

**VIRGINIA: AT A REGULAR MEETING OF THE TAZEWELL
COUNTY BOARD OF SUPERVISORS HELD MAY 1, 2018
AT FOUR O'CLOCK P.M. IN THE TAZEWELL COUNTY
ADMINISTRATION BUILDING, 197 MAIN STREET, TAZEWELL
VIRGINIA 24651**

**PRESENT: MAGGIE ASBURY, CHAIRPERSON
TRAVIS HACKWORTH, VICE CHAIRPERSON
CHARLES A. STACY, MEMBER
D. MICHAEL HYMES, MEMBER
TOM A. LESTER, JR., MEMBER
RUTH GROSECLOSE, EXECUTIVE ASSISTANT
C. ERIC YOUNG, COUNTY ATTORNEY
PATRICIA GREEN, COUNTY ADMINISTRATOR
WHITNEY PARSONS, AUDIO/SOUND
MEMBERS OF THE PRESS: JIM TALBERT, CLINCH VALLEY
NEWS/RICHLANDS NEWS PRESS; WARREN HINKLE, THE VOICE
NEWSPAPER**

ABSENT: NONE

Madam Chairperson, Margaret A. Asbury called the regular meeting to order and presided, with all members in attendance. She welcomed those present.

Supervisor Hymes gave the invocation following by the pledge of allegiance to the United States flag led by Supervisor Lester.

AGENDA APPROVED AS AMENDED

Upon motion of Supervisor Hymes, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the May 1, 2018 meeting agenda with

amendments as shown on the Revised Agenda, including an item added to the Executive/Closed meeting, i.e. A-1 personell matter involving Animal Control.

MINUTES APPROVED AS WRITTEN

Upon motion of Supervisor Hackworth, seconded by Supervisor Hymes and adopted by a vote 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 approve the March 27, 2018 & April 3, 2018 Tazewell County Board of Supervisors meeting minutes as written.

CONSENT CALENDAR

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

April 2018

Payroll

Ordered that Warrant Nos. 143411 through 143443, and direct deposits totaling \$233,570.11 from the General, and 911 Funds, covering payroll for the various County agencies, for the period ending March 31, 2018, be approved.

Ordered that Warrant Nos. 143445 through 143476, and direct deposits totaling \$236,160.56 from the General, and 911 Funds, covering payroll for the various County agencies, for the period ending April 15, 2018, be approved.

Accounts Payable/Payroll Deductions

Ordered that Warrant Nos. 482584 through 482706, for \$278,496.76 from the General, Landfill Enterprise, Capital Outlay, Law Library and 911 Funds, covering operating expenses for the various County agencies for the month of March 2018, be approved.

Ordered that Warrant Nos. 482708 through 482719, for \$146,556.50 from the General, and 911 Funds, covering payroll deductions for the various County agencies for the period ending March 31, 2018, be approved.

Ordered that Warrant Nos. 482721 through 482881, for \$2,063,627.76 from the General, Landfill Enterprise, Capital Outlay, Law Library and 911 Funds, covering operating expenses for the various County agencies for the month of April 2018, be approved.

Ordered that Warrant Nos. 482883 through 482896, for \$130,648.91 from the General, and 911 Funds, covering payroll deductions for the various County agencies for the period ending April 15, 2018, be approved.

Handwritten

No warrants were issued from the General, Landfill Enterprise, Capital Outlay, Law Library, and 911 funds, covering operating expenses for the month of March 2018.

Northwestern District Funds Approved

- \$100.00 to National Wild Turkey Federation - Clinch Mt. Long Beards Chapter
- \$250.00 to Richlands High School - Project Graduation
- \$2500.00 to the Jewell Ridge Community Recreation Development Corporation - 4th of July celebration
- \$2500.00 to the Richlands Freedom Festival Acct #5699-65
- \$2500.00 to the Cedar Bluff Festival Acct #5699-63
- \$5000.00 to the Richlands Teen Center Acct #5699-41
- \$2500.00 to the Richlands Food Pantry Acct #5699-75
- \$2500.00 to the Raven Theater Acct #5699-37
- \$5000.00 to the Town of Richlands Acct #5699-65
- \$450.00 to PM Lawn Care & Landscaping, LLC, 1120 Beartown Road, Tazewell, Virginia 24651 - cutting tree out of the creek in Doran Bottom

Northern District Funds Approved

- \$6,000.00 from the Orphan Road fund to the Northern District fund
- \$1,500.00 to Four Seasons Grading & Excavating LLC for tree removal on Radio Hill
- \$175.00 to cover Nuckolls Hall rental fee for the Happy Family Fund - Pocahontas fund raising event for children winter coats and shoes

Western District Funds Approved

- Ratified \$1,000.00 paid to the Cedar Bluff Elementary School for SOL tutoring

Southern District Funds Approved

- \$300.00 transferred from the Southern District Fund to the Tourism Account for Blessing of the Bikes
- \$100.00 to the THS Prom
- Ratified \$750.00 paid the Tazewell County 4-H Club - MSS - Field trip

Library Account Approved

- \$118.99 (\$100.00 & \$18.99 donations received) transferred from the Contingent Expenditures Account to the Library Account No. 7301-3099 (Nov. 6, 2017 memo)
- \$1,150.00 (\$1,000.00; \$100.00 & \$50.00 donations received) transfer from the Contingent Expenditures Account to the Library Account No. 7301-3099
- \$225.00 (\$125.00 & \$100.00 donations received) transfer from the Contingent Expenditures Account to the Library Account No. 7301-3099

Authorized and directed the County Administrator to transfer monies between County funds and departments as may be necessary through June 30, 2018

Tourism Account

- Approved the amount of \$1,597.64 from the Contingent Expenditures Account to the Tourism Account - line item Travel. This is a reimbursement from the Virginia Tourism Corporation for Back of the Dragon.

Ratified a Resolution in Support of the Restoration of Coal Employment Tax Credit

The Board of Supervisors requested that the Economic Development Department send a letter to area businesses asking that they support the resolution as well. Supervisor Hymes said that the proposed legislation to restore the Coal Employment Tax Credit was critical to our area.

Erroneous Assessment

- Approved the amount of \$1,342.00 payable to Medical Services of America, Inc., Medi Home Care, PO Box 2431, Lexington, SC 29071
- Approved the amount of \$1,290.00 payable to the Medical Services of America, Inc., Medi Home Care, PO Box 2431, Lexington, SC 29071

DAVID BAILEY ASSOCIATES

Madam Chairperson introduced David Bailey to present his 2018 Legislative Update. Copies of his tracking report were provided to the clerk.

Supervisor Hymes brought up HB 220 that was passed; which applies if you own private property & you're willing to license a county government to have a hiking trail, kayaking trail, horseback riding trail, etc., on your property then you are immune from prosecution; i.e., being sued civilly if someone breaks an ankle walking the rail on your property; this allows the county to have public recreation trails without have to buy 10M or 20M dollar insurance policies.

Supervisor Hackworth inquired about HB 809; Mr. Bailey briefed that the bill got through some steps of the house but then failed & was decided to continue it; bill has to be acted on by a certain date or the bill dies but if that happens it will be reintroduced.

EXECUTIVE/CLOSED MEETING

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 enter into an Executive/Closed Meeting pursuant to Virginia Code Section 2.2-3711.

- A-7 Legal Matter – Contract Negotiations involving Santek
- A-29 Discussion of the award of a public contract regarding the expenditure of public funds – Gigabeam proposal for Wireless Services
- A(1) Personnel regarding the County Attorney
- A(1) Personnel regarding the County Administrator
- A(1) Personnel regarding Animal Control

RETURN/CERTIFICATION/REPORT OF ACTION

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 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 Stacy, Asbury, Lester, Hymes, Hackworth

Nays: None (0)

Absent: None (0)

Absent during vote: None (0)

REPORT OF ACTION

TAZEWELL COUNTY WSA LEASE WITH GIGABEAM

Upon motion of Supervisor Hymes, seconded by Supervisor Hackworth, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the Tazewell County Wireless Service Authority lease with Gigabeam for operation of the Tannersville Internet services. A copy of the lease agreement in a form as hereby approved is attached hereto and incorporated herein by reference thereto.

SPECIAL RECOGNITION - PATRICIA K. GREEN

The board with Chairwoman Asbury preceding presented County Administrator Patricia Green with a resolution for her retirement and all of her years of service and contributions for Tazewell County. Upon motion of Supervisor Asbury, seconded by Supervisor Hackworth, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby adopts the resolution presented to Patricia K. Green.

A copy of the resolution can be found on file at the County Administration Building.

SPECIAL RECOGNITION - MARY RUTH GROSECLOSE

The board with Supervisor Hymes preceding presented Executive Assistant to the BOS, Ruth Groseclose with a resolution for her retirement and all of her years of service and commitment to Tazewell County. Upon motion of Supervisor Hymes, seconded by Supervisor Lester, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby adopts the resolution presented to Mary Ruth Groseclose.

A copy of the resolution can be found on file at the County Administration Building.

SOCIAL MEDIA POLICY - DEFERRED

Chase Collins, Assistant County Attorney, presented a revised Tazewell County Social Media Policy whereby *Section (3)* The County's LOGO, IMAGE, OR INSIGNIA was amended that it may not be used without the express written consent of the County Administrator or his/her designee.

Supervisor Hymes questioned if the policy included Constitutional Officers and other elected officials. He said the County needed to make sure the policy was practical for every

department and suggested that the policy be tabled until all departments had the chance to review it.

Now, upon motion of Supervisor Stacy, seconded by Supervisor Hymes and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby tables the consideration of approving the policy until such time as the policy is circulated among other departments i.e. constitutional officers, etc. to make certain they are of the same opinion of the social media policy.

MATT ANDERSON - COUNTY ENGINEER

Matt Anderson, County Engineer, presented quotes for various projects, i.e. tree removal for Wicker Lane/Toledo Street (the board deferred this for the present time); Whitehall Road - Culvert Repairs Quote, \$4,300.00 - three (3) 18" culvert pipes need to be replaced. Supervisor Stacy told Mr. Anderson to proceed with the culvert repairs by Four Seasons Excavation. (Matt will email Supervisor Stacy the amount left in his district road fund); Supervisor Hackworth requested that the Millstone Hollow Road request for repairs be sent to the Tazewell County Planning Commission for consideration of inclusion in the Orphan Road Program. Mr. Anderson said the road was eligible for inclusion in the County's Road Program.

Supervisor Hymes suggested that the upcoming Paving Schedule be revisited due to budget constraints. He also said that he will send Mr. Anderson an email from a lady from Horsepen regarding a request for a speed study.

Supervisor Asbury questioned Atlanta Star project; this is a state project (Rural Rustic Road Program) as well as Playton and McGuire Valley Road. She also questioned the status of the drainage in Paradise.

Mr. Anderson also presented the Building Inspection Report; the Transportation Safety Commission Minutes, various road issues & ongoing work (all road types), Clinic Road; Richlands School Complex (waiting on VDOT to gather traffic movement date); Buckhorn Street; Goose Creek Road.

Supervisor Lester questioned repairs to Moose Street; Rogich Road. He also instructed Mr. Anderson to proceed with College Park road repairs.

EMERGENCY SERVICES REPORT

BARRY BROOKS

Emergency Services Committee – Barry Brooks, Director of Fire & EMS Operations – Updated the Board of Supervisors on the last ESC meeting. He notified them of the current budget freeze and stated that they seemed receptive. ESC Board did select a Communications Committee starting next month, there is still one vacancy.

SPECIAL PRESENTATIONS

HABITAT FOR HUMANITY

The Chairwoman welcomed those from Habitat for Humanity. They were presented a resolution, i.e. celebrating 20 years of service in Tazewell County.

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

TAZEWELL COUNTY HABITAT FOR HUMANITY, INC -- CELEBRATING 20 YEARS

WHEREAS, Habitat for Humanity was founded in 1976 - Habitat for Humanity International (HfHi) a non-profit, ecumenical Christian housing ministry; and

WHEREAS, Habitat for Humanity seeks to eliminate poverty housing and homelessness from the world and to make decent shelter a matter of conscience; and

WHEREAS, the Tazewell County Habitat for Humanity, Inc. was established in 1998; and

WHEREAS, the members of the initial Board of Directors were: Ernest Rippeth; Joe Addair; Gratton Webb; Warren Stewart; Glenda Humphrey; Jane Willis; Hope Olmstead; John Berry; Rita White; Teresa D. Kennedy; Frederick W. Harman; Stephen R. Barrett; Don Neel; Lisa Keene; Nell Harrison; Henry C. Nickles; Carolyn Browning and Glenn Harrison; and

WHEREAS, the present Board of Directors are: Bob Buchanan; Tom Witten; Jim Talbert; Kara King; Cameron Forrester; Pam Meade; Linda Hoagland; David Pruitt; Michelle Bragg; Tim Wallace; Sandra Corell and Josh Thompson; and

WHEREAS, through volunteer labor and tax-deductible donations of money and materials, Tazewell County Habitat for Humanity, Inc. builds decent, affordable homes with the

help of the homeowner (partner) families, sold to them with a no interest, financed mortgage - with the monthly mortgage payments going into a revolving Fund that the Tazewell County Habitat for Humanity, Inc. uses to build additional homes; and

WHEREAS, the Tazewell County Habitat for Humanity has built a total of 18 homes and each homeowner family invests 200 to 400 hours of their own labor called "sweat equity" and this an investment into the building of their home as a down payment and makes the mortgage - interest free; and

WHEREAS, the goal of the Tazewell County Habitat for Humanity in Tazewell County, Virginia is to build at least one home each year in Tazewell County, Virginia that will provide quality affordable housing to a family in need; and

WHEREAS, BE IT RESOLVED that the Tazewell County Board of Supervisors of Tazewell County, Virginia hereby commend and thank the Tazewell County Habitat for Humanity, Inc. for their continued and dedicated service to bring people together to build houses, build lives, better communities and hope that lasting friendships will be created for God's people in need; and

BE IT FINALLY RESOLVED, that the Tazewell County Board of Supervisors hereby congratulates the Tazewell County Habitat for Humanity, Inc. on its 20th Year Anniversary and confers its best wishes for many rich and rewarding years ahead. God Speed!

Adopted and presented this the 1st day of May, 2018

UNSUNG HERO AWARD 2018 – TERESA E. LAYNE

Madam Chair honored Teresa Layne who won the Unsung Hero Award through the Attorney General's Office. The Chairperson gave the floor to Michael Dennis – Commonwealth Attorney. Mr. Dennis recognized Mrs. Layne for her contributions for 17 years to the Victim/Witness Program.

JERRY MCREYNOLDS – TAZEVELL COUNTY AIRPORT

Jerry McReynolds, Airport Manager, reported on the large sinkholes at the Airport; the Department of Aviation came by and looked at them yesterday & a contractor has looked at them; he wants to make sure they use the money wisely to get them repaired; he hopes they can do this locally to save money; it was put on the agenda for 6-digit figures but he thinks they could take care of this for less than \$5,000; after he hears back from the DOAV they will be able to make that decision.

PSA UPDATE – Liaison Report

Maggie Asbury the liaison for the PSA reported that they do not meet until next Monday so there is not anything new to report from last month.

DAVID WOODARD – COMMUNITY DEVELOPMENT AND TOURISM UPDATE

David Woodard gave a Community Development & Tourism update. He presented a hand-out outlining the status of various projects: i.e. Tourism Committee Bylaws; Heart of Appalachia Tourism Authority was seeking legislative language changes & they were passed & signed by the governor and will take effect July 1; decided on 10 voting members, 2 from each district; staggered terms so you each get one appointment each year so that you don't lose a whole committee at one time; chairperson and vice chairperson will no longer serve on the Heart of Appalachia Board of Directors the tourism director for the county and their designee will. Supervisor Hymes suggested appointing someone from Farm Bureau to serve on the committee considering all of the agrotourism around the county.

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

Upon motion of Supervisor Hymes seconded by Supervisor Stacy 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 accepts David Woodard's resignation from the Crooked Road Board of Directors and approves Charlotte Whitted to be appointed in his place.

The Community Development Committee met; will be doing surveys and looking for ways to move forward and be cost effective.

Supervisor Hymes & the board congratulated Mr. Woodard for winning State Visitor Center of the Year Award.

IDA & RDA – LIAISON REPORT

Maggie Asbury a liaison for the IDA & RDA had nothing to report other than the RDA plans to meet on Thursday.

CPPD - LIAISON REPORT

Mike Hymes & Charlie Stacy liaisons for the CPPD reported positive news from Sunset Digital; they have a new partner out of Georgia and Mr. Hymes was impressed with them; diligently working to close the deal before the end of May; then they will roll out all of their new products; Sunset Digital will locate in Tazewell County and have an office here in Tazewell.

BUDGET COMMITTEE FY2018-19

Supervisor Hackworth, BOS member of the Tazewell County budget committee reported they have been working diligently since January on the budget and that it has been very tough; a lot of things are on the table and they will try to get things finalized within the next couple of weeks; every position & department in the county has been evaluated and are looking into several options to get a mandated budget. Revenue shortage is an issue; coal severance fund was discussed. Rates & taxes were talked about; he has learned since being on the board that our taxes are very low, which is a good thing; ideas of fees have been discussed; reassessments were reviewed; comparisons to how we rank against other counties were reviewed.

PUBLIC HEARING - AUTHORIZED TO CONSIDER REAL ESTATE TAX INCREASE \$0.60 PER \$100.00

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 authorizes and directs the County Administrator to advertise for a public hearing in June 2018, to consider raising the real estate tax by five (5) cents, from \$0.55 per \$100 to \$0.60 per \$100.00 in value. He said the proposal would add approximately \$50.00 to the average tax bill annually or \$4.88 monthly.

Supervisors Hymes discussed that he has been here on the board the longest and they have eliminated a lot of positions and moved responsibilities around and are continuing to look at those positions and the budgets across the county to try and lessen the impact; this will take a combination of spending reductions & revenue increases to fix these issues. He discussed reimplementation of the county vehicle decal tax and how we compare to local counties.

PUBLIC HEARING - AUTHORIZED TO CONSIDER THE REIMPLEMENTATION OF THE COUNTY VEHICLE DECAL TAX

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 authorizes and directs the County Administrator to advertise for a public hearing in June 2018 to consider adopting an annual fee for automobile licenses (decals) at \$10.00 per year. This will apply to Tazewell County residents only, not town residents.

PUBLIC HEARING - BUDGET HEARING FY18-19

Upon motion of Supervisor Hymes, seconded by Supervisor Hackworth and adopted by a vote of 5 to 0, with all members present voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby authorizes and directs the County Administrator to advertise for a public hearing, June 5th at a time to be determined, to hear concerns regarding a proposed FY2018-19 Tazewell County Budget Ordinance to be considered for adoption at a meeting in late June, 2018 adopting local tax levies and budget for the County of Tazewell, Virginia for fiscal year beginning July 1, 2018 and ending June 30, 2019.

CITIZEN COMMENTS

BRIAN BECKER – VIRGINIA COMMUNITY WOOD ENERGY PROGRAM

Brian Becker, Program Manager of the Virginia Community Wood Energy Program presented a Forest Products Industry Feasibility Study and asked for the Boards participation in a multi-jurisdictional proposal. Supervisor Lester inquired about who performs the feasibility study; they hire engineering services. Supervisor Hackworth & Lester requested more information & time to research this program; a list of staff workers was requested.

GARY MOORE

Gary Moore, Moore Mountain Road, questioned the Board of Supervisors about the status of the Jonah Project; a proposed meat processing center; prospects for the Bluestone; economic development/tourism ideas and the \$3.7 million budget deficit.

Travis Hackworth, Vice Chair stated that they were under a gag order regarding the Jonah Project but stated the project is still ongoing; there is interest in the Bluestone; there is hope with the hydro-electric and other positive things going on for the county.

LYNNE BARTLETT – LIBRARY

Lynne Bartlett, Library Director presented on Library services and why they are essential and relevant in our local community. Information and documentation were provided to the board.

CITIZEN COMMENTS UNSCHEDULED

4-H AGENT - TO BE FILLED PRIOR TO JUNE 30, 2018

Following a request by John Blankenship, Unit 4H Coordinator Extension Agent, Agriculture and Natural Resources, that the 4-H Agent position be replaced prior to June 30, 2018, and upon motion of Supervisor Hymes seconded by Supervisor Stacy and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors hereby authorizes and directs that the position be filled prior to June 30, 2018. The position was previously held by Sam Leech who relocated to Rockingham County.

ROGICH ROAD

Travis Bandy, 231 Gillespie Road, Pounding Mill, VA 24609 voiced concerns regarding difficulties with the railroad.

Supervisor Hackworth inquired about equipment that John Rogich has and Mr. Bandy said he has everything they need to cut the grade; discussed alternative routes for Rogich Road.

TAX EXEMPTION INFORMATION REQUEST

Bruce Remines, 327 Gulfport Drive, Bluefield, VA 24605 requested from the board to get information on every property in Tazewell County that is tax exempt & businesses that get an exception with their taxes; Supervisor Hymes & Hackworth expressed desire to know this information as well; Eric Young, County Attorney spoke up and stated that we do not exempt anyone from taxes for economic development, the IDA makes grants to them sometimes equal to

the taxes that they pay; Commissioner Anderson can provide a list for taxes and properties and provide the information to Mr. Remines.

APPOINTMENTS

TAZEWELL COUNTY BOARD OF TRUSTEES

Chairperson Maggie Asbury did not have a replacement for Oliver Keene and tabled this until the next BOS meeting.

COMMUNITY POLICY MANAGEMENT TEAM

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 appoints Arlene Matney to serve as a member of the CPMT. This appointment replaces Patricia Green.

DEPUTY COUNTY ADMINISTRATOR - INTERIM COUNTY ADMINISTRATOR

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 appoint C. Eric Young, as Deputy County Administrator for Tazewell County, Virginia effective May 21, 2018 and hereby appoints C. Eric Young as Interim County Administrator for Tazewell County effective June 1, 2018.

REGIONAL JAIL AUTHORITY

Upon motion of Supervisor Hymes, seconded by Supervisor Hackworth and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby appoints Eric Young to serve as a member of the Regional Jail Authority.

APPALACHIAN JUVENILE DETENTION COMMISSION

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 appoints Arlene Matney to serve as a member of the Appalachian Juvenile Detention Commission.

RECREATION DEVELOPMENT AUTHORITY

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 appoints Shawn Durham to serve as a member of the Recreation Development Authority. This appointment replaces Patricia Green.

CLERK TO THE BOS

Upon motion of Supervisor Hymes, seconded by Supervisor Hackworth and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby appoints Eric Yount to serve as a clerk to the board of supervisors.

EMERGENCY SERVICES DIRECTOR

Upon motion of Supervisor Hymes, seconded by Supervisor Hackworth and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby appoints Eric Young to serve as Emergency Services Director.

FOIA OFFICER

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 appoints Eric Young to serve as FOIA Officer.

RESOLUTION FOR HIGHWAY SYSTEMS CHANGES RELATED TO VDOT PROJECT 0610-092-586; C501, B645 (UPC 56734) - ROUTE 610 INDIAN PAINT ROAD (NEW ALIGNMENT)

Following presentation of J.R. Watson, VDOT Resident Administrator, and upon motion of Supervisor Hackworth, seconded by Supervisor Lester 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 adopted by vote of 5 to 0, and 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 FOR HIGHWAY SYSTEMS CHANGES RELATED TO VDOT
PROJECT 0610-092-586, C501, B645 (UPC 56734)

WHEREAS, the Virginia Department of Transportation has constructed Route 610, Indian Paint Road, on a new alignment under Project 0610-092-586, C501, B645 (UPC 56734), and

WHEREAS, the project sketch and VDOT Form(s) AM4.3, attached and incorporated herein as a part of this resolution, defines adjustments required in the secondary system of state highways as a result of that construction, and

WHEREAS, the new road serves the same citizens as served by those portions of old road identified in the project sketch to be abandoned, which portions no longer serve a public need, and

NOW, THEREFORE, BE IT RESOLVED, this Board hereby requests the Virginia Department of Transportation to abandon segment(s) A-D from the secondary system of state highways, pursuant to §33.2-912 of the Code of Virginia, and

BE IT FURTHER RESOLVED, this Board requests the Virginia Department of Transportation to add segment(s) A-B, B-C, and C-D to the secondary system of state highways, pursuant to §33.2-705 of the Code of Virginia, for which sections this Board hereby guarantees the right of way to be clear and unrestricted, including any necessary easements for cuts, fills and drainage, and

BE IT FINALLY RESOLVED, this Board order's that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

PUBLIC HEARING - VDOT 2019-2024 SIX YEAR PLAN

APPROVAL OF SECONDARY HIGHWAY SIX-YEAR PLAN

AND CONSTRUCTION PRIORITY LIST FOR

TAZEWELL COUNTY, VIRGINIA

The Chairperson called to order a public hearing that duly advertised according to law entitled ***"A PUBLIC HEARING TO HEAR CONCERNS REGARDING VDOT's 2019-2024 SIX YEAR PLAN -- and the CONSIDERATION OF THE APPROVAL OF SECONDARY HIGHWAY SIX-YEAR PLAN AND CONSTRUCTION PRIORITY LIST FOR TAZEWELL COUNTY, VIRGINIA."***

The Chairperson called for public comments from the floor three (3) times and there being no comments from the floor, she declared the public hearing closed.

Now, upon motion of Supervisor Hackworth, seconded 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

RESOLUTION

**APPROVAL OF SECONDARY HIGHWAY SIX-YEAR PLAN (2019 THROUGH 2023/24)
AND CONSTRUCTION PRIORITY LIST (2019/20)
TAZEWELL COUNTY, VIRGINIA**

WHEREAS, Sections 33.1-23 and 33.1-23.4 of the 1950 Code of Virginia, as amended, provides the opportunity for each county to work with the Virginia Department of Transportation in developing a Secondary Six-Year Road Plan, and

WHEREAS, this Board had previously agreed to assist in the preparation of this Plan, in accordance with the Virginia Department of Transportation policies and procedures, and participated in a public hearing on the proposed Plan (2019 through 2023/24) as well as the Construction Priority List (2019/20) on May 1, 2018, after duly advertised so that all citizens of the County had the opportunity to participate in said hearing and to make comments and recommendations concerning the proposed Plan and Priority List, and

WHEREAS, Residency Administrator, Virginia Department of Transportation, appeared before the Board and recommended approval of the Six-Year Plan for Secondary Roads (2019/20 through 2023/24) and the Construction Priority List (2019/20) for Tazewell County, Virginia.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of Tazewell County, Virginia that since said Plan appears to be in the best interests of the Secondary Road System in Tazewell County and of the citizens residing on the Secondary System, said Secondary Six-Year Plan (2019/20 through 2023/24 and Construction Priority List (2019/20) are hereby approved as presented at the public hearing.

DONE this the 1st day of May, 2018

PUBLIC HEARING – ORDINANCE TO IMPOSE A COUNTY PROBATE TAX

The Chairperson called to order a public hearing that duly advertised according to law entitled ***"A PUBLIC HEARING TO HEAR CONCERNS REGARDING AN ORDINANCE TO IMPOSE A COUNTY PROBATE TAX WITH SECTIONS 58.1-1718 AND 58.1-3805 OF THE CODE OF VIRGINIA(1950), AS AMENDED."***

Now, the Chairman called for public comments from the floor with regard to the public hearing. The following people commented:

1. Gary Moore, Moore Mountain Road, his kids would not be able to afford the probate tax.

The Chairperson called for public comments from the floor two (2) more times and there being no additional comments from the floor, she declared the public hearing closed.

Now, upon motion of Supervisor Hymes, seconded 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 tables this discussion until the late BOS meeting in June.

RECESS CALLED

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

MEALS TAX - PETITION CIRCUIT COURT JUDGE TO PLACE A MEALS TAX ON THE NOVEMBER 2018 BALLOT

Upon motion of Supervisor Hymes, seconded by Supervisor Hackworth and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby direct the County Attorney to petition the Circuit Court Judge to place the consideration of a meals tax for Tazewell County on the November 2018 ballot. The revenues from the meals tax will be used for school safety and to fund fire departments and rescue squads.

LANDFILL - SOLID WASTE DISPOSAL FEES

Upon motion of Supervisor Lester, seconded by Supervisor Stacy, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves to raise the rate to \$135 a ton for commercial users disposing of solid waste at the Tazewell County Landfill. The Board further resolves to define commercial users as persons disposing of more than 8 tires during any one visit at the Tazewell County Landfill.

SOL SMART PROGRAM - RESOLUTION

Following presentation from Lydia Graves, new Economy Field Coordinator Appalachian Voices, presented information regarding the Department of Energy's SolSmart Program supporting, and upon motion of Supervisor Stacy, seconded by Supervisor Lester 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 supports and approves Tazewell County initiating the SolSmart application processes with technical assistance from National Association of Counties and Appalachian Voices.

Solsmart Resolution

Whereas, the Department of Energy's SolSmart program provides recognition and no-cost technical assistance to help local governments reduce barriers to solar energy growth; and

Whereas, By encouraging solar energy development at the local level, SolSmart helps local governments bring new businesses to their community, promote economic growth, and foster the creation of new jobs; and

Whereas, SolSmart is funded by the U.S. Department of Energy Sunshot Initiative and supports its goal of making it faster, cheaper, and easier to go solar; and

Whereas, attaining regional SolSmart designation for Southwest Virginia coalfield counties is a goal of the Solar Workgroup, an initiative that formed through the Southwest Virginia Economic Forum hosted at UVa-Wise; and

Whereas, no-cost technical assistance through the Department of Energy, National Association of Counties, Appalachian Voices and other Solar Workgroup members is available to the County to navigate the designation process; and

Whereas, developing solar capacity in our county will support the development of Information Technology based industries; and

Whereas, Tazewell County has taken numerous measures in the past to support the growth and development of energy technology.

Therefore, now be it resolved that the Tazewell County Board of Supervisors supports and approves of Tazewell County initiating the SolSmart application processes with technical assistance from National Association of Counties and Appalachian Voices.

Adopted this the 1st day of May 2018

ANIMAL SHELTER LEASE

Upon motion of Supervisor Hackworth, seconded by Supervisor Hymes and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby adopts a LEASE BY and BETWEEN THE INDUSTRIAL DEVELOPMENT AUTHORITY (Landlord) AND THE TAZEWEELL COUNTY BOARD OF SUPERVISORS (Tenant) for the purposes of leasing Suite B, 653 Camp Joy Road, Bluefield, VA 24605, for the use of said premises as an Animal Shelter. A copy of the LEASE in a form as hereby approved is attached hereto and incorporated herein by reference thereto.

BOARD CONCERNS

With no concerns & a long trip ahead Mr. Hymes left the BOS Meeting at 8:40 P.M.

Chairperson, Maggie Asbury discussed Drug Court Acknowledgements; the board of supervisors will now rotate and take turns at each of the Drug Court graduations; Maggie will be speaking at Drug Court on Monday, May 7th at 1:00 P.M.

OTHER BOARD CONCERNS

JAMES H. DREW CARNIVAL

\$2,500.00 NORTHWESTERN DISTRICT FUNDS

Upon motion of Supervisor Hackworth, seconded by Supervisor Stacy, and adopted by a vote of 4 to 0 with Supervisor Hymes absent, and 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 Northwestern District Fund to Richlands Chamber

of Commerce for the James H. Drew Carnival. 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.

GRAHAM HIGH SCHOOL – PROJECT GRADUATION

\$1,500.00 EASTERN DISTRICT FUNDS

Upon motion of Supervisor Stacy, seconded by Supervisor Hackworth, and adopted by a vote of 4 to 0 with Supervisor Hymes absent, and 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 to Graham High School for Project Graduation. 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.

DOWNTOWN BLUEFIELD, VA. REVITALIZATION PROJECT

\$80,000.00 EASTERN DISTRICT FUNDS

Upon motion of Supervisor Stacy, seconded by Supervisor Hackworth, and adopted by a vote of 4 to 0 with Supervisor Hymes absent, and 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 \$80,000 from the Eastern District Fund for the downtown revitalization project for Bluefield, Virginia. This is subject to the final approval of the Eastern District supervisor and Bluefield Town Manager, Mike Watson. If the project is not complete by September 1, 2018, the funds will be returned to the Eastern District Fund.

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.

LETTER FROM THE ELECTORAL BOARD

The Electoral Board sent a letter regarding funding for temporary help for preparation of upcoming June Primaries; they will have to hire someone to help with this so their office will not be closed; it was requested sending 3 individuals to training but only 2 are required by code; it

was decided that it would be up to Ms. Green to make a decision on this matter as she sees suitable; she will talk to Brian Earls & work the details out.

CENTER FOR CHRISTIAN ACTION'S ANNUAL DINNER

Sally Rash invited everyone to attend their annual dinner at the Center for Christian Action in Pocahontas for their 32nd year. It will be held on May 5th at 6:00.

POCAHONTAS EXHIBITION MINES GRAND ANNOUNCEMENT

Maggie Asbury invited everyone to Pocahontas Exhibition Mines Grand Announcement that will be held on Friday, May 11th at 12:45; the mines will be closed this year after Safety Day for work that will be done on the mines, museum & education room with the grant money that was received.

ADJOURN

Now, there being no further business to be addressed and upon motion of Supervisor Stacy, seconded by Supervisor Hackworth and adopted by a vote of 4 to 0 with Supervisor Hymes absent, and 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 June 5, 2018 at 4:00 p.m.

Margaret A. Asbury, Chairperson

By: RG & WP

9:06 p.m.