

VIRGINIA: AT A REGULAR MEETING OF THE TAZEWELL COUNTY BOARD OF SUPERVISORS HELD MARCH 1, 2016 AT 6:00 P.M. IN THE TAZEWELL COUNTY ADMINISTRATION BUILDING, 108 EAST MAIN STREET, TAZEWELL VIRGINIA 24651

**PRESENT: D. MICHAEL HYMES, CHAIRPERSON
JOHN M. ABSHER, VICE CHAIRPERSON
CHARLES A. STACY, MEMBER
MAGGIE ASBURY, MEMBER
TRAVIS HACKWORTH, MEMBER
C. ERIC YOUNG, COUNTY ATTORNEY
SHELIA WEIMER, ASSISTANT COUNTY ATTORNEY
PATRICIA GREEN, COUNTY ADMINISTRATOR
RUTH GROSECLOSE, EXECUTIVE ASSISTANT
MEMBERS OF THE PRESS: JIM TALBERT, CLINCH VALLEY NEWS/RICHLANDS NEWS PRESS; WARREN HINKLE, THE VOICE NEWSPAPER; CHARLES BOOTHE, BLUEFIELD DAILY TELEGRAPH**

ABSENT: NONE

D. Michael Hymes, Chairperson, called the regular meeting to order and presided. All members were in attendance. Supervisor Asbury gave the invocation with Supervisor Stacy leading those present in the Pledge of Allegiance to the United States flag.

AGENDA APPROVED AS AMENDED

Upon motion of Supervisor Stacy, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the March 1, 2016 agenda as amended.

MINUTES APPROVED AS WRITTEN

Upon motion of Supervisor Stacy, seconded by Supervisor Absher and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the February 2, 2016 meeting minutes and further upon motion of Supervisor Hackworth, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the February 16, 2016 meeting minutes as written.

ENGINEERING DEPARTMENT

COURTHOUSE - HVAC - DESIGN BUILD

Following presentation by Matt Anderson, County Engineer, and upon motion of Supervisor Stacy, seconded by Supervisor Absher and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby authorizes and directs that the RFP for the Courthouse HVAC be modified to include proposals for energy costs savings as a component.

Mr. Anderson also reported that the new Maintenance Contract has not been resolved yet. He and the County Attorney will meet with the contractor prior to the April meeting. With regard to the Buckhorn Road project the contractor is out of town and attempts to contact him have been unsuccessful. Supervisor Hymes stated that he would like to have a completion date for the Buckhorn Road project.

ECONOMIC DEVELOPMENT REPORT

Mike Thompson, Economic Development Director gave statistics for visits to the new Economic Development website. The new website will be used as a marketing tool for Tazewell County. Feedback is requested for potential improvements to the site. The COE Grand Opening date was questioned by Supervisor Hymes. Supervisor Hackworth requested information be placed on the Economic Development website (EDC Project List - non confidential) to let constituents know what's going with Economic Development in the County that could spur interests for prospective industry in the County.

PSA REPORT

Dahmon Ball, PSA Director updated the Board with the following projects, to wit: the Claypool Hill Wardell Plant has a March 11 completion date; GTWTP Phases, 2, 3 & 4 - completion dates given; Pump Stations on 19 - 460 gave completion dates of July 2016; Phase 4 - 1M gallon Water Tank & Rehabilitation of lines for Town of Poca - DHGD update for \$1.4 M; reported that Senate Bill 182 i.e. opens monies up for PSA re-hab projects; No decision has been made on tank site at Drytown; Supervisor Stacy questioned if the County tax structure in comparison with gas/coal industry (to generate revenue from same); Supervisor Hymes - requested that a letter be sent to the Governor supporting Carrico's Bill with regard to low seam production; Supervisor Hackworth questioned PSA's billing cut-off date issues. Mr. Ball said the billing issues have been resolved.

FIRE/ESC REPORT

Barry Brooks, ESC Director gave an update on Fire & EMS matters and gave an update on the Rules for licensure of EMS Personnel Licensure Interstate Compact Info - Resolutions; he recommended adoption; Russell Stowers with the Clearfork Fire Dept. requested \$11,000 from Board of Supervisors to apply for a Rural Development Grant - for a Skid Unit/Brush-truck. The County Administrator, Patricia Green will check balances and let the Board know if monies are available. Barry Brooks was requested to pull the County's Fire Study off the shelf and revisit. The County Attorney will check the guidelines for Emergency Services Committee members non-attendance to meetings. The ESC Committee is having difficulty getting a quorum to conduct meetings.

AIRPORT UPDATE

Jerry McReynolds, Airport Director, was not in attendance but prior to the meeting provided each member of the board of supervisors a copy of an update of Airport activities. A copy of the report is on file in the office of the County Administrator, 108 East Main Street, Tazewell, Virginia.

EXECUTIVE/CLOSED SESSION

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

- A-1 Personnel Matter involving the position of Assistant County Administrator
- A-3 Property Disposition involving the Falls Mills School
- A-7 Legal Matter - Consultation with legal counsel involving Lusk's claim for overbilling at the County Landfill
- A-19 Discussion of Reports or Plans related to the security of any governmental facility, building or structure and the safety thereof involving Graphics of Tazewell County Courthouse Projects (Awareness); Cameras, Surveillance Quote; Juvenile Court Dictation System Quote and Situational Awareness
- A-7 Legal Matter - Consultation with legal counsel regarding delinquent tax account
- A-5 Prospective Business involving Project Jonah
- A-5 Prospective Business involving Project Earnestine where no previous announcement has been made

RETURN/CERTIFICATION/REPORT OF ACTION

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

CERTIFICATION OF EXECUTIVE/CLOSED MEETING

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

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

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

Ayes: Supervisor Stacy, Asbury, Hymes, Absher, Hackworth

Nays: None

Absent: None

Absent during vote: None

**REPORT OF ACTION AS A RESULT OF THE EXECUTIVE/CLOSED MEETING
AASC - RESOLUTION APPLICATION FOR THE CDBG GRANT FOR ADULT DAY
CARE CENTER**

Upon motion of Supervisor Asbury, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves a RESOLUTION authorizing application for the CDBG application for a \$700,000.00 grant for Appalachian Agency for Senior Citizens (AASC) to build an adult day care facility at the former Falls Mills school and approve the memorandum of understanding agreeing to lease the property to AASC for that purpose and further approve that the RESOLUTION AND M.O.U. as presented in the Executive Session be made a part of the minutes as attached hereto and incorporated herein by reference. The grant is due March 23, 2016.

CANCER STUDY UPDATE -

**DR. AMY SMITH, VIRGINIA CENTER FOR PUBLIC HEALTH PRACTICE AND
RESEARCH**

Dr. Amy Smith, Virginia Tech Center for Public Health Practice and Research presented a power point presentation on the recent findings of a cancer study, following an agreement with Virginia Tech in February 2014. The study involved interviews with families with previous or current cancer diagnosis'. The study also included town meetings, focus groups and online surveys. Environmental surveys included samples from each public school in the county and water and radon field studies, as well as homes and other public buildings were studied. Dr. Smith said water samples were collected from 26 private homes and 5 public buildings (public water) with no private wells tested with no significant levels of metals or other contaminants found. She said 1/3 of people in the County obtain water from private well and other water sources such as springs which are greater for E Coli and other gastrointestinal illnesses but not carcinogens. Dr. Smith said no immediate clusters of cancer resulted from the study and it was

apparent from the data that cancer cases appear to be uniformly distributed across the higher population areas of the county

Ms. Susan W. Marmagus, MPH said Radon kit testing was conducted in private homes and some public buildings, i.e. 26 homes in Tazewell, North Tazewell, Jewell Ridge, Bluefield and Pocahontas and Richlands. High range Radon was detected in 6 homes and mitigation is necessary to free the homes from the Radon because it is a second leading cause of lung cancer with smoking being the first cause of lung cancer. A grant has been received to further continue Radon studies and testing in homes in 2016 and funds from the VA Tech Center for Global Chance to investigate how changes in development in the county have affected public health will be received. Ways to participate in this study will be published accordingly. Radon testing is conducted in the lowest part of the house - a basement is the recommended location for the placement of the Radon tests. Since Tazewell county is located on a well-known "radon" belt, it is a serious potential problem given that radon is linked to lung cancer and a much higher risk for people who also smoke. Suggestions included more primary care for Tazewell County citizens in the County - the need for early cancer screenings; increase exercise programs, nutrition

Ms. Marmagus said that on a personal note that she was recently diagnosed in November 2015 with ovarian cancer (on her 8th week of treatment) was right here with the County in its desires to find cancer causes.

Now, the Chairman called for citizen comments concerning the cancer study.

George Gillespie, Witten Mill area of Tazewell County had concerns with the high cancer statistics at Tazewell High School and the County Landfill water issues, he felt, was a concern for residents living in the Lynn Hollow area. Supervisor Hymes told Mr. Gillespie that he would discuss the Landfill concerns further and that he also had questions about the Landfill issues as well and would try to get a water study preformed in that area.

The County Attorney advised Mr. Gillespie that several monitoring wells in a perimeter around the landfill were regularly tested and reported to DEQ and were available for public inspection.

Charles Orick, Bluefield, Virginia, questioned if there was a higher incidence of lung cancer in Southwest VA than other parts of the State. He wanted to know if the study included this statistic.

Supervisor Hackworth questioned whether it was a myth or truth that radon is more prevalent in basement vs. homes with crawl-spaces. She said the exposure comes from basements and the testing is done in the lowest level of the home usually between November and March - but high levels were found in several homes in July of last year which is somewhat unusual for summer. Mitigation is recommended for homes with high levels of radon.

Supervisor Stacy questioned whether people in the County not selected for random testing could take part in the up-coming study. Ms. Marmagus said the research team should be able to get more kits for testing and distributed to those wanting to participate in the study. Another report will be forthcoming when the final radon testing is completed.

The entire study is available on the County's website and on the Cancer Project's Face book Page.

**ANNUAL FINANCIAL REPORT - COUNTY OF TAZEWELL, VA
FOR THE YEAR ENDING JUNE 30, 2015**

Deanna Cox, Certified Public Accountant, Robinson, Farmer, Cox Associates, Blacksburg, Virginia presented a brief overview of Tazewell County's financial status as of June 30, 2015. Ms. Cox gave the County an A+ on its overall financial condition and stated that the County had a great staff who worked hard to manage and maintain the county's records and financial activities. She also commended the staff with County's school system as well as the Department of Social Services. Ms. Cox said the County received a clean and unmodified opinion on its audit. She also presented the Management's Discussion and Analysis that showed the Financial Highlights for year ending June 30, 2015. She addressed the Deferred Outflows of Resources that represents the Pension Contributions Subsequent to Measurement Date. She also said that a change in the County's Accounting Principle was because the County was required to adopt a new accounting guidance GASB - Accounting and Financial Reporting for Pensions, an amendment of GASB, which establishes standards for measuring and recognizing liabilities, deferred outflows of resources, and deferred inflows of resources and expenses/expenditures regarding pensions.

Ms. Cox gave a summary of the County's General Fund for year ending June 30, 2015 - showing an ending fund balance of \$7,265,418 and an ending cash balance of \$4,520,485. The ending fund balance as a % of operating expenditures was shown as 7.3% and the ending cash

balance as a % of operating expenditures was shown at 4.6%. A chart showing General Fund expenditures by fiscal year, a Debt Summary and Debt per Capita in Comparison with State Average, Assessments Summary, i.e. RE, PP, MC, M&T and PU and Property Tax Assessment Values by Fiscal Year were also shown. Revenues and General Fund Expenditures for Fiscal Year were also provided.

Ms. Cox said that it is the Auditors' opinion the County of Tazewell complied in all material respects and with the types of compliance requirements within government auditing standards.

A copy of the County's Financial Analysis/County Audit for year ending June 30, 2015 is attached hereto and incorporated herein by reference thereto.

TOURISM ZONE ORDINANCE AMENDED

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

He called for public comments from the floor. Dave Woodward, Tazewell County Tourism Coordinator said that if the County lowers the investment threshold for the Tourism Zone Ordinance that the County could make incentives created by the Tourism Zone available to small business owners, local entrepreneurs and family businesses who ordinarily have less money to invest in starting a business. He explained that the current threshold investment is \$150,000.00 and that the ordinance as amended will be \$25,000.00 instead. And according to the County Attorney, the ordinance will be retroactive to July 1, 2014 to give applicants the privilege of receiving the incentives.

Mrs. Debbie Ratliff, Ruby Street, in the Thompson Valley Community spoke and requested that the Board of Supervisors adopt the ordinance as proposed changing the threshold investment to \$25,000.00 instead of the \$150,000.00. The ordinance as proposed for adoption would also be retroactive to January 2014. Ms. Ratliff and her family owns property in Thompson Valley and are building three (3) cabins and constructing ten (10) tent sites to accommodate the annual Back of the Dragon event, i.e. Foxtail Orchard Cabins and Grounds. Ms. Ratliff said the ordinance would help small business owners who have less initial capital to invest in a business.

Now, the Chairman called for further comments from the floor and there being none he

declared the public hearing closed.

Then, upon motion of Supervisor Hackworth, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby adopts the following ordinance as set forth below:

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

WHEREAS the Board believes the investment threshold for qualification for the incentives provided for by said ordinance is beyond the amount typically invested by most tourism related businesses;

WHEREAS the Board desires to make the incentives created by the Tourism Zone Ordinance available to small business owners, local entrepreneurs, and family owned businesses who ordinarily have less initial capital to invest in starting a business;

NOW THEREFORE, be it **ORDAINED**,

That the threshold investment requirement for qualification for tourism zone incentives set forth in Sections 15-145(1)(a) and 15-145(2)(a) of the Code of Tazewell County hereby is amended to be **TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00)** instead of one hundred and fifty thousand dollars as stated in the current ordinance; and

That said reduction shall be retroactive to July 1, 2014 such that businesses who met the threshold investment requirement above set forth which applied for building permits on or subsequent to July 1, 2014 may apply for qualification to receive the incentives set forth in the ordinance.

It is so **ORDAINED** by the Board on this the 1 day of March 2016.

RECORDED VOTE: 5 to 0

**RICK MALLORY - COMMUNITY PRAYER RALLY AT NUCKOLLS HALL
- APRIL 23, 2016
NUCKOLLS HALL RENTAL FEE OF \$100.00 (\$50.00 from Southern District & \$50.00 from Western District)**

Following a request from Rick Mallory, Pastor at the Fincastle Baptist Church, Tazewell, Virginia, and upon motion of Supervisor Hymes, seconded by Supervisor Absher and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors hereby supports Rick Mallory's request for a community prayer rally at Nuckolls Hall on April 23, 2016 and further hereby approves the amount of \$100.00 for the Nuckolls Hall Rental Fee to be split equal, i.e. \$50.00 each from the Southern and Western District Funds, subject to legal review and approval.

BILL BUNCH - ALTERNATIVE ENERGY FAIR 2016

Bill Bunch, Tazewell Virginia, updated on the Board on the proposed Energy Expo at the Tazewell County Fair, August 3-6, 2016. He said there would be different types of energy productions on display, i.e. the latest in coal production and several displays of alternative energy production. He said that area colleges and alternative vendors as well as local citizens have stepped forward and offered to help make the Expo a success. Supervisor Hymes requested that he meet again with the Fair Board and explain the event to them once more. He said there is some misunderstanding about the nature of the event, i.e. money vs. educational. Mr. Bunch will attend the April 5, 2016 Board of Supervisors meeting to give an update on the Fair Committee's recommendation regarding the Energy Expo.

REGINIA SAYERS - AASC

Regina Sayers, Executive Director, AASC, thanked the Board of Supervisors for their support of the Falls Mills Adult Day Care Center. Ms. Sayers said that the grant is due on March 23, 2016 and local, state and federal officials have given their support of the project. With regard to the Cancer Study update, Ms. Sayers reported that she was pleased to announce that the new Adult Day Care Center will provide meals, health screenings, full medical services for PACE participants, activities for physical health of PACE participants and other services as recommended by the Cancer Study to help decrease cancer statistics in Tazewell County.

In closing Ms. Sayers invited those present to the Community Fun-Day at the Pocahontas Fuel Company from 11 to 2:00 p.m. Saturday, March 5.

VDOT -RESOLUTION/AGREEMENTS FOR ROUTE 16 IMPROVEMENTS

JOHN WATSON

Following presentation by John Watson, VDOT, Lebanon, Assistant Residency Engineer and 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 ADOPTS A RESOLUTION, Agreement, Appendix A and Appendix B, for the VDOT Administered-Locally Funded project for shoulder paving on Rte. 16 (Back of Dragon), Project 0016-092-896, UPC 108147. A copy of the documents in a form as hereby adopted is attached hereto and incorporated herein by reference thereto.

JOB WELL DONE - COMMENDATION LETTER

Further, upon motion of Supervisor Asbury, seconded by Supervisor Hymes and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby authorizes and directs the County Administrator to write a letter to Randy Hamilton in Bristol commending John Watson for a job well done in Tazewell County, VA.

CONSENT CALENDAR APPROVED

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

WARRANTS APPROVED AS PAID

February 2016

Payroll

Ordered that Warrant Nos. 141029 through 141078 and direct deposits totaling \$ \$357,186.21 from the General, Landfill Enterprise, and 911 Funds, covering payroll for the various County agencies, for the period ending January 31, 2016, be approved.

Ordered that Warrant Nos. 141080 through 141134 and direct deposits totaling \$367,679.39 from the General, Landfill Enterprise, and 911 Funds, covering payroll for the various County agencies, for the period ending February 15, 2016, be approved.

Accounts Payable/Payroll Deductions

Ordered that Warrant Nos. 473156 through 473302, for \$1,125,967.29 from the General, Landfill Enterprise, Capital Outlay, Law Library and 911 Funds, covering operating expenses for the various County agencies for the month of January 2016, be approved.

Ordered that Warrant Nos. 473304 through 473317, for \$150,264.02 from the General, Landfill Enterprise, and 911 Funds, covering payroll deductions for the various County agencies for the period ending January 31, 2016, be approved.

Ordered that Warrant Nos. 473334 through 473496, for \$695,346.31 from the General, Landfill Enterprise, Capital Outlay, Law Library and 911 Funds, covering operating expenses for the various County agencies for the month of February 2016, be approved.

Ordered that Warrant Nos. 473319 through 473332, for \$133,513.13 from the General Funds, covering payroll deductions for the various County agencies for the period ending February 15, 2016, be approved.

Handwritten

Ordered that Warrant No. 801928 through 801930 for \$72,025.00 from the General, Landfill Enterprise, Capital Outlay, Law Library, and 911 funds, covering operating expenses for the month of January 2016, be approved.

Sheriff's Office:

- Approved a transfer in the amount of \$820.00 from the Contingent Expenditures & Grant Account No. 9105-7041 to the Sheriff's Acct No. 31020-6010 Police Supplies (donations received)
- Approved a transfer in the amount of \$49,117.49 from the Contingent Expenditures & Grant Account No. 9105-7041 to the Sheriff's Acct. No. 31020-6010 Police Supplies (check from the CA's office/ Abbot funds to be used for the purchase of tasers.

- Approved a transfer in the amount of \$40.00 and the amount of \$10.90 for Restitution ICAC Case from the Contingent Expenditures & Grant Account No. 91050-7041 to the Sheriff's Acct. No. 31020-6001.
- Approved a transfer in the amount of \$200.00 from the Contingent Expenditures & Grant Account No. 91050-7041 to the Sheriff's Acct. No. 31060-6021 - donation for Dare Supplies
- Approved to surplus a list of shotguns for auction and donate the funds from same to the Moose Lodge , to wit:
Winchester 1300, 12 gauge shotguns authorized for auction - serial numbers as follows:
 1. L3063214
 2. L3044261
 3. L3558664
 4. L3041979
 5. L3041966
 6. L3558645
 7. L3070276
 8. L3558781
 9. L32024365
 10. L3045360
 11. L3070274
 12. L3065596
 13. L3558563
 14. L3558561
 15. L3043958
 16. L3558861
 17. L3041675
 18. L3044254
 19. L304570
 20. L3043969
 21. L3045406
 22. L3044245
 23. L3070277
 24. L3558722
 25. L3558872
 26. L3042058
 27. L3558798
 28. L3044079

Southern District:

- Approved the amount of \$100.00 from the Southern District fund to pay for rental fee at Nuckolls Hall on February 28, 2016 for Baseball Boosters, i.e. Middle School, JV and Varsity teams and their families as well as community supporters.

Eastern District:

- Approved the amount of \$100.00 from the Eastern District fund to pay for rental fee at Nuckolls Hall on June 4, 2016 for "Feed the Children" event.

Northwestern District:

- Approved the amount of \$1000.00 from the Northwestern District fund to help pay for repairs to Jewell Ridge Fire Truck

Coyote Claims:

- Approved the amount of \$50.00 to Gaven Yates, 179 Mallard Way, North Tazewell, VA 24630 for 1 coyote killed with a trap on January 11, 2016
- Approved the amount of \$150.00 to William Travis Bandy, 231 Gillespie Road, Pounding Mill, VA 24637 for 3 coyotes killed by trapping on 12/5; 12/6; 12/30, 2015.
- Approved the amount of \$50.00 to Danny White, 1754 Gose Mill Road, Tazewell, VA 24630 for 1 coyote killed with a rifle on January 30, 2016

ZONING EASTERN DISTRICT

Connie Bailey, 2268 Virginia Avenue, Bluefield, Virginia 24605 requested that the Board of Supervisors be more transparent. She referred to the February 16, 2016 joint meeting regarding zoning in the Eastern District and said that the Board needed to involve the citizens in a two-way discussion of the issue. She suggested the Planning Commission minutes be placed on line and the names of all commission members and their email addresses as well as phone numbers so they could be contacted, as well as listing the names of subcommittee members and post their meeting times and places. Ms. Bailey said the subcommittee members should also keep minutes for every zoning subcommittee meeting and go beyond what the law requires and to do things on a common sense point of view. She said that trust and good communication between the citizens and government is essential for any kind of real problem- solving.

BARBARA SLADE -

LETTER SUBMITTED FOR RECORD

Ms. Barbara Slade, 142 Ashworth Lane, Bluefield, Virginia 24605 was in attendance earlier in the meeting but had to leave. She left a letter with the Chairman and requested that her letter be made part of the record of this meeting. Ms. Slade's letter addressed ways to improve Tazewell County to make it a better place to live and to grow economically.

Now, upon motion of Supervisor Hymes, seconded by Supervisor Hackworth and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby authorized and directs the letter as presented to the Chairman by Ms. Barbara Slade be incorporated herein these minutes as an attachment.

TCBOS LIAISONS REPORT

IDA - Industrial Development Authority

Supervisor Hymes stated that the IDA met and discussed several projects. He said the IDA are going to try to do a better job of communicating with regard to what the County is doing to try to get jobs into the County, but the IDA has to be careful because funding could be at risk if certain confidential information is disclosed. Supervisor Hackworth reiterated his earlier request to Mike Thompson relative to providing the public and press members a non-confidential monthly report or list of businesses/industry and meetings related thereto, that could spur interest for prospective industry in the County. He said the County needed to do a better job in keeping the public informed of on-going projects.

RDA - Recreation Development Authority

Supervisor Asbury reported that the RDA is assisting in getting Fisher's ATV World to film the Pocahontas Virginia ATV Trail. Fisher's ATV airs on the NBC Sports network and the Destination America Network. The County will be splitting the costs of \$7,500.00 to bring the film crew to the County with Lee County/Pennington Gap. The Pocahontas Exhibition Mine and the Falls Mills Dam and possibly Cavitts Creek will also be filmed. The show is guaranteed to be aired at least four times with re-runs shown occasionally. The show filmed in St. Paul several years ago and hundreds of ATV riders gathered at that portion of the trail. The RDA is excited about the filming of the ATV Trail. Six to eight county people will be part of the film's production. Security for the event will be from in-house folks.

Budget Committee, FY16-17

Supervisor Stacy and Supervisor Hackworth said the County's budget committee have held a couple of budget workshops and are starting to discuss ways to find a middle ground with the shortfall in funding. The General Assembly should have the budget figures available in the next few weeks and at that time the budget committee should have a better outlook of funding.

Emergency Services Committee

The ESC Committee did not meet due to a lack of a quorum. The County Attorney will check the ESC by-laws/guidelines for non-attendance, if applicable.

APPOINTMENTS

ENTERPRISE ZONE COMMITTEE

The County Attorney, Eric Young, stated that a Enterprise Zone Committee should be established to study the additions/deletions of properties in the County's Enterprise Zone.

The Board of Supervisors suggested that the Enterprise Zone Committee be considered during the April 5, 2016 regular meeting, to wit: one member of the planning commission; two BOS members; one citizen representative, one IDA member and the Economic Development director, as well as the County Attorney.

Supervisor Stacy recommended Connie Bailey for the citizen representative. Ms. Bailey said she would think about it and let the Board know. Darrell Addison, Ann Robinson, and possibly Eddie Pauley. The formation of this committee will be placed on the April 5, 2016 Board of Supervisors meeting.

UPPER TENNESSEE RIVER ROUND TABLE

A County representative on the Upper Tennessee River Round Table (UTRRT) was deferred to the April 5, 2016 regular meeting. A replacement is needed for Kenneth Dunford who no longer has the time to participate in the out-of-town meetings that are held late in the evening.

CUMBERLAND MOUNTAIN COMMUNITY SERVICES BOARD

Upon motion of Supervisor Absher, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby appoints Shane Clem, 117 Lisa Street, Pounding Mill, VA 24637 to the Cumberland Mountain Community Services Board, with a term

commencing immediately and expiring December 31, 2018. This appointment fills the expired term of Mr. Fred Sayers.

LIBRARY BOARD OF TRUSTEES

Upon motion of Supervisor Hackworth, seconded by Supervisor Absher and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby appoints Regina Roberts, PO Box 1518, Cedar Bluff, VA 24609, to fill the expired term of Ms. Pam Lester, effective immediately and expiring January 31, 2020 (4 year term).

RICHLANDS INCUBATOR POLICY AND ADMINISTRATIVE BOARD

Upon motion of Supervisor Absher, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby appoints Travis Hackworth, BOS member, to serve as a member of the Richlands Incubator Policy and Administrative Board with a term commencing immediately and expiring at the will and pleasure of the Board of Supervisors.

NEW WIB DIRECTOR BEING PURSUED

Chairman Hymes stated that he was conducting a search for a new WIB director, due to the resignation of the current director.

EM ICS 402 TRAINING

Patricia Green, County Administrator said that she needed to get available dates from the Board in order to schedule EM ICS 402 Training for County Executives and Senior Officials.

CANCER STUDY

Chairman Hymes reminded everyone again that the entire Cancer study as presented this date would be made available on the Tazewell County website and on the Cancer Project's Face book Page.

APPROVAL OF TAX ABATEMENT FOR J & S TRANSPORT

Upon motion of Supervisor Stacy seconded by Supervisor Hackworth and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$6,752.02 as a tax abatements for 2013, 2014 and 2015 for J & S Transport, Attn: Sharon Thomas PO Box 1043, North Tazewell, VA 24630. A check in the amount of \$6,752.02 will be issued in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, VA 24651.

**AASC LETTER OF SUPPORT FROM SENATOR BEN CHAFIN
TO BE INCLUDED AS PART OF THE RECORD OF THIS MEETING**

Upon motion of Supervisor Hymes, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby authorizes and directs that a letter dated February 26, 2016 from Senator Ben Chafin, 38th District of Virginia, support AASC's proposal to use the site of the Falls Mills Elementary School as an adult day care center and nutrition site for Tazewell County.

A copy of the letter is on file in the office of the County Administrator, 108 East Main Street, Tazewell, Virginia and incorporated herein by reference.

SENATE BILL 44 - COAL TAX CREDIT EXTENTION TO 2022

Upon motion of Supervisor Hymes, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby authorizes and directs that a support letter asking the Governor of Virginia to support and sign the extension of the coalfield employment enhancement tax credit and the coal employment and production and incentive tax credit, Senate Bill 44, extending the coal tax credits to 2022. The tax credits have been instrumental in assisting

southwest Virginia's economy adjust to the decline in coal production. A veto of Senate Bill 44 would devastate Virginia's coal and manufacturing industries, and jeopardize thousands of jobs in the Southwest region and beyond.

JONES CHAPEL ROAD COMMITTEE

Upon motion of Supervisor Hackworth, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby request that a committee be established and named the "Jones Chapel Road Committee", to include the following representatives that will be appointed to same at the April 5, 2016 regular meeting, i.e. A member from the Sheriff's office, VDOT; Richlands High School; Board of Supervisor member and a Jones Chapel road resident. The current pattern of the road is causing havoc in the vicinity of the Richland School(s) and Jones Chapel road residents.

**\$1,000.00 FROM NORTHWESTERN DISTRICT
TO JEWELL RIDGE FIRE DEPARTMENT -
REMOVAL OF TREE FROM DORAN RIVER**

Upon motion of Supervisor Hackworth, seconded by Supervisor Absher and adopted by a vote of 5 to 0, with all members present and voting and 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 to the Jewell Ridge Fire Department to assist in the removal of a tree from the Doran River. 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 (\$200 FROM EACH DISTRICT) TO INDIECLEVER MEDIA, LLC FOR THE
TAZEWELL COUNTY SHERIFF'S OFFICE FUNDING FOR "OFFICER INVOLVED"
DOCUMENTARY AT BLUEFIELD COLLEGE**

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 \$1,000.00 (\$200.00 from

each district fund) payable to the Indie Clever Media, LLC, PO Box 170483, Atlanta, GA 30317, contact, local level, Major Harold Heatley, Tazewell County Sheriff's Dept. to help with the "Officer Involved" documentary at Bluefield College scheduled for the summer of 2017. Police officers from all over will be participating in the event and BOS members will be given seats. 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.

**TOWN OF POCAHONTAS - ANNUAL EASTER EGG HUNT
\$300.00 FROM THE NORTHERN DISTRICT**

Upon motion of Supervisor Asbury, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$300.00 (contingent upon legal review) from the Northern District Fund, payable to the Town of Pocahontas, VA, Pocahontas Easter Egg Hunt, PO Box 704, Pocahontas, VA 24635 - attn: Ben Gibson. The event is scheduled for March 26, 2016. 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.

**TOWN OF POCAHONTAS - ANNUAL INDIAN AND PAPOOSE RUN
MAY 7, 2016 - \$250.00 FROM NORTHERN DISTRICT**

Upon motion of Supervisor Asbury seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$250.00 from the Northern District Fund payable to the Town of Pocahontas, Virginia 24635, attn: Ben Gibson for the annual India & Papoose Run in Pocahontas scheduled for May 7, 2016. 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.

FALLS MILLS FISH CLUB

\$2,500.00 (FROM VARIOUS DISTRICTS)

Upon motion of Supervisor Asbury, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount \$2,500.00 (\$1,500 Northern District; \$500 Eastern District; \$250 Western District; \$250 Southern District) payable to the Falls Mills Fish Club, attn: Wade Lovell, to assist with spring stocking of the Falls Mills Lake.

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.

\$7,500.00 TOTAL

(\$2,500.00 FROM THE NORTHERN DISTRICT

\$5,000.00 FROM THE TOURISM BUDGET)

TO SOUTHWEST REGIONAL RECREATION AUTHORITY

2016 FISHER'S FILMING - ATV HEAD TRAIL

Upon motion of Supervisor Asbury, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$7,500.00 (\$2,500 Northern District and \$5,000 from the Tourism Budget) payable to the Southwest Regional Recreation Authority, PO Box 1180, Norton, VA 24273, for the 2016 Fisher's ATV World (Film scheduled for May 9, 2016) shared expenses with Pennington Gap and Tazewell County. 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. The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

LETTER OF SUPPORT FOR EPA GRANT -

WATER QUALITY - UPPER TENNESSEE ROUND TABLE

Upon motion of Supervisor Hymes, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby authorizes and directs a letter of support for a grant from DEQ to fully fund the Upper Tennessee Round Table's proposal to improve the water quality for the Upper Clinch River. The letter will be addressed to Nicole Sandberg, Virginia DEQ Nonpoint Source Grant Program Manager, Richmond VA 23218.

TAZEWELL COUNTY FAIR ASSOCIATION - ATV RODEO

RALLY -- MUD DAY APRIL 23, 2016

\$500.00 FROM SOUTHERN DISTRICT

Upon motion of Supervisor Hymes, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby authorizes and approves the amount of \$500.00 from the Southern District payable to the Tazewell County Fair Association for the ATV Rodeo Mud Day Rally scheduled for April 23, 2016, attention Marcus Gilbert. 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.

**NORTH TAZEWELL ELEMENTARY - 3RD GRADE FIELD TRIP TO NORTH
CAROLINA ZOO - \$1,000.00 FROM SOUTHERN DISTRICT**

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 \$1,000.00 from the Southern District fund to the North Tazewell Elementary School to help with expenses for the Third Grade Field Trip to the North Carolina Zoo. 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.

KIDS FISH DAY -

CAVITTS CREEK ADDITIONAL FUNDING

Supervisor Hymes requested that the additional funding request for the Kids Fish Day event at Cavitts Creek be placed on the April 5, 2016 meeting agenda and to invite Elizabeth Bennett from the Soil Conservation District to speak on the topic.

DAVID LARIMER , TREASURER

APPOINTED TO COUNTY BUDGET COMMITTEE

Upon motion of Supervisor Hymes, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby appoint Dave Larimer, Treasurer of Tazewell County to serve as a member of the FY2016-17 Tazewell County Budget Committee.

ADJOURN

Upon motion of Supervisor Stacy, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby adjourn this meeting. The next regular meeting is scheduled for April 5, 2016 at 6:00 p.m.

D. Michael Hymes, Its Chairman

By: RG

10: 10 p.m. Adjourn time