

**VIRGINIA: AT A MEETING OF THE TAZEWELL COUNTY
BOARD OF SUPERVISORS AT A REGULAR MEETING
HELD SEPTEMBER 3, 2013 AT 6:00 P.M. IN THE
TAZEWELL COUNTY ADMINISTRATION
BUILDING, 108 EAST MAIN STREET, TAZEWELL,
VIRGINIA 24651.**

**PRESENT: JOHN ABSHER, CHAIRMAN
CHARLES A. STACY, VICE-CHAIR
D. MICHAEL HYMES, MEMBER
SETH R. WHITE, MEMBER
THOMAS B. CHILDRESS, MEMBER (INTERIM)
JAMES H. SPENCER, III – COUNTY ADMINISTRATOR
C. ERIC YOUNG, COUNTY ATTORNEY
PATRICIA GREEN, ASSISTANT COUNTY
ADMINISTRATOR
RUTH GROSECLOSE, ADMINISTRATIVE ASSISTANT
MEMBERS OF THE PRESS: WARREN HINKLE,
TAZEWELL COUNTY FREE PRESS; JIM TALBERT,
CLINCH VALLEY NEWS/RICHLANDS NEWS PRESS**

ABSENT: NONE

The Chairman called the regular meeting to order and presided, with all members in attendance. He welcomed all those present.

Supervisor White gave the invocation with Supervisor Stacy leading those present in the pledge of allegiance to the US Flag.

AGENDA APPROVED AS AMENDED

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 September 3, 2013 meeting agenda as amended.

MINUTES APPROVED

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 August 6, 2013 meeting minutes as written.

ROBERTS RULES OF ORDER SUSPENDED

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 suspends Roberts Rules of Order – changing the agenda format to allow Senator Puckett to speak to the Board before entering the Executive/Closed Meeting.

The Board welcomed Senator Phillip Puckett to the meeting. He spoke in response to the Board of Supervisors request for an investigation/inquiring with regard to Southwest Virginia Community College. The Board of Supervisors at the August 6, 2013 meeting requested Senator Puckett and Delegate Will Morefield to seek an investigation/independent inquiring by either the auditor of public accounts, JLARC, or any other appropriate agency to look at the operations of SWCC.

Senator Puckett said he did not believe JLARC would take on the County's request. He recommended that the local College Board and the Chancellor be the chain of command to hear the Board's concerns. He suggested that members of the College Board meet with the people who attended the Aug. 6, 2013 Board Meeting. Senator Puckett agreed that enough classes should be offered to citizens, but Tazewell County is the only county out of the four districts attending SWCC that he has heard from. He said the lack of class issue should be addressed and

he would do everything he could to make sure the questions get answered. He also reported that Delegate Will Morefield agrees with and complainants were met with. Senator Puckett said Dr. Mark Estep should have attended the August 6 Board of Supervisors meeting as invited. In addition, Senator Puckett said Legislative Services in Richmond told him the proper procedures for complainants would be to request an inquiry/investigation by the local College Board or the Chancellor's office.

It was suggested that Dr. Estep be invited again to attend a Board of Supervisors meeting.

EXECUTIVE/CLOSED MEETING

Upon motion of Supervisor Hymes and adopted by a vote of 5 to 0, with all members 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 Session pursuant to Virginia Code Section 2.2-3711, to wit:

- ▶ A (19) Discussion of plans to protect public safety as it relates to terrorist activity including briefings by law enforcement officials
- ▶ A(3) Property Acquisition Morris Knob Tower Site
- ▶ A(3) Property Acquisition involving TCFR Building/Payne Lease
- ▶ A(3) Property Acquisition Clear Fork polling place property
- ▶ A(3) Property Acquisition involving Falls Mills School

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

EXECUTIVE/CLOSED MEETING CERTIFICATION

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

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

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

Ayes: Five (5)

Nays: None (0)

Absent: None (0)

Absent during vote: None (0)

FALLS MILLS SCHOOL ELEMENTARY

SCHOOL PROPERTY

Upon motion of Supervisor Childress, 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 accepts the former Falls Mills Elementary School from the Clinch Valley Community Action and authorizes and directs the County Administrator to apply for a planning grant for an assisted living facility or other similar activities to be located at the former school in conjunction with efforts of the Appalachian Agency for Senior Citizens.

ACTION NOT RELATED TO EXECUTIVE/CLOSED SESSION

Dental School Project Reimbursement

Upon motion of Supervisor Stacy, seconded by Supervisor White and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the county's reimbursement in the amount of \$147,815.00 to the IDA, from Acct. No. 23-9701-8162/Capital Projects Fund, for payments made in Fiscal Year 2013 for the Dental School Project. The County Administrator is hereby authorized to issue the check in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell, Virginia.

Expenditure of Funds for the Bluefield/Falls Mills Interconnection Project/Regional Project with the Town of Bluefield

Upon motion of Supervisor Stacy, seconded by Supervisor White and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the distribution of funds escrowed by the Town of Bluefield and the TCPSA from the DS Parts /Regional Water Project to the Tazewell County Public Service Authority for its Falls Mills Interconnection Project as proposed by the Tazewell County PSA. This is only for an emergency/contingency/back-up long-range plan.

Mayor Ben Gibson from the Town of Pocahontas was present and voiced his concerns with the project possibly taking Falls Mills and Boissevain water customers away from the Town of Pocahontas. He said it these areas are a huge source of income for the Town of Pocahontas. Dahmon Ball, PSA Administrator was present and assured Mr. Gibson that the Interconnection Water Project would be used as an emergency plan only in case the Pocahontas water system would go down.

CONSENT CALENDAR APPROVED

Upon motion of Supervisor Childress seconded by Supervisor Stacy 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”. Matters requiring the issuance of warrants shall be issued by the County Administrator in accordance with this action and converted to negotiable checks by the Treasurer of Tazewell County, Virginia:

WARRANTS APPROVED AS PAID

August 2013

Payroll

Ordered that Warrant Nos. 137838 through 137893 and direct deposits totaling \$344,641.48 from the General, Landfill Enterprise, and 911 Funds, covering payroll for the various County agencies, for the period ending July 31, 2013, be approved.

Ordered that Warrant Nos. 137895 through 137953 and direct deposits totaling \$346,847.45 from the General, Landfill Enterprise, and 911 Funds, covering payroll for the various County agencies, for the period ending August 15, 2013 be approved.

Accounts Payable/Payroll Deductions

Ordered that Warrant Nos. 462309 through 462464, for \$1,759,393.21 from the General, Landfill Enterprise, Capital Outlay, Law Library and 911 Funds, covering operating expenses for the various County agencies for the month of July 2013, be approved.

Ordered that Warrant Nos. 462466 through 462477, for \$138,717.70 from the General, Landfill Enterprise, and 911 Funds, covering payroll deductions for the various County agencies for the period ending July 31, 2013 be approved.

Ordered that Warrant Nos. 462479 through 462641, for \$1,127,558.89 from the General, Landfill Enterprise, Capital Outlay, Law Library and 911 Funds, covering operating expenses for the various County agencies for the month of August 2013, be approved.

Ordered that Warrant Nos. 462643 through 462655 for \$124,933.15 from the General Funds, covering payroll deductions for the various County agencies for the period ending August 15, 2013, be approved.

Handwritten

Ordered that Warrant No. 801802 through 801809 for \$518,624.03 from the General, Landfill Enterprise, Capital Outlay, Law Library, and 911 funds, covering operating expenses for the month of August 2013, be approved.

Coyote Claim approved:

Approved \$100.00 payable to Archie French, 207 Salina Road, North Tazewell, Virginia 24630 for two (2) coyotes killed with a snare on July 17 and July 19, 2013.

Approved \$100.00 payable to Alfred Webb, 244 Beachwood Lane, Tazewell, Virginia 24630 for two (2) coyotes killed with a snare on August 2, 2013.

Approved \$50.00 payable to Clinton Bell, 1987 Cove Rd. Tazewell, Virginia 24651 for 1 coyote killed with a snare on August 19, 2013.

Approved \$150.00 payable to Alfred Webb, 244 Beachwood Lane, Tazewell, Virginia 24651 for 3 coyotes killed on August 14, 2013 with a snare.

Eastern District Fund:

Ratified \$2,000.00 payable to Bluefield Virginia Chargers (Little League)

Sheriff's Department:

Transferred the amount of \$652.24 from the Contingent Expenditures and Grant Account No. 91050-7041 to Account No. 31020-5510 /Reimbursement from the Dept. of Criminal Justices services.

CITIZEN COMMENTS

Roger Mitchem, Big Branch Road, Bluefield, Virginia 24605, said he wanted the total amount of money the County spent on the Route 696 road project. He said he wanted to know what the County paid for the Johnson property and the total costs the County spent on the Route 696 road project. Mr. Mitchem said that the information that the County Attorney recently mailed to him did not include monies the County paid for other property acquisitions, i.e. the Johnson & Bokish property. The County Attorney said he sent Mr. Mitchem all the information he was given.

Supervisor White requested the Accounting Dept. send him all the information and he would see that Mr. Mitchem receives it.

LIAISONS REPORT

Planning Commission – Supervisor Childress reported that the Zoning Subcommittee met twice and reviewed all seven (7) categories set up for the “zones” in the ordinance. The Comprehensive Plan is moving forward and seeking out various groups and organizations in the County to provide “input” on the various topics of the Comprehensive Plan. Health and tourism topics are a main concern. The Roads Subcommittee is in the process of reviewing various roads to see if they qualify for inclusion in the County’s Orphan Road system.

Supervisor Hymes requested that the subcommittee look at Lilly & Kiser Road in the Southern District, with Supervisor Absher requesting that Watson Road looked at as well.

Industrial Development Authority (IDA) –

The County Administrator reported on the ongoing efforts with regard to the Landfill Gas Project. AEP is finishing the 3-Phase power to the Landfill and design will begin on the treatment of the landfill methane and gas line extension will start from the Comfort Inn to the landfill, the gas will then be sold. The IDA is deeply involved in the new dental school. Supervisor Stacy, on behalf of the County, hosted a joint business synopsis to help market Tazewell County; 86 people attended. Goals are to share and involve the private sector to get involved with the many projects in the County. Feedback has been well received from developers and private citizens.

Business to Business Showcase – SWCC

The County Administrator reported that the Business to Business Showcase is scheduled for October 24 -25 at SWCC. This is a networking and very successful event for Tazewell County, Virginia.

CPPD - Supervisor White attended the National Conference and CPPD won an award for the 4-G wireless project. Funding is a little short but is being worked on as a regional project. The last three towers are being constructed in Buchanan County. He said cell phone service has become a vital service for infrastructure.

School Board Update - Supervisor White requested that Ms. Green reach out to the school board/Dr. Meyer to see where they are with regard to funding for retirement incentives.

Airport Authority - The Board gave the Airport Authority another month to discuss a “stipend” plan/payment for Airport Authority members. Because of the Air Show, they did not have a business meeting in August to address this matter.

COUNTY PROJECTS UPDATE:

RESOLUTION – DISASTER MITIGATION PLAN ADOPTED

Upon motion of Supervisor White, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, BE IT RESOLVED, by the Tazewell County Board of Supervisors that the Cumberland Plateau Planning District Commission Hazard Mitigation Plan, as approved by FEMA, is hereby adopted, and all the changes and updates to the Original Hazard Mitigation Plan, is on file in the

office of the County Administrator, 108 East Main Street, Tazewell, Virginia 24651 and a copy of the resolution in accordance herewith is attached hereto and incorporated herein by reference.

**DESIGN BUILD PROCEDURE FOR
COMMONWEALTH ATTORNEY'S OFFICE**

Following presentation by the County Attorney, Eric Young, and upon motion of Supervisor White, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby adopts the following and further authorizes and directs the County Administrator to execute the documents in accordance herewith and to take any other action as may be necessary and appropriate with regard to these guidelines:

WHEREAS, the Commonwealth Attorney for the County of Tazewell has expressed his need for additional office space and his willingness to pay for the construction of the same from funds his office received from the United States Department of the Treasury for law enforcement purposes;

WHEREAS, the Board desires to facilitate improvements to the Commonwealth's Attorney's Office Building including construction of an annex as requested by the Commonwealth Attorney;

WHEREAS, the Design Build method of public procurement appears to be the most efficient method of project delivery for this project;

NOW THEREFORE the Board does hereby resolve as follows:

1. That a Design Build construction contract is the best project delivery method for construction of an annex for the Commonwealth Attorney's Office Building because the scale of the project is such that paying for architectural design of the annex apart from the construction is impractical with respect to cost and the delay occasioned by such design;
2. That there is a benefit to the County in cost and time if the Design Build process is employed, because market forces will require architectural design costs to be internalized by the construction contractor, who also is required to design the annex;
3. That the competitive sealed bidding process is not advantageous in this circumstance because the quality of the design proposed by each proposer is critical to evaluating the best value for the County.

4. That the County Administrator is authorized to procure construction of the Commonwealth Attorney's Office Building Annex by Design Build Procurement in accordance with the Board Policy and statutory guidelines.
5. That the proposed structure shall be procured consistent with the attached advertisement which hereby is incorporated into this resolution, including any additional requirements and specification the County Administrator may deem necessary
6. The Board hereby waives any building inspection fees that might otherwise be required.

It is so RESOLVED by the Board on this the 3rd day of September, 2013.

DESIGN BUILD PROCEDURES ADOPTED- AS ADOPTED BY THE SECRETARY OF ADMINISTRATION

Upon motion of Supervisor Stacy, seconded by Supervisor Childress and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby adopts the following, further authorizing the County Administrator and Chairman of the Board of Supervisors to execute any and all documents in accordance with this action and to take any other action as may be necessary and appropriate:

WHEREAS, the Board desires to enable the County Administration to take advantage of the Design Build procurement process, when appropriate, to expedite the construction of certain facilities for the County;

WHEREAS, the Code of Virginia permits the Board to use the Design Build procurement process only after adoption of procurement procedures consistent with the Commonwealth's procedures for Design Build Procurement;

NOW THEREFORE, the Board does hereby resolve to adopt the following procedures for Design Build Procurement for Tazewell County;

DESIGN-BUILD (D/B) PROCEDURES AS ADOPTED BY THE SECRETARY OF ADMINISTRATION

In accordance with the provisions of § 2.2-4306 of the *Code of Virginia*, the Board of Supervisors (hereinafter referred to as “the Board”) hereby adopts the following procedures for the procurement of Design-Build ("D/B") contracts, as defined in § 2.2-4301 of the *Code of Virginia*, which shall be followed by all departments, agencies, and authorities of Tazewell

County (each of which is hereinafter referred to as a "Department"). These procedures shall be effective _____, 2013.

A. LEGISLATIVE AUTHORITY: Under authority of § 2.2-4308 of the *Code of Virginia*, the County may contract to secure D/B projects on a fixed price basis in accordance with these procedures and the regulations adopted pursuant to § 2.2-1502 of the *Code of Virginia*. Under the authority of § 2.2-4303 (D)(1) of the *Code of Virginia*, a Department is authorized to use competitive negotiations to procure D/B contracts when it determines in advance, and sets forth in writing, that competitive sealed bidding is either not practicable or not fiscally advantageous to the public, which writing shall document the basis for this determination.

B. CRITERIA FOR USE OF D/B CONTRACTS: D/B contracts are intended to minimize the project risk for an owner and to reduce the delivery schedule by overlapping the design phase and construction phase of a project.

C. PROCEDURE FOR APPROVAL TO USE D/B: Prior to taking any action, the Department shall request authority, in writing and receive approval from the County Engineer, Assistant County Administrator, Administrator and Board, to use a D/B contract.

(1) The request shall justify and substantiate that D/B is more advantageous than a competitive sealed bid construction contract with a general contractor and shall indicate how the County will benefit from using D/B. The request shall also include a written justification that sealed bidding is not practicable and/or fiscally advantageous. These justifications for the use of D/B shall be stated in the Request for Qualifications.

Approval of or exceptions to this procedure may be granted by the Administrator or Board, who is the approving authority for requests to use D/B procedures.

(2) The County Engineer shall either concur or disagree in his professional opinion that design-build is an appropriate method of construction for the project including reporting a rough estimated cost.

(3) The Assistant County Administrator for the Board must advise whether the County has sufficient financial resources to perform the project based upon the Engineer's estimate, including reporting whether any bond issuances or other financing is required.

(4) The Administrator, after considering the request from the Department Head, the recommendation from the County Engineer, and the report from the Assistant County Administrator, shall determine whether or not to authorize the D/B procurement.

D. D/B SELECTION PROCEDURES: On projects approved for D/B, procurement of the contract shall be a two step competitive negotiation process. The following procedures shall be used in selecting a Design-Builder and awarding a contract:

(1) The Department shall appoint an Evaluation Committee ("Committee") which shall consist of at least three members from the Administration, including a licensed design professional, if possible. The Committee shall include a licensed professional engineer or architect from the County Engineer's Office. The Department shall contact the County Attorney's Office to determine whether a representative from the County Attorney should be involved, *ex officio*.

(2) The basis of the award of the contract shall be in accordance with § 2.2-4301(3) (b) and the criteria for the award shall be submitted to the County Engineer, in advance, for approval. [It is noted that cost is a critical component of the selection process. Guidance on methods for award can be found in the Commonwealth's Construction and Professional Services Manual (2012 Edition, as amended) Section 7.30.1]

(3) Selection of Qualified Offerors (STEP I): On projects approved for D/B, the Department shall conduct a prequalification process as follows to determine which offerors are qualified to receive Request for Proposals (RFPs).

a) The Department shall prepare a Request for Qualifications ("RFQ") containing the Department's Facility Requirements, building and site criteria, site and survey data (if available), the criteria to be used to evaluate RFQ Responses and other relevant information, including any unique capabilities or qualifications that will be required of the contractor. All offerors shall have a licensed Class "A" contractor and an Architect or Engineer registered in the Commonwealth of Virginia as part of the Project Team.

b) The RFQ shall be advertised and posted on EVa in accordance with the current standards for the posting of public bids in the Virginia Code and County Ordinances.

c) The Committee shall evaluate each offeror's RFQ responses and any other relevant information and shall determine which offerors are fully qualified and suitable for the project.

d) The RFQ evaluation shall result in a list of no less than two offerors to receive the RFP. An offeror may be denied prequalification only as specified under the Code of Virginia § 2.2-4317.

e) At least 30 days prior to the date established for the submission of proposals, the Department shall advise in writing each offeror which sought prequalification whether that offeror has been prequalified. In the event that an offeror is denied prequalification, the written notification to such offeror shall state the reasons for such denial of prequalification and the factual basis of such reasons.

(4) Selection of Design-Build Contractor (STEP II):

a) The Department shall send an RFP to the D/B offerors on the list for the project and request formal proposals from them. The criteria for award shall be included in the RFP.

b) Sealed Technical Proposals as described in the RFP shall be submitted to the Committee. Separately-sealed Cost Proposals shall be submitted to the County Engineer and shall be secured by and kept sealed until evaluation of the Technical Proposals and the design adjustments are completed.

c) The Committee will evaluate the Technical Proposals based on the criteria contained in the RFP. It will inform each D/B offeror of any adjustments necessary to make its Technical Proposal fully comply with the requirements of the RFP. In addition, the Department may require that offerors make design adjustments necessary to incorporate project improvements and/or additional detailed information identified by the Committee during design development.

- d) Based on the adjustments made to the Technical Proposals, the offeror may amend its Cost Proposal. In addition, an offeror may submit cost modifications to its original sealed Cost Proposal which are not based upon revisions to the Technical Proposals.
- e) The Committee shall evaluate (and rank if technical rankings are to be considered as a criteria for award) the technical proposals. Should the Department determine in writing and in its sole discretion that only one offeror is fully qualified, or that one offeror is clearly more highly qualified than the others under consideration, a contract may be negotiated and awarded to that offeror after approval of the Administrator. Otherwise, the Department shall open the cost proposals and apply the criteria for award as specified in the RFP and approved by the Administrator.
- f) The Committee shall make its recommendation for the selection of a design builder to the Department head based on its evaluations of the technical and cost proposals and all amendments thereto. The contract shall be awarded to the offeror who is fully qualified and has been determined to have provided the best value in response to the Request for Proposal.
- g) The Department shall notify the Administrator of its selection of the Design-Builder and shall request authority to award a contract.
- h) The Department will notify all offerors who submitted proposals which offeror was selected for the project. In the alternative, the Department may notify all offerors who submitted proposals of the Department's intent to award the contract to a particular offeror at any time after the Department head has selected the Design- Builder. When the terms and conditions of multiple awards are so provided in the RFP, awards may be made to more than one offeror.
- i) Documentation of the process shall be provided to the Assistant County Administrator and the County Attorney. Upon request, documentation of the process used for the final selection shall be made available to the unsuccessful proposers.

It is so RESOLVED by the Board on this the 3rd day of September, 2013.

POCAHONTAS WALKING RIDING TRAIL

The County Administrator said Hill Studio has pledged to have the survey for the Pocahontas Walking Riding Trail Project completed by September 18, 2013. Additional money for the project is still being sought by Hill Studio. The Board indicated that it was not their intent to award additional surveying funds.

A DAY TO SERVE – RESOLUTION

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 adopts a resolution “DAY TO SERVE” – supporting the Governor’s call for all faith based organizations, community organizations and Tazewell County residents to participate in a DAY TO SERVICE in their communities. The event calls for people to set aside their political, religious and cultural differences to strengthen our collective communities by coming together to “feed the hungry, protect and enhance the environment, as well as strengthening our communities.” A copy of the resolution in a form as adopted is attached hereto and incorporated herein by reference and on file in the office of the County Administrator, 108 East Main Street, Tazewell, Virginia.

DISTRICT FUND BUDGET TO BE POSTED ON THE COUNTY’S WEBSITE

Upon motion of Supervisor Hymes, seconded by Supervisor Childress 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 post the FY13-14 District Fund budget(s) on the County’s website for public inspection.

FIFTEEN (15) MINUTE RECESS

The Chairman called for a fifteen (15) minute recess after which the meeting was duly reconvened.

CANCER STUDY

Supervisor Hymes stated the he met with Eli Jones, Tazewell County's Regional Health Authority Member, and a representative from Virginia Tech Public Health Center. They shared cancer statistics and agreed to study the health concerns in our area. An update will be given at later time.

2013 STARZ – AD – PERFORMING ARTS ACADEMY

\$125.00 FROM SOUTHERN 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 \$125.00 from the Southern District Fund, payable to the 2013 STARZ Performing Arts Academy for an AD Silver Sponsorship – Christmas Spectacular in November 2013. The contact person is Cindy Young. 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.

CLEARFORK VOLUNTEER FIRE DEPARTMENT –

50/50 GRANT

\$1,400.00 FROM THE FIRE CAPITAL OUTLAY ACCOUNT

Upon motion of Supervisor Hymes, seconded by Supervisor Childress 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 \$1,400.00 from the Fire Department Capital Outlay Account No. 32010-8109, to match a 50/50 VA Department of Forestry (VFA) grant awarded to the Clearfork Volunteer Fire Department – 6949 Clearfork Road, Bastian, VA 24314 to assist with the purchase of nozzles, hoses, a strainer and a rescue basket for the Clearfork Fire Dept.

The County Administrator is hereby authorized and directed to issue said warrant in accordance herewith and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

STATE FAIR –COUNTY TO PARTICIPATE

Upon request of Supervisor Hymes, the Board of Supervisors agreed to allow the County Administrator to choose county staff to participate in the State Fair scheduled for September 27-October 6, 2013. The Board also suggested that the participants take the Tazewell County presentation demonstrated at previous events to showcase the County. The County Administrator will work with Emily Barringer Edmonson in this effort.

SEWER IN ABBS VALLEY

Supervisor Hymes wanted to know what it would take to extend the sewer beyond the Abbs Valley Boissevain Elementary School, Bluefield, VA. He requested that Dahmon Ball, PSA Administrator, determine the feasibility as well as the requirements and report same to the Board of Supervisors.

POCAHONTAS FIRE DEPARTMENT – REPEATER CONCERNS

Supervisor Hymes expressed the need for updates to the antennas for better repeater ability for the Pocahontas Fire Department during emergency situations. Sheriff Hieatt will talk to Chief Buchanan about this.

AGREEMENT/INDIGENT ASSISTANCE CONTRACT

An indigent assistance contract agreement will be placed on the October 1, 2013 agenda as addressed by Supervisor Childress and Mr. Bobby Shew.

AMERICAN LEGION POST # 14

POCAHONTAS, VIRGINIA 24635

NORTHERN DISTRICT FUNDS \$1,000.00

Upon motion of Supervisor Childress, 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 \$1,000.00 from the Northern District Fund, Account No. 91600-5699-2 payable to the American Legion Post # 14, PO Box 626, Pocahontas, VA 24635 attn: Kenneth Franklin. This will be used for repairs and maintenance to the American Legion Building. 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.

**JOE HILL BALL PARK –
POCAHONTAS VIRGINIA 24635
NORTHERN DISTRICT FUNDS \$1,000.00**

Upon motion of Supervisor Childress, 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 \$1,000.00 from the Northern District Fund, Account No. 91600-5699-64 Town of Pocahontas, payable to the Town of Pocahontas, Joe Hill Ball Park, PO Box 128, Pocahontas, Virginia 24635 for maintenance of the ball park. 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.

**RESCUE 945- INC.
\$3,000.00 NORTHERN DISTRICT FUND
SUBJECT TO APPROVAL OF COUNTY ATTORNEY**

Upon motion of Supervisor Childress, 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 approve the amount of \$3,000.00 from the Northern District Fund, Account No. 91600-5699-38, payable to Rescue 945, Inc. contact person Virginia Gross, to help pay for Workers' Compensation & Liability Insurance i.e. change in policy provider. This action is subject to the approval of the County Attorney, and at such time, 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 Childress further requested that the check be issued by the 10th of September, 2013 otherwise the coverage grace period will expire.

**EASTERN DISTRICT FUND –
SPRINGVILLE ELEMENTARY FALL FESTIVAL
\$1,500.00**

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 \$1,500.00 from the Eastern District Fund, 91500-5699-47, payable to the Springville Elementary School, 144 Schoolhouse Road, North Tazewell, Virginia 24630 for the 2013 Fall Festival. 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.

**INVOICES FOR THE INVESTMENT \$2,579.06
DEVELOPMENT SYMPOSIUM – ONE-HALF (1/2)
TO BE PAID BY THE TOWN OF BLUEFIELD**

Supervisor Stacy requested that the invoices in the amount of \$2,579.06, for the August 22, 2013 Investment Development Symposium held at the Fincastle on the Mountain, be sent along with a letter, to the Town of Bluefield, Virginia asking for ½ reimbursement from the Town of Bluefield for the event. Once the Town's share is received, the Board will authorize to move the monies back into the Eastern District Account.

**\$1,000.00 FROM WESTERN DISTRICT FUND-
RICHLANDS HIGH SCHOOL VARSITY GIRLS BASKETBALL**

Upon motion of Supervisor Absher, 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 \$1,000.00 from the Western District Fund, Account No. 91900-5699-40 Richlands High School – Girls Varsity Basketball to help with the purchase of new tennis shoes. 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.

**COUNTY BUILDING PERMIT FEES WAIVED
FOR COMMONWEALTH ATTORNEY’S OFFICE – RENOVATIONS**

Upon motion of Supervisor Stacy, seconded by Supervisor Childress 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 waives the County Building Inspection permit fees for the renovation project in the Tazewell County Commonwealth Attorney’s Office and to the County Administrator is hereby authorized and directed to take any other action as may be necessary and appropriate in accordance herewith.

TRIANGLE ROAD

Supervisor Stacy requested the status of a speed study request for Triangle Road in the Eastern District. The County Administrator said he would contact Conrad Hill for an update.

NOVEMBER 5, REGULAR MEETING CHANGED TO NOVEMBER 12, 2013

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 changes the November 5, 2013 Regular Meeting Date (Election Day) to November 12, 2013 at 6:00 p.m.

ADJOURN

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

The next regular meeting is scheduled for October 1, 2013 at 6:00 p.m.

John M. Absher, Chairman

By: Rg

Adjourn time: 9:20 p.m.