

**VIRGINIA: AT A RECESSED/JOINT MEETING OF THE TAZEWell COUNTY  
BOARD OF SUPERVISORS AND THE TAZEWell COUNTY  
INDUSTRIAL DEVELOPMENT AUTHORITY (IDA) HELD JANUARY  
27, 2011 AT 6:00 P.M. IN THE TAZEWell COUNTY  
ADMINISTRATION BUILDING, 108 EAST MAIN STREET, TAZEWell,  
VIRGINIA 24651**

**PRESENT: DAVE R. ANDERSON, CHAIRMAN  
D. MICHAEL HYMES, VICE CHAIRMAN  
SETH R. WHITE, MEMBER  
JOHN M. ABSHER, MEMBER  
JIM T. CAMPBELL, MEMBER  
JAMES H. SPENCER, III – COUNTY ADMINISTRATOR  
C. ERIC YOUNG, COUNTY ATTORNEY  
PATRICIA GREEN, ASSISTANT COUNTY ADMINISTRATOR  
RUTH GROSECLOSE, ADMINISTRATIVE ASSISTANT  
MEMBERS OF THE PRESS: JIM TALBERT, CLINCH VALLEY  
NEWS/RICHLANDS NEWS PRESS**

**OTHERS**

**PRESENT: INDUSTRIAL DEVELOPMENT AUTHORITY MEMBERS:  
DOYLE RASNICK, MEMBER  
KYLE HURT, MEMBER  
T. SHEA COOK, MEMBER  
CURTIS GILLESPIE, MEMBER  
ANDY ALTIZER, MEMBER  
PAM WARDEN, IDA SECRETARY**

**ABSENT: DARRELL ADDISON, MEMBER  
MONTE RIFE, MEMBER**

Dave R. Anderson, Chairman of the Tazewell County Board of Supervisors called the joint meeting with the Tazewell County Industrial Development Authority(IDA) to order and presided.

Supervisor White gave the invocation, which was followed by the Pledge of Allegiance to the United States Flag.

Chairman Anderson welcomed members of the IDA to the joint meeting. Doyle Rasnick, IDA Member voiced his appreciation for the opportunity to meet with the Board of Supervisors and stated he looked forward to discussing joint projects and setting goals for the next few years pursuant to the direction of the Board of Supervisors.

The first item of business was a joint executive/closed meeting, pursuant to Virginia Code Section 2.2-3711. The County Attorney, Eric Young requested that a property acquisition involving Richlands be added to the Executive/Closed meeting.

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 approves the agenda format as amended, further suspending the last part of the agenda "Other Business" to the February 1, 2011 regular Board of Supervisors meeting.

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

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 enters into an executive/closed meeting, pursuant to Virginia Code Section 2.2-3711:

- 2.2-3711 (A) (3) Disposition of the former Health Dept. Building and the proceeds from any sale
- 2.2-3711 (A)(29);(A) (27) Development Agreement for the Bluestone
- 2.2-3711 (A) 5 Prospective Business or industry were no previous announcement has been made of the business' or industry's interest in locating or relocating or expanding its facilities in the community involving SMSWTC Project

- 2.2-3711 (A) 6 Discussion or consideration of the investment of public funds where competition or bargaining is involved, where, if made public initially, the financial interest of the County would be adversely affected involving a natural gas project
- 2.2-3711 (A) 3 Property Acquisition involving the Town of Richlands

**RETURN/CERTIFICATION/REPORT OF ACTION**

Upon motion of Supervisor Anderson, 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 returns from the Executive/Closed Meeting, with Supervisor Hymes reading the following resolution:

**CERTIFICATION**

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 Absher, Campbell, Hymes, White and Anderson

Nays: None

Absent: None

Absent during vote: None

**REPORT OF ACTION AS A RESULT OF THE EXECUTIVE/CLOSED MEETING  
DEED OF DONATION –  
HEALTH DEPARTMENT BUILDING  
TO THE TAZEWELL COUNTY IDA**

Upon motion of Supervisor Hymes, 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 conveys the former Tazewell County Health Department Building located on Ben Bolt Avenue, Tazewell, Virginia to the Tazewell County Industrial Development Authority (IDA), subject to the restrictive covenants as stated in the deed that will be attached to this motion and further that the Chairman of the Board of Supervisors is hereby authorized, directed and empowered to sign the deed on behalf of the Board of Supervisors. The Tazewell County Industrial Development Authority (IDA) is hereby requested to procure the services of an auctioneer by obtaining at least three (3) quotes and further that the property be disposed of for no less than the amount discussed in the executive/closed meeting held this date.

**NATURAL GAS PROJECT- WESTERN END OF THE COUNTY**

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 directs the Tazewell County Industrial Development Authority (IDA) to pay for a feasibility study for natural gas service in the western end of the County not to exceed \$50,000.00, on the condition that the Town of Richlands reimburse the Tazewell County Industrial Development Authority (IDA) half the actual cost of the study if the project moves forward; and further, that the Tazewell County Industrial Development Authority (IDA) is hereby authorized to pay for said study from the proceeds of the Town and Country tax credits; and that Members White and Absher participate in the town's procurement of the feasibility study.

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**JOINT MEETING TOPICS OF DISCUSSION**

**TAX CREDITS – RENOVATION OF ADMINISTRATION BUILDING**

Discussion of the disposition of the proceeds from the tax credits awarded for renovation of the Tazewell County Administration Building was addressed.

Supervisor Hymes suggested that the County create an Assets Sale Account and place the tax credit money in the Assets Sale Account along with the money received from the impending sale of the old health department building. Supervisor White questioned the VACO financing process for the building and wanted to know if the County could come up with enough money to pay off the loan, could the County obtain a partial lease? The County Attorney said he did not think the County could set up a partial lease with a Pool, but the County could perhaps set up a sinking fund, use the accrued monies earned by interest, and then retire the debt.

Patricia Green, Assistant County Administrator reported that she plans to meet with the County Auditors next week and she would discuss the tax credits issue with them and then inform the Board accordingly.

**LIQUIDATION OF COUNTY OWNED PROPERTIES**

The Chairman, Dave R. Anderson then addressed property/parcels owned by the County. It was suggested that a GIS map be printed with all county owned property and then distribute the map to the IDA, allow them to rank, evaluate and prioritize the properties and present a report to the Board of Supervisors on how to use or market the property.

**COUNTY WIDE ECONOMIC DEVELOPMENT PRIORITIES**

Both boards then discussed a list of countywide projects that would best serve the County as well as presenting individual district projects that each board member would like to pursue:

<b>County Projects – Goals for 1-5 Years</b>
Broadband – Residential and Commercial Service to Entire County – Affordable Rate
Business Registration – We Will Need This in Zoning & We Can Market Them
Courthouse – Repair Roof, HVAC, and Space Study
Employee Training – Create a Leadership Culture Through Leadership Specific Training – SVC. Quality

Assessment & Improvement Opportunities
Expand Partnership Between Education and Economic Development – Support Higher Ed/Vocational Education Training – Partner on DOL Opportunities
Fairgrounds Upgrade
Fire/Rescue/Public Safety – Better Equipment & Enhance Training – EDC Development/NIMS Structure
Natural Gas Distribution
GIS – Work to Make Available Via Web – Develop Continued Improvement Process
Health Care
IDA Fund
IDA Surplus Sale of Buildings
Industrial Sites
Marketing – Internal and External
Methane Gas Project
Micro Enterprise Fund and Rural Development
Newsletter – Local Focus
Recycling – Develop Strategic Plan for Recycling/Waste Diversion – Consider Regional Opportunities/Education
Reassessment – Support Through GIS/IT
Redistrict – Support Through GIS (Real Asset to Process)
Residential Development
Roads (Orphan to State)
Social Issues
Towns – Support and Partner – Consider Sharing of SVC’s Where Possible
Trails – Expedite ATV Development/Launch & Support Other Trail Opportunities
Transfer of Water and Regional Backup
Workforce Training/Soft Skills – Continue Support of WIA Programs – Grow Program Delivery – Support CVCA w/Service Delivery
Zoning/Enterprise Zone/Tourism Zone



**Eastern District Projects**

Bluestone

Divides Sewer Project

St. Clair Heights Water

**Northern District Projects**

Abbs Valley – Extend Sewer

Adria Conv. Area

ATV Trail

Broadband – CPPDC Efforts – Locate Provider for Last Mile Service

Cavitt’s Creek – Public Sewer, Extra Camping and Playground – Consider Property Expansion

Downtown Revitalization Project - Pocahontas

Falls Mills Dam – Water Source & Recreation Site

Horsepen Water Project – Under Construction

Miners’ Museum – Cabins, etc. – Trailhead Development

Pocahontas High School – Bluefield College, Bed & Breakfast, Etc.

Transfer Station Upgrade - Boissevain

Walking Trail - Pocahontas

**Northwestern District Projects**

Convenience Area – Jewell Ridge

Gas Distribution – Richlands Area

Jewell Ridge - Sewer

RBI – Comprehensive One Stop – Currently Finalizing Plan – Working on Lease Extension – Renovation

**Southern Projects**

Camp 31 – Possible Police Academy & Fire Academy

Expand Broadband – Sale – Tannersville – Look At

Rt. 16 – “Back of the Dragon” – Partner in Marketing/Support Back of the Dragon Days

Tannersville – Water

Tazewell Divides – Sewer – Landfill

(additional items below)

**Western District Projects**

Claypool Hill Water Treatment Plant – Upgrades Needed for New Development

Claypool Hill Sewer Treatment Plant

Expansion of Airport

Gas – Cedar Bluff & Claypool Hill Areas

Rt. 610 / I-81

Transfer Station Upgrade – Cedar Bluff

Supervisor Hymes presented additional items to consider as long-term plans for economic development in the County:

IDA development projects -

- Heath Department Building
- Camp 31 use for commercial or government use
- Wireless internet Gratton , Clear Fork , Cove and reminder of Thompson Valley
  - developing work at home opportunities similar to Dish Network jobs
- Farm Heritage Center
  - 4 million project
  - Conference center meeting rooms
  - enclosed exhibition space



- possible office space for farm related service offices
- Joint project with Tazewell town IDA on improving the current industrial park
- Joint project with the Tazewell IDA to revitalize the downtown section of Tazewell assist in finding tenets for the vacant building in the downtown section of Tazewell
- Upgrade the fairgrounds
- Convenience center Thompson valley area

**Other Goals:**

The County Administrator, Jim Spencer, reported that the Virginia Employment Commission has plans to use the office space in the Richlands Business Incubator. He also mentioned the on-going recycling venture for the County. Recycling will help keep landfill costs down and possibly bring additional jobs to the County. Supervisor Hymes also suggested that the County work with the Four Seasons YMCA to promote the bicycle race currently sponsored by them.

Sam Wolford, Director of Information and Technology gave a brief demonstration on the use of I Pads. The presentation showed how both boards could possibly benefit from purchasing I Pads to use as a tool for meeting agendas and other projects. The Board of Supervisors suggested that Mr. Wolford obtain price quotes on the I Pads.

Doyle Rasnick, IDA Member requested the County to investigate state funding possibilities for the construction of a road from Bluefield to Abbs Valley. He said there are many marketing possibilities in the Abbs Valley area, but access to the community was difficult.

Shea Cook, IDA Member said he was excited about the potential for a Gas Distributing Center in the Western District.

Curt Gillespie and Jim Campbell reiterated the importance of marketing the Town of Pocahontas.

**RICHMOND LEGISLATIVE MEETING UPDATE**

Board of Supervisor and IDA members who attended the recent Legislative Meeting in Richmond spoke highly of the meeting and mentioned the importance of collaborating with state officials and legislators to address important upcoming legislative issues.

Because of recent Legislative meetings, Supervisor White mentioned the on-going bridge project in Richlands and how the legislative visits have proved to be beneficial. The bridge project is now fully funded with construction to begin in 2012.

Upon closing the joint meeting, members of the Board of Supervisors and the Industrial Development Authority agreed to meet quarterly to keep communication lines open and to help move Tazewell County forward.

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

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

Upon motion of Supervisor White, seconded by Supervisor Hymes and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby enters into and executive/closed meeting pursuant to Virginia Code Section 2.2-3711:

- (A)(1) – Three (3) personnel matters – County Administrator’s contract; Workforce Training Personnel and Emergency Services Personnel
- (A) (3) – Property Acquisition - Town of Richlands

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 returns from the executive/closed session and hereby adopts the following resolution read by Supervisor Absher:

#### **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 Absher, Campbell, Hymes, White and Anderson

Nays: None

Absent: None

Absent during vote: None

## **REPORT OF ACTION AS A REPORT OF THE EXECUTIVE/CLOSED MEETING**

### **COUNTY ADMINISTRATOR'S CONTRACT-**

#### **TO JUNE 30, 2011 MIDNIGHT**

Upon motion of Supervisor Absher, seconded by Supervisor Anderson 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 renew the current employment contract of Jim Spencer, County Administrator, for a term of five (5) months, to expire at midnight on June 30, 2011.

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### **ZONING COMMITTEE/STAKEHOLDERS – ADDITIONAL MEMBERS**

Upon motion of Supervisor Anderson, seconded by Supervisor Absher and adopted by a vote of 5 to 0, with all members present and voting in following thereof and no one against the

same, the Tazewell County Board of Supervisors appoint the following members to the Tazewell County Zoning Stakeholders Committee - Charles Stacy, 636 Sedgewren St. Bluefield, VA 24605 & Dr. Teresa Paine., 1152 Triangle Rd. Bluefield, VA 24605.

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**CENTER FOR CHRISTIAN ACTION –  
\$1,000.00 NORTHERN DISTRICT FUNDS**

Upon motion of Supervisor Campbell, seconded by Supervisor Absher and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and on one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$1,000.00 from the Northern District Fund, payable to the Center for Christian Action, P.O. Box 608, Pocahontas, Virginia 24635. The County Administrator is hereby authorized and directed and 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 BOY SCOUT TROOP – 93**

Upon motion of Supervisor Hymes, seconded by Supervisor Campbell and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$1,500.00 from the Southern District Fund, payable to Tazewell Boy Scout Troop No. 93, 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.

**DRINKING WATER CLINIC – FEBRUARY 1, 2011**

Supervisor Hymes announced a Drinking Water Clinic Feb. 1, 2011 at 6:00 p.m. at the Tazewell County Fairgrounds, Fuller Peery Hall Building. The water clinic is sponsored in cooperation with the Virginia Cooperative Extension Agency- VA Tech. The cost is \$45.00 for home water sample collection. In approximately six (6) weeks, confidential test results will be reported to individuals participating in the clinic.

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**SHERIFF VEHICLE**

**APPROVED 4 X 4**

Upon motion of Supervisor White, seconded by Supervisor Anderson and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no against the same, the Tazewell County Board of Supervisors hereby authorizes and approves the amount of \$27,815.28 to purchase one (1) 4-wheel drive emergency vehicle for the Tazewell County Sheriff's Dept. Said monies for the purchase of same are hereby approved from Account No. 91050-7008 Capital Projects Contingency Fund.

Supervisor White requested that an official response from the Board of Supervisors be made to the Bluefield Daily Telegraph regarding Sheriff Caudill's recent article concerning the election.

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Supervisor Anderson requested that tentative budget meeting dates with School Board members be discussed.

Supervisor Anderson stated that he would be going to Richmond, January 31, 2011 to address Senate Bill 862- Renewal Energy. He invited the County Attorney to go with him.

Supervisor Campbell requested that the board consider adopting a resolution in support of HB 1766 Meth Lab penalties and that this mater be placed on the February 1, 2011 BOS agenda.

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**RESOLUTION**

**SUPPORTING ELECTION LEGISLATION**

Upon motion of Supervisor Hymes, seconded by Supervisor Hymes and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby adopts a RESOLUTION SUPPORTING ELECTION LEGISLATION, SENATE BILL 1156 AND SENATE BILL 1030, and further supporting an amendment to the State's appropriation committee to include funds necessary to pay for the production of new voter registration cards necessitated by the decennial redistricting.

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**EPA MRR –**

**SUBPART HH – GREENHOUSE GAS EMISSIONS INVENTORY PROPOSAL**

**LYNN HOLLOW LANDFILL**

Upon motion of Supervisor Hymes, seconded by Supervisor Anderson 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 Subpart HH- Municipal Solid Waste Landfill Task 1 -2010 Emissions Report in an estimated cost to complete, \$7,600 and Task 2 – Prepare Monitoring Report , in an estimate cost to complete \$8,000 (EPA MRR Subpart HH Reporting Requirements for the Greenhouse Gas Emissions Inventory Proposal - Lynn Hollow Landfill Proposal, Marshall Miller & Associates Proposal No. PRP3518-01. The EPA requires registration with EPA by January 30, 2011 and submission of a report for 2010 by March 31, 2011.

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**MIDDLE CREEK DECENTRALIZED SEWER**

**PROJECT DOCUMENTS APPROVED**

Upon motion of Supervisor Hymes, 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 documents with regard to the Middle Creek Decentralized Sewer Project:

Agreement: Whereas, Tazewell County has been approved by The Virginia Department Of Housing And Community Development (VHCD) to receive Virginia Community Development Construction-Ready Block Grants (VCDBG) in accordance with grant applications submitted by Tazewell County in order to construct sewer lines located in Tazewell County (Middle Creek Decentralized Sewer Project) Virginia (hereinafter referred to as the sewer project) – copy of same agreement is attached hereto and incorporated herein by reference thereto. ( This agreement corrects the document executed Dec. 17, 2010 , as inadvertently referred to as “Middle Creek Water Project”.

Resolution: Authorizing an appropriation by the County in the amount of \$120,000.00 to the project contingent upon receiving the funds for the Virginia Department of Housing and Community Development - as attached hereto and incorporated herein by reference thereto.

Tazewell County, Virginia – Section 504 Grievance Procedure: As attached hereto and incorporated herein by reference thereto.

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**ADJOURN**

Now, upon motion of Supervisor Hymes, 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 adjourn this meeting. The next regular meeting is scheduled for February 1, 2011 at 6:00 p.m.

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Dave R. Anderson, Chairman

By: rg

Recess time – 11:30 p.m.