for June 21, 2014. Mr. Robinson said the 2014 concert would be the biggest so far with artist, Florida Georgia Line scheduled as the top performer that evening. He said tickets for the performer would be gone within minutes once they go on sale.

Chairman Stacy said the Board has been working on the funding request and it would be forthcoming.

**\$250.00 TO TAZEWELL COUNTY SCHOOL BOARD FOR
OH DE KWON MARTIAL ARTS – MAINTENANCE/CUSTODIAL FEE**

Ms. Kasey Addair said funding up to \$250.00 was needed for Tazewell High School custodian service during the March 29, 2014 Oh De Kwon Martial Arts event. Tazewell will be hosting the tournament for Virginia competitors at Tazewell High School. The tournament will bring tourism and other revenues to Tazewell County. Competitors will be attending from Ohio, Tennessee, Kentucky, West Virginia and Virginia. Ms. Addair thanked the Board for their previous funding in 2013. They brought home 40 - 1st place medals, 32-2nd place medals and 12-3rd place medals. Ryan Lowe, two-time grand champion, was present and gave a martial arts demonstration.

Now, upon motion of Supervisor Hymes, seconded by Supervisor Roberts and adopted by a vote of 5 to 0, and 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 \$50.00 from each district fund for a total of \$250.00 to assist with Tazewell High School custodian services for FY14 Martial Arts Tournament. The County Administrator is hereby authorized and directed to issue said warrant to the Tazewell County School Board, 209 West Main Street, Tazewell, Virginia 24651 and earmarked for this purpose. Said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

DOMINION POWER UPDATE

Emmett Toms, a resident of Waynesboro, VA and a representative from Dominion Power confirmed Dominion Power's (a VA based company, Richmond, VA) intent to continue in its pursuit to build wind farms (wind-turbines) in Tazewell County. He showed a power-point presentation outlining Dominions foot-print. Mr. Toms said Dominion had no timeline because of the County's Ridgeline Protection Ordinance, but as long as they own the property designated as property to build wind-turbines they would continue with its plan to build unless someone steps up to purchase the property with a big check. The project could generate 150 construction jobs and 10 to 15 full-time jobs while adding \$10 M in new tax revenue into Tazewell County Virginia each year.

Mr. Toms said Dominion is involved in a Virginia Offshore Wind Advancement Project that has the possibility of being the largest, scalable, renewable resource for Virginia. If achieved it will be a state of the art grid-connected 12 megawatt off-shore wind facility off the Virginia

coast. Dominion is one of the largest producers of energy, with approximately 23,000 megawatts of generation, 10,900 miles of natural gas transmission, and 6,400 miles of electric transmission lines. Dominion operates one of the nation's largest natural gas storage systems with 947 billion cubic feet of storage capacity and serves retail energy customers in 15 states. Mr. Toms said the East River Mt. project continues to be a viable project but not any time soon, however, 10 year options have been renewed with property owners, he said hopefully the project would be deemed feasible, but only after meeting with the County officials to ascertain its guidelines and ordinance requirements. He did reiterate that the project was somewhat in limbo at the present time.

Supervisor Hymes questioned Dominion's renewable portfolio standard plan. Mr. Toms said Dominion's previous goal of 12 percent but was raised to 15 percent renewable. Supervisor Stacy said other developers have shown interest in the 2600 acre property. Mr. Toms said Dominion was always up for discussion for economic development. Supervisor Stacy said the County's initiative, such as the Bluestone Park, would be directly affected by wind turbines. He said folks interested in the residential section of the Bluestone would be very hesitant to buy or build in wind turbine vicinities.

LEAD PROJECT

Tom Lester, 194 East Hillcrest Drive, Cedar Bluff, VA - on behalf of the Richlands Area Chamber presented information regarding the LEAD Tazewell County leadership program for 2014. The mission of the program is to challenge people to become actively involved in community affairs to provide the necessary background to enhance their leadership abilities. Ginger Branton, 109 Hillcrest Cedar Bluff, VA, Executive Director, Richlands Chamber of Commerce spoke and said the LEAD program had 13 graduates last year. Regina Sayers, AASC, Executive Director and Brian Beck, CFO, AASC, were also present. Mr. Beck is a 2013 graduate of LEAD Project. He said the LEAD Project is moving forward. Graduates of previous LEAD classes are meeting with government and local businesses to work together to promote positive forward growth in our communities. He thanked the Board of Supervisors for their continued support of the LEAD Program.

TAZEWELL COUNTY

FIRE- RESCUE CONCERNS

Michael Breedon, 319 Bland Street, North Tazewell, VA 24630, requested that the Tazewell County Fire Rescue books be audited to see where the TCFR tax money was going. He further requested that Mike Hymes, Fred Harman and Tim Talbert be removed from the TCFR Board. He said he felt they were not doing TCFR any good because they were trying to merge the EMS side of the TCFR to another department. Mr. Breedon also said that he was basically told by Scott Cornwell, TCFR Chief, that if he spoke during tonight's meeting he would be terminated from the department. Supervisor Hymes questioned his remarks, with Mr. Breedon stating that Mr. Cornwell requested that he not speak tonight and insinuated that he would be removed as a member of the department if he spoke to the Board this evening. Supervisor Hymes stated as far as he was concerned he was welcome to address them at any Board meeting.

JEWELL RIDGE FIRE DEPARTMENT

REQUESTED FUNDING ASSISTANCE TO PURCHASE PUMPER

Brian Lowe, 708 Jewell Main Road, Jewell Ridge, VA requested the Boards assistance by helping to repair/replace a pumper for the Jewell Ridge Fire Department. The pumper is a 1984 model and needs approximately \$4,900.00 in funding to repair or replace it. Supervisor White stated that he might have some additional money in his district fund to assist Jewell Ridge, as well as assisting to possibly find a loaner for Jewell Ridge. Supervisor Hymes suggested this matter be brought before the Emergency Services Committee for discussion and recommendation.

BILL OSBORNE, TANNERSVILLE

Bill Osborne, Tannersville, VA thanked the Board for contacting VDOT in a hurriedly manner to work on the drainage situation at the intersection of Route 607 and 601, West of the Tannersville Post Office. He said the problem was not permanently fixed, but was repaired enough to alleviate the dangerous ice situation. Mr. Osborne said he was somewhat disappointed that VDOT didn't remove the pipe and clean it out, but reiterated his thanks to the Board and VDOT for their quick response to temporarily keep ice from forming in the middle of the road.

ANN ROBINSON, MOUNTAIN PRESERVATION ASSOCIATION

Ann Robinson, Falls Mills, Virginia, representing the Mountain Preservation Association, thanked the Board for inviting Dominion to report on the wind-energy project in Tazewell County. Mr. Robinson reminded the Board that the Mountain Preservation Association was alive and strong to protect the ridgelines in Tazewell County. She reiterated their resolve against the wind-turbine project has not waived or weakened.

SCOTT CORNWELL, TAZEWELL COUNTY FIRE AND RESCUE

Scott Cornwell, Chief Tazewell County Fire & Rescue, accompanied by several members of the TCFR, spoke in rebuttal to Michael Breedon's earlier comments to the TCFR. Mr. Cornwell said that Mr. Breedon was not threatened to be terminated if he attended the Board of Supervisors meeting. He said the TCFR is under reorganization and requested that they be given the chance to rebuild to become the department that they are striving to be. He invited anyone to review the books of the department. He also commended the current board members; Hymes, Talbert and Harman for helping the department get back on their feet and reviving them to be the department they are today. Supervisor Stacy reiterated the importance of the Board of Supervisors implementing policies to assure that similar situations and losses never happen again like the unfortunate compromise that happened recently at the Bluefield VA Rescue Squad. He said he did not want that kind of loss ever again that the Board of Supervisors had the power to over-see.

MS. JOHNSON – BLUEFIELD, VIRGINIA

Ms. Johnson, Bluefield, Virginia (unidentified first name), spoke and thanked the Board for their contributions and taking the time to show appreciation to organizations and people in Tazewell County who offer and make sacrifices to help others. She thanked the board for their involvement. She said it was most impressive to see all the awards and for all the diversity that took place this evening. Ms. Johnson thanked the Board for adopting and for standing up for the ordinances passed by the County, more particularly, the Tall-Structure Ordinance. She also mentioned her disappointment in a previous study by Dominion that showed points, but not answers.

EXECUTIVE/CLOSED MEETING

Upon motion of Supervisor Hymes, seconded by Supervisor Roberts 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 Pursuant to Virginia Code Section 2.2-3711:

- A(29) Contract Negotiations – discussion of the award of a public contract involving the expenditure of public funds, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the public body involving the a contract for the Richlands Fire and Rescue Protection Agreement
- A(5) Two (2) Matters - Prospective Business or Industry where no previous announcement has been made of the business' or industry's interest in locating or expanding involving Project MT & RCT
- A (5) Prospective Business or Industry where no previous announcement has been made of the business' or industry's interest in locating or expanding involving Project Jonah
- A(7) Legal Consultation regarding Gas Severance Taxes
- A(7) Legal Consultation regarding status of Tazewell County Fire and Rescue
- A(1) One(1) Personnel Matter involving Workforce Development

RETURN/CERTIFICATION/REPORT OF ACTION

Upon motion of Supervisor Hymes, seconded by Supervisor Roberts 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 certifies the following resolution read by Supervisor Hymes:

**CERTIFICATION
OF EXECUTIVE/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 Tazewell County Board of Supervisors that such executive/closed meeting was conducted in conformity with Virginia law;

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

Ayes: Supervisor Roberts, Absher, Hymes, Stacy and White
Nays: None
Absent: None
Absent during vote: None

REPORT OF ACTION

PROJECT JONAH

Upon motion of Supervisor White, 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 RESOLVE to support the Tazewell County Industrial Development Authority (IDA) entering into a Performance Grant Agreement with the Virginia Tobacco Commission and Project Jonah for \$1,000,000.00 to study the feasibility of Tazewell County sites for a facility that would employ over two-hundred (200) residents.

PROJECT MT

Upon motion of Supervisor Roberts, seconded by Supervisor White 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 and authorizes a letter of intent from the

Tazewell County Industrial Development Authority (IDA) for a Research and Development Grant from the Virginia Tobacco Commission for Project MT.

PROJECT RCT

Upon motion of Roberts, seconded by Supervisor White 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 and authorizes a letter of intent from the Tazewell County Industrial Development Authority (IDA) for a Research and Development Grant from the Virginia Tobacco Commission for Project RCT.

OTHER COMMENTS / BUSINESS

William “Bill” Osborne briefly addressed the potential funding amount of \$1,600.00 from Farm Bureau as matching funds for the Coyote Bounty Program in the upcoming budget, FY15.

RECESS TO FEB. 12, 2014-6:00 P.M.

Now, due to the late hour, and upon motion of Supervisor White, seconded by Supervisor Roberts 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 recesses this meeting to February 12, 2014 at 6:00 p.m. to complete the items of business on the Feb. 4, 2014 agenda.

Charles A. Stacy, Chairman

By: rg

Recess time 11:52 p.m.

Due to inclement weather the February 12, 2014 recessed meeting was cancelled. The next meeting is scheduled for March 4, 2014 at 6:00 p.m.