

VIRGINIA: AT A REGULAR MEETING OF THE TAZEWELL
COUNTY BOARD OF SUPERVISORS HELD AUGUST 6, 2019
AT FOUR O'CLOCK P.M. IN THE TAZEWELL COUNTY
ADMINISTRATION BUILDING, 197 MAIN STREET, TAZEWELL
VIRGINIA 24651

PRESENT: TRAVIS HACKWORTH, CHAIRMAN
CHARLES A. STACY, VICE CHAIRMAN
MARGARET ASBURY, MEMBER
D. MICHAEL HYMES, MEMBER (PRESENT BY PHONE)
TOM A. LESTER, JR., MEMBER
WHITNEY PARSONS, EXECUTIVE ASSISTANT
C. ERIC YOUNG, COUNTY ADMINISTRATOR
CHASE D. COLLINS, INTERIM COUNTY ATTORNEY
MEMBERS OF THE PRESS: JIM TALBERT, CLINCH VALLEY
NEWS/RICHLANDS NEWS PRESS; WARREN HINKLE, THE VOICE
NEWSPAPER

ABSENT: NONE

Chairman, Travis Hackworth called the regular meeting to order and presided, with all members in attendance. He announced that Supervisor Hymes was in attendance by phone because he was on out of state.

Supervisor Asbury gave the invocation followed by The Pledge of Allegiance to the United States flag led by Supervisor Stacy.

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 August 6, 2019 agenda as amended.

MINUTES APPROVED AS WRITTEN

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 June 25, 2019 and July 15, 2019 Tazewell County Board of Supervisors meeting minutes as written.

CONSENT CALENDAR

Upon motion of Supervisor Lester, 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 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

July 2019

Payroll

Ordered that Warrant Nos. 144300 through 144324, and direct deposits totaling \$234,580.25 from the General, covering payroll for the various County agencies, for the period ending June 30, 2019, be approved.

Ordered that Warrant Nos. 144326 through 144351, and direct deposits totaling \$239,449.35 from the General Fund, covering payroll for the various County agencies, for the period ending July 15, 2019, be approved.

Accounts Payable/Payroll Deductions

Ordered that Warrant Nos. 486862 through 486998, and electronic transfers (ACH) totaling \$689,222.98 from the General, Landfill Enterprise, Capital Outlay, and Law Library, covering operating expenses for the various County agencies issued June 25, 2019, be approved.

Ordered that Warrant Nos. 487000 through 487015, for \$158,448.44 from the General, covering payroll deductions for the various County agencies for the period ending May 31, 2019, be approved.

Ordered that Warrant Nos. 487017 through 487130, and electronic transfers (ACH) totaling \$835,596.95 from the General, Landfill Enterprise, Capital Outlay and Law Library Funds, covering operating expenses for the various County agencies issued July 11, 2019, be approved.

Ordered that Warrant Nos. 487132 through 487147, for \$137,037.91 from the General Fund, covering payroll deductions for the various County agencies for the period ending July 15, 2019, be approved.

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Ordered that Warrant No. 802056 through 802058 for \$12,350.00 from the General, Landfill Enterprise, Capital Outlay, and Law Library, covering operating expenses for the month of June 2019, be approved.

Sheriff's Department – Transferred the following amounts from the Contingent Expenditures and Grant Account No. 91050-7041 to the Sheriff Department Accounts as follows:

- \$1,157.00 to Acct. 31020-6001 (\$500.00 check received from Ramey's and \$657.00 total cash received for the Jeep poker run)
- \$5,000.00 to Acct. 31020-6010 (received from American Endowment Foundations for a grant from The Dilston Foundation)
- \$2,451.60 to Acct. 31020-8105 (received from VACO for Clifford Glover's vehicle accident)
- \$4,308.49 to Acct. 31020-8105 (received from VACO for Brett Jackson's vehicle accident)

- \$100.00 to Acct. 31020-6010 (received from Jewell Coke Company)
- \$771.82 to Acct. 31020-1150 (received from Cumberland Mountain Community Services)
- \$1,500.00 to Acct. 31020-6010 (received from Walmart)
- \$32.70 to Acct. 31020-6001 (received from CIS Inc.)
- Approved retiring K9 Officer Roxy due to health issues and allowed handler Sgt. Travis Hayton to be able to take on responsibilities of her

Library Account – Transferred the following amounts from the Contingent Expenditures and Grant Account No. 91050-7041 to the Library Accounts as follows:

- \$50.00 to Acct. 7301-3099 (received from Deborah Crews)
 - \$50.00 to Acct. 7301-3099 (received from Coal Fillers, Inc.)
 - \$100.00 to Acct. 7301-3099 (received from Ihasn Safi)
 - \$100.00 to Acct. 7301-3099 (received from Glenn L. Catron)
 - \$100.00 to Acct. 7301-3099 (received from Friends of TCPL)
 - \$1,500.00 to Acct. 7301-3099 (received from Town of Bluefield, VA)
- Ratified monies paid to the VCE – Tazewell County Extension Office – Memo: Annual Agriculture and Natural Resources Bus Tour; \$500.00 from each Supervisors District Funds for a total amount of \$2,500.00. Sent out 7/11/2019.
 - *Approved \$500.00 from the Southern District Fund and \$500.00 from the Northern District Fund for a total amount of \$1,000.00, payable to TCCTC Masonry Class, 260 Advantage Drive, Tazewell, VA 24651, attn: Robert Steele. These funds will be used for masonry competitions to be held in September and November. Said 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.
- NOTE:** This was voted on later in the meeting under Supervisor Hymes' Board Concerns. Please ignore this duplicated financial order.
- Approved \$250.00 from the Southern District Fund and \$250.00 from the Northern District Fund for a total amount of \$500.00, payable to Tazewell Cheerleading Boosters, 541 Marion Ave., Tazewell, VA 24651. These funds will be used for purchasing new warm-ups for the THS sideline cheerleaders. Said 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.

- Ratified monies paid to the Richlands Athletic League, Inc. \$500.00 from the Western District Fund and \$500.00 from the Northwestern District Fund for a total amount of \$1,000.00; P.O. Box 1737, Richlands, VA 24641. Attn: Jennifer McGhee. These funds are for the 8,9,10 All-star State Tournament that was held July 10, 2019. The check was sent out 7/30/2019.
- Approved \$1,000.00 from the Western District Fund and \$1,000.00 from the Northwestern District Fund for a total amount of \$2,000.00, payable to Richlands High School, 138 Tornado Alley, Richlands, VA 24641, and earmarked for the teachers appreciation dinner. Said 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.
- Approved \$500.00 from the Western District Fund and \$500.00 from the Northwestern District Fund for a total amount of \$1,000.00, payable to Richlands High School, 138 Tornado Alley, Richlands, VA 24641, and earmarked for Softball Rings. These monies will be used for the purchase of tournament rings for the Lady Blues softball championship victory. Said 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.
- Ratified monies paid to the Bluefield VA Little League; \$500.00 from the Northern District Fund and \$500.00 from the Eastern District Fund for a total of \$1,000.00. These funds were used for the 10-12 Girls Softball tournament in Coeburn, VA that was held on July 11th. Sent out 7/2/2019.
- Ratified monies paid to the Girls Jr. League Softball Team; \$500.00 from the Northern District Fund and \$500.00 from the Southern District Fund for a total of \$1,000.00. These funds were used when the softball team went to State in Bowling Green, VA on July 5th. Sent out 7/2/2019.
- Authorized a transfer in the amount of \$3,500.00 from the Contingent Expenditures and Grant Account No. 91050-7041 to Account No. 32010-8101 – BY2019 VFIRS Hardware Grant received to purchase computers in accordance with the program specifications for VFIRS for local fire departments

EXECUTIVE/CLOSED MEETING – 4:07 P.M.

Upon motion of Supervisor Lester, 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 2.2-3711:

- A(1) Personnel regarding annual evaluation of administrator
- A(5) Discussion of Project Homestead

- A(5) Discussion of Project BOTD
- A(7) Legal Consultation evaluating potential claims regarding accident on Fincastle Farms Bridge
- A(29) Contract Negotiation regarding Clinic Road

RETURN/CERTIFICATION/REPORT OF ACTION – 5:57 P.M.

CERTIFICATION OF
EXECUTIVE/CLOSED MEETING
TAZEWELL COUNTY BOARD OF SUPERVISORS

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, 2.2-3711 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.

The Chair called for a roll call Vote on the Certification:

Ayes: All Five (5)

Nays: None (0)

Absent: None (0)

Absent during vote: None (0)

Report of Action: Two (2)

CLINIC ROAD CHANGE ORDER APPROVED UP TO \$90,000.00

Upon motion of Supervisor Lester, 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 authorize the County Administrator to execute change orders regarding Clinic Road in an amount up to \$90,000.00 upon approval by the County Engineer's, Ken Dunford and the firm Hurt & Profitt.

RDA - \$15,000.00 APPROPRIATED TO DEVELOP RECREATIONAL FACILITIES

Upon motion of Supervisor Lester, 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 appropriates \$15,000.00 from the Contingency Fund Acct. 91050-7023 to the Recreational Development Authority for the purpose of developing certain recreational facilities in Tazewell County.

KENNETH DUNFORD – INTERIM DIRECTOR OF ENGINEERING

APPROVED GROUNDWATER MONITORING CONTRACT IN THE AMOUNT OF \$74,200.00

Mr. Dunford directed the Board to review over the groundwater monitoring contract provided to them by LaBella (formally known as Joyce Engineering). He recalled that the Board directed him at the June meeting to renegotiate contract pricing. The original contract was for the amount of \$77,100 and he was able to negotiate the price down to \$74,200. Mr. Dunford requested contract approval.

Upon motion of Supervisor Stacy, seconded by Supervisor Lester and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approve the LaBella contract agreement presented by Mr. Dunford. A copy of the contract is on file in the office of the County Administrator, 197 Main Street, Tazewell, VA 24651.

Mr. Dunford reported that he planned to submit revisions to the Clearfork Flood Study this month and go through the review process and wrap up the project.

He announced that all Orphan Roads that were on the paving schedule had been paved. The Chairman mentioned that this was the earliest paving had ever been completed and commended Mr. Dunford on the accomplishment.

Mr. Dunford mentioned that he needed to send comments back to Joyce regarding the Landfill Management Plan to get it corrected. He plans to submit the comments this month. He further informed that he had received the Recycling Plan from Joyce but hadn't had the chance to review it. He hopes to have a copy of it at the next Supervisors meeting for the Board to review.

He announced that all of the information for the SolSmart bronze designation had been submitted and in return the County received the bronze designation from SolSmart. The County Administrator held up a large plaque sent from SolSmart confirming the bronze designation. Mr. Young explained that this meant that Tazewell County was now solar friendly and that people could build using solar and that the County was prepared to handle that zoning and permit wise.

BARRY BROOKS – DIRECTOR OF FIRE AND EMS OPERATIONS

Mutual Aid Agreements involving Bland and Wythe counties were previously provided to the Board in their agenda packets. The County Administrator explained that if there was a disaster in Wythe or Bland County and Tazewell County had to respond that its rescue squad would endure the same protections in those counties as if they were in their own county and vice versa. Mr. Brooks, Board, County Administrator, and Interim County Attorney discussed the agreements in depth.

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 adopt the Bland County Resolution authorizing the County Administrator to execute the Mutual Aid Agreement with Bland County, Virginia and the counterpart resolution authorizing the County Administrator to execute the Mutual Aid Agreement with Wythe County, Virginia. Copies of the Mutual Aid Agreements are on file in the office of the County Administrator, 197 Main Street, Tazewell, Virginia 24651.

The Board reviewed the monthly EMS billing Receivables Detailed Report and Monthly Deposit Record provided by Mr. Brooks.

JERRY MCREYNOLDS – AIRPORT MANAGER

Mr. McReynolds provided a written report prior to the meeting. Chairman Hackworth asked if Department of Forestry had started their project. Mr. McReynolds announced that the FAA and DOAV did not approve the site.

IDA LIASION – SUPERVISOR MARGARET A. ASBURY

Supervisor Asbury reported that the IDA was diligently working on several projects and that the next meeting would be held the following Wednesday at 2:00 pm. Supervisor Asbury commended the IDA for their diligence as well as loyalty to Tazewell County and for the time they spend on projects plus bringing jobs into the County.

A.J. ROBINSON – INTERIM TOURISM AND COMMUNITY DEVELOPMENT DIRECTOR

Mrs. Robinson updated the Board on current and past events in Tazewell County. Some of them included: National Night Out, 50 Years of Love, and Virginia Tourism pop-ups.

She mentioned bloggers named Those Crazy Nelsons who recently visited the County and said they provided a lot of great feedback.

Mrs. Robinson was excited to announce that Chef T, 2nd runner up, from the popular TV show Hell's Kitchen would be visiting and participating in a fundraiser in Tazewell County soon.

She then recognized the Roanoke Times, Bluefield Daily Telegraph, and WVVA for providing great media coverage for tourism involving the Back of the Dragon, Slingshot/ATV rides, 50 Years of Love event, and the Pocahontas Exhibition Mines. Photographer, Brad Deel came for 3 sessions and Mrs. Robinson will use the photos for their new brochures.

Mrs. Robinson mentioned that she is trying to get in contact with Planet Choppers, a company from New Zealand who has based themselves in SWVA and offers motorcycle tours.

Lastly, she updated that she was getting ready to test the table event cards at the Huddle House restaurant. The cards will list local upcoming events for September-October in hopes to attract more people to things happening Tazewell County.

PAM WARDEN – ECONOMIC DEVELOPMENT MANAGER

The County Administrator informed the Board that Mrs. Warden wasn't feeling well and left after the Executive Session discussion regarding Project Homestead. Mr. Young mentioned that Mrs. Warden had sent a written report to the Board earlier with proprietary information on some businesses that the County is working with. He stated if the Board had any questions that they could forward them to him and he would get Mrs. Warden to answer.

RDA LIASION – SUPERVISOR MARGARET A. ASBURY

Supervisor Asbury reported that they were potentially working on a land easement for open trails. She said the ultimate goal is to try and expand the trails to Cavitts Creek and then to Richlands and other counties. Supervisor Asbury clarified that the trail plans weren't just for ATV's but that plans also included jeep trails, hiking trails, walking trails, and ideas incorporating the Clinch River.

CPPD LIAISONS – SUPERVISOR STACY AND SUPERVISOR HYMES

Supervisor Stacy reported that they hadn't had a CPPD meeting in July but plan to have one at the end of August.

BUDGET COMMITTEE – SUPERVISOR HACKWORTH AND SUPERVISOR STACY

TAZEWELL COUNTY SCHOOL RESOURCE OFFICERS

\$40,000.00 TRANSFER FROM CONTINGENCY TO SHERIFF'S OFFICE

The County Administrator recalled in FY18 giving the Sheriff's Office approximately \$180,000.00 specifically for school security. Mr. Young mentioned these funds were used to significantly upgrade technology to enhance school security. The Sheriff's Office will now have the capability to observe in live time inside the school buildings. He mentioned that initially Mr.

Holt had requested hiring two full time school resource officers but after speaking to the Sheriff and due to budget constraints it would make better sense to hire two part-time school resource officers. Mr. Young requested that the Board authorize \$40,000.00 to go towards the purpose of hiring additional school resource officers.

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 authorizes a transfer in the amount of \$40,000.00 from the Contingency Fund Acct. 91050-7023 to the Sheriff's Office Acct. 31020-1150. These funds will go towards hiring two part-time school resource officers.

The County Administrator stated that this wasn't possible without the Towns assistance.

**SOUTHWEST VIRGINIA COMMUNITY COLLEGE - SCHOLARSHIP PROGRAM
\$50,000.00 APPROVED**

The County Administrator stated that SVCC requested the County in 2018 to participate in a program to pay for tuition for graduates of our high schools to attend SVCC. He explained that due to the financial crisis in 2018 they had not been able to contribute and deferred the discussion until FY19. He said they had only been able to set aside \$35,000 in FY19 for that program and that it was clear to them it wasn't going to be enough. At the budget meeting in June it was deferred again in hopes of finding ways to finance. He said it was reported that Mrs. McCall came forward saying she was willing to contribute to that program and share the cost with the County for the class of 2019 at \$50,000.00 per share. Mr. Young said that the college asked the County to approve that amount. The program would provide the class of 2019 from Tazewell County Schools who had a 2.0 GPA or better to receive the tuition assistance. The students would be required to do 16 hours of community service per year and that they are required to apply for all federal grants and loans in which they may be eligible.

Chairman Hackworth stated that the McCall's donation was very generous and wouldn't have been possible without them. He said that this was a huge opportunity for every graduate in our high schools to receive a better education and take the worry off of the parents.

Upon motion of Supervisor Hackworth, seconded by Supervisor Asbury and adopted by a vote of 3 to 1 to 1, with Supervisor Stacy opposing and Supervisor Lester abstaining, the Tazewell County Board of Supervisors hereby authorizes \$50,000.00 from the Contingency Fund Acct. 91050-7023 towards the Southwest Virginia Community College Scholarship Fund Program to assist the class of 2019 Tazewell County high school graduates.

Mr. Young stated they would reconsider this again in spring for class 2019 and 2020. He clarified that they had decided on a 2.0 GPA considering they were offering to students who have already graduated at this point and couldn't back up and do anything about their GPA. In the future this qualification may be altered.

CITIZEN COMMENTS SCHEDULED

DR. RICHARD C. HUDSON – MOUNTAIN KIDS, INC.

Dr. Richard Hudson, 630 Estates Drive, Pounding Mill, VA 24637 presented to the Board a slideshow and video regarding his 501(c)3 nonprofit organization Mountain Kids, Inc. The mission of the organization is to improve the lives of children in and around Tazewell County. He mentioned that they had been in operation since 2005, and currently provide after school programs, summer camps, school club sponsorships, teacher trainings, etc. Dr. Hudson stated that they serve approximately 300 children each year through their current programming and will not turn away a child from any of their programs due to the inability to pay. He mentioned that over the last 15 years they had brought in over \$2.3 million to the children of Tazewell County through grants and private donations and had never approached the Board for any assistance. Dr. Hudson shared that he and his wife planned to endow the organization to ensure its sustainability and build a better life for children. Dr. Hudson reported that Supervisor Lester had pledged to make a donation and encouraged the rest of the Board to do so considering their organization serves children throughout every district.

LAURA GILLIAM – BLACKJEWEL MINERS ADVOCATE

Ms. Laura Gilliam from Scott family thanked the Board for her chance to speak to them and advocate for the Blackjewel coalminers with many of them present at the meeting. She explained that Blackjewel went bankrupt and that the miners not only lost their jobs without notice but that they didn't even get their last pay. Being a coalminer's daughter Ms. Gilliam explained that she was moved to do something and to see if she could get them help. She said the miners needing assistance were in mostly need of food, electricity, gas, and school supplies.

Chairman Hackworth thanked Ms. Gilliam for coming and mentioned that he had been in contact with Jeff who had reached out to him the previous Friday. He mentioned that they had posted on Facebook asking for Blackjewel miners names and contact information and that he was able to account for at least 24 Blackjewel miners in Tazewell County with the help from Jeff.

Chairman Hackworth mentioned that St. Mary's was willing to help with school supplies and food with their backpack program.

The Board had a lengthy discussion trying to figure out ways to assist the Blackjewel miners. They mentioned Clinch Valley Community Action and that through CVCA qualifying miners should be able to receive the assistance that they needed. They made clear that the CVCA would decide on those qualifications not the BOS.

In another attempt to help, the Board discussed writing letters to PSA and AEP suggesting that they approve a temporary moratorium, and to waive late fees during that time for the Blackjewel miners.

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 approve sending a letter to the PSA and AEP requesting them to consider a 90 day moratorium for the Blackjewel miners and to waive late fees for that period of time.

RECESS 7:35 P.M. – 8:15 P.M.

The Chair called for a recess for members of the Board to meet with miners from their districts and make sure that they received the information that they needed. The meeting was reconvened after.

Chairman Hackworth announced a private donation and that Blackjewel miners could come to the Huddle House the next day and receive a \$200.00 money card. The County Administrator and Board made clear that this money was not coming from the Board of Supervisors but that it was a private donation.

There was still much discussion amongst the Board and Ms. Gilliam regarding the miners.

**CLINCH VALLEY COMMUNITY ACTION – DISPLACED BLACKJEWEL MINERS
\$25,000.00 APPROVED**

Upon motion of Supervisor Stacy, seconded by Supervisor Lester and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby authorize \$25,000.00 from the Contingency Fund Acct. 91050-7023 to Clinch Valley Community Action subject to an approval of the criteria by the County Administrator. If certain criteria are met these funds will go to assist displaced Blackjewel coal miners.

**TAZEWELL COUNTY FOOD PANTRIES – DISPLACED BLACKJEWEL MINERS
\$5,500.00 FROM CONTINGENCY**

Upon motion of Supervisor Hackworth, seconded by Supervisor Hymes and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby authorizes a total amount of \$5,500 from the Contingency Fund Acct. 91050-7023 to be disbursed throughout Tazewell County food pantries as shown below to assist displaced Blackjewel coal miners.

| | |
|------------|-----------------------------|
| \$3,500.00 | A Good Samaritan |
| \$1,000.00 | Center for Christian Action |
| \$500.00 | A Child Shall Lead Them |
| \$500.00 | Labor of Love |
| <hr/> | |
| \$5,500.00 | TOTAL |

RECESS 8:35 P.M. – 8:42 P.M.

The Chair called for a brief recess and the meeting was reconvened shortly after.

PUBLIC HEARING - CONSIDERATION OF ADOPTING AN ORDINANCE TO RELOCATE THE LOCATION OF THE PAINT LICK PRECINCT (303) POLLING PLACE FROM VFW POST 9640 TO THE CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS

Mr. Brian Earls from the Registrar Office explained that his office received an abundance of complaints after the 2018 election regarding the decision to combine the Wardell and Pounding Mill precincts into one. The polling place was moved to the VFW in Claypool Hill which proved to not be adequate enough. They had inadequate parking which created traffic jams and the County police ended up having to direct traffic and handle behavioral issues from upset citizens. After the election Mr. Earls asked Mr. Dunford to see if he could find a way to expand parking at the facility and they couldn't come to an economical solution so they decided that the precinct needed to be moved again. He explained that by Virginia Code it is allowed to go outside of the boundaries of the precinct as long as you're within a mile. The Electoral Board chose The Church of Jesus Christ of Latter Day Saints. They concluded that the building had excellent accessibility and plenty of space.

8:46 P.M. The Chairman called to order a public hearing that was duly advertised according to law regarding AN ORDINANCE RELOCATING THE POLLING PLACE FOR THE PAINT LICK PRECINCT (303) FROM VFW POST 9640 TO THE CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS TO PROVIDE MORE ADEQUATE VOTING FACILITIES.

8:46 P.M. Now, the Chairman called for public comments from the floor three times with regard to the public hearing. There being no comments he declared the public hearing closed.

Upon motion of Supervisor Lester, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby adopts AN ORDINANCE RELOCATING THE POLLING PLACE FOR THE PAINT LICK PRECINCT (303) FROM VFW POST 9640 TO THE CHURCH OF JESUS CHRIST OF LATTER DAY SAINTS TO PROVIDE MORE ADEQUATE VOTING FACILITIES. A copy of the Ordinance can be found on file at the County Administration Office.

PUBLIC HEARING – CONSIDERATION OF ADOPTING AN ORDINANCE TO RELOCATE THE POLLING PLACE FOR THE ABSENTEE PRECINCT FROM TAZEWELL COUNTY COURTHOUSE TO PROPOSED NEW REGISTRAR'S OFFICE ON RIVERSIDE DRIVE TO PROVIDE MORE ADEQUATE VOTING FACILITIES

Mr. Brian Earls explained that when the Registrar's Office is relocated the absentee voting precinct would move with them. The Interim County Attorney drafted an ordinance as a precaution noting that it was contingent upon the Registrar's Office move to their new location. Mr. Earls wanted to make sure that the ordinance clarified that it wouldn't be in effect for the upcoming November election but for whenever the office got to be moved.

The Interim County Attorney stated that the ordinance he prepared didn't have that contingency in it. Mr. Collins mentioned that the Board could request that the ordinance be made effective December 1, 2019. He apologized for any misunderstanding and explained that if they were not targeting to be moved by the upcoming November election that it would be more proper to reschedule the public hearing to move the actual premises and make it effective December 1.

Mr. Earls noted that originally the Electoral Board had hopes of being in their new location by September 1, 2019 but that it wasn't possible within these time frames. He mentioned that it was going to be hectic with the Presidential Primary in March 2020 which means absentee voting would be starting in January and with the election in November this year and holidays that somewhere in that time frame they need to get their office moved and ready.

The County Administrator stated that he felt confident that the new office would be completed by December. He explained that the County is using their own maintenance personnel to keep costs under control but that they have been covered up with multiple projects and fixing failures as they occur.

Mr. Earls requested that members of the Press make it clear that this would not be in effect for the November election.

8:57 P.M. The Chairman called to order a public hearing that was duly advertised according to law regarding AN ORDINANCE TO RELOCATE THE PPOLLING PLACE FOR THE ABSENTEE PRECINCT FROM TAZEWEEL COUNTY COURTHOUSE TO PROPOSED NEW REGISTRAR'S OFFICE ON RIVERSIDE DRIVE TO PROVIDE MORE ADEQUATE VOTING FACILITIES.

8:57 P.M. Now, the Chairman called for public comments from the floor three times with regard to the public hearing. There being no comments he declared the public hearing closed.

Upon motion of Supervisor Stacy, seconded by Supervisor Lester and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby adopts AN ORDINANCE TO RELOCATE THE POLLING PLACE FOR THE ABSENTEE PRECINCT FROM TAZEWEEL COUNTY COURTHOUSE TO PROPOSED NEW REGISTRAR'S OFFICE ON RIVERSIDE DRIVE TO PROVIDE MORE ADEQUATE VOTING FACILITIES and to amend the Ordinance to have an effective date of December 1, 2019.

APPOINTMENTS

CLINCH VALLEY COMMUNITY ACTION AGENCY

Supervisor Stacy tabled his appointment for James Curtis Gillespie.

TALL STRUCTURES APPEALS BOARD

Supervisor Stacy tabled his appointment to find a replacement for Kay Bayless who no longer lives in the area.

ROAD VIEWERS

Supervisor Asbury tabled her appointment for Ray Howell.

Supervisor Stacy tabled his appointment for Steve Slade.

NINTH DISTRICT DEVELOPMENT FINANCING, INC.

Upon motion of Supervisor Hackworth, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby appoints A. J. Robinson, 125 Carriage Lane, Bluefield, Virginia 24605 to the Ninth District Development Financing, Inc. with a term commencing immediately and expiring June 30, 2021 (2 year term).

TRANSPORTATION SAFETY COMMISSION

Supervisor Asbury notified the Board that Ray Howell resigned from the Transportation Safety Commission. She tabled her appointment for a replacement.

SCHOOL SYSTEM FY20 AMENDMENTS REQUEST APPROVED

The County Administrator explained that in May the Board voted to let the school keep their carryover plus the amount of new money the County funded them. Mr. Young said the school system received their carry over and that this would be appropriating this money over to them.

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 approve the Tazewell County School System Budget Amendment Request for FY20.

CUMBERLAND MOUNTAIN COMMUNITY SERVICES CONTRACT APPROVED

The County Administrator stated that the renewal of the Cumberland Mountain Community Services Contract was an annual procedure. Mr. Young said that they provide a lot of services for the community. Usually the County funds them \$60,000.00 but he recalled that they upped their commitment from the previous year to \$80,000.00.

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 approve the Cumberland Mountain Community Services Contract. A copy of the contract is on file in the office of the County Administrator, 197 Main Street, Tazewell, VA 24651.

CONSIDERATION OF NAMING ROAD IN FRONT OF LOWES IN CLAYPOOL HILL

The County Administrator requested that the Board start considering names for the road near Hardees in Claypool Hill. He explained they would like to have the road named so that if and when a business locates there they would be addressed off of that road. Mr. Collins suggested that they coordinate with Mr. Erwin Earnest the Addressing Coordinator for Tazewell County.

ADOPTED ORGANIZATIONAL CHART AND PAY SCALE

The County Administrator presented to the Board the organizational chart and pay scale. Mr. Young started off by explaining the restructuring of departments, elimination of positions, and positions that were left vacant, with most of those changes being made in 2018. He mentioned that this required employees to take on more responsibilities or extra positions. Mr. Young suggested with fewer employees that those employees should be paid more. He realizes that if the employees quit then it would be much harder to replace them with our current system. Mr. Young noticed that salaries were all over the board and he couldn't find any rhyme or reason as to why employees were getting what they were. Therefore he established a pay scale which would allow the County to have starting pay that is competitive as well as allow them to keep and get good employees. He asked that the Board officially adopt the new organizational chart and pay scale for the administration.

Upon motion of Supervisor Lester, seconded by Supervisor Asbury and adopted by a vote of 4 to 1, with Supervisor Hymes opposing, the Tazewell County Board of Supervisors hereby adopt the Organizational Chart and Pay Scale the County Administrator presented before them. A copy is on file in the office of the County Administrator, 197 Main Street, Tazewell, VA 24651 and incorporated herein by reference thereto.

PERSONNEL POLICY COMMITTEE FORMED

The County Administrator asked to form a Personnel Policy Committee to review and consider changes or additions. Mr. Young mentioned that the personnel policy hadn't been updated since 2016.

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

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- Tabled the reconsideration of Subdivisions Ordinance until September
 - Tabled Executive Session item A (1) Personnel regarding annual evaluation of administrator due to the late hour
 - Tabled the Virginia War Memorial Foundation funding request
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BOARD CONCERNS

SUPERVISOR LESTER

INDIAN CREEK ROAD

Supervisor Lester mentioned that he has had several constituents along with truck drivers reach out to him regarding the concerns of hazardous truck drivers on Indian Creek Road. Mr. Lester stated that he received assurance from a representative of the trucking company that the drivers would be willing to start using dash cams. He reported that the VDOT analysis that he had reviewed didn't show an increase in accidents. The County Administrator stated that Mr. Collins had spoken with the Virginia State Police and he hadn't heard anything back yet from Sgt. Carter. Mr. Collins informed that he had received a message from Mr. Buchanan from VDOT stating that there wasn't anything substantially higher regarding rates of accidents but that it of course doesn't include stats on accidents left unreported. Supervisor Lester wishes to get an update at the next Supervisors meeting.

CEDAR BLUFF TRANSFER STATION – PAINTING AND REVITALIZING

\$5,000.00 WESTERN

Upon motion of Supervisor Lester, 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 authorizes the amount of \$5,000.00 from the Western District Fund, for the Cedar Bluff Transfer Station. These funds will be used for painting and revitalizing the Cedar Bluff Transfer Station. Said 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.

TRASH TRUCK TRANSFERRED FROM THE TCPS TO THE TOWN OF CEDAR BLUFF

Supervisor Lester explained that the Board needed to approve a transfer of a trash truck from the school system to the Town of Cedar Bluff. The County Administrator mentioned speaking with Dr. Stacy about the trash truck. Mr. Young stated that the school system had been looking into buying a new trash truck and that he asked them to hold off for a little while that he wanted to look into Lusk quotes. After looking into this he determined that it would be more feasible to get a new trash truck. Supervisor Lester stated that the school system wants to give the Town of Cedar Bluff their trash truck and that Cedar Bluff was going to give their old trash truck to the Town of Pocahontas.

Upon motion of Supervisor Lester, 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 authorize the transfer of the trash truck from the Tazewell County School system to the Town of Cedar Bluff.

SUPERVISOR STACY

BLUEFIELD VIRGINIA ROTARY CLUB – DISPLACED BLACKJEWEL MINERS

\$500.00 EASTERN

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 authorizes the amount of \$500.00 from the Eastern District Fund, payable to the Bluefield Virginia Rotary Club, P.O. Box 127, Bluefield, VA 24605, attn: Beverly Atwell. These funds will go to help displaced Blackjewel miners with food and gas needs. Said 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.

NOTE: This check was sent out 8/7/2019.

THE SANDERS HOUSE – TWISTED HISTORY EVENT

\$500.00 EASTERN

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 authorizes the amount of \$500.00 from the Eastern District Fund, payable to The Sanders House, P.O. Box 1422, Bluefield, VA 24605, attn: Joyce Johnston. These funds will go towards the Twisted History event that is scheduled to be

presented on October 10th – 12th. Said 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.

GRAHAM SCHOOLS - VINYL WALL COVERING

\$150.00 EASTERN – GRAHAM INTERMEDIATE SCHOOL

\$150.00 EASTERN – GRAHAM MIDDLE SCHOOL

\$150.00 EASTERN – GRAHAM HIGH SCHOOL

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 authorizes the amount of \$150.00 from the Eastern District Fund, payable to Graham Intermediate School, 808 Greever Avenue, Bluefield, VA 24605, attn: Terri Buckner; \$150.00 from the Eastern District Fund, payable to Graham Middle School, 1 Academic Circle, Bluefield, VA 24605, attn: Lee Salyers; and \$150.00 from the Eastern District Fund, payable to Graham High School, 210 Valley Dale Street, Bluefield, VA 24605, attn: Mr. Carr. Said 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.

MOUNTAIN KIDS, INC. – SUMMER CAMPS

\$500.00 WESTERN

\$500.00 NORTHWESTERN

\$500.00 EASTERN

\$500.00 SOUTHERN

\$500.00 NORTHERN

Upon motion of Supervisor Lester, 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 authorizes the amount of \$500.00 from the Western District Fund, \$500.00 from the Northwestern District Fund, \$500.00 from the Eastern District Fund, \$500.00 from the Southern District Fund, and \$500.00 from the Northern District Fund, for a total of \$2,500.00 payable to Mountain Kids, Inc., 630 Estates Drive, Pounding Mill, Virginia 24637, attn: Richard Hudson. Said 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.

SUPERVISOR ASBURY

POCAHONTAS HIGH SCHOOL GRAND REUNION – DOOR PRIZES

\$1,500.00 NORTHERN

Upon motion of Supervisor Asbury, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby authorizes the amount of \$1,500.00 from the Northern District Fund, payable to the Pocahontas High School Grand Reunion, c/o Karen Lafon, P.O. Box 704, Pocahontas, VA 24635. These funds will be used for door prizes at the PHS Grand Reunion. Said 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.

FALLS MILLS FISHING CLUB – GRAVEL FOR FISHING CLUB ROADS

\$1,000.00 NORTHERN

Upon motion of Supervisor Asbury, seconded by Supervisor Hackworth and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby authorizes the amount of \$1,000.00 from the Northern District Fund, payable to Falls Mills Fishing Club, P.O. Box 74, Falls Mills, VA 24613, attn: Tommy Scott. Said 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.

SUPERVISOR HACKWORTH

Supervisor Hackworth mentioned that he had received a message from Frank Krebs, 2859 Road Ridge Tpke, Raven, VA inquiring of ways to get high speed internet in his area. He is a disabled veteran and would benefit by being able to do online doctors visits and communication online.

COUNTY ADMINISTRATOR

Mr. Young said that the Virginia Procurement Act has requirements of what the County has to do before the Board written in their code. He explained that if the purchase is under \$100,000.00 the locality has to establish its own procedures. Mr. Young recalled that the Board in 2012 adjusted the procedures to allow purchases within a certain range to not be advertised in the paper. It is set so that if you spend anything less than \$5,000 that you could call and get one price and buy it. If the amount is \$5,000-\$30,000 then it is required to get three quotes. If the amount is \$30,000-\$50,000 it is required to get three quotes and posted on an electronic vendor website. If it is anything over \$50,000 it is required that an ad is placed in the paper. Mr. Young explained that the County is lower than most of the State because our prices are generally much lower. The County Administrator asked that the Board amend the amount upwards to allow for purchases under \$10,000.00 without getting quotes.

Upon motion of Supervisor Hackworth, seconded by Supervisor Lester and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby adopts a RESOLUTION TO AMEND SMALL PURCHASE PROCEDURES FOR TAZEWEEL COUNTY, VIRGINIA. A complete

copy of the resolution in a form as hereby adopted is on file in the office of the County Administrator, 197 Main Street, Tazewell, Virginia 24651.

SUPERVISOR HYMES

TAZEWELL COUNTY CAREER AND TECHNICAL CENTER – MASONRY COMPETITIONS

\$650.00 SOUTHERN

\$650.00 NORTHERN

Upon motion of Supervisor Hymes, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby authorizes the amount of \$650.00 from the Southern District Fund and \$650.00 from the Northern District Fund, for a total of \$1,300.00 payable to TCCTC Masonry Class, 260 Advantage Drive, Tazewell, VA 24651, attn: Robert Steele. These funds will be used for masonry competitions to be held in September and November. Said 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.

ADJOURN

Now, there being no further business to be transacted and upon motion of Supervisor Stacy, seconded by Supervisor Hackworth and adopted by a vote of 5 to 0, with all members present voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby adjourns this meeting to September 3, 2019 at 4:00 p.m.

Travis Hackworth, Chair

By: WP

Adjourn time: 10:02 p.m.