

**VIRGINIA: AT A REGULAR MEETING OF THE TAZEWELL COUNTY BOARD OF SUPERVISORS, HELD
MAY 6, 2014 AT 6:00 P.M. IN THE TAZEWELL COUNTY
ADMINISTRATION BUILDING, 108 EAST MAIN STREET, TAZEWELL VIRGINIA 24651**

**PRESENT: CHARLES A. STACY, CHAIR
SETH R. WHITE, VICE CHAIR
JOHN ABSHER, MEMBER
D. MICHAEL HYMES, MEMBER
J. GARLAND ROBERTS, MEMBER
JAMES H. SPENCER, III – COUNTY ADMINISTRATOR
C. ERIC YOUNG, COUNTY ATTORNEY
PATRICIA GREEN, ASSISTANT COUNTY ADMINISTRATOR
RUTH GROSECLOSE, ADMINISTRATIVE ASSISTANT
MEMBERS OF THE PRESS: JIM TALBERT, CLINCH VALLEY NEWS/RICHLANDS NEWS PRESS;
WARREN HINKLE, TAZEWELL COUNTY FREE PRESS; WVVA TV 6 VIDEO-AUDIOGRAPHER,
BLUEFIELD DAILY TELEGRAPH, ANN ELGIN**

ABSENT: NONE

The Chairman, Charles A. Stacy, called the regular meeting to order and presided with all members in attendance. Supervisor White gave the invocation which was followed by the Pledge of Allegiance to the United States flag.

The Chairman then welcomed all those in attendance.

AGENDA AS AMENDED APPROVED

Upon motion of Supervisor Hymes, seconded by Supervisor Roberts and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amended agenda to include an additional Section 2.2-3711, A-7 Legal Matter Executive/Closed Meeting involving the proposed Dental School.

MINUTES APPROVED AS WRITTEN

Upon motion of Supervisor Roberts, seconded by Supervisor White and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the April 1, 2014 Tazewell County Board of Supervisors meeting minutes as written.

SPECIAL PRESENTATION

The Chairman welcomed and introduced 9 year old Ellie Spencer, her Mother, Becky Spencer, as well as Jim Spencer, County Administrator. The honor was to congratulate Ellie and her family for being selected to visit Disney World by the Make-A-Wish Foundation. Chairman Stacy said the Board wanted to recognize and honor her for sharing her daddy with Tazewell County. Chairman Stacy said that it was a good thing to recognize her for the loss that she has for the work he does for Tazewell County and to send her off with a little hurrah. The Chairman presented Ellie with a bouquet of pink balloons, Disney caps for her parents, a T-shirt for Ellie from her favorite movie "Frozen", a rolling Disney travel bag, a Disney video, and a plaque in recognition of her good spirit and strength she shows in spite of all her challenges. Ellie was born with Marfan syndrome a genetic disorder that affects the connective tissue. She has endured three open-heart surgeries, eight spinal surgeries and glaucoma surgery and lately diagnosed with an aortic aneurysm. Make-A-Wish is sending all five family members to Disney World later this month. Emotions filled the entire meeting room as the Board wished the Spencer family best wishes and fun times in their travel to Disney World.

ENGINEERING DEPARTMENT/ECONOMIC DEVELOPMENT

WRITTEN UPDATES

BUCKHORN STREET- HARVEY PERKINS

Matt Anderson, County Engineer and Mike Thompson, Economic Development Coordinator, prior to the meeting, submitted written reports regarding each respective department. Supervisor Hymes questioned the status of Buckhorn Street road

repairs. Mr. Anderson provided a map of the road repairs and a funding estimate of \$95,700.00 to complete the road project. Drainage data will be forwarded to the County Attorney. Mr. Harvey Perkins, a resident of Buckhorn Street was present in support of the needed repairs to the road.

This matter will be placed on the June 3, 2014 agenda for further discussion - focusing on drainage issues and a resolution for maintenance issues before winter time

ECONOMIC DEVELOPMENT UPDATE

The Board thanked Mike Thompson, Economic Development Coordinator for this written report, with Supervisor Hymes reiterating the County's desire to keep moving forward to enhance development and growth in Tazewell County. The County currently has 7 on-going projects that includes 2 business expansions.

EXECUTIVE/CLOSED MEETING

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

- ▶ A (5) Prospective Business - where no previous announcement has been made - Project Jonah

- ▶ A (3) Property Acquisition involving COE Project

- ▶ A (7) Potential Litigation regarding Project PB

- ▶ A (1) Personnel Matter - involving Workforce Development

- ▶ A (29) Contract Negotiations with the Regional Jail involving work crew assignment

- ▶ A (7) Legal Matter - Consultation with legal counsel involving the Dental School

RETURN FROM THE EXECUTIVE/CLOSED MEETING

Upon motion of Supervisor White, seconded by Supervisor Roberts and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby returns from the Executive/Closed Meeting and certifies the following read by Supervisor Roberts:

CERTIFICATION

OF EXECUTIVE/CLOSED MEETING

WHEREAS, the Tazewell County Board of Supervisors has convened an executive/closed meeting on this date pursuant to an affirmative vote and in accordance with The Virginia Freedom of Information Act; and

WHEREAS, 2.2-3712 of the Code of Virginia requires a certification by the Tazewell County Board of Supervisors that such executive/closed meeting was conducted in conformity with Virginia law;

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

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

Nays: None

Absent: None

Absent during vote: None

REPORT OF ACTION

ECONOMIC DEVELOPMENT PROJECT

PROJECT PB

ACTION AS A RESULT OF THE 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 request an extension from the Tobacco Commission for the Project PB Grant for 60 days from today (July 5, 2014).

ROBERTS RULES OF ORDER SUSPENDED

Upon motion of Supervisor White, seconded by Supervisor Roberts and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby suspends Roberts Rules of Order to allow the Sherriff's Department and the Commonwealth Attorney to determine the need for deputies present to respond to an urgent situation at the Regional Jail on Main Street.

JOINT PUBLIC HEARING -

VIRGINIA DEPARTMENT OF TRANSPORTATION

SIX YEAR PLAN

APPROVAL OF SECONDARY HIGHWAY SIX-YEAR PLAN 2013/14 THROUGH 2019/20 AND CONSTRUCTION PRIORITY LIST 2014/15.

The Chairman then called for public comments from the floor with regard to the public hearing. The following people spoke in reference to the public hearing:

Mr. Conrad Hill, Resident Administrator, Lebanon, Virginia gave a brief summary of the list of roads being considered for the Secondary Six Year Road Plan, and which list is attached hereto and incorporated herein by reference. The projected costs for all projects totaled \$1,336,303.00.

Mr. Ray Howell, a resident of 1477 Rosenbaum Farm, Route 1, Bluefield, VA 24605, requested that two curves on Route 644 & 708 be upgraded due to safety hazards and placed on the six year plan.

Mr. Hill suggested the curve projects be considered as Revenue Sharing Projects and placed on the Coal Road Severance for discussion.

Mr. Bill Osborne, a resident of Tannersville, Virginia complimented VDOT for a job well done this past winter with snow removal in their Village. Supervisor Hymes commended VDOT as well for their snow removal efforts in rural areas of the Southern District, such as the Cove, Plum Creek and Burkes Garden. Supervisor Roberts commended VDOT too, noting their first-rate snow removal in the Northern District.

Now, Chairman Stacy called for further comments from the floor three (3) times and there being none, he declared the public hearing closed.

Then, upon motion of Supervisor Roberts, seconded by Supervisor White and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the SECONDARY HIGHWAY SIX-YEAR PLAN (2014-15 THROUGH 2019-20 AND CONSTRUCTION PRIORITY LIST FOR 2014/15) and further hereby adopts the RESOLUTION in accordance with this action:

RESOLUTION

APPROVAL OF SECONDARY HIGHWAY SIX-YEAR PLAN (2014/15 THROUGH 2019/20)

AND CONSTRUCTION PRIORITY LIST (2014/15 THROUGH 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 (2014/15 through 2019/20) as well as the Construction Priority List (2014/15) on May 6, 2014 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, Conrad L. Hill, Residency Administrator, Virginia Department of Transportation, appeared before the Board and recommended approval of the Six-Year Plan Roads (2014/15 through 2019/20) and the Construction Priority List (2014/15) 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 (2014/15 through 2019/20) and Construction Priority List (2014/15) are hereby approved as presented at the public hearing.

SPECIAL PRESENTATION

COMMONWEALTH'S ATTORNEY TO SHERIFF'S OFFICE

\$110,353.00 (FOR SPECIAL RESPONSE TEAM EQUIPMENT)

Dennis Lee, Tazewell County Commonwealth's Attorney was present and spoke about the serious emergency situations that our County deputies often endure throughout the year and because of a funding award from Abbot Pharmaceuticals, the Commonwealth's Attorney presented a check in the amount of \$110,353.00 to help purchase equipment for the new Special Response Team to purchase bullet proof vests, night vision eye wear, special clothing and tactical weapons. The County has never had a special response team to assist with hostage situations, such as school or business shootings; a negotiation team for violate situations will receive special rescue and tracking equipment. The SRT will consist of eleven men educated through extension training. Sheriff Hieatt and Major Heatley both expressed their appreciation and excitement about receiving the funding and said they were very grateful and presented the Commonwealth's Attorney, Dennis Lee with a Special Response Team lapel pin just like the one SRT members received following their training.

PUBLIC HEARING -

STORMWATER MANAGEMENT PLAN

PUBLIC HEARING –

The Chairman called to order a Public Hearing to hear concerns regarding the Board of Supervisor intent to adopt of an Ordinance to establish a Tazewell County Storm-water Management Plan, and, subject to certain conditions and limitations imposed by the Code of Virginia, adopt such further conditions as the board may, by ordinance, permit the Tazewell County Engineer to impose. A complete copy of the proposed ordinance in a form as hereby considered for adoption and in legal form as advertised according to law, is attached to these minutes and incorporated herein by reference thereto.

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

Matt Anderson, County Engineer, explained that the General Assembly now has given Counties the opportunity to not opt-in the Virginia Storm Water Program. If the County opts-out DEQ will be required to implement and manage a program on behalf of the County and allow for an agreement in lieu of stormwater plan for single family residences and associated land disturbance, including changes in the fee structure for these activities. The new changes will allow the county to opt-in at future dates of "open enrollment" if the County deems necessary to do so. With regard to the grant program for training, should the County opt-out, the County will lose approximately \$16,000.00 of the grant funding.

Mr. William Osborne, Tannersville, VA questioned how the ordinance would affect the agriculture/farming. The County Engineer explained most agriculture - land disturbing activities are exempt and would not be affected by the ordinance. The County Attorney cited Section 1.3-2 of the Ordinance with regard to Agricultural purposes and exemptions thereto.

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

There was no action taken with regard to the public hearing.

CITIZEN COMMENTS

Ms. Dianne Lester, Hill Crest Drive, Cedar Bluff, VA 24609 questioned the Board of Supervisors relationship with the School Board, as a parent and taxpayer she wanted to know what role the Board of Supervisors have with the School Board. Supervisor Hymes briefly explained the Boards funding position for them. Ms. Lester voiced concern with regard to the recent action of the School Board and its Superintendent. Supervisor Hymes stated that he voiced his opinion last month as well as Supervisor White relative to the buy-out of the School Superintendent, Dr. Meyers; and as such, they did not agree with the buy-out. Ms. Lester said it was very perplexing to her to watch an entity that supposed to focus on the education of children use this

an opportunity to settle what is clearly and sadly a politic and personal agenda. She said it was very unacceptable and disappointing to her as a parent and taxpayer to see the board seemingly endorse political agendas coming into the School Board. Chairman Stacy said the Board of Supervisors work with the School Board in reviewing and coordinating efforts to develop an acceptable budget, but it is ultimately up to the School board to fund teacher pay and other operating expenses; the Board of Supervisors cannot make changes or adjust individual line items in the School Budget.

CITIZEN COMMENTS

Linda Jackson, Belfast, Virginia stated that she owns property in Baptist Valley, Virginia and went to check on her property where she found neglected animals, dogs, a horse, as well as chickens. She said the Animal Control Officers had responded to the call and rescued the horse and fed the other animals. Ms. Jackson requested that the Board of Supervisors provide additional help for the Animal Control Department because of their desperate need for help to respond to animal complaints. Major Harold Heatley, with the Sheriff's Dept was in attendance and indicated that the Animal Control Dept. was short-handed because of an officer's injury. He said that his department was aware of the horse's despair and had been investigating the animal complaint for about nine days. With regard to additional funds to help in the Animal Control Department, Major Heatley said the budget to his knowledge funded two full-time and one part-time animal control positions. Major Heatley noted that since the Sheriff took over the Animal Control department they have responded to approximately 800 dog calls.

CITIZEN COMMENTS

Rice Howard, 344 College Park Road, near the Wardell Industrial Park. He said his property bordered Jennmar Corporation and his concern was a noise issue. Mr. Howard played an audio of Jennmar using its equipment/saws during the night as well as day time; the saws are very loud, annoying and is a continued nuisance to the neighborhood. He said it was impossible to sleep. The County Attorney, Eric Young, said because of a lack of zoning in the County a noise ordinance would be hard to enforce. He said a private nuisance would be the best way to handle the situation. Ten people in his neighborhood are affected by the noise. Supervisor White said he thought the best solution would be for the Board of Supervisors to write a friendly business letter asking Jennmar to lighten their noise during sleep time.

CITIZEN COMMENTS

Mike Krantz, Charlottesville, Virginia, Workcamps Developer, GROUP CARES, thanked for the Board's assistance for allowing GROUP CARES the opportunity to work and stay in Tazewell County to assist local people with housing needs the summer of 2014 and for the upcoming summer 2015. Program workers will stay in the old Pocahontas High School in 2015. Christian Youth Groups from all over the Country spend a week repairing homes at no costs for low-income, the elderly and disabled people. Mr. Krantz requested the Board of Supervisors co-sponsor the project as well as provide financial support for the 2014 WorkCamp.

CITIZEN COMMENTS

Major Harold Heatley, 1420 Goose Creek Road, North Tazewell, VA representing the Tazewell County Sheriff's Department, requested that the Board of Supervisors thank Bedford County Sheriff, Michael Brown for his initiative to provide 51 ballistic bullet-proof vests to Tazewell County Sheriff deputies, through a "Safe Surfin' Foundation" - Attorney General Grant. Major Heatley said the program was a huge/cost tax savings of \$38,000.00 to the County. He also requested that the Board thank the Commonwealth Attorney, Dennis Lee for his efforts with providing the new App for the Sheriff's Office, which cost approximately \$7,500.00 and was paid for with monies by the Commonwealth's Attorney office with monies received as part of the Abbott Pharmaceutical - forfeiture funding award.

SCHOOL BOARD FUNDING

APPROVED FY2014-15

\$13,506,060.00

Upon motion of Supervisor White, seconded by Supervisor Roberts and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$13,506,060.00 as the local funding amount for the Tazewell County School Board for FY2014-15.

Supervisor White reiterated his disappointment with regard to the School Board's decision to spend money, at least \$200,000.00 to buy out Dr. Meyers contract when the School Board could not provide funds to give at least 75 teachers their step increases that were due them. He said they were cheated out of step increases last year and it is shameful and said teachers are still suffering because they did not get their step increases. Supervisor Hymes said that he did not want to hurt the children and teachers by voting to level fund the School Board.

Supervisor Stacy said the funding amount would more than likely be revisited at the end of June when the County budget was approved.

CITIZEN COMMENTS

Ms. Dianne Lester, 194 Hillcrest Drive, Cedar Bluff, VA 24609 spoke again and commented on Supervisor Hymes remarks that he did not want to hurt the children and teachers by voting to level fund the School Board. Ms. Lester said the Board of Supervisors were not hurting the kids the School Board was. She said the School Board was again putting the Board of Supervisors in a corner. Supervisor Hymes said once the Board of Supervisors put the money in the school-boards contingency they could do as they please with it. He again reiterated to the end, his support of teachers and students. Supervisor White suggested Ms. Lester form a group and attend the school board meetings and express her/their opinions.

CONSENT CALENDAR APPROVED

Upon motion of Supervisor Roberts seconded by Supervisor White and adopted by a vote of 5 to 0, with all members present, and with all members present voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the following items presented as "Consent Calendar". The matters requiring the issuance of warrants shall be issued by the County Administrator in accordance with this action and converted to negotiable checks by the Treasurer of Tazewell County, Virginia:

WARRANTS

April 2014

Payroll

Ordered that Warrant Nos. 138748 through 138798 and direct deposits totaling \$346,374.39 from the General, Landfill Enterprise, and 911 Funds, covering payroll for the various County agencies, for the period ending March 31, 2014, be approved.

Ordered that Warrant Nos. 138800 through 138849 and direct deposits totaling \$347,295.72 from the General, Landfill Enterprise, and 911 Funds, covering payroll for the various County agencies, for the period ending April 15, 2014 be approved.

Accounts Payable/Payroll Deductions

Ordered that Warrant Nos. 465146 through 465298, for \$379,320.19 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 2014, be approved.

Ordered that Warrant Nos. 465300 through 465312, for \$141,882.02 from the General, Landfill Enterprise, and 911 Funds, covering payroll deductions for the various County agencies for the period ending March 31, 2014 be approved.

Ordered that Warrant Nos. 465314 through 465496, for \$1,647,134.19 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 2014, be approved.

Ordered that Warrant Nos. 465498 through 465511, for \$126,876.99 from the General Funds, covering payroll deductions for the various County agencies for the period ending April 15, 2014, be approved.

Handwritten

Ordered that Warrant No. 801839 through 801840 for \$3,060.00 from the General, Landfill Enterprise, Capital Outlay, Law Library, and 911 funds, covering operating expenses for the month of March 2014, be approved.

- Approved the Coyote Claims in the amount of \$850.00:

 - \$250.00 to Glen Ray Nease, 2123 Baptist Valley Road, Cedar Bluff, VA 24609, for five (5) coyotes killed with a trap, March 9-31, 2014.
 - \$50.00 to Lee Bowman, 431 Industry Rd. North Tazewell, VA 24630 for 1 coyote killed with a snare on April 14, 2014.
 - \$100.00 to Johnny Horn, 904 Goss Road, Bluefield, VA 24605 for 2 coyote killed with a snare on March 24 & April 8, 2014.
 - \$100.00 to Robert Peery, 463 Millstone Road, Bluefield, VA 24605 for 2 coyote killed March 21 - Mach 27, 2014 with s snare.
 - \$350.00 to Ray Howell, 1477 Rosenbaum Road, Bluefield, VA 24605 for 7 coyotes killed on March 15-23, 2014 with a snare.

- Eastern District fund- approved monies in the amount of \$3,744.59 payable to Springville Elementary School for door purchase

- Southern District fund - approved \$100.00 for Nuckolls Hall rental fee NTE School fund raiser

- Northern District fund- approved \$500.00 to the Center for Christian Action to help offset the cost of rebuilding the wall along the creek in the Town of Pocahontas, from Account No. 91600-5699-24

- Northern District fund- approved \$39.84 and \$68.98 from Account No. 91600-5699 for materials from Lowes for AV Fire Dept. repairs

- Western District road fund - approved \$34.52 from Account No. 41010-3310-4 for materials from Lowes for road repairs to Honeyrock Road (concrete and gravel mix)

- Western District fund - approved \$1,000.00 to Cedar Bluff Elementary School - 5th grade field trip

- Western District fund - approved \$1,260.00 to Raven Elementary School - Perfect Attendance Bicycle Program

- Tazewell County Public Library - approved a total amount of \$2,150.0 from the Contingent Expenditures & Grant Account, No. 91050-7041 to the Library Account No. 7301-3099 - receipt of donations from various donors.

- Sheriff Budget - approved the amount of \$500.00 from the Contingent Expenditures & Grant Account, No. 91050-7041 to Account No. 31020-6001 - restitution payment from General District Court to Sheriff's Dept.

- Sheriff Budget - approved the amount of \$699.68 from the Contingent Expenditures & Grant Account No. 91050-7041 to Account No. 31020-6009 (VACo insurance payment for repairs to Mike Shawver's vehicle)

- Sheriff Budget - approved the amount of \$943.40 from the Contingent Expenditures & Grant Account No. 91050-7041 to Account No. 31020-6009 (VACo insurance payment for repairs to Brian Triplett vehicle)

- Burkes Garden Fire Dept. - approved the amount of \$7,900.00 from the Contingent Expenditures & Grant Account No. 91050-7041 to the Fire Dept. Capital Outlay- 32010-8102-5 as monies received from the Burkes Garden Fire Dept. (as a result of BOS action April 1, 2014)

- ▶ Victim Witness Grant FY14 - approved the following transfers from the Contingent Grant Account No. 91050-7041 to satisfy grant amounts for the FY14 grant document:

▪ Fr: 91050-7041	\$1,883.00
▪ To: 22020-3500	\$1,276.00
▪ To:22020-5201	\$ 584.00
▪ To: 22020-5410	\$ 23.00

- ▶ Adopted a resolution designating the month of May as Centennial Celebration in Tazewell County, VA

501 C3 STATUS RESOLUTION ADOPTED

Upon motion of Supervisor White, seconded by Supervisor Roberts and adopted by a vote of 4 to 1, with all members present and with Supervisor Hymes voting no, the Tazewell County Board of Supervisors hereby adopts the following resolution:

RESOLUTION REQUIRING 501(C)(3) TAX EXEMPT STATUS BE DOCUMENTED BY DONEES

WHEREAS the Board serves as the stewards of public funds;

WHEREAS from time to time the Board donates funds to certain organizations for charitable purposes;

WHEREAS the Board desires that the organizations receiving public funds demonstrate that such funds are in fact used for such charitable purposes as the Board required;

NOW THEREFORE, BE IT RESOLVED,

That, effective immediately, any organization receiving donations from the Tazewell County Board of Supervisors whether in the annual budget or by special appropriation during any fiscal year shall have applied for 501 (c)(3) status and within 24 months of appropriation provide to the County Administrator or his designee written verification that the organization has a tax exempt 501(C)(3) status from the Internal Revenue Service and in good standing as such.

It is so **RESOLVED** this 6 day of May, 2014.

RECORDED VOTE: 4 to 1

MEMBERS PRESENT: Roberts, White, Stacy, Absher Hymes

MEMBERS ABSENT: None (0)

AYES: Four (4)

NAYS: One (1) (Hymes)

ABTENSIONS: None (0)

ROGER MULLINS- ATTORNEY

PROPOSED ORDINANCE GRANTING REAL ESTATE PROPERTY TAX EXEMPTION AND PERSONAL PROPERTY TAX EXEMPTION STATUS TO THE SANDERS HOUSE CHARITABLE TRUST'S PROPERTY

Roger Mullins, Attorney, respectfully requested that the Board of Supervisors adopt an ordinance designating the real and personal property of the Sanders House Trust be exempt from taxation in the County of Tazewell County. He said State Code allows for the exemption. The Sanders House is currently tax exempt status under the definition and operation of a Museum, but this request would protect the Sanders House Trust should the organization change form a Museum to a new classification under a historical group and should the property change hands the exemption would be lost. The Sanders House Trust currently has an application for tax exemption under 501(c3) pending before the IRS.

Due to Supervisor Absher stepping out of the meeting for a few moments, Consideration of adopting the ordinance was tabled until he returned.

BOARD OF SUPERVISORS

LIAISON REPORTS

Planning Commission

Supervisor Stacy said the Stormwater update was previously given. There were no other matters to be addressed.

IDA

Supervisor White reported that he IDA is moving forward with various projects trying to get companies to come to or expand their businesses in Tazewell County.

CPPD

Supervisor White said the CPPD is in the process of developing an orientation video to acclimate new Board of Supervisor members to the CPPD and introduce new members to what the CPPD stands for and the many services it provides to the Region. It is hopeful that shared services will be a regional innovator.

EMS

Supervisor Hymes said there was no quorum at the last EMS scheduled meeting. Another meeting is being scheduled.

Budget Committee

Supervisor Stacy reported the Budget Committee continues to have meetings and wait for more solid figures from the State. The budget committee is trying to meet the various agency funding needs, but to this point everything is guess work. Another budget meeting is scheduled for May 15.

RDA

Supervisor Roberts said PLC has assured the County that the easements will be signed. The County Attorney was given the responsibility to contact the attorney for Pocahontas Land Co. (PLC). to ascertain their completion.

School Board - Budget Committee

Supervisor Absher said there was nothing to report on behalf of the School Board Budget Committee.

Airport Authority

Jerry McReynolds provided each BOS member with a written report of Airport activities and the report was included in the Board of Supervisors agenda packet.

Public Service Authority (PSA)

Dahmon Ball, PSA Administrator, gave an update on various PSA activities on-going. The Greater Tazewell Water Treatment Plant to Pocahontas - grant monies are being pursued. The grant application for the Ramey to the Divides leach ate sewer line will be submitted in July, 2014. Hopefully favorable funding will be received.

TAZEWELL WASTE WATER TREATMENT PLANT - HEADWORK ANALYSIS STUDY \$16,400.00

Following presentation and a request from Dahmon Ball, PSA Administrator, and upon motion of Supervisor Hymes, seconded by Supervisor Roberts and adopted by a vote of 5 to 0, and with all members present voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves that the amount of \$16,400.00 (balance of funding from the \$50,000.00 Natural Gas Study) be retained by the Tazewell County PSA and used towards the Tazewell Waste Water Treatment Plant - Headwork Analysis Study as required by DEQ.

SANDERS HOUSE TRUST - ORDINANCE ADOPTED

Now, pursuant to a public hearing held April 1, 2014 and per request of Roger Mullins, Attorney, representing the Sanders House Trust, and upon motion of Supervisor Stacy, seconded by Supervisor Hymes, with Supervisor White voting no, and by a vote of 4 to 1, the Tazewell County Board of Supervisors hereby adopts:

AN ORDINANCE TO EXEMPT REAL PROPERTY BY LOCAL DESIGNATION:

WHEREAS, The Sanders House Charitable Trust (hereinafter referred to as the Organization), whose address is P.O. Box 647, Tazewell, VA 24651, has applied to the Board of Supervisors of Tazewell County, Virginia, for an ordinance providing it with tax exempt status from Tazewell County real and personal property taxes; and,

WHEREAS, the Tazewell County Board of Supervisors did on this date, hold a public hearing in accordance with notice duly and lawfully published pursuant to §58.1-3651 (B) of the Code of Virginia (1950), as amended; and,

WHEREAS, after due consideration of the Organization's responses to the questions specified in said §58.1-3651 (B) of the Code, the Tazewell County Board of Supervisors determines it appropriate to adopt an Ordinance designating real and personal property belonging to the Organization as having tax exemption status, contingent upon a review to determine if said Organization has obtained 501 (c) tax exempt status designation from the Internal Revenue Service of the United States of America;

NOW THEREFORE, THE BOARD OF SUPERVISORS OF TAZEWELL COUNTY, VIRGINIA, FINDS AND ORDAINS THAT:

1. The real property of The Sanders House Charitable Trust (herein referred to as the Organization), which is the subject of this ordinance, are located in Tazewell County, Virginia, being Tax Parcel No. 025 A 0055, whose address is 200 Sanders Lane, Bluefield, VA, described as 1.574 acres located in or near the Town of Bluefield, Virginia; Tax Parcel No. 025A 03E 0009-0010, whose address and description is Oakland Heights, Bluestone, Lots 9 & 10 Sec. E, Lot 10 Sec. C, being located in or near the Town of Bluefield, Virginia; and Tax Parcel No. 025A 03E 0011-0015, whose address and description is Oakland Heights, Bluestone, 3.00 acres, Lots 11-15 Sec. E & Lot 1 Sec. D, being located in or near the Town of Bluefield, Virginia . Further the personal property which is the subject of this ordinance, is the personal property of the Organization.
2. At a public hearing duly and lawfully held on April 1, 2014, pursuant to public notice, all in accordance with Subsection B of §58.1-3651 of the Code of Virginia, the Board of Supervisors of Tazewell County, Virginia, examined and considered the Organization's responses to the questions set out in said Code section. A written copy of which was presented to the Board and incorporated into the hearing minutes.
3. The board of Supervisors hereby finds that:
 - A. The Organization's real property as above referenced, together with improvements, thereon assessed by the Commissioner of Revenue's Office as having a total value of One Million, Two Hundred Sixty-six Thousand, Eight Hundred Dollars and Zero Cents (\$1,266,800.00) for Tax Parcel No. 025 A 0055; as having a total value of Fifteen Thousand Dollars and Zero Cents (\$15,000.00) for Tax Parcel No. 025A 03E 0009-0010; and as having a total value of Eighteen Thousand Dollars and Zero Cents (\$18,000.00) for Tax Parcel No. 025A 03E 0011-0015;
 - B. The annual real property taxes that would be paid by said Organization at the current tax rate fixed by this Board, equals Seven Thousand, Four Hundred Eight Dollars and Eighty-six Cents (\$7,408.86).
 - C. The replacement cost of the personal property to be exempted is approximately Seventy Thousand Dollars (\$70,000.00).
 - D. The annual personal property tax which would be paid by said Organization at the current tax rate fixed by this Board, equals One Thousand, Four Hundred Dollars and Zero Cents (\$1,400.00).
4. The Tazewell County Board of Supervisors finds that The Sanders House Charitable Trust is a charitable organization as evinced in its responses to the Board's written questions and representations of its representatives made at the public hearing; and further that said organization serves a charitable purpose that benefits residents of the County, namely the preservation of the Sanders House as an historical site and the operation of a museum thereof for cultural purposes.
5. The Tazewell County Board of Supervisors hereby finds that The Sanders House Charitable Trust's, above referenced, real property is used for a charitable purpose such that it may be exempt. The Board further finds that such personal property that the Organization owns or may own and may be subject to local tax assessment which is used for the Organization's purposes likewise is used for a Charitable purpose.
6. The Board hereby ordains that such property shall be exempt by designation so long as it is owned by The Sanders House Charitable Trust and used by it for its charitable purposes, pursuant to Chapter 36 of Title 58.1-3651, of the Virginia Code, 1950, as amended. The Board further ordains that, with respect to personal property, the aggregate assessed value of personal property which may be exempted from taxation pursuant to this ordinance shall not exceed

Seventy Thousand Dollars (\$70,000.00).

7. The exemption granted hereby shall be contingent upon the continued use of the subject real property in accordance with the Organization's charitable use, and upon the Organization having no rule, regulation, policy or practice that unlawfully discriminates on the basis of religious conviction, race, color, sex or national origin.
8. Further, the exemption hereby granted shall be contingent upon the Organization providing the Commissioner of Revenue for Tazewell County a certificate, letter or other documentation satisfactory to the Commissioner, demonstrating that the Organization has been designated as exempt from taxation under Section 501(c)(3) of the Internal Revenue Code of the United States of America. Upon providing such proof, the Organization's tax exemption shall be deemed effective as of the adoption of this ordinance and shall continue for so long as such property is owned by the Organization and used for its' charitable purposes as determined by the Commissioner.
9. Failure of the Organization to provide proof of their tax exempt status before March 31, 2016, shall disqualify the Organization for this exemption.

The County Administrator for Tazewell County, Virginia, is hereby authorized, empowered and directed to forward an attested copy of this Ordinance to the Commissioner of the Revenue of Tazewell County, Virginia.

This Ordinance shall be effective as of May 6, 2014.

It is so ordained this 6th day of May, 2014.

RECORDED VOTE: 4 to 1
MEMBERS PRESENT: Roberts, Stacy, Hymes, Absher, White
MEMBERS ABSENT: None
AYES: Four (4)
NAYS: One (1) White
ABSTENTIONS: None

FIVE (5) MINUTE RECESS

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

APPOINTMENTS

➤ **Tazewell County Airport -**

One appointment to the Tazewell County Airport Authority was deferred to the June 3 regular meeting.

➤ **The Crooked Road**

Upon motion of Supervisor Hymes, seconded by Supervisor Roberts and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby appoints David Woodard, PO Box 187, Pocahontas, VA 24635 to serve as Tazewell County's representative of The Crooked Road, effective immediately.

➤ **CPPD**

Two appointments to the Cumberland Plateau Planning District was deferred to the June 3 regular meeting.

➤ **Tazewell County Animal Shelter**

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 reappoints the following members to the Tazewell County Animal Shelter with terms effective July 1, 2014 and ending June 30, 2018 (four(4) year terms):

- Lynna M. Mitchell, PO Box 1205, Richlands, VA 24641
- Dave Anderson, 3124 Ridgeway Drive, Bluefield, VA 24605
- Jim Talbert, 420 Brook Street, Tazewell, VA 24651

Animal Shelter By-laws:

Further, upon presentation of the Animal Shelter Chairman, Ms. Warren Hinkle, and 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 none against, the Tazewell County Board of Supervisors hereby approves the amended by-laws of the Tazewell County Animal Shelter. A copy of same is attached hereto and incorporated herein by reference thereto.

Matching funds for donations to help with the spay and neuter program at the animal shelter was addressed. No formal action was taken to match these funds, but the Board verbally concurred to match funds up to a cap. The budget committee will decide on funding for this cause and if the total amount isn't used for the spay and neuter program it will be used towards the proposed building fund. It was further requested that the County Budget Committee study funding possibilities for a new Animal Shelter facility and new locations. Supervisor Roberts will serve as a TCBOB finance representative for the proposed new facility.

➤ **AASC**

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 reappoints the following individuals to serve as members of the Appalachian Agency for Senior Citizens (AASC) with a term commencing July 1, 2014 and ending June 30, 2016 (two (2) year term).

- Ginger Branton - deferred to June 3, 2014 regular meeting
- Ralph Mullins, 161 Valley Drive, Richlands, VA 24641
- Irma Mitchell, 166 Scranton Avenue, North Tazewell, VA 24630
- Janet Gunn, 605 Robin Street, Bluefield, VA 24605

➤ **Local Board of Building Code of Appeals**

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 reappoints the following individuals to serve as members of the Local Building Code of Appeals, with at term commencing July 1, 2014 and ending June 30, 2017 (three (3) year terms).

- Ron Houchins, 98 Mountain View Drive, Bluefield, VA 24605
- Dean Johnson, 619 West Main Street, Tazewell, VA 24651
- Roscoe Lester, Route 3, Box 524-A, Tazewell, VA 24651
- Travis Hackworth, PO Box 1129, Cedar Bluff, VA 24609
- Andy Cecil, PO Box 107, Tazewell, VA 24651
- Dallas Sparks, 18536 Governor G.C. Perry Hwy, Pounding Mill, VA 24635

➤ **Clinch Valley Community Action**

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 reappoints the following to serve as members of the Clinch Valley Community Action, Inc. Board of Directors, with a term of one (1) commencing July 1, 2014 and expiring June 30, 2015:

- Shelia Weimer, 107 Franklin Street, Bluefield, VA 24605
- Ms. Romona Simmons, 127 Dirt Digger Rd. Pounding Mill, VA 24637
- Mr. Bev Smith, PO Box 415, North Tazewell, VA 24635
- David Larimer, 600 Six Road, Tazewell, VA 24651
- Wanda Lowe, 292 Plantation Drive, Richlands, VA 24641

➤ **SWCC Board**

One appointment to the SWCC Board was deferred to the June 3, 2014 regular meeting.

➤ **Emergency Services Committee**

Upon motion of Supervisor Roberts, seconded by Supervisor Hymes and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby appoints the following individuals to serve as members of the Tazewell County Emergency Services Committee with two year terms as set forth below:

- effective immediately to June 30, 2016: Timothy Webb, 119 Albert Street, Bluefield, VA 24605, as the At Large member to serve as a member of Tazewell County Emergency Services - replacing Mike Alford who moved out of the area.
- Terms effective July 1, 2014 to June 30, 2016:
 - James Price, 7888 Burkes Garden Road, Tazewell, VA 24651
 - Jim Hardy, PO Box 1026, Bluefield, VA 24605
 - Ben Young, 243 Sinking Waters Road, Bandy, VA 24602
 - Wess Blankenship, 150 Desert Rose Drive, Tazewell, VA 24651
 - Roy Darrell McGlothlin, 600 Sycamore Lane, Richlands, VA 24641
 - Barry Patton, PO Box 983, Cedar Bluff, VA 24609
 - Remove one (1) BOS member, Charles Stacy, from the list of members, leaving one (1) BOS representative Mike Hymes to coincide with his elected term of office.

➤ **Industrial Development**

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 reappoints Darrell Addison, 502 Lakeview Drive, Richlands, VA 24641 as a member of the Tazewell County IDA, with a term effective July 1, 2014 and expiring June 30, 2018.

➤ **Tazewell County Planning Commission**

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 appoints Robert "Bob" Moss, 3777 Hogback Road, Tazewell, VA 24651, as a member of the Tazewell County Planning Commission to fill the expiring term of Bill Gillespie, with a term effective July 1, 2014 and expiring June 30, 2018.

- One (1) Agriculture/Farm Representative was deferred to June 3, 2014

Supervisor Hymes requested that a resolution be drafted and presented to Mr. Gillespie for his longevity as a member of the Planning Commission, as well as presenting one to Mr. Tom Childress for his service to the Tazewell County Planning Commission.

➤ **Recreation and Parks Facility Authority**

Upon motion of Supervisor Hymes, seconded by 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 reappoints the following to serve as members of the Tazewell County Recreation and Parks Facilities Authority (RDA), with terms commencing July 1, 2014 and ending June 30, 2017 (three(3) year terms):

- Curtis Breeding, PO Box 494, Richlands, VA 24641
- Mike Davidson, Swampfox Motor Sports, Inc. 36937 Governor George C. Peery Highway, Bluefield, VA 24605
- Garland Roberts, Jr. 3064 Abbs Valley Rd. Bluefield, VA 24605

➤ **Tall Structures Appeals Board - to be confirmed by the Circuit Court Judge:**

Upon motion of Supervisor Roberts, seconded by Supervisor Hymes and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby recommends the appointment of the following individuals to serve as members of the Tazewell County Tall Structures Appeals Board for a term commencing July 1, 2014 and expiring June 30, 2019 (five(5) year terms), pursuant to Virginia Code Section 15.2-2308 (A), and to be confirmed by the Circuit Court Judge:

- Ron Mulleanaux, 103 Chesterfield Lane, Bluefield, VA 24605
- Ann Robinson, PO Box 11, Falls Mills, VA 24613
- Barry Alley, 310 Fairfax Avenue, Richlands, VA 24641
- The Board requested the County Attorney determine whether Bill Gillespie could serve as the Planning Commission representative on this Board when his term expires June 30, 2014 as a member of the Planning Commission member.

➤ **Tazewell County Road Viewers**

Upon motion of Supervisor White, seconded by 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 reappoints the following members to the Tazewell County Road Viewers with terms effective July 1, 2014 and ending June 30, 2015 (one(1) year terms):

- Steve Slade, 113 Tip Top Road, North Tazewell, VA 24630
- Paul Brewster, PO Box 808, North Tazewell, VA 24630
- Ray Howell, Box 1477 Rosenbaum Road, Bluefield, VA 24605
- Clyde Sparks, 3850 Indian Creek Road, Cedar Bluff, VA 24609
- Allen Whited, 224 Birch Street, Raven, VA 24639

➤ **Tazewell County Tourism Development Committee**

Upon motion of Supervisor Roberts seconded by Supervisor White and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby appoint the following individuals to serve as members of the Tazewell County Tourism Committee, with two (2) year terms effective July 1, 2014 and ending June 30, 2016:

- Mrs. Teresa Hurley, PO Box 535, Pocahontas, VA 24635
- Ms. Nancy Brooks, PO Box 828, Tazewell, VA 24651
- Ms. Joan Yates, 3663 Crab Orchard Rd., Tazewell, Virginia 24651
- James Dye, PO Box SVCC, Richlands, VA 24641
- Ad-hoc, Ms. Charlotte Whitted, Crab Orchard Rd. Tazewell, Virginia 24651
- Ad-hoc, One appt. will be placed on the June 3, 2014 meeting agenda.

➤ **Tazewell County Transportation Safety Commission**

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

Sheriff Brian Hieatt or his designee to the Tazewell County Transportation Commission with a term commencing July 1, 2014 and expiring June 30, 2017 (three (3) year term) and further hereby reappoints Allen Whited, 224 Birch Street, Raven, VA 24639 to a three (3) year term, effective July 1, 2014 and expiring June 30, 2017

➤ **Wireless Service Authority**

Upon motion of Supervisor Roberts, seconded by Supervisor Hymes and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby appoints/reappoints the following to serve as members of the Tazewell County Wireless Services Authority, with terms effective July 1, 2014 and expiring June 30, 2018:

- Vincent Shumate, 3646 Abbs Valley Road, Bluefield, VA 24605
- Larry Johnson, 205 Kents Ridge Road, Richlands, VA 24641
- Marco Warner, 2343 Front Street, Richlands, VA 24641

COUNTY BUDGET FY14-15 PUBLIC HEARING AUTHORIZED

Upon motion of Supervisor Stacy, seconded by Supervisor White and adopted by a vote of 5 to 0, with all members present voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby authorizes and directs the County Administrator to advertise for a public hearing on June 3, 2014 to hear concerns regarding the Tazewell County Proposed Budget Ordinance for FY14-15.

TAZEWELL COUNTY AUDITING AND CONTRACTING SERVICES

Upon motion of Supervisor Roberts, seconded by Supervisor White and adopted by a vote of 5 to 0, with all members present voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the Tazewell County Audit and Consulting Services for Tazewell County with costs and terms as set forth below, contingent upon approval of the contracts in as form as approved by the County Attorney:

- Tazewell County Auditing services - Awarded to Robinson, Farmer & Cox Associates - terms to be negotiated and approved in final form by the County Attorney (three (3) year term i.e. FY14 - 16) with option to renew annually.
- Tazewell County Audit Consulting Services - Awarded to Hicok, Fern, Brown & Garcia at a low bid of \$17,500.00 with a 3% increase for the next four (4) years, i.e. five (5) year contract

A copy of the Auditing and Consulting Services Contracts in final form will be attached to these minutes and incorporated herein by reference thereto.

LANDFILL - REQUEST FOR PROPOSALS

PROFESSIONAL SERVICES GROUND WATER MONITORING SERVICES (GMS) & COMPREHENSIVE SOLID WASTE MANAGEMENT CONSULTING SERVICES

The County Administrator, Jim Spencer, reported that the County solicited and received RFP's for Professional Services for qualified environmental firms with experience in groundwater monitoring services and comprehensive solid waste engineering services and consulting services for the Tazewell County Landfill. Now, upon motion of Supervisor Roberts 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 White and Supervisor Hymes as the Committee to review the Landfill proposals and interview no less than two (2) firms for each proposals and present a recommendation to the Board of Supervisors with regard to the section of same. The County Administrator requested that Matt Anderson, County Engineer provide a copy of the proposals to the Board along with a letter of transmittal.

TOURISM SIGNS - WELCOME TO TAZEWELL COUNTY, VIRGINIA

It was the consensus of the Board of Supervisors to allow the Tazewell County Tourism Committee and new Tourism Director to look at the proposed Welcome to Tazewell County signs and to make a top two (2) selection and recommendation to the Board of Supervisors at the June 3, 2014 regular meeting.

The Pocahontas Walking Riding Trail should be bid soon. Property is being cleared on the ATV Trail in expectation of easement completion.

DEPARTMENT OF HOUSING REHABILITATION - JEWELL RIDGE

HOUSING PROJECT

The County Administrator reported that several years ago the County partnered with CPPD to try to do a housing rehab/grant funding project in Amonate, Virginia. Due to the lack of participation from the community the project did not garner enough support to move it forward. Now, a citizen from the community wants to try project again. The County Administrator reported that CPPD informed him that the solicitation of surveys, etc. would need to start over. It was a consensus of the Board to pursue the project for Jewell Ridge this go-round to see if a housing rehab/grant funding project could be initiated there. Supervisor White stated that he would be happy to help move the project forward with regard to setting up community meetings in the Jewell Ridge Areas to initiate the required surveys, easement requirements, etc.

WORK CAMP PROJECTS - GROUP CARES

Discussion ensued with regard a presentation that took place earlier in the meeting from Mike Krantz, Charlottesville, Virginia - pertaining to the upcoming Group Cares- Group Workshop, (a non-profit volunteer service organization) that has partnered with communities to help work on 50-70 homes, i.e. light carpentry, weatherization, interior and exterior painting and other labor - simple work to help improve a residents home, who is financially or physically unable to perform the work on their own. Mr. Krantz would like to County to co-sponsor and provide funds help purchase tools, building materials, etc. for the program. The Chairman suggested that the Board of Supervisors revisit this at their June 3 meeting and to send an email to each of the Board Members reminding them of same.

MOWING BIDS

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 awards the lowest responsive bid in the amount of \$1,120.00 contingent upon receiving proper insurance documents, and with said bid approved by the County Attorney, to JC Mack, Chuck Bailey, Cedar Bluff, VA 24609 for mowing services for Tazewell County properties for FY14-15, i.e. Courthouse Complex, Public Safety Building, Old Health Department Building, Community Facilities Building, Fairgrounds, Bluestone Workforce Training/Idea Park, Falls Mills Elementary School and Pocahontas High School. A list of mowing bids received from prospective bidders are attached hereto and on file in the office of the County Administrator, 108 East Main Street, Tazewell, VA 24651.

EXECUTIVE/CLOSED MEETING

Upon motion of Supervisor White, seconded by Supervisor Roberts and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby enter into an Executive/Closed Meeting pursuant to Virginia Code, 2.2 - 3711:

- ▶ A (1) Personnel Matter - involving Workforce Development
- ▶ A (29) Contract Negotiations with the Regional Jail involving work crew assignment
- ▶ A (7) Legal Matter - Consultation with legal counsel involving the Dental School

RETURN/CERTIFICATION/REPORT OF ACTION

Upon motion of Supervisor Roberts seconded by Supervisor White and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby returns from the Executive/Closed Meeting and hereby certifies the following read by Supervisor Hymes:

CERTIFICATON OF EXECUTIVE/CLOSED MEETING

WHEREAS, the Tazewell County Board of Supervisors has convened an executive/closed meeting on this date pursuant to an affirmative vote and in accordance with The Virginia Freedom of Information Act; and

WHEREAS, 2.2-3712 of the Code of Virginia requires a certification by the Tazewell County Board of Supervisors that such executive/closed meeting was conducted in conformity with Virginia law;

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

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

Nays: None

Absent: None

Absent during vote: None

Report of Action: None

TAZEWELL ELEMENTARY SCHOOL \$1,000.00 - SOUTHERN DISTRICT

PRE-K FIELD TRIP

Upon motion of Supervisor Hymes, seconded by Supervisor Absher and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$1000.00 from the Southern District Fund, Acct. No. 91800, 5699-34, payable to the Tazewell Elementary School Pre-k Field Trip, Attn: Kathy Parnell. The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

TAZEWELL TORPEDOS SWIM TEAM**\$600.00 SOUTHERN DISTRICT FUND**

Upon motion of Supervisor Hymes, seconded by Supervisor Absher, and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$600.00 from the Southern District Fund, payable to Tazewell Torpedoes Swim Team, Attn: Jim Thomas, 205 Maple Street, Tazewell, VA 24651. This will assist in the purchase of an outdoor P.A. system/speakers. The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

TRIAD - FUNDING FOR SENIOR DAY**\$500.00 (\$100.00 FROM EACH DISTRICT FUND)**

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 amount of \$500.00 payable to TRIAD - attn: Flora Sinkford, Town of Tazewell, VA 24651. This will assist with funding for Senior Day Event in May at Nuckolls Hall. 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.

\$6,619.29 TO PSA FROM WESTERN DISTRICT FUND**FOR 2 FIRE HYDRANTS, CEDAR LAND FARMS (FAIR STREET & ARROW ST)**

Upon motion of Supervisor Absher, seconded by 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 \$6,691.29 from the Western District Road Fund, payable to the Tazewell County PSA PO Box 190, Tazewell, Virginia 24651 for Cedar Land Farms Subdivision, Fair Street & Arrow Street, 2 fire hydrants, materials and VDH Letter Report. 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.

\$880.00 TO FALLS MILLS FISH CLUB - GENERAL LEDGER INSURANCE

Upon motion of Supervisor Roberts seconded by Supervisor Hymes and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$880.00 from the Northern District Fund, Acct. No. 91600-5699-22, payable to the Falls Mills Fish Club -Falls Mills, VA to assist with General Ledger Ins. cost. The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

\$1,000.00 TO ABBS VALLEY FIRE DEPARTMENT - MATCHING GRANT FOR FUND RAISER FOR DEPT . OF FORESTRY GRANT

Upon motion of Supervisor Roberts, 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 \$1,000.00 from the Northern District Fund Account No. 91600-5699-1, to Abbs Valley Fire Department as a matching monies to assist in their fund raising efforts towards to match a grant from the Virginia Department of Forestry. 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.

\$2,000.00 FROM NORTHWESTERN DISTRICT FUND TO RICHLANDS ELEMENTARY SCHOOL BIKE PROGRAM

Upon motion of Supervisor White, seconded by Supervisor Roberts and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$2,000.00 from the Northwestern District, Account No. 910700-5699-39, payable to the Richlands Elementary School, Richlands, Virginia - Bikes Program, attn: Windy Barringer. The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

\$1,000.00 FROM NORTHWESTERN DISTRICT FUND TO RAVEN ELEMENTARY SCHOOL

Upon motion of Supervisor White, seconded by Supervisor Roberts and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$1,000.00 from the Northwestern District Fund, Acct. No. 91700-5699-36 to Raven Elementary School, Raven, Virginia. 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.

\$400.00 FROM NORTHWESTERN DISTRICT FUND TO RICHLANDS YOUTH BASEBALL - EARMARKED FOR 7 & 8 YEAR OLD ALL-STAR TEAM

Upon motion of Supervisor White, seconded by Supervisor Roberts and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$400.00 from the Northwestern District Fund, Account No. 91700-5699-42, to the Richlands Youth Baseball earmarked on check for 7 & 8 year old All-star Team. 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.

SECOND CHANCE ROCKS THE TWO (2) VIRGINIAS

Upon motion of Supervisor Roberts, seconded by Supervisor White and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors hereby agrees to donate the following BOS tickets for Second Chance Rocks the Two(2) Virginias as set forth below:

- Center for Christian Action - Pocahontas - 20 tickets (Supervisor Roberts)
- Richlands Teen Center - 20 tickets (Supervisor White)
- Graham Booster - 20 tickets (Supervisor Stacy)

Supervisor Hymes and Supervisor Absher during the April 1, 2014 regular meeting, agreed to donate their 20 tickets each (40), to Taking Action for Special Kids (TASK). Erik Robinson was so informed.

\$3,500.00 FROM THE EASTERN DISTRICT FUND TO BLUEFIELD VIRGINIA POLICE DEPARTMENT - SRT VEHICLE (EQUIPMENT)

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 approves the amount of \$3,500.00 from the Eastern District Fund to the Bluefield Virginia Police Department, Attn: Harry Cundiff, to assist in the purchase of equipment for the Special Response Team (SRT) Vehicle. 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.

Supervisor Hymes announced the upcoming Cancer Study Informational Sessions scheduled for May 22, 2014 at the RBI and County BOS Meeting Room. He requested that the meeting times be placed on the County's Website. The County Administrator stated that it was already placed on the Website.

Supervisor Hymes reported that the Kids Fish Day was a huge success at Lake Jack Witten, but if additional funding isn't received next year, the event might come to an end.

DOVE STREET - AEP PROJECT

Supervisor Absher reported that he received a complaint from Greg Edmonds a resident on Dove Street about AEP leaving tree trimmings/cutting debris on property lines. Mr. Edmonds number is 963-7114.

BURN BUILDING DEDICATION and SWCC GRADUATION

Supervisor White said the Board of Supervisors would be receiving a notice concerning the Burn Building dedication. He also mentioned the upcoming graduation at SWCC.

Supervisor Absher requested the County road department to look into the condition of Southern Branch Road (this is a Northwestern District road)

Supervisor White suggested that the Board be given an accountability statement with regard to expenditures of school activity funds.

Supervisor Roberts mentioned the on-going easement issues with Salina Road and said he hoped for resolve soon.

A go-a-way class for Board of Supervisors training was mentioned, this could be set up if desired.

County Administration department heads are attending two (2) motivation classes at the Bluestone Workforce Center.

ADJOURN

Now, there being no further business to be transacted and upon motion of Supervisor Roberts, seconded by Supervisor Absher, with all members present voting in favor thereof and no one against the same, the meeting is hereby adjourned.

Charles A. Stacy, Chair

By: Rg

Adjourn time 11:28 p.m.