

**VIRGINIA: AT A REGULAR MEETING OF THE TAZEWELL
COUNTY BOARD OF SUPERVISORS HELD FEBRUARY 7, 2012 AT 6:00
P.M. IN THE TAZEWELL COUNTY ADMINISTRATION BUILDING,
108 EAST MAIN STREET, TAZEWELL, VIRGINIA 24651.**

**PRESENT: D. MICHAEL HYMES, CHAIRMAN
JOHN M. ABSHER, VICE CHAIRMAN
SETH R. WHITE, MEMBER
DR. TOM BREWSTER, 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, CHARLES OSBORNE, TAZEWELL
COUNTY FREE PRESS; JIM TALBERT, CLINCH VALLEY
NEWS/RICHLANDS NEWS PRESS; KATE COIL, BLUEFIELD DAILY
TELEGRAPH; CHARLES OSBORNE, TAZEWELL COUNTY FREE
PRESS; ADAM HANKINS, TAZEWELL TIMES**

ABSENT: NONE

The Chairman, D. Michael Hymes called the regular meeting to order and presided with all members in attendance.

Supervisor White gave the invocation with Supervisor Stacy leading those present in the pledge of allegiance to the United States flag.

The Chairman welcomed any visitors and then proceeded with the agenda format.

AGENDA APPROVED AS AMENDED

Upon motion of Supervisor Stacy, 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 approves the February 7, 2012 agenda format as

amended. In addition to the amended items noted on the revised agenda, the Board also added one legal matter to the executive session involving Coal Severance Tax concerns and deleted the Raleigh Mine abatement matter from the Consent Calendar.

MINUTES APPROVED AS WRITTEN

Upon motion of Supervisor White, 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 January 10, 2012 Board of Supervisors annual/organizational meeting minutes as written.

EXECUTIVE/CLOSED MEETING

Upon motion of Supervisor Brewster, 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 the Executive/Closed Meeting, pursuant to Virginia Code Section 2.2-3711:

- A-3 Property Acquisition – involving the Tazewell County Fire Rescue Building
- A-7 Legal – consultation with legal counsel involving the Bluestone
- A-1 Personnel Matter – involving WIB Business Service Representative
- A-7 Legal - consultation with legal counsel involving Severance License Tax Study

RETURN/CERTIFICATION/REPORT OF ACTION

Upon motion of Supervisor White, seconded by Supervisor Brewster 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 certifies the following by a unanimous roll call vote:

**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: Supervisors Brewster, Stacy, White, Absher and Hymes

Nays: None

Absent: None

Absent during vote: None

ACTION AS A RESULT OF THE EXECUTIVE/CLOSED MEETING

MOU ENDORSED

SEVERANCE LICENSE TAX STUDY -

HOUSE BILL 1233/SENATE BILL 658

Upon motion of Supervisor White seconded by Supervisor Absher and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby authorizes and approves a letter of support to state legislators supporting House Bill 1233 and Senate Bill 658 to remedy the ambiguity in the Coal Severance statute and supporting the Joint Memorandum of Understanding among the Coal Field Counties – Commissioners of Revenue establishing a working group to provide taxation uniformity for coal and gas severance.

SPECIAL PRESENTATIONS

Clyde Bowling 100th Birthday

Ray Howell and Bob Hedrick, on behalf of the Tazewell County Transportation Safety Committee, were present and accepted a resolution in honor of Mr. Clyde Bowling's 100th Birthday. Mr. Bowling is a resident of the VA Medical Center/Assistant Living Facility in Salem, Virginia. He is a former resident of Bluefield Virginia and until his health failed, he played an important role and was instrumental in the improvement and completion of various community projects in Tazewell County. Mr. Howell said he recently visited Mr. Bowling and told him he would be receiving a resolution from the Board of Supervisors – and asked him if he wanted to send a message to the Board. Mr. Howell said Mr. Bowling remarked ...”Well, if I could be there, I would say a lot, but since I can't, just say thank-you.” The resolution will be presented to Mr. Bowling on Sunday, February 26, 2012 during his 100th birthday celebration at the VA Center in Salem.

Then, Supervisor Stacy read the following resolution, adopted upon a motion of Member Stacy, seconded by Member Brewster and approved unanimously, with all members present and voting in favor thereof and none against:

***RESOLUTION
HONORING
CENTENARIAN - CLYDE W. BOWLING
100TH BIRTHDAY***



WHEREAS, the aspect of blessing “may you live to be a 100 years” is an expression that rarely comes true; and

WHEREAS, the Tazewell County Board of Supervisors are proud to honor the life of Clyde W. Bowling who is celebrating his 100th birthday; and

WHEREAS, Mr. Bowling was born February 26, 1912 in Indian Creek, Virginia and is a life-long resident of Tazewell County and has devoted his entire life to the service of others; and

WHEREAS, Clyde W. Bowling is currently being cared for and is a resident of the VA Medical Center in Salem, Virginia, serving his country and Tazewell County in the United States Armed Forces during World War II; and

WHEREAS, he started attending the First United Methodist Church in 1921 where he taught Sunday School and served on the official Board for many years; and

WHEREAS, he once served as the Town of Bluefield's elected Treasurer and spent innumerable hours and money on various community projects. He served as an elected District Director for the Tazewell Soil and Water Conservation District for more than twenty years; served on the New River-Highlands Resource Conservation and Development Council, representing the Tazewell SWCD and Tazewell County for more than thirty years, and spent immeasurable hours on securing safer roads, bridges, and highways in Tazewell County and Southwest Virginia as a dedicated and distinguished member of the Tazewell County Transportation Safety Commission. He also led the efforts to secure the Cavitts Creek and Lincolnshire Flood Control Projects through the PL-566 Small Watershed Project; and

WHEREAS, he has been a member of the Masonic Lodge for more than 51 years and is a Charter member of the VFW Post 9696; a member of the American Legion and past President of the Bluefield, Virginia Business and Professional Association and the Clinch Mountain Militia, and Civilian Conservation Corps and has been a member of the Falls Mills Fishing Club since 1950 – and his love for “casting the line “is never over-stated; and

WHEREAS, because of his commitment and driving force to improve the Route 102 Bridge, the Virginia General Assembly in 2000, named the new bridge in his honor, the “Clyde Bowling Bridge”; and

WHEREAS, because of Mr. Bowling's outstanding stewardship, the Tazewell County Board of Supervisors hereby recognize him as one of Tazewell County's finest; and

NOW, THEREFORE, BE IT RESOLVED, that this resolution be presented to Clyde W. Bowling as an expression of the Tazewell County Board of Supervisors admiration for his long-life, his history, his experience and wisdom acquired over more than ten decades and for his dedication to his community and for his never ending commitment to helping others; and

FINALLY, the Tazewell County Board of Supervisors hereby salutes and extends their best wishes for a happy 100th birthday to Mr. Clyde Bowling and hereby further congratulates Mr. Bowling on his life filled with love and service to his career, his genuine nature and for his fortitude to live evermore. God Bless!

Adopted this the 7th day of February 2012 – and presented on behalf of the Tazewell County Board of Supervisors this the 26th day of February 2012.

**BLUEFIELD BEVERAGE – CLOSURE
JOB EXPO & CAREER FAIR ANNOUNCED**

As a result of the recent announcement of the closure of the Bluefield Beverage, the County Administrator, Jim Spencer, stated he, in conjunction with several Board of Supervisor

members, various County staff, IDA members, Workforce Investment Board and the County's School System and higher education institutes, joined forces and will host, Tazewell County's first ever, 2012 Job Expo & Career Fair on Feb. 24-25 at Graham Middle School and March 9-10, 2012 at Richlands Middle School. The County Administrator stated that every student in Tazewell County will be given a handout concerning the Job Expo. He said the Expo will allow job seekers to meet potential employers, local businesses and educational institutions, learn about WIA programs and the Career Readiness Certificate as well as explore other career opportunities.

FRANK HART – DEAN, BSC RESOLUTION ON HIS RETIREMENT

The Chairman, D. Michael Hymes, welcomed and introduced Frank Hart, Dean, School for Engineering Technology and Computer Science at Bluefield State College. Mr. Hart is a former resident of Bluefield, Virginia and recently retired following a 44 year career as an engineer, professor and administrator at Bluefield State College. Jim Spencer, County Administrator, a graduate of Bluefield State College, read the resolution honoring Mr. Hart for his outstanding career and for his commitment to education excellence:

**RESOLUTION
ON THE RETIREMENT OF
FRANK HART**



WHEREAS, Frank Hart, Dean, School for Engineering Technology and Computer Science at Bluefield State College, previously residing in Bluefield, Virginia - recently retired following a remarkable 44-year career as an engineer, professor and administrator; and

WHEREAS, Mr. Hart is an accomplished professional engineer, surveyor, ASEE, ASCE, and ACSM member, who served as president of the International Society for Mine Surveying; and was a recipient of the 2003 ABET Fellow Award for his visionary leadership and service implementing performance-based criteria for engineering technology program evaluation, and currently serves as Adjunct Accreditation Director for TAC-ABET; and

WHEREAS, from 1987 to 2004, he was chair of the Division of Engineering Technology and Computer Science at Bluefield State College. He served in many capacities, from assistant professor to

professor in civil engineering technology from 1968 to 1987, with release to serve a one-year appointments as registrar, director of admissions, and director of pre-engineering; and

WHEREAS, Mr. Hart applied his broad range of experiences as a faculty member and administrator at Bluefield State College where students flourished under his leadership – resulting in outstanding placement of graduates. Mr. Hart was a critical part in training engineers for responsible jobs in the coal industry and other key industries where many of his graduates have reached highly successful careers because of his mentorship; and

WHEREAS, Mr. Hart is well recognized by colleagues, students and graduates for his exceptional abilities and competence as a professional engineer and surveyor, realistic lectures, and hands-on laboratory instruction in various fields, as well as pioneering the application of computer programming in many course developments – whereby the college honored him with the “Outstanding Faculty Award” in 1995 and the “Russell Cousins Excellence in Teaching Award” and was a recipient of the “Surveyor of the Year” Award by the West Virginia Association of Professional Surveyors; and

WHEREAS, he has served in many different capacities for several scientific and professional studies, as well as being an exceptional leader; and his activities, scientific and professional societies, honors and awards and external activities outside of education are far too many to mention and to find such constant striving and applications of such a broad range of experiences and characteristics and significant contributions to education is truly admirable; and

NOW, THEREFORE, BE IT RESOLVED, it is for these reasons, the Board of Supervisors of Tazewell County, Virginia hereby commends and congratulates Mr. Hart for his effectiveness, grace and distinction; and hereby presents this resolution in recognition of his long and honorable career as an educator and in admiration and honor of his dedication to excellence.

Best wishes for a joyful and well-earned retirement.

Now, after receiving a round of applause from the audience, Mr. Hart spoke and thanked the Board for recognizing him. He also said that he appreciated the Board recognizing Clyde Bowling because he was an exceptional person and a very good friend of his. He said that it’s people who make a difference in communities and said that he would always be rooting for Tazewell County. In addition to the County’s incentives to recruit new businesses, he suggested the County look for local industry expansion and entrepreneurs as well.

As a former BSC student of Mr. Hart’s, the County Administrator told a brief story about a field trip to New River during a soil mechanics class – and the consequences imposed in order pass the course. Mr. Spencer said Mr. Hart was an excellent mentor and he would always remember his influence and guidance.

CONSENT CALENDAR APPROVED

Upon motion of Supervisor Stacy 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 approves the following items as Consent Calendar as set forth below. The County Administrator is hereby further authorized and directed to issue said warrants in accordance with this action, and which said warrants will be converted to negotiable checks by the Treasurer of Tazewell County, Virginia. Consideration of approving an abatement in the amount of \$17,206.00 to Raleigh Mine & Industrial Supply, DS Parts Company, PO Box 72, Mt. Hope, WV 25880 (overpayment to Tazewell County for 2010 taxes) was deleted from the consent calendar and will be considered for payment at the March 6, 2012 regular meeting.

- **WARRANTS APPROVED AS PAID**

December 2011/January 2012

Payroll

Ordered that Warrant Nos. 135251 through 135327 and direct deposits totaling \$208,204.82 from the General, Landfill Enterprise, and 911 Funds, covering payroll for the various County agencies, for the period ending December 31, 2011, be approved.

Ordered that Warrant Nos. 135329 through 135408 and direct deposits totaling \$217,196.30 from the General, Landfill Enterprise, and 911 Funds, covering payroll for the various County agencies, for the period ending January 15, 2012 be approved.

Accounts Payable/Payroll Deductions

Ordered that Warrant Nos. 455221 through 455304, for \$280,955.18 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 2011, be approved.

Ordered that Warrant Nos. 455306 through 455321, for 143,845.47 from the General, Landfill Enterprise, and 911 Funds, covering payroll deductions for the various County agencies for the period ending December 31, 2011, be approved.

Ordered that Warrant Nos. 455323 through 455487, for \$1,704,371.38 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 2012, be approved.

Ordered that Warrant Nos. 455494 through 455509 for \$145,124.62 from the General, Landfill Enterprise, and 911 Funds, covering payroll deductions for the various County agencies for the period ending January 2012, be approved.

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Ordered that Warrant Nos. 801658 through 801665 for \$27,805.10 from the General, Landfill Enterprise, Capital Outlay, Law Library, and 911 funds, covering operating expenses for the month of December 2011, be approved.

- Approved the following Coyote Claims:
 - \$100.00 to George Brown, 5595 Dry Fork Road, Cedar Bluff, VA 24609 for 2 coyotes killed with trap on January 30-31, 2011 with a trap
 - \$100.00 to Jessie Asbury, 4025 Hogback Road, Tazewell, VA 24651 for 2 coyotes killed with a snare on December 21, 2011
 - \$100.00 to Jessie Asbury, 4025 Hogback Road, Tazewell, VA 24651 for 2 coyotes killed with a snare on December 28, 2011
 - \$150.00 to Jessie Asbury, 4025 Hogback Road, Tazewell, VA 24651 for 3 coyotes killed with a snare on January 4, 2012
 - \$200.00 to Jessie Asbury, 4025 Hogback Road, Tazewell, VA 24651 for 4 coyotes killed with a snare on January 18 – 21, 2012
 - \$50.00 to Johnny Horn, 904 Goss Road, Bluefield, VA 24605 for 1 coyote killed with a snare on January 9, 2012 with a snare
 - \$50.00 to Johnny Horn, 904 Goss Road, Bluefield, VA 24605 for 1 coyote killed with a snare on January 13, 2012 with a snare
 - \$50.00 to Francis Snapp III, 2933 West End Road, Tazewell, VA 24651 for 1 coyote killed with a rifle on November 16, 2011
 - \$100.00 to Francis Snapp III, 2933 West End Road, Tazewell, VA 24651 for 2 coyotes killed with a rifle on November 6-11, 2011

- \$50.00 to James Milton Compton, 7910 Clearfork Road, Bastian, VA 24314 for 1 coyote killed with rifle on January 2, 2012
- \$250.00 to Phillip Linkous, 1093 Cochran Hollow Road, Cedar Bluff, VA 24609 for 5 coyotes killed on January 14-15, 2012 with a snare/gun.
- \$50.00 to Christopher Bandy, 313 Bowers Ave. Richlands, VA 24641 for 1 coyote killed with a rifle on November 24, 2011.
- \$200.00 to Larry Lambert, 401 Plymouth Hollow Road, North Tazewell, VA 24630 for 4 coyotes killed on January 6, 2012 with a snare
- \$50.00 to Frank Sayers, 4363 Mudfork Road, Bluefield, VA 24605 for 1 coyote killed on January 7, 2012 with a rifle
- \$50.00 to Billy York, P.O. Box 1457, North Tazewell, VA 24651 for 1 coyote killed on January 10, 2012 with a pistol
- \$50.00 to Gene Harris, 107 Quarter Horse Circle, Tazewell, VA 24651 for 1 coyote killed on January 9, 2012 with a snare
- \$50.00 to Ray Howell, 1477 Rosenbaum Road, Bluefield, VA 24605 for 1 coyote killed on January 11, 2012 with a snare
- \$200.00 to Alfred Webb, 244 Beachwood Lane, Tazewell, VA 24651 for 4 coyotes killed on January 10, 2012 with a snare
- \$50.00 to Matthew Cantrell, 461 Stone Road, Jewell Ridge, VA 24622 for 1 coyote killed with a rifle on January 11, 2012
- \$150.00 to Jack Howery, Jr. 230 Ferndale St. Cedar Bluff, VA 24609 for 3 coyotes killed with a rifle on January 10, 2012
- Sheriff's Department:
 - Approved the amount of \$148.50 from Account No. 91050-7041 Contingent Expenditures & Grant Account to the Sheriff's Account No. 31020-5230 Telecommunications (reimbursement from Afton Communications – pager contract)
 - Approved the amount of \$12,203.67 from Account No. 91050-7041 Contingent Expenditures & Grant Account to the Sheriff's Account No. 3102-6011 Uniforms (Dept. of Justice – Bullet Proof Vest Grant)

- Declared the current Sheriff Dept. weapons as surplus property and convey to the Tazewell Moose Lodge for auction by Regency Real Estate
- Richlands Elementary School Drainage Proposal – ratified agreement with Anderson & Associates
- Eastern District Fund:
 - Approved \$357.14 to Graham High School – Special Education Dept. for classroom tables
- Library Account:
 - Approved the amount of \$100.00 from Account No. 91050-7041 Contingent Expenditures & Grant Account to the Library Account 7301-6012 (donation)
- Rescue 945 Vehicles – Approved County accepting title to:
 - 1993 Ford Ambulance – last Vin # 3240
 - 1997 Ford Crash Truck – last Vin # 7346
 - 2007 Chev. Van Ambulance – last Vin # 5978
- Bobby Shew Community Center Food Bank- \$1,000.00 (\$500.00 from Southern District fund & \$500.00 from Northern District Funds) attn: Darrell Hunley, Pocahontas Baptist Church, Pocahontas, Virginia 24635.
- Northern District Funds \$1,000.00 & Southern district funds 1,000.00 (\$2,000.00 total) to THS – “The Green T’s” – New York City event- payable to THS Green T Singers, Attn: Randy Cordle

TAZEWELL HIGH SCHOOL

GREEN-T’s PERFORM

THS Green T’s, lead by Chorus Director, Randy Cordle, preformed for the audience and members of the Board of Supervisors the THS Alma-mater which was followed by a round of applause in recognition of an excellent performance. The Green T’s will travel to New York City to perform at The Cathedral at St. John’s, The Lincoln Center and other attractions in New York. The Board of Supervisors, as part of the consent calendar, approved \$2,000.00 towards this endeavor.

SWCC – ACTIVITIES UPDATE

DR. MARK ESTEPP

Dr. Mark Estep, President SWCC, thanked the Board of Supervisors for their support of the college throughout the years. He said SWCC serves 1,875 Tazewell County residents and almost 72 percent of SWCC students from Tazewell County receive some type of financial aid to attend SWCC. Over \$3.3 million dollars was awarded in scholarships and financial aid to Tazewell county students. He said reasonable tuition rates at SWCC makes it possible for students to reduce their higher education debt and most SWCC students graduate owing nothing for the quality education received. And, over 11 percent of Tazewell County juniors and senior high school students combined, were dual-enrolled, receiving both high school and college credit for the same classes. He said over 70% of the students in the county who are enrolled in a Virginia institution of higher learning attend a community college.

Supervisor Brewster thanked Dr. Estep for the college's postsecondary education classes in various communities, such as Bandy and Tannersville. He said the people in Bandy are excited about the computer labs being updated and said the classes help give the community a boost as well as educating the workforce in rural areas. He urged the continuation of the classes in the remote sites in the County. Dr. Estep spoke of the struggles – mainly because of on-line classes and distance education programs offered through SWCC. He said he would do his best to continue to work and commit to the off-site locations.

Supervisor White thanked Dr. Estep for his work, and stated as a graduate of SWCC he appreciated the experiences and encouraged and questioned the expansion of dual enrollment for vocational and career and technical programs in Tazewell County. Supervisor Brewster reiterated marketing workforce development and career and technical education in order to put people in the hands of prospective clients. Both Supervisor Brewster and White said the County would be willing to promote and help expand programs to create new pathways for high school students in their post graduate transitions.

Supervisor White requested Dr. Estep notify him of the next SWCC College Board meeting and requested he be placed on the agenda to address hand-gun issues.

Dr. Estep briefly explained the Career Readiness Certificate - The Career Readiness Certificate (CRC) is an assessment-base credential that give employers and career seekers a uniform measure of key workforce skills.

PUBLIC HEARING –

SABLE LANE – ORPHAN ROAD SYSTEM

Chairman Hymes called to order a public hearing that was duly advertised according to law, entitled “To consider the acceptance of Sable Lane into the County’s Orphan Road Program.” Sable Lane is adjacent to the North side of U.S.19/460 in the Springville/ Shannon Dale area near Bluefield, Virginia. The affected owners of adjoining property are Lisa L. Gibson, Joseph Ronald Smith, Norma Kathryn Smith, Lucille N. Buckland, Gail Evans, Larry Buckland, and Sherry Kelly. The road serves five homes and extends a distance of approximately Seven Hundred Feet.

Now, the Chairman called for public comments from the floor three (3) times. The following people spoke in reference to the subject public hearing.

- Larry Buckland — 219 Hill Street, Tazewell, VA (mother affected by the proposal) lives on the corner of Sable Lane, and brother and two sisters on the deed with right to survivorship. Mr. Buckland spoke in opposition to the board of supervisor's proposal. He said his Mother's house is located 18 ft. from the center of the right-of-way. He said the county's right-of way would come within 3 feet of her house. The deed gives a 12 ft. ROW to people through her property as part of an easement who live back in that area. He questioned the number of eligible property owners as sited in the notice and one home may not be using the property as an acceptable ROW. He said the road was a private road intended to service a farm and a couple of homes on the road and stated the road was not intended for a public right of-way.
- The County Attorney, Eric Young said the ROW would only be shifted to the edge of the pavement — the County has no plans to widen the road, but to only fix the drainage. He said the County would negotiate an easement with the property owners and only move forward with the plan if all property owners agree.
- Ronald Smith said there would be no way to get a 30 ft. road through there and stated a 30 ft. ROW would take his garden. The road is only 12 ft. wide.

Board members reiterated the County’s intent not to widen the road, but to only fix the drainage.

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

Chairman Hymes suggested the County Engineer meet with the residents to address the County's intent with regard to the road with the Board of Supervisors deferring consideration of approving the matter to the March 6, 2012 Board of Supervisors meeting. A list of names and phones numbers was given to the County Administrator in order for the County Engineer to set up a meeting to visit the road in question.

PUBLIC SERVICE AUTHORITY (PSA) UPDATE

Dahmon Ball, PSA Administrator, gave an update on various PSA projects as well as thanking the board of supervisors for being proactive to bring jobs to Tazewell County.

Projects complete at the close of 2011:

- Middle Creek Water (35 customers)
- Middle Creek Decentralized Sewer (12 customers)
- Horsepen Water Project (joint effort between VA & WV – 65/12 WV customers 2.3 M grant money)
- Baptist Valley Sewer Project

Community Projects Proposed:

- Cedar Land Farms Subdivision (re-hab) spring construction
- Burnett Street Pump Station upgrade (provides water to the western end of Tazewell County) will be shared with Russell, Buchanan, Tazewell and \$335,000 of same will be used on the Burnett Street Pump Station (summer construction)
- Claypool Hill Wastewater Treatment Project – PSA plans to apply for DEQ funding in July – the PSA will need assistance from the Board of Supervisors. The PSA will continue to communicate between the boards on progress. This is a big and critical project for Tazewell County – approximately 1,000,000 gallon a day. Supervisor White reiterated the importance of the project and thanked Mr. Ball for his efforts to get the project moving forward.

IDA/PSA EFFORTS

The County Administrator suggested the PSA and the IDA work together to jointly seek funding to extend sewer to the Industrial Park located around Pounding Mill Quarry in the Bluefield Virginia area as well as other industries in and around the area to promote job creation in the area.

Mr. Ball stated PSA member Don Dunford made a motion which was unanimously passed, to request the Board of Supervisors to consider funding Phase I of the initial design and permitting for the Tannersville Water Project. Supervisor Hymes suggested Mr. Ball send the Phase I numbers to County Budget Committee members, Supervisors Absher and Brewster. He also said the PSA supports both the pump and haul project for the Pounding Mill Quarry and possible sewer-line extension for potential industry as well as existing businesses.

Supervisor Brewster questioned a list of on-going projects for the PSA. Mr. Spencer suggested that new BOS members be given a copy of the PSA's 604-B Manual. The Manual identifies on-going and potential PSA projects.

Chairman Hymes thanked Mr. Ball for the presentation and stated that he would be placed on the Board of Supervisors agenda quarterly, instead of monthly.

LIAISONS REPORT – BOARD OF SUPERVISORS

Planning Commission

Supervisor Absher stated the Planning Commission met January 12, 2012 and recommended the Board of Supervisors consider the inclusion of Moore Mountain Road in the county's orphan road program. The Planning Commission suggested the County Engineer inspect the road and make recommendations with regard to necessary repairs. Supervisor Absher stated the Planning Commission also recommended the Board of Supervisors approve the Pump and Haul permit for Pounding Mill Quarry, Bluefield Virginia location.

Industrial Development Authority (IDA)

Supervisor White will give an IDA report March 6, 2012.

Emergency Services Committee (ESC)

Supervisor Stacy stated due to a lack of a quorum, the ESC did not officially have a meeting January 23, 2012. However, members present conducted several good discussions concerning on-going issues with the purchase of three (3) fire trucks needed and the potential shortfall for one of the trucks. He also requested Mr. Young determine the type of health insurance coverage/workmen's compensation the county carries for fire-fighters/emergency personnel – if any, in case of a catastrophic event/injury (other than the county's minimal \$40,000.00 coverage). He requested the County Attorney look into the best possible insurance,

above and beyond the minimal amount for emergency personnel because they provide a valuable service to Tazewell County.

Budget Committee

Supervisor Brewster said the budget committee recognizes a short-fall in funding for the school system based on the proposed Governor's budget, due to changes in local composite index, declining enrollment and VRS increases. Supervisor Brewster hopes the current Governor's budget is a worst case scenario. The County Budget Committee has developed a budget calendar and plans to meet again prior to the March 6, 2012 board meeting.

CPPD

The next CPPD meeting is scheduled for February 24, 2012. Supervisor White plans to attend the meeting with Supervisor Hymes stating he would not be there.

Airport Authority

Airport Manager, Jerry McReynolds provided a written report updating the Board on various Airport Activities.

PRESS RELEASE WCYB

Supervisor White read the following WCYB Press Release:

“ Over the past several months the Tazewell County Board of Supervisors has worked diligently toward the restoration of WCYB to the Time Warner Cable system. Our efforts include retaining an FCC expert attorney to consider legal action, contacting state and federal legislators to bring pressure on regulators to restore WCYB and meeting with Time Warner representatives regarding electronic solutions similar to other area cable providers and review of Time Warner's franchise agreement in Tazewell County. Progress on this issue has been slow but we continue to press forward toward our goal of restoration. We have been very happy with the support we have received from our state delegation of Delegate Morefield and Senator Puckett, and our Federal delegations of Congressman Griffith and Senator Warner, who continue to look at legislative options. Additionally, WVVA has offered to sign a waiver of liability if an electronic switch allowed network programming to run over into WVVA air time. On the other hand, we were very disappointed during our recent discussion with the Time Warner representative, in fact every suggestion we made to Time Warner was rejected and no alternative

suggestions were offered. In addition, the WCYB representatives have continued to demonstrate very luke warm support for our efforts. Initially, WCYB management actively supported our efforts to restore coverage, but recently they seem to be disinterested in our efforts, which are demonstrated by their failure to respond to our recent resolution of support request sent to their management. We have also requested WCYB solicit the FCC to conduct a review of the decision that WCYB is not significantly viewed in Tazewell County and to date we have been told they will not make this request. At this point we need help for those residents who want to have WCYB restored and your help can be by way of letters or phone calls to WCYB requesting their support to request the FCC to conduct a review of the designation of significant viewership.

Below are the mailing address and phone numbers:

C.K. Allen, General Manager
Time Warner
1430 – 2nd Street
Richlands, VA 24641
Phone: (276) 964-1175
or 1-800-892-2253

Jim McKernan, Senior Vice President and General Manager
WCYB-TV
101 Lee Street
Bristol, VA 24201
Phone: (276) 645-1555

Without the help of WCYB management we are fighting an uphill battle. Please convey your feelings to WCYB management and to Time Warner management.”

Supervisor White stated he and Supervisor Hymes met with Time Warner Cable officials from Charlotte, North Carolina and said they were not responsive or open to any of the County’s ideas. They tried to explain to them that the County values Time Warner Cable and the jobs they provide to Tazewell County. Supervisor White said it might come down to people turning in their cable boxes. Supervisor Hymes said the Time Warner official was evasive to their questions with Supervisor White stating the official would not answer the question if Time Warner had a switching cable. Supervisor Hymes also said he was disappointed in the lack of support from WCYB.

**BRISTOL VIRGINIA UTILITIES (BVU) –
RESOLUTION REQUESTING BVU
OPERATIONS IN TAZEWELL COUNTY, VA**

Now, Upon motion of Supervisor White, 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 requests a resolution be drafted and sent to state legislators, as well as Senator Charles Carrico, seeking approval for Bristol Virginia Utilities (BVU) to compete and operate digital cable and other telecommunication services in Tazewell County, subject to legal review.

The County Administrator was also directed to invite officials from Time Warner Cable & WCYB to the March 6, 2012 Board of Supervisors meeting.

**TAZEWELL TAE KWON DOJO–
MARTIAL ARTS TOURNAMENT**

Ms. Casey Addair, Head Instructor and Sr. Instructor, Logan Heiatt requested funding assistance for the upcoming Tazewell Tae Kwon DoJo – FY12 Martial Arts Tournament. Tazewell will be hosting the tournament for Virginia competitors at Tazewell High School. Visitors will be attending from Tennessee and Ohio. The tournament will bring tourism and other revenues to Tazewell County. Ms. Addair said funding up to \$250.00 is needed for THS custodian service during the event.

Now, upon motion of Supervisor Hymes, seconded by Supervisor Brewster 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 \$125.00 from the Southern District and \$125.00 (\$250.00) from the Northern District to assist with Tazewell High School custodian services for FY12 Martial Arts Tournament. The Chairman requested that the County Attorney in conjunction with accounts payable department decide where to send the check and in accordance with this action, the County Administrator is hereby authorized and directed to issue said warrant and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

**CLEARFORK FIRE DEPARTMENT
SOLICIT BIDS FOR FIRE TRUCK**

Russell Stowers, Chief, Clearfork Fire Department requested funding assistance for a used tanker to meet the needs of their department. The truck is located in New Jersey and is a 2000 gallon tank, 2008 model pumper-freightliner tanker with 2000 miles, for \$136,000.00. The truck was originally manufactured for Saudi Arabia. Mr. Stowers would like to go look at the truck as soon as possible because there are two other companies interested in the truck.

Now, upon motion of Supervisor Brewster, seconded by Supervisor Absher and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby authorizes the County to advertise for bids a 2000 gallon tank, 2008 model pumper-freightliner tanker, further authorizing that the company interested in the truck be sent a copy of the bid with a cover letter asking the company to submit a bid proposal.

CITIZEN COMMENTS

Irma Mitchell, Tazewell, Virginia spoke and announced the first-ever visit to Tazewell County by the Virginia Community College System State Board. They will hold a meeting on March 22, 2012 at 9:00 a.m. in the SWCC King Center and will visit several local coal mines. Additional information will be emailed to the Board of Supervisors regarding the event.

REASSESSMENT UPDATE

Don Thomas, Project Supervisor, Wingate and Associates gave a brief update on the status of the 2011 Property Reassessment. He said his office received 744 inquiries with 597 actual visits by concerned tax payers. The deadline for appearing before Wingate and Associates was slated for February 9. Property owners will next make appeals to the Tazewell County Equalization Board. Mr. Thomas said compared to the 2006 reassessment, the number of people visiting their office was average for a reassessment. The average property reassessment increase will average between 7 and 9 percent, with the Bluefield, Virginia and Claypool Hill areas seeing the largest increases in residential property values. Most people's complaints and apprehensions were the potential tax increases on their property.

Supervisor White said he received a hand-full of phone calls from his area as well as a few from Supervisor Absher's district. Supervisor Absher said he has received complaints with regard to the way doublewides are being categorized as stick built homes. Mr. Thomas said his company would correct the problem. Supervisor Stacy said he received one call from a constituent with significant increases. Supervisor Brewster said some of his constituents reported increases as well as some decreases. Supervisor Hymes said that constituents in his district have complained about the inconsistencies with property values. Supervisor White reinstated his commitment to being revenue neutral with regard to the upcoming tax levy.

Mr. Thomas said Board of Equalization hearings, dates and times would be established for citizens to appeal their assessments.

FIVE (5) MINUTE RECESS

The Chairman called for a recess of five (5) minutes after the meeting was duly reconvened.

APPOINTMENT

One appointment to the Transportation Safety appointment will be placed on the March 6, 2012 agenda to replace Brian Hieatt.

REDISTRICTING ORDINANCE – PUBLIC HEARING

Now, upon motion of Supervisor Brewster, 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 authorize and direct the advertisement of a public hearing at the March 6, 2012 regular meeting, to enact an ordinance to rescind the December 6, 2011 ordinance establishing precincts and polling places for the County by renaming Baptist Valley West Precinct as simply Baptist Valley, dissolving Baptist Valley East Precinct into the former separate Gap Store and Adria Precincts, returning the Adria polling place to its prior location, and moving the Gap Store Polling Place to Dailey's Chapel Fellowship Annex in Baptist Valley. And, further, prior to the March 2012 regular meeting, the County Administrator shall thoroughly evaluate Dailey's Chapel's Fellowship Hall to confirm what

improvements, if any, are necessary to comply with the provisions of the ADA applicable to the Help America Vote Act and provide the Board of Supervisors with an estimate of costs of such improvements, if any.

APPOINTMENTS

Local Building Code of Appeals

Upon motion of Supervisor Stacy, 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 appoints Ron Houchins, 98 Mountain View Drive, Bluefield, VA 24605 as a member of the Local Board of Building Code of Appeals with a term effective immediately and expiring May 31, 2014. This appointment fills the unexpired term of Henry Nickels who resigned.

Equalization Board

Upon motion of Supervisor Stacy, seconded by Supervisor Absher and adopted by a vote of 4 to 0, with Supervisor White absent from the vote, the Tazewell County Board of Supervisors hereby nominates Jerry Altizer, 409 Mountain Lane, Bluefield, VA 24605 to serve as a member of the Tazewell County Board of Equalization (Eastern District). This appointment concludes the five (5) names to be presented to The Honorable Teresa Chafin for consideration of appointing same to act as such Board of Equalization of Tazewell County for a term commencing March 1, 2012 and ending February 28, 2013.

Library Board of Trustees

Upon motion of Supervisor Stacy, 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 reappoints the following individuals to serve as members of the Tazewell County Library Board of Trustees, with a term commencing immediately and expiring January 31, 2016 (four-year term):

- Sarah Bowling, 108 Fincastle Lane, Bluefield, VA 24605
- Katsy Lawson, 507 Lake Park Drive, Richlands, VA 24641

One appointment to fill the unexpired term of Bill Wimmer who resigned will be placed on the March 6, 2012 agenda.

Social Services Board

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 Karen Rich, 710 Fincastle Lane, Bluefield, VA 24605 to serve as a member of the Tazewell County Social Services Board, with a term effective January 1, 2012 and expiring December 31, 2015 (four (4) year term).

Tazewell County Tourism

One appointment to the Tazewell County Tourism Committee to fill a vacancy left by the resignation of Ginger Branton was deferred to the March 6, 2012 meeting.

Precinct Advisory Committee

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 appoints Russell Stowers, 6949 Clearfork Road, Bastian, VA 24314 to serve as a member of the Precinct Advisory Committee.

Upon motion of Supervisor Absher, 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 appoints Wilma Sayers, 727 Middle Creek Road, Cedar Bluff, VA 24609 to serve as a member of the Precinct Advisory Committee.

Upon motion of Supervisor Brewster, 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 appoints Sandra Warden, 137 Florence Circle, Tazewell, VA 24651 to serve as a member of the Precinct Advisory Committee.

Upon motion of Supervisor Brewster, 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 Benjamin A. Gibson, PO Box 492, Pocahontas, VA 24635 to serve as a member of the Precinct Advisory Committee.

Upon motion of Supervisor Brewster, 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 Harry Nolley, 401 Abbs Valley Road, Bluefield, VA 24605.

TAZEWELL COUNTY LEGISLATIVE MEETING

Supervisors Absher, Brewster and White stated they were pleased with the outcome of the 2012 Tazewell County Council – Legislative Meeting held in Richmond on January 25-26. Each concurred that the trip was a win-win situation and good things should happen as a result of the meeting. Supervisor Brewster said Tazewell County has a lot to promote and envisions potential industry and workforce training opportunities for Tazewell County as a result of the meeting. He congratulated the entire Tazewell County team for their hard work in making the Legislative visit a success and commending Sam Wolford as well for creating the V-MAP presentation. He said the County received a lot of good information from VDOT and other state agencies as well. He further suggested that VDOT officials become more hands-on in keeping the County apprised of highway activities. Supervisor White concurred, and said the meeting was a huge success and said the County always gains beneficial information as a result of the meeting. Supervisor Absher remarked on the great V-MAP presentation and said everyone in Richmond was impressed with the video.

PUMP AND HAUL PERMIT – POUNDING MILL QUARRY/BLUEFIELD

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 authorizes the County to enter into an agreement – renewal on an annual basis, with the Virginia Department of Health to allow Pounding Mill Quarry, Bluefield, VA to receive a pump & haul permit for their septic system and the hauling services be performed by the PSA as a PSA customer, subject to legal review.

And further, 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 authorizes and directs the IDA & PSA to jointly seek funding to extend sewer to the Industrial Park located around Pounding Mill Quarry and all the industries in and around the area to promote job creation and enhance economic development.

**PUBLIC HEARING AUTHORIZED –
ALL TERRAIN VEHICLES ON CERTAIN STATE ROUTES
IN TAZEWELL COUNTY**

Upon motion of Supervisor Brewster, 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 and directs the County Administrator to advertise for a public hearing at the March 6, 2012 meeting to hear concerns regarding a proposed Ordinance to Permit Travel by All Terrain Vehicles on Certain State Routes in Tazewell County, Virginia. The Board felt that ATV operators should be of legal driving age. This matter will be decided during the public hearing. Supervisor Brewster further stated that he would solicit comments from Pocahontas Town Council members during their February 21 meeting. Supervisor Brewster said the ATV approval would add to travel through the Town as well as enhance economic development in the area.

**PROPOSED ORDINANCE ESTABLISHING RULES FOR DISTRICT FUND
EXPENDITURES**

The County Attorney, Eric Young stated he continues to work on a draft ordinance establishing rules for district fund expenditures.

**PUBLIC HEARING AUTHORIZED
MOORE MOUNTAIN ROAD**

Upon motion of Supervisor Brewster, 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 and directs the County Administrator to advertise for a public hearing for the March 6, 2012 regular meeting, to hear concerns regarding a proposal to include Moore Mountain Road into the County's Orphan Road System.

SPEARHEAD TRAIL

The County Administrator, Jim Spencer announced that Supervisor Brewster is the new Chairman of the Recreation Development Authority (RDA). Supervisor Brewster requested that

the local Media reach out to the new Executive Director for Southwest Regional Recreation Authority/Spearhead, Charles Riedhammer, and to capture his vision for what he would like the Spearhead to become. He said Mr. Riedhammer is very excited about the Spearhead Trail and has a lot of affection for the Town of Pocahontas.

RECYCLING EFFORTS

Supervisor White mentioned that Cedar Bluff Elementary is interest in recycling efforts and as a pilot program, suggested the school be given recycling bins and coordinate the transfer of the refuse with the County transfer stations. He said he was willing to put up money from his district funds for the recycling containers or other recycling needs. Supervisor White said the School is willing to implement the program – but needs help getting started. The Board suggested the County Administrator and Sam Wolford work with the County’s Recycling Committee to come up a dollar figure, to keep track of the program as well as volume numbers. Supervisor Brewster, as the liaison of the School System, suggested the school system implement a recycling class as part of their curriculum. The County Administrator and Sam Wolford will take the lead on the recycling project as well as scheduling a field trip to visit a recycling center in West Virginia.

RECYCLING MONIES – NORTHWESTERN DISTRICT

Now, upon motion of Supervisor White, 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 approved monies from the Northwestern District Fund to initiate the Recycling Program/purchase of recycling bins. 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.

RAVEN ELEMENTARY SCHOOL

\$1,000.00 YOUTH FUNDS – NORTHWESTERN DISTRICT

Upon motion of Supervisor White, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$1,000.00 from the Northwestern Youth funds, payable to the Raven Elementary School, 22 School Street, Raven,

Virginia 24639 to assist with the 5th graders field trip to Gatlinburg, TN. The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

RICHLANDS ELEMENTARY SCHOOL

\$500.00 NORTHWESTERN DISTRICT FUNDS

Upon motion of Supervisor White, 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 \$500.00 from the Northwestern District Funds, payable to Richlands Elementary School – to use for any purpose. The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County Virginia.

RICHLANDS HIGH SCHOOL DECA –

\$1,000.00 NORTHWESTERN DISTRICT

\$1,000.00 WESTERN DISTRICT

Upon motion of Supervisor White, 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 \$2,000.00 i.e. \$1,000.00 from the Northwestern District Fund and \$1,000.00 from the Western District Fund payable to Richlands High School DECA, attention: Paula Bandy, RHS Marketing Coordinator. 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.

LABOR OF LOVE MISSION \$2,000.00

ROBERT STEELE

Upon motion of Supervisor Brewster, 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 approves the amount of \$2,000.00 – i.e. \$500.00 Northern District; \$500.00 Southern District; \$500.00 Northwestern District and

\$500.00 Western District, payable to the Labor of Love Mission, attn: Robert Steele, North Tazewell, Virginia 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 check by the Treasurer of Tazewell County, Virginia.

**\$1,000.00 FROM NORTHERN DISTRICT
TO CLINCH VALLEY COMMUNITY ACTION
PLAYGROUND EQUIPMENT**

Upon motion of Supervisor Brewster, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$1,000.00 from the Northern District Funds, payable to Clinch Valley Community Action, PO Box 188, North Tazewell, Virginia 24630 (David Larimer will pick up). This money will be used to assist in the purchase of playground 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 check by the Treasurer of Tazewell County, Virginia.

VDOT SAFETY STUDIES APPROVED

Sinking Waters Road

Upon motion of Supervisor Brewster, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby adopts a resolution requesting the Virginia Department of Transportation to perform a safety study/speed study on Route 626 – Sinking Waters Road located in the Northern District, posting of 35 mph speed limit signs at the beginning of Sinking Waters Road to Dryfork Road, an approximate distance of 3.5 miles.

Upper Valley Road – Route 604 Thompson Valley

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 adopts a resolution requesting the Virginia Department of Transportation to perform a safety study/speed study on Route 604-Upper Valley Road in Thompson Valley, an approximate distance of 3.34 miles.

Supervisor Absher also requested the status of a speed study request on Route 19 in the Claypool Hill area. The resolution was approved by the Board of Supervisors and submitted to VDOT over a year ago.

RESOLUTION – VOTER IDENTIFICATION LEGISLATION (HB569 & HB9)

Upon motion of Supervisor Hymes, seconded by Supervisor Brewster 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 similar to a resolution adopted by the Tazewell County Electoral Board, recommending that HB 569 and similar legislation be tabled for this year, to be reconsidered in 2013 as well as recommending that Virginia reconcile its list of acceptable voter identification documents now available under Virginia law with the list provided under federal law through the Help America Vote Act of 2002 and that we add the proviso that if a photo ID requirement becomes law, any photo ID that shall be acceptable under Virginia law should be specifically defined as one that is issued by the Commonwealth of Virginia, and that out-of-state photo IDs (including driver's licenses) and student ID cards issued by educational institutions should not be acceptable; and, in addition, that the alternative to presenting photo identification - the signing of an Affirmation of Identity under penalty of perjury - is a sufficient deterrent to voter fraud and should be retained as an option under the Virginia Code and urge that HB 9, which eliminates this alternative and was passed by the House of Delegates on January 31, 2012, also be tabled.

**COYOTE PAYMENTS SUSPENDED -
EFFECTIVE FEBRUARY 17, 2012**

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 suspends coyote claim payments by the Tazewell County Board of Supervisors, effective February 17, 2012 at 4:30 p.m. Claims received in the County Administration Office, prior to February 17, 2012 at 4:30 p.m. will be considered for payment at the March 6, 2012 Board of Supervisors regular meeting. The payment of any future coyote bounties after the February 17, 2012 deadline will be discussed during the upcoming FY12-13 budget workshops.

At the request of Supervisor Stacy, Chairman Hymes directed Patricia Green to send an updated coyote bounty payment- spread sheet to members of the Board of Supervisors for their review.

LAW INTERN

The Chairman requested the County Attorney to seek assistance from a law intern to review all county ordinances to determine if the county ordinances are up to date with current state laws.

RIVERJACK BRIDGE

A question by Supervisor Hymes concerning weight limit issues on the River Jack Bridge in North Tazewell is a Town of Tazewell issue and is being addressed.

ESC APPOINTMENT

Supervisor Hymes announced Mr. Fred Lawson's resignation from the Emergency Services Committee. He requested the appointment be placed on the March 6, 2012 agenda.

PAPERLESS AGENDA

Supervisor Hymes announced the County's upcoming implementation of paper-less agendas for Board of Supervisors meeting which should take effect in the next few months. The County Administrator said other county authorities, such as the IDA and PSA would be participating in the new program as well.

SKILLS USA - \$1000.00

\$200.00 FROM EACH DISTRICT FUND

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 approves the amount of \$200.00 from each district fund, Southern, Northern, Eastern, Western and Northwestern for a total of \$1,000.00 payable to Skills USA, Tazewell County Career and Technical Center 100 Advantage Drive, Tazewell, Virginia 24651, attn: Lonnie Quesenberry. This money will be used to assist in the

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

TAZEWELL LITTLE LEAGUE \$1,500.00

\$500.00 SOUTHERN DISTRICT

\$1,000.00 NORTHERN DISTRICT

Upon motion of Supervisor Hymes, seconded by Supervisor Brewster 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 (\$500.00 Southern District & \$1,000.00 Northern District) payable to the Tazewell Little League Baseball and Softball, Inc. PO Box 988, North Tazewell, Virginia 24630, attn: Heather Wimmer.

This money will be used to assist with the 2012 Season. The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

TAZEWELL HIGH SCHOOL BASEBALL

\$1,000.00 SOUTHERN DISTRICT FUNDS

Upon motion of Supervisor Hymes, seconded by Supervisor Brewster 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 Southern District Fund payable to Tazewell High School Baseball – 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 check by the Treasurer of Tazewell County, Virginia.

**TAZEWELL HIGH SCHOOL –
\$1,000.00 SOUTHERN DISTRICT FUNDS
PROJECT GRADUATION**

**\$500.00 SOUTHERN DISTRICT FUNDS – PEN & INK DRAWING FOR THS
GRADUATES**

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 \$1,000.00 from the Southern District Fund, payable to Tazewell High School Project Graduation 2012, Attn: Daphne Murray, PO Box 413, Tazewell, Virginia 24651. And, further hereby approves the amount of \$500.00 from the Southern District Funds, payable to Tazewell High School – Pen & Ink Drawing for THS Graduates. The County Administrator is hereby authorized and directed to issue said warrants in accordance with this action and which said warrants will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

ADJOURN

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 5 to 0, with all members present and voting in favor thereof and no one against the same, the meeting was adjourned.

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

D. Michael Hymes, Chair

Adjourn time: 9:58 p.m.

By: rg