

VIRGINIA: AT A REGULAR MEETING OF THE TAZEWELL COUNTY BOARD OF SUPERVISORS HELD JUNE 7, 2016 AT 6:00 P.M. IN THE TAZEWELL COUNTY ADMINISTRATION BUILDING, 108 EAST MAIN STREET, TAZEWELL VIRGINIA 24651

**PRESENT: D. MICHAEL HYMES, CHAIRPERSON
JOHN M. ABSHER, VICE CHAIRPERSON
CHARLES A. STACY, MEMBER
MAGGIE ASBURY, MEMBER
TRAVIS HACKWORTH, MEMBER
C. ERIC YOUNG, COUNTY ATTORNEY
PATRICIA GREEN, COUNTY ADMINISTRATOR
RUTH GROSECLOSE, EXECUTIVE ASSISTANT
MEMBERS OF THE PRESS: JIM TALBERT, CLINCH VALLEY NEWS/RICHLANDS NEWS PRESS; RON COLEMAN, THE VOICE NEWSPAPER; CONNIE BAILEY, TAZEWELL COUNTY FREE PRESS; WVVA-VIDEO/AUDIOGRAPHER; BLAKE STOWERS, BLUEFIELD DAILY TELEGRAPH**

ABSENT: NONE

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

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

AGENDA APPROVES AS AMENDED

Upon motion of Supervisor Asbury, seconded by Supervisor Hackworth and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the June 6, 2016 agenda as amended.

MINUTES APPROVED AS WRITTEN

Upon motion of Supervisor Hackworth, 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 May 3, 2016 Board of Supervisors meeting minutes as written.

SPECIAL PRESENTATION

The Chairman welcomed Sheriff Brian Hieatt to the meeting who introduced Derrick Mays, Program Manager for the Virginia Law Enforcement Professionals Standards Committee, with the Department of Criminal Justice. Mr. Mays presented the Tazewell County Sheriff's Office with a reaccreditation certificate. The sheriff's office completed a full assessment from representatives throughout the State of Virginia and followed by a full vote of 12 members to keep their accreditation status. This is the third accreditation award that the County has received. Mr. Mays said the Tazewell County's sheriff's office was one of the most professional agencies he had ever worked with. He said we want our children to go to accredited schools, and we want our people to live in an area where they have an accredited law enforcement. The ten (10) deputies present including the sheriff received a round of applause and congratulations from the Board of Supervisors and those present.

MONTHLY UPDATES

ECONOMIC DEVELOPMENT UPDATE

Mike Thompson, Director of Economic Development and Information Technology: gave a brief update on various activities in his office. He reported that visits on the County's Economic Development Website continue to increase. The implementation of the Bluestone Website will be another marketing tool for the County; The three applications for the Enterprise Zone have been approved; announcements will be forthcoming; He is visiting area businesses as requested by the BOS each month; A company from the UK visited the Bluestone; Mike will be traveling to Richmond and Northern VA for meetings with Cyber Security Companies. His plans are to meet with Karen Jackson - Technology Secretary to discuss Cyber Security in hopes to initiate the expansion of cyber security to this area.

Matt Anderson, County Engineer: Cavitts Creek Dam Valve Repair Project- apparent low bidder, Bander Smith - Awarded as the apparent low bidder (base bid) and authorized the County Attorney, County Administrator and County Engineer to negotiate up to said amount of \$148,500.00 and report same negotiations to the Board at their June 28, 2016 recessed meeting; Sole Source Equipment - Awarded to Duncan-Parnell; Transfer Station Repairs - Emergency concrete work at Boissevain and paving at Thompson Valley and Gratton approved (do this year); Status of various road projects given, Clinic, Tradewinds & Laurelwood Acre.

CAVITTS CREEK DAM VALVE REPAIR PROJECT

BANDER-SMITH, LLC, PO BOX 7188, RICHMOND, VA 23221-0188

Following presentation by Matt Anderson, County Engineer, regarding the County's solicitation of sealed bids from qualified bidders to perform dam valve rehabilitation or replacement service for the Cavitts Creek Dam, located in Tazewell County, and after debate by the Board of Supervisors concerning the County's receipt of only one qualified bid from Bander-Smith, LLC, and one bidder submitting a bid late, and upon motion of Supervisor Hackworth, seconded by Supervisor Stacy 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 finds Bander-Smith, LLC, PO Box 7188, Richmond, VA 23221-0188, to be the apparent low base bid of \$148,500.00, and hereby authorizes and directs the County Attorney, County Administrator and County Engineer to negotiate an amount up to \$148,500.00 prior to awarding the contract and to report the results to the Board of Supervisors at their June 28, 2016 recessed meeting. The Board of Supervisors were hoping to refurbish or replace the intake valve

operations on the existing riser which was included as an Additive Alternate Cost of \$61,500.00.
- the Board wanted to do both projects for the amount of funding that is currently budgeted.

DUNCAN & PARNELL, INC.

TRIMBLE MAPPING & GIS SOLUTIONS - SOLE SOURCE EQUIPMENT

Following presentation by Matt Anderson, County Engineer, and 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 Duncan & Parnell, Inc. 305 Ashcake Road., Suite K, Ashland, VA 23005, as the "Sole Source" authorized dealer for Trimble Mapping & GIS solutions products for the County of Tazewell, VA, in the amount of \$11,190.00. The Board found Trimble to be the sole sources for the hand-held unit because using any other source would require replacing all GPS software and other hand-held units. The County Administrator is hereby authorized and directed to enter into and execute the required documents in reference to this action and hereby further authorizes and directs the County Administrator to issue said warrant at such time as may be necessary and appropriate for the purchase of same and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, VA.

TRANSFER STATION WORK - EMERGENCY WORK

Following presentation by Matt Anderson, County Engineer, and upon motion of Supervisor Asbury, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby authorizes and approves the emergency work/repairs (concrete work) to be performed at the Boissevain Transfer Station and paving at the Thompson Valley and Gratton Transfer Stations. The emergency status will enable the County to proceed with the repairs with left over funding in this fiscal year's budget, FY15-16. The County Administrator is hereby authorized and directed to take the necessary actions as may be necessary and appropriate and to proceed with the issuance of warrants in accordance herewith and which said warrants will be converted to negotiable check by the Treasurer of Tazewell County, VA.

ROADS UPDATE

Matt Anderson, County Engineer, reported on various on-going road projects, i.e. Clinic Road, changes to the plans have been made and county staff is waiting a new set of plans; Tradewinds Drive - Construction should start this week; Laurelwood Acres - quote for the removal of a tree is \$1,300.00 from AA Energy.

Jerry McReynolds - Airport Authority: did not attend the meeting or submit a report due to recent knee surgery.

Dahmon Ball, PSA: gave a Capital Projects Update: Greater Tazewell Regional WTP to Town of Poca. Phases II & III Completion Dates July 29 and July 31, 2016; Greater Tazewell to Town of Project Phase IV - to be bid in January 2017 and tentatively scheduled by December 2017; Tazewell to Divides Sewer Leachate Line Project - scheduled for bid in July 2016 and substantial completion is tentatively scheduled for December 2017; Reported on the approved PSA Budget for 2016-17; The PSA Board also approved a 3.5 Annual Operations and maintenance fee increase over a six year period and approved a new Infrastructure fee averaging 3.1% over a six year period. The PSA also approved their new hospitalization Ins. rates contingent upon the BOS approving the County's hospitalization renewal rates. Supervisor Hackworth announced and congratulated the PSA's GOLD AND SILVER AWARDS for excellent water quality from various PSA projects.

EXECUTIVE/CLOSED MEETING

Upon motion of Supervisor Stacy, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby enters into an EXECUTIVE/CLOSED MEETING PURSUANT TO VIRGINIA CODE, SECTION 2.2-3711 OF THE CODE OF VIRGINIA:

- A (3) Property Disposition Cavitts Creek Park

- A(7) Legal Consultation regarding potential litigation
BVU/PPDC

- A(29) Discussion of the award of a public contract concerning the expenditures of public funds involving the Landfill bid evaluations

■ 15.2 - 2907 (D) - Pocahontas Boundary Adjustment

- Add- A-3 Property Disposition regarding the lease of the former Tazewell Jr. High School Cafeteria.

RETURN/CERTIFICATION/REPORT OF ACTION

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 returns from the Executive/Closed meeting pursuant to the Code of Virginia, Section 2.2-3711 of the Code of Virginia and hereby adopts the following 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 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: Five (5) Supervisor Stacy, Asbury, Hymes, Absher, Hackworth

Nays: None

Absent: None

Absent during vote: None

REPORT OF ACTION:

SUBLEASE AGREEMENT -

AASC - FRONT PORCH

Upon motion of Supervisor Hymes, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present and voting in favor thereof, the Tazewell County Board of Supervisors approves the sublease for the Former Tazewell Junior High School Premises by the Appalachian Agency for Senior Citizens to the Front Porch, Inc. according to the terms of the sublease presented during executive session on the condition that the revenue received by the Agency as rent from the subtenant be used solely for the Agency's nonprofit purposes including providing assistance to the County's Seniors, and further that the sublease be made a part of the record of this meeting. A copy of the sublease is available in the County Administrator's office, 108 East Main Street, Tazewell, VA 24651.

PUBLIC HEARING(S)

THERE WERE THREE(3)

The Chairman, D. Michael Hymes, called to order a public hearing that was duly advertised according to law, entitled, Tazewell County Proposed Budget Ordinance FY2016-17. The County of Tazewell's recommended budget synopsis is prepared and published for informative and fiscal planning purposes only. The inclusion in the budget ordinance of any item or items does not constitute an obligation or commitment on the part of the Board of Supervisors of this County to appropriate any funds for that item or purpose. The budget ordinance is presented on the basis of the estimates prepared by the Tazewell County Board of Supervisors/Budget Committee, and requests submitted to the County Administrator by other offices and department heads of the County. There is no allocation or designation for that purpose of any funds of the County for any purpose until there has been an appropriation for that purpose by the Board of Supervisors of Tazewell County, Virginia. The budget ordinance is for informative and fiscal planning purposes only and will not be approved, adopted or ratified by the Board of Supervisors until at least seven (7) days after the Public Hearing with an anticipated adoption date of June 28, 2016. This Public Hearing is held pursuant to Section 15.2-2500 - 15.2-2508 of the Code of Virginia, 1950, as amended, and is for the purpose of allowing the public to question and comment on the proposed budgets. A copy of the complete budget ordinance as proposed is on file in the office of the County Administrator, 108 East Main Street,

Tazewell, Virginia and posted outside the Circuit Court Clerk's Office door of the County Courthouse on Main Street in Tazewell, Virginia. It is posted on the County's website www.tazewellcountyva.org. All citizens of Tazewell County Virginia have the right to attend and state their views thereon subject to reasonable time limits as shall be determined by the Tazewell County Board of Supervisors.

TAZEWELL COUNTY BUDGET PRESENTATION FY2016-17

Patricia Green, County Administrator, presented a summary of the Proposed FY16-17 Tazewell County Budget. The budget comparison for FY16-17 showed a Total Adjusted Expenditures at \$111,436,959. This is a 4.75% decrease from the FY16 Approved budget and a decrease of \$5,562,341 from the current year. The FY17 Proposed School Board General Fund budget was presented at \$59,032,722, which is an increase of 3.88% and a \$2,205,938 increase from the FY16 approved School Board Budget. The presentation also included a table showing the county's employment base within the County with the Tazewell County School System being the largest employer. Ms. Green explained that Virginia requires a local match to receive their funding for schools, and for FY17 the required local match is \$11,438,491 with the County giving the School System 25% more than required for \$14,298,738 for FY17 i.e. \$2,859,74 more than the required match, and an increase of \$384,063 increase from the FY16 funds (2.76 % increase). She gave a summary of the Capital Projects fund Comparisons and gave a Real Estate Tax Comparison for Tazewell County compared to surrounding counties. She showed projected Budget Reductions to the County's General Fund for FY17 for County Departments. She presented a District Fund summary of funds used for School activities from July1, 2014 to April 3, 2016. The amount of \$317,300.00 was given to various school groups such as boosters, project graduations, field trips, sports teams, bands, etc.

A complete copy of the budget presentation is on file in the office of the County Administrator, 108 East Main Street, and posted on the County's website, at www.tazewellcountyva.org.

A request by the School Boards Budget Committee's for the implementation of a vehicle license fee to be earmarked for the school system was addressed. The decal was expected to bring in around \$271,000.00. The County attorney said the decal license tax would be a tax

increase and would have to be advertised and adopted by the Board of Supervisors - certain advertisement requirements must be met.

Now, the Chairman called for public comments from the floor with regard to the budget hearing. The names of the following individuals spoke with reference to the proposed budget for FY16-17:

1. Thomas Burns Childress, Peeled Chestnut Mt., Pocahontas, VA 24635 - requested that the Board of Supervisors reinstate the \$10,500 for Historic Pocahontas, Virginia.
2. Bobby Shew, Peeled Chestnut Mt., Pocahontas, VA 24635 - requested that the Board of Supervisors reinstate the \$10,500 for Historic Pocahontas, Virginia in order to repair properties in Historic Pocahontas.
3. Greg Deskins, requested funds for the School System, asking for more funds to support pay raises for the teachers except for the first and last grades on the pay scale.
4. Christine Kinser, Tazewell County School Superintendent, who is retiring effective July 1, 2016 thanked the Board of Supervisors for a good two years and said the School Board would appreciate any extra funds the supervisors could come up with.
5. Bill Osborne, Tannersville, VA questioned the vehicle fee license tax requested by the School Board.

The vehicle license tax fee would create another revenue for the school system, but the county could not implement it immediately. The tax would be related to vehicles belonging to county residents - and emergency vehicles would be exempt. The County Attorney, Eric Young explained the requirements for such a tax.

Now, the Chairman of the Board of Supervisors called for additional comments from the floor with regard to the proposed Budget Hearing and there being none he declared the public hearing closed.

The Chairman asked fellow board members if they had any comments they would like to make.

Travis Hackworth spoke and said the County Budget Committee had worked hard to balance the budget and has cut the county budget in every aspect. He said he felt like the proposed \$15.00 decal fee would be just another tax over and above the water and sewer increases. He said voting on the vehicle tax would be an error on the County's part. And, the 125 percent increase to the school system was unfair to county employees

taking cuts while the school system gets a raise. He referred to himself like a watchdog on spending and he was against both the decal vehicle tax and the rate increase for the school system and requested that he go on record voicing his opposition with the school board's request.

Supervisor Stacy said that he felt poor because the county doesn't have enough money to do what he would like to do for the kids, but said he sees the problems the County is facing with regard to the budget crisis.

Supervisor Asbury reiterated the difficult budget year with budget cuts and with the potential for PSA rates; she said prayers are needed for prosperity.

Supervisor Hymes said that if he could find the money he would get it to the school system but said the County is truly suffering.

CONSENT CALENDAR APPROVED

Upon motion of Supervisor Stacy seconded by Supervisor Hackworth and adopted by a vote of 5 to 0, with all members present voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby 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:

WARRANTS APPROVED AS PAID

May 2016

Payroll

Ordered that Warrant Nos. 141352 through 141408 and direct deposits totaling \$347,999.50 from the General, Landfill Enterprise, and 911 Funds, covering payroll for the various County agencies, for the period ending April 30, 2016, be approved.

Ordered that Warrant Nos. 141410 through 141463 and direct deposits totaling \$363,471.94 from the General, Landfill Enterprise, and 911 Funds, covering payroll for the various County agencies, for the period ending May 15, 2016, be approved.

Accounts Payable/Payroll Deductions

Ordered that Warrant Nos. 474335 through 474488, 474491, for \$354,780.74 from the General, Landfill Enterprise, Capital Outlay, Law Library and 911 Funds, covering operating expenses for the various County agencies for the month of April 2016, be approved.

Ordered that Warrant Nos. 474490 through 474503, for \$181,269.55 from the General, Landfill Enterprise, and 911 Funds, covering payroll deductions for the various County agencies for the period ending April 30, 2016, be approved.

Ordered that Warrant Nos. 474505 through 474680, for \$524,726.15 from the General, Landfill Enterprise, Capital Outlay, Law Library and 911 Funds, covering operating expenses for the various County agencies for the month of May 2016, be approved.

Ordered that Warrant Nos. 474682 through 474695, for \$135,861.96 from the General Funds, covering payroll deductions for the various County agencies for the period ending May 15, 2016, be approved.

Handwritten

Ordered that Warrant No. 801939 through 801941 for \$4,000.00 from the General, Landfill Enterprise, Capital Outlay, Law Library, and 911 funds, covering operating expenses for the month of April 2016, be approved.

- Approval of warrants as paid for the month of April/May, 2016

- Sheriff's Office - transferred the amount of \$180.00 from the Contingent Expenditures & Grant Account No. 91050-7041 to Account 31020-6001 - total amount of checks received for the Harlem Rocket game vs. the Sheriff's office.

- Ratified \$250 from Western District, \$250 from Northwestern and \$250 District from Northern, \$250 from Southern after 7/1/2016 paid to the Wild Turkey Federation, Inc. for the June 18, 2016 Fish Day Event in Tazewell

- Ratified \$1,940.00 from the Eastern District fund payable to the Virginian Asphalt Paving, LLC for repairs to Camp Joy Road

- Library - approved the amount of \$425.00 from the Contingent Expenditures & Grant Account No. 91050-7041 to Library Account 7301-3099 as various donations received, i.e. \$100.00 Huffman Insurance; \$50.00 Peery & St. Clair, Inc.; \$50.00 Hurst-Scott Funeral Home; \$100.00 New Peoples Bank; \$125.00 Tazewell County Farm Bureau

- Approved the amount of \$300.00 from the Southern District fund payable to Tazewell Football Boosters for Business Sign Fundraiser (signs around the THS Football Stadium)

- Approved the amount of \$500.00 from the Southern District fund payable to Boy Scout Troop 93

- Authorized a public hearing to consider the acceptance of Glenwood Street into the Orphan Road Program

PUBLIC HEARING -

**AN ORDINANCE TO HEAR CONCERNS REGARDING AN ORDINANCE
TO RELOCATE THE BISHOP PRECINCT POLLING PLACE**

The Chairman, D. Michael Hymes, called to order a public hearing that was duly advertised according to law, to hear concerns regarding the Board of Supervisors intent to **"ADOPT AN ORDINANCE TO RELOCATE THE BISHOP PRECINCT POLLING PLACE TO THE ALEXANDER UNITED METHODIST CHURCH, FELLOWSHIP HALL AT 171 CHURCH HOUSE HOLLOW ROAD, BANDY, VIRGINIA ."** A copy of

the complete ordinance as proposed for adoption is on file in the office of the County Administrator, 108 East Main Street, Tazewell, Virginia.

The Chairman called for public comments from the floor with regard to the public hearing.

The proposed change in the polling place at the Bishop Virginia precinct was requested by the Tazewell County Electoral Board. Supervisor Hymes stated the current location was in bad shape and not a suitable location for people to come and cast their ballots. A copy of the minutes of the April 21, 2016 Electoral Board meeting discussing the condition of the Bishop Polling Place and asking for a public hearing by the Board of Supervisors to move the Bishop voting place from the present location to the Alexander United Methodist Church, Fellowship Hall, was included in the Board of Supervisors agenda packet and is on file in the office of the County Administrator, 108 East Main Street, Tazewell, Virginia.

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

Then, upon motion of Supervisor Asbury, seconded by Supervisor Hymes and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby

ADOPTS AN ORDINANCE TO RELOCATE THE BISHOP PRECINCT POLLING PLACE TO THE ALEXANDER UNITED METHODIST CHURCH, FELLOWSHIP HALL AT 171 CHURCH HOUSE HOLLOW ROAD, BANDY, VIRGINIA, to wit:

AN ORDINANCE TO RELOCATE BISHOP PRECINCT POLLING PLACE

WHEREAS, the Board of Supervisors desires to make Tazewell County's polling places a safe, clean, and comfortable environment for voters, elections officials and official election observers and otherwise assist residents in participating in the electoral process;

WHEREAS, by resolution approved in April 2016, a copy of which is hereto attached, the Tazewell County Electoral Board has found several defects in the current polling place for the Bishop precinct which may compromise the health and safety of election officials, official election observers, and voters as detailed in the attached minutes; And

WHEREAS, by the same said resolution the Electoral Board has requested the polling place be relocated to the Alexander United Methodist Church Fellowship Hall;

NOW THEREFORE, BE IT ORDAINED, pursuant to § 24.2-306 *et seq. of the Code of Virginia* (1950), as amended and upon recommendation from the Tazewell County Electoral Board, that the polling place for the Bishop Precinct shall be moved from the current location to the Alexander United Methodist Church Fellowship Hall at 171 Church House Hollow Rd, Bandy, VA 24602.

It is so **ORDAINED** by the Tazewell County Board of Supervisors as of this the 7th day of June, 2016.

AGREEMENT APPROVED

ALEXANDER UNITED METHODIST CHURCH TO HOST POLLING PLACE

Upon motion of Supervisor Asbury, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby adopts an Agreement with Alexander United Methodist Church to host the polling place. A copy of the agreement in a form as hereby approved in on file in the office of the County Administrator and incorporated herein by reference thereto.

PUBLIC HEARING
“AN ORDINANCE TO AMEND
THE TAZEWELL COUNTY TOURISM ZONE ORDINANCE”

The Chairman, D. Michael Hymes, called to order a public hearing that was duly advertised according to law, entitled AN ORDINANCE TO AMEND THE TAZEWELL COUNTY TOURISM ZONE ORDINANCE.

Now, the Chairman called for public comments with regard to the public hearing.

The County Attorney, Eric Young, presented a map show the current tourism zones

and the areas proposed for tourism zones. Residential areas within the County would not be included in the Tourism Zone, but if a residence were involved in a tourism activity such as a bed and breakfast the property owner could request a waived and become a part of the zone. He also that a business could not double-dip if they were also within an enterprise zone receiving financial incentives.

Tom Childress, Peeled Chestnut Mountain, Pocahontas, Virginia said this was a great opportunity for businesses to expand tourism and he reiterated that this ordinance was totally separate from the proposed Eastern District Zoning Ordinance.

David Woodard, Tazewell County Tourism Coordinator, also encouraged the adoption of the ordinance due to its benefit for tourism expansion.

Now, the Chairman called for additional comments from the Board of Supervisors and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby adopts the following ordinance as amended. Amendments included the last paragraph to wit: " It is hereby further resolved that businesses who may otherwise qualify for both the County's Tourism Zone Ordinance Incentives and Enterprise Zone Ordinance Incentives shall not be eligible to receive incentives pursuant to both Ordinances. Such businesses must elect either the Enterprise Zone Incentives or the Tourism Zone Incentives upon a determination that they are otherwise qualified for both. "

The ordinance was adopted as follows:

WHEREAS the Board has previously enacted an ordinance creating tourism zones in Tazewell County;

WHEREAS the Board desires to increase the number of properties for which tourism investment would be eligible for incentives pursuant to the Tourism Zone Ordinance by including acreage located between the current zone and the Town of Tazewell, as shown on the attached map and all additional territory within the Town's corporate limits;

NOW THEREFORE, BE IT ORDAINED:

That the Tazewell County Tourism Zone Ordinance is hereby amended to expand the territory encompassed by the zone thereby created to include those parcels in the unincorporated portion of the County as shown on the attached map, which is hereby incorporated herein by this reference, and all those parcels located within the Corporate limits of the Town of Tazewell, Virginia where the commercial activities which qualify a business or company for the zone incentives are permitted by the Town's zoning laws, including but not limited to business conducted pursuant to any re-zoning, variance, special use permit, or previously established non-conforming use. It is further Ordained that the above described properties shall be eligible for tourism zone incentives set forth in Sections 15-145(1)(a) and 15-145(2)(a) of the Code of Tazewell County, provided the applicants therefore otherwise qualify in accordance with the Ordinance.

It is hereby further resolved that businesses who may otherwise qualify for both the County's Tourism Zone Ordinance Incentives and Enterprise Zone Ordinance Incentives shall not be eligible to receive incentives pursuant to both Ordinances. Such businesses must elect either the Enterprise Zone Incentives or the Tourism Zone Incentives upon a determination that they are otherwise qualified for both.

It is so ORDAINED by the Board on this the 7 day of June 2016.

RECESS CALLED

The Chairman called for a recess of ten (10) minutes after which the meeting was duly reconvened.

OKTOBERFEST - TAZEWell AREA CHAMBER OF COMMERCE

Claudine Blankenship, PO Box 262, Tazewell, Virginia 24651, presented information to the Board regarding the first Annual Tazewell Area Chamber of Commerce - Oktoberfest scheduled for October 1, 2016 on Main Street in Tazewell. The event will feature craft breweries from Southwest VA and Central Virginia. She said the festival will be a family-fun day and evening full of entertainment. Mrs. Blankenship reiterated that the craft beer industry has become a huge economic Development tool in Virginia with the Governor and Virginia Tourism Corporation supporting and promoting it very heavily. She said the State Tourism Group is developing a beer trail in SWVA and the festival in Tazewell will be first premier craft beer festival in the Heart of Appalachia. Mrs. Blankenship requested \$5,000.00, 1/2 for promotion and marketing and 1/2 for entertainment for the Oktoberfest event. The amount of \$2,500.00 for marketing will need to be leveraged to obtain a grant from the State Tourism Corporation.

Supervisor Hymes committed/pledged the amount of \$2,500.00 from the Southern District Fund, but said he could not approve the monies until the June 28, 2016 recessed meeting - to be expended in the FY16-17 Budget, effective July 1.

MATTHEW WYNN

- PROPERTY CONCERN AT 128 LAKE WITTEN ROAD

NORTH TAZEWell, VIRGINIA

Matthew Wynn, 128 Lake Witten Road, North Tazewell, Virginia 24630, voiced concern that the Tazewell County PSA voted to proceed with condemnation proceedings and to file \$51,000.00 with the Circuit Court to cover the value of the property in which the PSA plans to build a tank site for the Tazewell to Pocahontas Water Site. Mr. Wynn is against the PSA taking his land for the tank site. He said his life's dream is to build a house on the site where the PSA plans to put the one-million gallon tank. Mr. Wynn disputes the PSA's claim that there are already pipe lines on his property and also disagrees that the PSA has looked at other sites and

for the project. He feels that there are other properties that could be used to build the tank site, but because of their affluent standings, the PSA is afraid of potential litigation for taking their property. Mr. Wynn believes the PSA's claim that other sites were not for sale is false and also accused the PSA of telling other property owners that he has agreed to sell the PSA his property. He requested that the Board of Supervisors do whatever is necessary to protect his property from being used for the tank site. Mr. Wynn requested that the PSA reevaluate the situation. The Board of Supervisors requested that the PSA (Dahmon Ball) provide them with maps of the pipe locations for review and discussion at the June 28, 2016 recessed meeting. The matter will be placed on the June 28 agenda.

BOARD OF SUPERVISORS LIAISON REPORTS

Planning Commission

Supervisor Stacy reported that final revisions are being made to the County's Comprehensive Plan and a draft copy will be ready for review and presentation in the next few months.

Industrial Development Authority (IDA)

Supervisor Hymes said that the IDA is moving forward with a several projects. The next meeting is scheduled for June 8, 2016 at 2:00 p.m.

Recreation Development Authority (RDA)

Supervisor Asbury reported that the RDA met on site at Cavitts Creek at their last meeting and the meeting was great. She reported that the Real McCoy cabins in Pocahontas were sold out for Memorial Day. Ginger and Don were present and introduced. The cabins in Boissevain - Trail Head Resorts had 3 of their 6 cabins and 2 RV's rented out for Memorial Day. A grand opening is scheduled for July. The Indian Inn (old Pocahontas High School) opened a concession stand on the football field over the Memorial Day and is open from Friday through Sunday. The cabins at Cavitts Creek - One (1) out of two (2) cabins have been placed on site.

Cumberland Plateau Planning District (CPPD)

Supervisor Absher said CPPD called an emergency meeting for June 9, 2016 at 4:00 p.m. to discuss issues related to the BVU-OptiNet Sunset Digital project.

APPOINTMENTS

- **Appalachian Agency for Senior Citizens** - 4 appointments expiring June 30, 2016: Reappointed Janet Gunn to June 30, 2018 two (2) year term.
Deferred Ginger Branton, Ralph Mullins and Irma Mitchell
- **Clinch Valley Community Action, Inc.** - 5 appointments expiring June 30, 2016 - Reappointed Shelia Weimer, Anglis Trigg, Jr., David Larimer to June 30, 2017. Deferred Wanda Lowe and Ramona Simmons
- **Cumberland Plateau Planning District** - 2 appointments expiring June 30, 2016
Reappointed John Biggs (citizen Town of Tazewell) to June 30, 2017
Deferred Doug Ratliff (citizen Town of Richlands)
- **Emergency Services Committee** - 7 appointments expiring June 30, 2016 - Reappointed Ben Young, Wess Blankenship, Keith Reynolds, Barry Patton to June 30, 2018 - Deferred Timothy Webb, James Price, Jim Hardy
- **Industrial Development Authority (IDA)** - 2 appointments expiring June 30, 2016 - Reappointed Curtis Breeding, Ann Robinson to June 30, 2020 (Four (4) year term)
- **Tazewell County Planning Commission** - 1 appointment expiring June 30, 2016 - deferred Eddie Pauley
- **Tazewell County Recreation and Parks Facility Authority (RDA)** - 1 appointment expiring June 30, 2016, appointed Jamie Howell Cartwright to fill expiring term of Jerry Gravely to June 30, 2019.
- **Southwest Regional Recreation Authority** - 1 appointment expiring June 30, 2016, Deferred, David Woodard
- **Tall Structures Appeals Board** - 1 Planning Commission representative expiring June 30, 2016, Deferred Eddie Pauley (Planning Commission to make a recommendation for appointment)
- **Tazewell County Road Viewers** - 5 appointments expiring June 30, 2016, Reappointed Bill Osborne, Ray Howell, Steve Slade, Clyde Sparks, Allen Whited to June 30, 2017
- **Tazewell County Tourism** - 9 appointments expiring June 30, 2016 - Reappointed: Dr. Terry Mullins, Cody Howell to June 30, 2018 - deferred James Dye's resignation; reappointed AD-HOC member (can vote on local matters only) Charlotte Whitted, Althea J. Robinson, David Bowers to June 30, 2018 and deferred Ad-hoc members John Blankenship, Greg Carter and appointed Linda

Singleton, PO Box 201, Cedar Bluff, VA to fill expiring term of Joan Yates, to June 30, 2018.

- **Wireless Authority** - 2 appointments expiring June 30, 2016 - Reappointed Mike Watson, Sam Kinder to June 30, 2020.

RESOLUTION APPROVING HEALTH INSURANCE PLAN FOR TAZEWELL COUNTY EMPLOYEES

Upon motion of Supervisor Hymes, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby adopts the following resolution approving a Health Insurance Plan and Rates for Tazewell County Employees:

RESOLUTION APPROVING HEALTH INSURANCE PLAN FOR COUNTY EMPLOYEES

WHEREAS, the Board of Supervisors desires to provide quality health insurance to its employees and employees of other County Agencies who participate in the plan at the least expense to the County;

WHEREAS, the Board previously retained a licensed broker for health insurance coverage's and authorized him to procure new health insurance options for the Board, pursuant to Section 2.2-4303(C) of the Code of Virginia;

WHEREAS, based on the recommendation of the broker and report of the Board's committee the Board has chosen an Anthem self insured coverage plan, which provides essentially the same coverage to employees at a savings to the County of approximately \$250,000.00 annually;

NOW THEREFORE, BE IT RESOLVED by the Board of Supervisors of Tazewell County, Virginia:

1. That the County Administrator is authorized and directed to cancel the current Local Choice policies previously provided by the Board and any contracts thereunto appertaining as of July 1st, 2016, or as soon thereafter as may be practicable so as to avoid any interruption in coverage's.
2. That the County Administrator is authorized and directed to execute any agreements necessary to contract with Anthem for the self funded plan in accordance with the terms set forth in the policy summary submitted to the Board, hereby incorporated into this

resolution, and in accordance with the schedule of rates also attached hereto and incorporated herein.

3. That the County Administrator is authorized and directed to open such accounts as may be necessary to fund the self insured obligations of the Board pursuant to the new policy;

4. That the County Administrator is authorized to procure a separate insurance service to administer COBRA coverage for the County's former employees, who may be entitled to such continued coverage by Federal Law, not to exceed \$5,000.00 per year;

IN WITNESS WHEREOF, the Board of Supervisors has caused this Resolution to be duly executed on its behalf by its Chairman and attested by its Clerk.

**Tazewell County
Hospitalization Rates
FY 2017
(Effective July 1, 2016)**

These rates are effective with the June 15th payroll:

KeyCare 10	Total Monthly Premium	Employee's Monthly Share	Employee's Semi-Mo. Share	Employer's Monthly share	Employer's Semi-Mo. Share
Single	\$ 761.00	\$ 164.20	\$ 82.10	\$ 596.80	\$ 298.40
Dual	\$1,395.00	\$ 354.40	\$ 177.20	\$ 1,040.60	\$ 520.30
Family	\$2,029.00	\$ 544.60	\$ 272.30	\$ 1,484.40	\$ 742.20

KeyCare 200	Total Monthly Premium	<i>Employee's Monthly Share</i>	Employee's Semi-Mo. Share	Employer's Monthly share	Employer's Semi-Mo. Share
Single	\$ 678.00	\$ 67.80	\$ 33.90	\$ 610.20	\$ 305.10
Dual	\$1,254.00	\$ 240.60	\$ 120.30	\$ 1,013.40	\$ 506.70
Family	\$1,831.00	\$ 413.70	\$ 206.85	\$ 1,417.30	\$ 708.65

LANDFILL PPEA REVIEW COMMITTEE

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 Hymes and Supervisor Hackworth as the BOS Committee to interview the Landfill PPEA proposals. The proposals will be evaluated by staff to determine if the proposals are technically feasible.

FIRE TRUCK - 1999 AMERICAN LAFRANCE EAGLE - PUMPER FOR JEWELL RIDGE FIRE DEPARTMENT

Patricia Green, County Administrator reported that the Fire & Rescue Director, Barry Brooks worked with the Jewell Ridge Fire Dept. to help find a newer replacement vehicle for one of theirs that needs a lot of repairs. A 1999 American LaFrance Pumper with all equipment, with a 750 gallon tank, and less than 34,000 miles, was located at a fire station in Darby, PA. To meet procurement requirements, a bid was placed on EVA for a similar pumper and Darby Fire Company, Darby, PA submitted the only RFP for \$50,000.00.

Now, upon motion of Supervisor Hackworth, 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, Tazewell County Board of Supervisors hereby authorizes and approves the amount of \$50,000.00 from funds remaining in the current year, FY15-16, Fire (\$15,000) and Rescue

Capital (\$35,000) accounts, and further hereby approves said purchase of a 1999 American LaFrance Eagle Pumper, four-door, aluminum cab that provides seating for eight, with a Cummins ISC 330HP diesel engine with less than 34,000 miles; the transmission is an Allison automatic transmission MD3060 and the fire pump is a Hale 1500 GPM Single state pump - with a 7850 gallon poly water tank, from Darby Fire Company, NO. 1, 4 Quarry Street, Darby, Pennsylvania, 19023-0123.

The County Administrator is hereby authorized and directed enter into and execute and an all documents as may be necessary and appropriate, and in accordance with this action, to issue said warrant to purchase same and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

**\$1,000.00 FROM THE EASTERN DISTRICT TO
BLUEFIELD VIRGINIA YOUTH REC LEAGUE -
UNIFORMS AND EQUIPMENT - CONTINGENT UPON
LEGAL REVIEW AND APPROVAL**

Upon motion of Supervisor Stacy, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$1,000.00 from the Eastern District fund, contingent upon legal review and approval, payable to the Bluefield Virginia Youth Rec League, PO Box 1354, Bluefield, VA 24605 to help pay for uniforms and equipment, attn: Jason Roberts. Following approval by legal counsel, the County Administrator is hereby authorized and directed to issue said warrants in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

**\$1,500.00 FROM THE EASTERN DISTRICT TO GRAHAM HIGH SCHOOL
FOOTBALL BOOSTERS - EQUIPMENT - CONTINGENT UPON LEGAL REVIEW
AND APPROVAL**

Upon motion of Supervisor Stacy, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$1,500.00 from the

Eastern District fund, contingent upon legal review and approval, payable to the Graham High School Football Boosters, PO Box 44, Bluefield, VA 24605, to help pay for equipment, attn: Eric Workman. Following approval by legal counsel, the County Administrator is hereby authorized and directed to issue said warrants in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

**\$2,500.00 FROM THE NORTHERN DISTRICT FUNDS -
TO BANDY COMMUNITY CENTER**

Upon motion of Supervisor Asbury, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$2,500.00 from the Northern District Funds, payable to the Bandy Community Center, attn. James Altizer. This money will be used to assist with annual maintenance and to purchase a lawn mower for the community center. The County Administrator is hereby authorized and directed to issue said warrants 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 FUNDS -
TOWN OF POCAHONTAS, VIRGINIA -
ANNUAL 4TH OF JULY CELEBRATION**

Upon motion of Supervisor Asbury, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$1,000.00 from the Northern District Fund, payable to the Town of Pocahontas, Virginia, PO Box 128, Pocahontas, VA 24635, for the annual 4th of July Celebration, attn: Jean Boone/Ben Gibson. The County Administrator is hereby authorized and directed to issue said warrants in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

\$1,250.00 FROM NORTHWESTERN DISTRICT AND \$1,250.00 FROM WESTERN DISTRICT (\$2,500.00 TOTAL) TO THE JEWELL RIDGE DEVELOPMENT CORPORATION FOR THE ANNUAL JULY 4 EVENT IN JEWELL RIDGE

Upon motion of Supervisor Hackworth, 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 \$2,500.00 (\$1,250.00 from the Northwestern District and \$1,250.00 from the Western District, payable to the Jewell Ridge Development Corporation, Jewell Ridge, Virginia - for the Annual July 4 event in Jewell Ridge. The County Administrator is hereby authorized and directed to issue said warrants in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

**GREATER RICHLANDS - AREA FESTIVAL AND JAMES H. DREW CARNIVAL
\$2,500.00 NORTHWESTERN AND \$2,500.00 WESTERN (\$5,000.00 TOTAL)**

Upon motion of Supervisor Hackworth, 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 \$5,000.00 (\$2,500 Northwestern & \$2,500 Western) payable to the Richlands Chamber of Commerce, 1413 Front Street, Richlands, VA 24641 - 2491, Memo: Greater Richlands Area Festival and James H. Drew Carnival. The County Administrator is hereby authorized and directed to issue said warrants in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

JUNE 28, 2016 DISTRICT FUND ALLOCATIONS

Supervisor Hymes requested that funding for the Tannersville 4th of July events be placed on the June 28, 2016 agenda and that the request for funding for the THS Golf Team, Farm to Table and Celebration of the Arts be placed on the June 28, 2016 recessed meeting agenda.

RECESS TO JUNE 28, 2016 - 6:00 P.M.

The Chairman called for further business from the Board of Supervisors and there being none, and 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 recesses this meeting to June 28, 2016 at 6:00 p.m. to consider adopting the Tazewell County Budget and to take other action as may be necessary and appropriate. The June 28, 2016 - 6:00 p.m. recessed meeting will include monthly meeting agenda items; no meeting will be held in July.

D. Michael Hymes, Chairman

By: RG

Recess 10:35 p.m.