

VIRGINIA: AT A REGULAR MEETING OF THE TAZEWELL COUNTY BOARD OF SUPERVISORS HELD OCTOBER 1, 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
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.

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

AGENDA APPROVED AS AMENDED

Supervisor Hymes added item A (1) Personnel matter in the Building Safety Department to Executive Session.

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 October 1, 2019 agenda as amended.

MINUTES APPROVED AS WRITTEN

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 September 3, 2019 Tazewell County Board of Supervisors meeting minutes as written.

CONSENT CALENDAR

Chairman Hackworth announced and recognized that the Tazewell County Commissioner of Revenue's office had received accredited status from the Commissioner of Revenue Association of Virginia. He mentioned that the press release for this announcement was in the Consent Calendar.

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 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 September 2019

Payroll

Ordered that Warrant Nos. 144406 through 144435, and direct deposits totaling \$246,631.21 from the General, covering payroll for the various County agencies, for the period ending August 31, 2019, be approved.

Ordered that Warrant Nos. 144437 through 144459, and direct deposits totaling \$251,792.41 from the General Fund, covering payroll for the various County agencies, for the period ending September 15, 2019, be approved.

Accounts Payable/Payroll Deductions

Ordered that Warrant Nos. 487405 through 487530, and electronic transfers (ACH) totaling \$347,265.66 from the General, Landfill Enterprise, Capital Outlay, and Law Library, covering operating expenses for the various County agencies issued August 26, 2019, be approved.

Ordered that Warrant Nos. 487532 through 487546, for \$149,464.97 from the General, covering payroll deductions for the various County agencies for the period ending August 31, 2019, be approved.

Ordered that Warrant Nos. 487550 through 487662, and electronic transfers (ACH) totaling \$760,689.16 from the General, Landfill Enterprise, Capital Outlay and Law Library Funds, covering operating expenses for the various County agencies issued September 10, 2019, be approved.

Ordered that Warrant Nos. 487664 through 487678, for \$125,737.00 from the General Fund, covering payroll deductions for the various County agencies for the period ending September 15, 2019, be approved.

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Ordered that Warrant No. 802062 through 802072 for \$184,089.50 from the General, Landfill Enterprise, Capital Outlay, and Law Library, covering operating expenses for the month of August 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:

- \$17,000.00 to Account No. 31020-8105 (received from Regency Real Estate and Auction Comp., Inc.)
- \$2,850.00 to Account No. 31020-6010 (received from Regency Real Estate and Auction Comp., Inc.)
- \$1,406.82 to Account No. 31020-1150 (received from Cumberland Mountain Community Services)
- \$335.85 to Account No. 31020-1150 (received from Cumberland Mountain Community Services)

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

- \$1,617.20 to Account No. 32040-5510 (received from Homer Arnold Estate)

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

- \$250.00 to Account No. 012090-6001 (ck#7366182 received from Corelogic Solutions, LLC)
- Press Release: Tazewell County Commissioner of the Revenue Office has received accredited status from the Commissioners of the Revenue Association of Virginia

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

- \$57.75 to Account No. 12060-5210 (received from Blue Ridge Travel ASSN of Virginia)
- Ratified \$500.00 from the Southern District Fund, paid to the Tazewell County Historical Society for the purpose of a T-shirt sponsorship for T-shirts that will be given to students, teachers, and support staff at Primary and Intermediate Tazewell Schools.
- Authorized the amount of \$75.00 from the Southern District Funds to the Treasurer of Tazewell County to pay Fuller Peery Hall rental fees for the Cruise In Cookout being held on October 13, 2019.

- Ratified \$70.22 paid to Custom Graphics, 323 Laredo St, Tazewell, VA 24651 on 9-24-2019. The purpose is for supporting Childhood Cancer Awareness. This charge is to be split up between the Supervisors District Funds and one charge to Account No. 12010-5520.
 - Authorized a transfer in the amount of \$1,000.00 from the Landfill Enterprise Account to Account No. 31020-1150 for the purpose of paying for supervision of inmates for clean-up of litter around the Divides.
 - Authorized up to \$3,000.00 from the Contingency Fund Acct. 91050-7023 for improvements to the Appalachian Trail parking area.
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CONSIDERATION OF BEAUTIFICATION COMMITTEE TO ADDRESS LITTER AND BLIGHT IN THE COUNTY

Supervisor Lester discussed the litter as well as the property maintenance problem in Tazewell County and said he had received numerous complaints from citizens regarding the issue. He mentioned that he had been in contact with Mr. Coleman, a citizen, who suggested a beautification type committee that was ran by the citizens. Supervisor Lester said they should include the Sheriff's Office and possibly have the committee work along with the RDA and meet on a regular basis and bring recommendations back to the Board.

Supervisor Asbury agreed and stated that it's such a huge county that we couldn't expect the Sheriff and inmates to do it all.

Chairman Hackworth expressed that it was important to start with the kids and educate them on littering and recycling. He stated that Santek was interested in going to the schools and educating the children on the matter.

The County Administrator suggested that they give the committee a directive first and then they could make recommendations. Once the recommendations were made the Board could review them and allocate a budget that would be controlled by his office.

Supervisor Hymes requested that someone draft up a description before the next meeting stating the directives of the committee and suggested that the Board have appointments ready by the next meeting.

Chairman Hackworth recommended contacting different churches and organizations who may be interested in helping as well. He then pointed out that the committee should include an appointment from Santek and the Sheriff's Department.

Mr. Dunford informed the Board that as a part of the Landfill Management Plan one of the line items was a citizen advisory committee.

AGENDA MODIFIED – LIBRARY BOARD OF TRUSTEES APPOINTMENT ADDED

Supervisor Lester requested to add to the agenda an appointment to the Library Board of Trustees under Administrative.

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 approves the October 1, 2019 agenda as modified.

EXECUTIVE/CLOSED MEETING – 4:14 P.M.

Upon motion of Supervisor Hymes, 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 enters into an Executive/Closed meeting, pursuant to Virginia Code Section 2.2-3711:

- A(1) Personnel in the Registrar's Office
- A(1) Personnel in the Building Safety Department
- A(5) Discussion of Project Jonah
- A(5) Discussion of Project EEG
- A(5) Discussion of Project Homestead
- A(29) Evaluation of proposal from Santek to design phase 4B of Landfill
- A(29) Contract negotiations regarding potential revenue sharing agreement with CIFA

RETURN/CERTIFICATION/REPORT OF ACTION – 6:03 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: One (1)

PROJECT HEMP REVENUE SHARING AGREEMENT WITH BUCHANAN AND RUSSELL COUNTIES

Upon motion of Chairman 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 recommend the Boards of Supervisors of Buchanan and Russell Counties enter into a revenue sharing agreement for project H-E-M-P (or hemp-related and hemp-derivative projects), whereby the machinery and tools taxes and real estate taxes paid by Project H-E-M-P (or hemp-related and hemp-derivative projects) to any member county be shared as follows:

1. 3% paid to the Cumberland Industrial Facilities Authority;
2. 10% paid to the host county; and
3. The remainder divided equally among member counties.

JOHN BLANKENSHIP – VIRGINIA COOPERATIVE EXTENSION OFFICE LOCAL DROUGHT DECLARATION AND CONTINUATION OF BURN BAN

Mr. Blankenship stated that Tazewell County's Agricultural Industry is predominantly a grazing based business, and explained that rich top soils are our resources, and that forages are our primary product that is grazed and sold through livestock. This year Tazewell County farmers are reporting revenue losses due to drought conditions throughout the County. Many farmers are experiencing the loss of drinking water sources for livestock, having to purchase additional feed and hay, and hauling water for the first time in over 50 years of farming. Since Mid-July many of the agricultural areas of the County have not received any measurable rainfall which is depleting its forage crops, encouraging deeper rooted weed growth and threatening the top soil to wind and water erosion. He further reported that this has greatly affected the on-farm income due to the loss of weight gain and being forced to market livestock early. Mr. Blankenship explained that Farmer's profits or losses depend on a daily rate of gain in livestock. The drought has reduced the number of grazing days and failing forage systems are reducing the amount of gain per head per day. Mr. Blankenship urged that the Board declare Tazewell County in a State of Emergency for drought conditions.

The County Administrator then requested the Board to continue the burn ban for an additional two weeks.

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 declares Tazewell County in a State of Emergency for drought conditions and upon further motion extend the County burn ban for an additional two weeks.

The County Administrator said they would revisit the burn ban in the middle of the month.

BOB MOSS –SOIL AND WATER CONSERVATION DISTRICT

SOIL PRESERVATION FARMLAND EQUIPMENT

\$40,000.00 CAPITAL PROJECTS CONTINGENCY ACCOUNT

Mr. Moss reinforced Mr. Blankenship's discussion regarding the struggles farmers were facing in the County due to drought as well as last year's wet conditions. He stated that this stress has resulted in a grand loss of production. He explained that they measure their production by the pounds of beef marketed and the tons of hay harvested. He reported that farmers are losing 75 pounds of beef per head loss to the animals that they are marking and dairy farms are losing 10-12 pounds of milk per cow per day. It's an estimated \$3 million loss for the Tazewell County.

Mr. Moss met with the Agriculture Committee the previous day trying to figure out ways to assist farmers during these hard times. After that meeting the first measurable rainfall since July hit his farm for around 20 minutes falling too fast and carrying the topsoil away causing even more stress for farmers.

Mr. Moss reported that the Soil and Water District Board applied for a grant to purchase two no till drills. He said that they have one that they've owned for several years but the demand of the machine is far greater than the schedule can handle and as a result many acres go unplanted due to their inability to schedule the machines use. The SWCD Board has two goals: increasing the production of the County's agricultural sector and to conserve the County's soil and water resources. He mentioned that the DEQ reports Tazewell County as having the cleanest water in Southwest Virginia. Mr. Moss asked that the Board consider funding them a \$40,000.00 match to assist in purchasing the two no till drills.

(Approximately 30 minutes into the meeting)

Upon motion of Supervisor Hymes, seconded by Supervisor Lester and adopted by a vote of 4 to 1, with Supervisor Stacy abstaining, the Tazewell County Board of Supervisors hereby authorizes \$40,000.00 from the Capital Projects Contingency Account No. 91050-7008, payable to the Tazewell County Soil and Water Conservation District. These monies will go towards farmland equipment to help with soil preservation. 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.

TAZEWELL COUNTY CANCER AWARENESS DISCUSSION

Chairman Hackworth took a few moments to acknowledge that each board member was wearing t-shirts in support of childhood cancer awareness. Supervisor Asbury stated that it was a cause that was very near and dear to their hearts and that they were wearing them in support of the kids throughout the County that are suffering with the disease.

Supervisor Stacy recalled the study done with Virginia Tech to determine the cause of high cancer rates in Tazewell County. He said statistically it came back and our rates weren't much higher than anywhere else. Supervisor Hymes stated the biggest issue was radon and declared that the woman the County worked with on the project ended up passing away with cancer.

Chairman Hackworth stated that this Board was proactive in making new regulations in the Building Safety Department to require radon mitigation in the new construction of homes. He acknowledged that this was a big step that needed to happen and if it saved one life in the course of their lives then it was worth it.

SPECIAL PRESENTATIONS

CLINCH VALLEY COMMUNITY ACTION, INC. DOMESTIC VIOLENCE AWARENESS MONTH OCTOBER 2019 PROCLAMATION

Family Crisis Services Director, Jennifer Bourne had requested that the Board proclaim October 2019 as Domestic Violence Awareness Month.

Now, Chairman Hackworth presented, read, and moved to adopt the Domestic Violence Awareness Month October 2019 proclamation with Supervisor Stacy seconding with all members present voting in favor thereof. A copy of the proclamation in a form as hereby adopted is on file in the office of the County Administrator, 197 Main Street, Tazewell, Virginia 24651.

VIRGINIA COOPERATIVE EXTENSION – TAZEWELL COUNTY NATIONAL 4-H WEEK PROCLAMATION

Associate 4-H Extension Agent, Taylor Estep had requested that the Board proclaim October 6-12, 2019 as 4-H Week in Tazewell County, Virginia.

Now, Supervisor Stacy presented, read, and moved to adopt the National 4-H Week Proclamation with Supervisor Hymes seconding with all members present voting in favor thereof. A copy of the proclamation in a form as hereby adopted is on file in the office of the County Administrator, 197 Main Street, Tazewell, Virginia 24651.

Associate 4-H Extension Agent, Taylor Estep, pointed out the many 4-H Youth Council present that night and explained that the 4-H Youth Council is about community leadership. She specially recognized Mary Blankenship, a Richlands High School student, who is additionally a member of the 4-H Horse Club and is the Southwest District Horse Ambassador for the whole state of Virginia.

KENNETH DUNFORD – INTERIM DIRECTOR OF ENGINEERING

Mr. Dunford requested that the Board approve the contract with C L Dale Construction Services so that they would have a contractor on retainer to use for various road construction projects.

Upon motion of Supervisor Asbury, seconded by Supervisor Lester, 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 approve the contract with C L Dale Construction Services LLC as the low bidder for the as needed equipment contractor. A copy of the contract is on file in the office of the County Administrator, 197 Main Street, Tazewell, Virginia 24651.

Mr. Dunford mentioned speaking with the engineer regarding the Clearfork Road Study and that he said he would have the revisions to him the next morning. After the revisions are made it will be ready for submission.

The Recycling Plan received from the contractor was attached to their agenda packets for their review. Mr. Dunford plans to discuss the plan at the next meeting, giving the Board a chance to thoroughly review.

He reported that the Leachate tank aerators have been removed and the tank was drained down to 17 inches. They will next have a pre bid meeting and start receiving bids to clean the tank.

Mr. Dunford stated that the revenue sharing applications for the two crossovers were submitted that day. Mr. Collins spoke up in regards to the Revenue-Sharing Resolution. He mentioned that there was a small error in the adopted resolution and that the FY's 2020-2021 needed to be listed as 2021-2022. He recalled polling the Board about the error asking them to adopt the new resolution fixing the error. Mr. Collins requested that the Board ratify the poll.

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 ratify the poll adopting the new Resolution for Revenue-Sharing with the Virginia Department of Transportation to fix the dating error. A copy of the resolution is on file in the office of the County Administrator, 197 Main Street, Tazewell, VA 24651.

(Approximately 1 hour into the meeting)

Mr. Dunford informed the Board that it was almost time to start reworking on the Comprehensive Plan. He asked that the Board be thinking about how they would like to proceed because the Planning Commission would need to start working on it. Chairman Hackworth mentioned that McIntyre really needed to know what direction our County wants to go. The County Administrator explained that the McIntyre group is the firm that was hired to seek out federal grants for the County. The group said it would enhance our grant applications if we have the projects we want completed included in our comprehensive plan. The Board discussed how hard it is to get people to serve on that committee due to the amount of planning and time it takes. Mr. Young said the committee needed to include Mr. Ball, AEP, and VDOT. Supervisor Hymes suggested adding someone from Point Broadband as well. Having someone from each of these would see how our plan of where we wanted to be in the next 5 years would interact with theirs. The Board suggested that they set up work group sessions to start working on the Comprehensive Plan.

PUBLIC HEARING – PROPOSED FIVE-YEAR UPDATE AND AMENDMENT OF TAZEWELL COUNTY SOLID WASTE MANAGEMENT PLAN

7:03 P.M. The Chairman called to order a public hearing that was duly advertised according to law regarding the FIVE-YEAR UPDATE AND AMENDMENT OF TAZEWELL COUNTY SOLID WASTE MANAGEMENT PLAN.

7:04 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.

Mr. Dunford described the Landfill Management Plan as essentially a Comprehensive Plan for where they want to go with the landfill. He briefly reviewed over the plan provided in the Board's agenda packets.

Chairman Hackworth asked if the plan was something the County was required by the State to do. Mr. Dunford responded that it was and that they were about five years overdue on it.

Upon motion of Supervisor Stacy, seconded by Supervisor Asbury, 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 adopt the Five-Year Update and Amendment of Tazewell County Solid Waste Management Plan.

PUBLIC HEARING – PROPOSED AMENDMENT TO THE TAZEWELL COUNTY BUDGET

The County Administrator explained that under the Code of Virginia if the county plans on spending more than 1% than what was previously advertised then they are required to re-advertise the budget hearing to make those changes, which the County did. He further explained that they took the carryover that the School Board had and took the additional funding that the County had beyond its expected ending balance and advertised them in the budget. Mr. Young presented the additions to the expenditures:

- (1) Creation of Reserve Fund - \$1,000,000.00
- (2) CDBG Grant Funds (Falls Mills Adult Daycare) - \$700,000.00
- (3) ARC Grant Funds (Falls Mills Adult Daycare) - \$500,000.00
- (4) CDBG Grant Funds (SWCC Automotive Service) - \$200,000.00
- (5) Landfill Enterprise Fund (Comm./Private Haulers) - \$220,000.00
- (6) General School Fund (Adm./Attd./Health) - (\$70,296.00)
- (7) General School Fund (Instruction) - (\$34,048.00)
- (8) General School Fund (Operation & Maintenance) - \$269,623.00
- (9) General School Fund (Pupil Transportation) - \$14,850.00
- (10) General School Fund (Debt Service) - \$379,997.00
- (11) General School Fund (Contingency Reserve) - \$182,112.00
- (12) General School Fund (Technology) - \$3,943.00
- (13) School Textbook Fund (Beginning Balance) - (\$313,242.00)
- (14) School Textbook Fund (Local School Support) - \$379,997.00
- (15) School Textbook Fund (Beginning Balance) - \$66,755.00
- (16) School Cafeteria Fund (Expenditures) - \$342,873.00

Mr. Young explained that item one, the Creation of Reserve Fund, was proposed at the last meeting to consider. He stated that they may or may not do that but it was advertised because the cost was \$1 million and that the money was an addition to what they thought they were going to have left over which resulted in having a little bit over \$2 million. He said they would discuss this later in the meeting about putting the funds into a reserve fund. Mr. Young clarified that just because they amend the budget to do so doesn't mean that they will actually do it and that they have to vote to appropriate it later.

The second item, CDBG Grant Funds (Falls Mills Adult Daycare), is a grant from DHCD. Mr. Young explained that it's a block grant for \$700,000.00 that comes to Tazewell County and then goes to the AASC for building the Adult Daycare Center. The third item, ARC Grant Funds (Falls Mills Adult Daycare), is for the same purpose. He noted that these two flow through items combined are \$1,200,000.00, causing the need for this public hearing. The fourth item was the same concept.

The fifth item, Landfill Enterprise Fund (Comm./Private Haulers), is anticipated additional revenue. He recalled at the last meeting that the Board authorized the County to take waste from Bluefield, West Virginia and from the Bland and Wythe joint PSA. Mr. Young said they anticipate in the next twelve months that they will take in about \$220,000.00 from those two agencies for that, hoping to offset most of the costs of the design.

Mr. Young explained that the rest of the items are the General School Fund. He recalled that the County allowed the School Board to keep their additional carryover and that this list reflects how they distributed the carryover. He explained that the School Board also had more carryover than expected and that it wasn't additional money, just how they are spending the carryover by category.

The County Administrator recommended the Board vote to allow spending up to this amount after the hearing. Then moving forward the Board would make individual appropriations at the Board meetings that would be seen in the Consent Calendar as these items progress.

7:11 P.M. The Chairman called to order a public hearing that was duly advertised according to law regarding AMENDMENT OF TAZEWEEL COUNTY BUDGET.

7:11 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 Hymes, seconded by Chairman 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 approve the amendment to the Tazewell County Budget as presented by the County Administrator.

REBECCA BREWSTER – FIRE AND EMS OPERATIONS ADMINISTRATIVE ASSISTANT

The Board reviewed the monthly EMS Billing Receivables Detailed Report and Monthly Deposit Record provided by Mrs. Brewster.

Supervisor Lester would like to find a way to see a comparison of what the return on billing is across the different towns and districts.

Chairman Hackworth directed Mr. Young to reach out to Richlands Town Manager, Tim Taylor, and the Town of Tazewell to set up a meeting to discuss EMS improvements. Mr. Young responded that they had had one scheduled with Richlands but they couldn't make it. He will reach out again to them to reschedule.

Mrs. Brewster announced that October 6th – 12th is Fire Prevention Week. She then invited the Board to the Annual Fire Appreciation Dinner on October 12th at 6:30 p.m. to be held at the fairgrounds.

(Approximately 1 hour and 30 minutes into the meeting)

Mrs. Brewster referenced the agenda regarding the stipend for volunteer firefighters and asked if the Board had approved. She mentioned that information had been sent out to the Board regarding the stipends the week before and that she hopes to be able to give the stipends out at the appreciation dinner. Mr. Young responded that it hadn't been approved yet and they wouldn't be able to give them out at the dinner. He had hoped they would be able to do so to add to the appreciation effect at the dinner but that they needed to discuss this more. He recommended meeting with the Chair, Supervisor Hymes, and Mr. Brooks to formulate a solution for stipend amounts.

PUBLIC HEARING – CONSIDERATION OF ADOPTING AN ORDINANCE TO CREATE A RESERVE FUND WITHIN THE TAZEWell COUNTY ANNUAL BUDGET

The County Administrator mentioned speaking with the County's financial company, Davenport. They suggested that one of the County's issues is that it doesn't have enough of a clearly defined reserve fund. He stated that at the audit Davenport calculated the County's

reserve as whatever is left over at the end of the year and that it has always been across different funds. Davenport highly suggested creating a reserve fund with a goal to build the fund up to 5% of its annual budget but ideally 10% in the future. Mr. Young suggested that the Board create a reserve fund that the Board only withdraws from when it finds an emergency, requiring a special vote to do so. He hopes this causes pause and makes current and future Boards think before they spend from the fund.

Mr. Young mentioned meeting with Mr. Collins to discuss the Ordinance before it was advertised suggesting some revisions to it. Mr. Collins passed out copies of the Ordinance for discussion and explained that currently to adopt something by ordinance you have to have an ordinance to change it. He discussed sections 3B of the older Ordinance in which the Board allocates \$1 million into a reserve fund. Mr. Collins and Mr. Young do not feel comfortable with how it was constructed because they want the Board to be able to make an affirmative vote at a meeting instead of having to run the ordinance and the advertisement for a public hearing when it is simply to allocate money. Mr. Collins wanted to make that clear and let the Board know that section 3B has been removed in the newly drafted Ordinance. He explained that section 4 was similar circumstances and that they didn't want there to have to be a public hearing just for the Board to spend on an emergency basis. Mr. Collins stated that if it was an emergency basis similar to how the County does emergency procurement that the County should be able to go out and get the item and then post the notice on its website afterward, having transparency with the public and not making a public hearing required. This would make things easier to comply and access in case an emergency may arise.

7:25 P.M. The Chairman called to order a public hearing that was duly advertised according to law regarding AN ORDINANCE CREATING RESERVE FUND WITHIN TAZEVELL COUNTY ANNUAL BUDGET.

7:25 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.

Supervisor Stacy and the Board discussed the section 2 definition of emergency. Mr. Collins responded that the definition was constructed to make the Board pause and consider whether it was worth to take the money out of the special reserve fund. Mr. Young suggested that they could weaken the language if the Board felt uncomfortable with it to be defined as, "an unexpected situation requiring action in 30 days without which the operation of Tazewell County would be substantially harmed", taking out the words irreparably harmed. Supervisor Stacy recommended taking out the 30 day requirement and the words irreparably harmed. Supervisor Lester suggested the word impacted instead of harmed. Mr. Collins read section 2 of the Ordinance with the newly recommended amendments, "Emergency shall be defined as an unexpected, serious situation requiring action, without which the operations of Tazewell County, Virginia or the safety, health, or welfare of citizens in Tazewell County, Virginia would be substantially impacted". The Board was satisfied with these changes.

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 AN ORDINANCE CREATING A

RESERVE FUND IN THE TAZEWELL COUNTY ANNUAL BUDGET. A copy of the Ordinance can be found on file at the County Administration Office, 197 Main Street, Tazewell, Virginia 24651.

\$500,000.00 TRANSFER AUTHORIZED FROM CONTINGENCY TO RESERVE FUND AFTER DECEMBER 15, 2019

The County Administrator recollected at the last Board meeting that they discussed the possibility of putting \$1 million into a reserve fund. He stated that they were continuing to track cash flow and that they were watching two things closely. He mentioned that the Regional Jail bill was up from what the Regional Jail Authority had recommended they budget for. The projected average inmate population is 275 so the County budgeted for 290 and held the difference in reserve in case they went over the average. Mr. Young explained if it continues at the current rate by the end of the year they will probably have to supplement around \$10,000.00. Secondly, he mentioned they were watching closely over their health insurance plan. Early on they were hit with unexpected events that had high deductibles. He explained that the County spends up to the maximum amount to insure and that the secondary insurance takes over after that.

Mr. Young stated that he was not comfortable at this point putting \$1 million into the reserve fund. He would prefer to have \$500,000.00 approved now and revisit this topic in January after collections are in. He requested that the Board approve \$500,000.00 from the Contingency Account to be put into the reserve fund after December 15, 2019.

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 authorize a transfer in the amount of \$500,000.00 from Contingency to be placed in the Reserve Fund after December 15, 2019.

JERRY MCREYNOLDS – AIRPORT MANAGER

Mr. McReynolds reported that they were in the process of developing a site on the south side to accommodate five box hangars, 40 X 46 feet each, costing \$45,000.00 for the design phase. He said the state will pay for \$36,000.00 of the costs and the airport would be paying \$9,000.00. The units are planned to be completed next spring.

Mr. McReynolds updated the Board on the easement acquisition noting it is a long term project that involves seven different land owners which covers several acres on both ends of the airport. He said they were waiting for a progress report from their engineers. The cost of the project is listed at \$820,000.00. The airport's cost for this project is \$164,000.00 and they've paid \$10,284.00 of it so far.

He said that the airport received approval from the DOAV to paint their aviation fuel tanks and the contractor is scheduled to begin work on October 3, 2019. The winning contractor

is from Wise, Virginia and the DOAV supports the project by 67% leaving the airport responsible for \$1,402.50 of the total cost of \$4,250.00. He noted this was a better price than anticipated.

Mr. McReynolds was unsure of the status on the equipment storage garage. He stated that they were supposed to get three bids but only two were submitted to the DOAV, and he hadn't heard back from them yet. He explained that all of their equipment was sitting outside and he couldn't keep using Ultra Aviations hangar to store his equipment.

He reported that the Airport Authorities Buchanan County appointee, Joe Stevenson, resigned.

Mr. McReynolds said that the Buchanan County Airport would close October 31st and that they would be picking up some of their aircraft trying to help them relocate. Supervisor Stacy asked if the airport in Buchanan County was closing permanently. Mr. McReynolds said they would be closing while they were working on building a new airport but he expects that it will be several years before they get a new one.

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

Mrs. Robinson reported that the international team from Virginia Tourism visited Tazewell County and they went to the Original Pocahontas Trail. She said they were very impressed and it was the first time some of them had ever ridden on an ATV trail. She plans to put together a rack card that is not just Spearhead driven but Tazewell County driven with the trails to send out to them for their adventure show.

The Visitor's Center was open to the community for the first time during the Autumn Jamboree. She reported that there were many local and out of state people who stopped by the Visitor's Center. Since they had so many visitors during the jamboree they also plan to be open during the Homecoming Parade.

Mr. Young had requested Mrs. Robinson to develop a tear-off map for Tazewell County. She presented the Board with examples. The map is intended to showcase attractions and what the County has to offer. It was broken down into the Richlands, Tazewell, Pocahontas, and Bluefield areas.

She recalled the stickers she showcased at the previous meeting and said that the design had been selected as well as for the shirts. Mr. Young said he was going to take money from the vehicle maintenance account and put the stickers on every County vehicle providing free advertisement across the County and out of state.

(Approximately 2 hours into the meeting)

PAM WARDEN – ECONOMIC DEVELOPMENT MANAGER

Mrs. Warden reported that four projects were going before the VCEDA project review committee: Coal Town Taps (a tap room and burger place) to be located in Richlands, TP's Auto Repair to be located in North Tazewell, PK Fitness already located inside Claypool Hill Mall, and Red Roof Home a bed and breakfast already located in Tazewell.

At the IDA meeting in September the Authority approved an estimate for new LED lighting at the community facilities building, an agreement with the Tobacco Commission for \$150,000.00 grant for Gigabeam, a letter of support for Coal Town Taps and TP's Auto Repair to make the application to VCEDA.

Mrs. Warden announced that the Tazewell County Business Challenge would start that Thursday. She said the first one will be held in Tazewell at the American Legion building from 6:00 pm – 8:30 pm and that they have ten applicants. She said a Business Challenge meeting will be held in each town.

Mrs. Warden is working on the legislative visit with the other economic developers to get everything set and on schedule. She also worked on COE grant reports for the Tobacco Commission that has to be filed every quarter.

She discussed a meeting she had in Wise earlier that day. She stated it was from the Invest Southwest VA Initiative and that they outlined their plan for Project Oasis to identify and study data center opportunities across go Virginia region 1. She said this was based particularly on previous mined land. They will be conducting a feasibility study trying to find land sites that may be eligible for data centers.

Supervisor Stacy asked how that project would deal with the AEP issue if AEP doesn't put in the power sufficient for a data center. He mentioned that they wouldn't do it for Tazewell County at the Bluestone so how will this program be different if you've got an abandoned mine site that doesn't have the power. He then questioned if those sites had more enhanced power already there. Supervisor Hymes responded if it was a surface mine it wouldn't but if it was a deep mine then they'd probably have 3 phase power within reachable distance. He said AEP wouldn't give us a drop at the Bluestone because that it was their major big line and they'd have to build a huge facility to get that line out to use it as a data center. Mrs. Warden said that they were also looking at mines that have a lot of water accessible.

Supervisor Lester mentioned speaking with Delegate Morefield that week and pointed out that no one seems to be taking advantage of House Bill 222 that was passed two years ago. He recommended that Delegate Morefield be invited to the next IDA meeting to suggest how to market HB222 and come up with a strategy to incorporate it into our business incentive program.

RDA LIASION – SUPERVISOR MARGARET A. ASBURY

Supervisor Asbury announced that the Jaw Bone Trail and Coal Canyon Trail at Jewel Ridge will be opening on October 19th. The trails will offer 100 miles in Tazewell and Buchanan

counties connecting the Coal Canyon to Jewel Ridge. She stated that this would be the first trail that jeep enthusiast would be able to enjoy along with other ATV, UTV, and motorcycle lovers.

CPPD LIAISONS – SUPERVISOR STACY AND SUPERVISOR HYMES

Supervisor Stacy stated that they moved the applications for the next round of Cprop grants to November to allow all of the localities more time to get their applications together.

PSA LIAISON – SUPERVISOR HYMES

Supervisor Hymes reported that the PSA will be participating in repaving Moore Street.

SCHEDULED CITIZEN COMMENTS

(Approximately 2 hours and 30 minutes into the meeting)

1. Mrs. Erica Hall, Library Director gave the Board a presentation. She mentioned numerous events and programs happening at the library. Some of those programs included: the Summer Reading Program, Stem Camp, Sewing Camp, and Girls Who Code. She made several announcements: Lisa Tyson contributed to another published book, Tammy Powers and herself presented at two VA's library conference, Chris Wilkes and herself will be presenting at VLA 2019, they received a \$2,000.00 grant to go towards furnishing a new study room, and Chris Wilkes at the Tazewell branch now offers notary services free of charge. She also reported on building improvements: the Tazewell Library has all new LED lighting, the handrail at the Bluefield branch has been fixed, and they have a new heat pump at Tazewell branch.
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UNSCHEDULED CITIZEN COMMENTS

1. Kent Viers, 588 Slope Street, North Tazewell, VA. Mr. Viers asked that the Board consider tax breaks for retirees because he spends about a month's salary every year paying taxes. The Board responded that they would need to reexamine tax exemptions as it had been several years since they amended property tax exemptions.
2. Dave Wohlford, Sedgewood Drive, Bluefield, VA Wohlford was concerned about the lack of representation for the Eastern district on the School Board because of Mr. Jones' illness. He requested that the Board assist in finding representation for the district. The County Administrator said they would have to look and see what the statute says about chronic absenteeism. Supervisor Hackworth said in the meantime each Board member could call their School Board representatives and address Mr. Wohlford's concerns.
3. Will Adams, Governor G C Peery Hwy., North Tazewell, VA was upset about the amount of litter that he is constantly picking up on his property that he owns along Rt.

460. He requested that the Board address this issue. Chairman Hackworth recapped that earlier in the meeting Supervisor Lester suggested forming a Beautification Committee to tackle the litter problems in the County and that the Board had previously spent money from their funds for the Sheriff's Office to place cameras across the County to catch the offenders. Supervisor Stacy mentioned that the Sheriff's Office and inmates are also doing what they can to pick up litter and that he himself had even assisted in picking up over 100 bags that the inmates had filled near the Comfort Inn to the WV State line.

RECESS 8:40 P.M. – 9:05 P.M.

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

APPOINTMENTS

CLINCH VALLEY COMMUNITY ACTION AGENCY

Upon motion of Supervisor Stacy, seconded by Supervisor Hymes, 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 David Anderson, 314 Ridgeway Drive, Bluefield, VA 24605 to the Clinch Valley Community Action Agency with a term commencing immediately and expiring June 30, 2020.

EMERGENCY SERVICES COMMITTEE

Upon motion of Chairman Hackworth, seconded by Supervisor Hymes, 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 reappoints Jarred McFarland, 301 Montrose Street, Bluefield, VA 24605, Ben Young, 243 Sinking Waters Road, Bandy, VA 24602, Wess Blankenship, 150 Desert Rose Drive, Tazewell, VA 24651, Keith Reynolds, 200 Washington Square, Richlands, VA 24641, and Barry Patton, PO Box 983, Cedar Bluff, VA 24609 to serve as members of the Emergency Services Committee, with a term commencing November 1, 2019 and expiring October 31, 2020.

TAZEWELL COUNTY ROAD VIEWERS

Supervisor Asbury tabled her appointment to find a replacement for Ray Howell who resigned.

TALL STRUCTURES APPEALS BOARD

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

TRANSPORTATION SAFETY COMMISSION

Supervisor Asbury tabled her appointment for a replacement for Ray Howell who resigned.

LIBRARY BOARD OF TRUSTEES

Upon motion of Supervisor Lester, seconded by Supervisor Hymes, 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 Mary Sue Dean, 172 Cherokee Road, Pounding Mill, VA 24637 to serve as a member of the Library Board of Trustees with a term commencing immediately and ending January 31, 2022. This appointment fills the unexpired term of Diana Queen who resigned.

\$20,386.00 TRANSFER AUTHORIZED FROM CONTINGENCY TO NORTHERN DISTRICT FUND

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 authorize a transfer in the amount of \$20,386.00 from the Contingency Account No. 91050-7023 to the Northern District Fund. This reimburses the Northern District Fund and the money used from it when the County was taking over the 945 and Bluefield, Virginia volunteer rescue squads.

\$20,000.00 TRANSFER AUTHORIZED TO THE CONTINGENCY ACCOUNT, \$20,000.00 TRANSFER AUTHORIZED TO THE PARKS & RECREATION CAPITAL OUTLAY ACCOUNT, AND \$2,500.00 TRANSFER AUTHORIZED TO THE BUILDINGS & GROUNDS COMPENSATION ACCOUNT

The County Administrator said that the County recently had two employees retire after several years of service, one of them being Jim Dishman who worked at Cavitt's Creek Park. He explained since the fall season was approaching that they wouldn't be replacing him. Mr. Young said that they would revisit this in the spring to see if they could transfer one of the custodians into that position. They may then possibly hire some part-time help to get along with fewer full-time employees. He mentioned the other person who retired was a custodian and they weren't going to fill that position.

Mr. Young then requested with these savings that the Board transfer \$40,000.00 to the Sheriff's Office to pay for the part-time school resource officers and that the remainder amount be divided between two capital funds for the Parks and Recreation & Buildings and Grounds accounts.

Upon motion of Supervisor Hymes, seconded by Chairman 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 following transfers:

1. \$20,000.00 from the Parks & Recreation Account No. 71010-1190 to the Contingency Account No. 91050-7023.
2. \$20,000.00 from the Parks & Recreation Account No. 71010-1190 to the Parks & Recreation Capital Outlay Account No. 71010-8109.
3. \$2,500.00 from the Parks & Recreation Account No. 71010-1190 to the Buildings & Grounds Compensation Account No. 43020-1190.

\$150,000.00 AUTHORIZED FROM THE GENERAL FUND TO THE EMPLOYEE FRINGE BENEFITS ACCOUNT

The County Administrator recalled USI advising the County that its expected health insurance costs would go up by 6%. Because of this the County raised the employers share premium by 6% and the employees share the premiums by 6%. Upon further suggestion USI also recommended a 2% margin, so in following their advice the County set that additional percentage aside funded by the Board. Mr. Young suggested going ahead and depositing some of that percentage into the fund due to a couple of large claims earlier in the year.

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 a check in the amount of \$150,000.00 from the General Fund – Employee Fringe Benefits Account No. 91050-7041 to the Tazewell County Health Insurance Fund. 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.

\$93,000.00 TRANSFER AUTHORIZED FROM THE CONTINGENT REVENUE ACCOUNT TO THE CONTRACTUAL-INMATE PER DIEM ACCOUNT

(Approximately 3 hours into the meeting)

The County Administrator explained that the Regional Jail Account was running a little bit ahead of what was anticipated. They had budgeted for 290 inmates but are running around 300 inmates a day. He requested that they transfer \$93,000.00 from the Contingent Revenue Account to the Contractual-Inmate Per Diem Account.

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 a transfer in the amount of \$93,000.00

from the Contingent Revenue Account No. 91050-7041 to the Contractual-Inmate Per Diem Account No. 33020-3120.

\$5,000.00 TRANSFER AUTHORIZED FROM THE CONTINGENCY ACCOUNT TO PSA FOR PAVING MOORE STREET

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 a transfer in the amount of \$5,000.00 from the Contingency Account No. 91050-7023 to the PSA. These monies will be used for paving Moore Street.

SHERIFF'S OFFICE GRANT FOR BODY ARMOR

Mr. Young recalled budgeting to buy new vests for the Sheriff's deputies. He explained that the Sheriff applied for a grant and received \$15,000.00 towards those vests which freed up the \$15,000.00 that the County budgeted for. After speaking with Sheriff Hieatt he would like to be able to use the \$15,000.00 for tactical gear for his tactical response team. The Sheriff feels like this would better equip the team to respond in the event that a shooter was using a higher caliber weapon. Mr. Young asked for permission to use the same \$15,000.00 for a different type of body armor.

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 authorize the request for the Sheriff's Office to use the previously \$15,000.00 that was budgeted for deputies vests to be used for tactical gear instead for the Sheriff's Office tactical response team.

UP TO \$4,000.00 AUTHORIZED FROM CONTINGENCY TO THE TAZEWell COUNTY SCHOOL BOARD OFFICE FOR SOL SUCCESS RECOGNITION

The County Administrator announced that our Tazewell County Public School system finished in the top 10 in the State for SOL scores. He mentioned speaking with Dr. Chris Stacy and that they wanted to give t-shirts out to the schools recognizing this accomplishment.

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 a check in the amount of up to \$4,000.00 from the Contingency Account payable to the Tazewell County School Board Office. These monies will be used for SOL success recognition. 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.

BOARD CONCERNS

SVCC – EDUCATIONAL FOUNDATION FESTIVAL OF THE ARTS

\$500.00 NORTHERN

\$500.00 SOUTHERN

\$625.00 WESTERN

\$250.00 EASTERN

\$625.00 NORTHWESTERN

Upon motion of Chairman 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 the amount of \$500.00 from the Northern District Fund, \$500.00 from the Southern District Fund, \$625.00 from the Western District Fund, \$250.00 from the Eastern District Fund, and \$625.00 from the Northwestern District Fund, for a total amount of \$2,500.00 payable to the SVCC Educational Foundation, Inc., P.O. Box SVCC, Richlands, Virginia 24641, attn: Mary Lawson, Director. 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 HYMES

TAZEWELL MIDDLE SCHOOL BACKPACKS UNITE | UNITED WAY OF SWVA

\$1, 500.00 SOUTHERN

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 \$1,500.00 from the Southern District Fund, payable to United Way of Southwest Virginia, 1096 Ole Berry Drive, Abingdon, VA 24210, attn: Shelsi Webb. These monies will go towards sponsoring and providing nutritious weekend meals to at-risk students at Tazewell Middle School. 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.

WHITLEY BRANCH GUARDRAIL

Supervisor Hymes had been contacted by the Sheriff Department and some of the residents around Whitley Branch Road wanting to put in a guardrail because they are finding drug paraphernalia at the pull off area. Supervisor Hymes said he spoke with VDOT about installing a guardrail and VDOT could if the Board approved a resolution asking them to do so. Mr. Collins responded that he would draft one up for the Boards consideration in November.

TABLED: CONSIDERATION OF ADOPTING A RESOLUTION MAKING AN ADDITION TO THE ANNUAL CONFLICT OF INTEREST DISCLOSURE REQUIREMENTS OF EACH ELECTED OFFICIAL IN TAZEVELL COUNTY

Supervisor Hymes read and moved that the Board adopt the following resolution:

“Be it resolved by the Tazewell County Board of Supervisors convened here on the 1st day of October 2019 that the Board of Supervisors in an effort to be transparent citizens of Tazewell County does hereby resolve to make an addition to the annual conflict of interest disclosure requirements of each elected official in Tazewell County. Whereby each elected official must certify or firm whether they are current on all local taxes owed by them and whether not to the officials knowledge their spouses are current on all such taxes as may be owned by their spouse or if the elected official or their spouse is not current on their taxes or the official or their spouse has entered into a written payment agreement with the Treasurer for the County for the payment of such taxes as owed. This addition is intended to require further disclosure of any personal debts which may subject the official to any undue influence which may result from the debt or the potential disclosure of debt the County Attorney is directed to prepare such form as be necessary for such certification.”

Supervisor Hymes commented that if you’re going to run for Tazewell County office and be an elected official then you should be current on your taxes. He noted that to his knowledge all members of the current Board were current. He then commented that all five of Warren County’s Supervisors were recently indicted for malfeasance on some of their projects. Apparently some of the Supervisors had debts that needed to be paid for and that’s where the project money went.

Supervisor Stacy seconded the motion for purpose of discussion. He pointed out that the drafted Resolution deals with the individual but not for businesses owned by the individual. Supervisor Stacy wants citizens to be able to know the status of elected officials and if their taxes are current, delinquent, or delinquent under a payment plan. Chairman Hackworth commented that the tax book is public information for whoever wants to look at it. Supervisor Stacy responded that was assuming the citizen knew what businesses were owned by the candidate. In order to know that they would have to pull the candidacies’ paperwork, look at every business he has identified as having ownership interest in, and cross reference that to the debt tax record. He believes this is too cumbersome of a task for citizens and voters. Supervisor Stacy said the Board could at least put a process in place that says the representatives that sit on the Board of Supervisors will make that information available.

Chairman Hackworth stated that he was afraid that this was politically motivated. Supervisor Stacy responded that it was, his opponent in his race didn’t pay his taxes in the County and didn’t pay his taxes in the Town of Bluefield from 2015 - 2018. He emphasized that he has a real problem with the citizens of Bluefield, Virginia not knowing this. Supervisor Stacy felt very strongly that citizens should know what an elected official’s tax status is because they are the ones who can impose a tax on them.

Supervisor Lester mentioned that it may discourage a qualified candidate from running if they've ever had any business challenges in the past.

Chairman Hackworth stated that if they were making payments and current on their payment plan he doesn't know if he would make them list it. Supervisor Stacy responded that if you were one year delinquent and making payments it was innocent but if they were thousands of dollars delinquent then it's a problem.

Mr. Collins noted that COI forms are due every year on February 1st. He explained that he could draft the Resolution to read, "is current on payment plan", or with the same checkbox, "is delinquent but paying".

Supervisor Lester pointed out that the citizens wouldn't learn anything until after they'd already been elected.

There was continued discussion among the Board.

Chairman Hackworth asked that Mr. Collins have a revised draft of the Resolution at the next Board meeting.

(Approximately 3 hours and 30 minutes into the 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 table the consideration of adopting a Resolution making an addition to the annual conflict of interest disclosure requirements of each elected official in Tazewell County until the November meeting.

TAZEWELL HIGH SCHOOL BASKETBALL BOOSTERS

\$1,000.00 SOUTHERN

\$250.00 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 \$1,000.00 from the Southern District Fund and \$250.00 from the Northern District Fund, for a total amount of \$1,250.00, payable to the THS Basketball Boosters, 242 Ridgecrest Drive, North Tazewell, VA 24630, attn: Alicia Rowe. These funds will go to help rebuild the program. 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 LESTER

RICHLANDS HIGH SCHOOL - LADY BLUES BASKETBALL

\$500.00 WESTERN

\$500.00 NORTHWESTERN

Upon motion of Supervisor Lester, seconded by Chairman 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 Western District Fund and \$500.00 from the Northwestern District Fund, for a total amount of \$1,000.00, payable to Richlands Lady Blues Basketball, attn: Coach Aaron Lowe, P.O. Box 2045, Cedar Bluff, VA 24609. 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.

ROTATING CHAIRMANSHIPS

Supervisor Lester recalled that the previous year the Board passed a resolution asking all of Tazewell County's boards and authorities to rotate chairmanships. He requested that the County Administrator let all of the boards and authorities know. Mr. Young said he would remind them.

LABOR OF LOVE – WHITE CHRISTMAS

\$1,000.00 NORTHERN

\$1,000.00 SOUTHERN

\$500.00 WESTERN

\$500.00 NORTHWESTERN

\$250.00 EASTERN

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 the amount of \$1,000.00 from the Northern District Fund, \$1,000.00 from the Southern District Fund, \$500.00 from the Western District Fund, \$500.00 from the Northwestern District Fund, and \$250.00 from the Eastern District Fund, for a total amount of \$3,250.00, payable to Labor of Love, White Christmas, Attn: Rene Steele, Labor of Love Mission, P.O. Box 386, North Tazewell, VA, 24630. 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 Hymes 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 November 7, 2019 at 4:00 p.m.

Travis Hackworth, Chair

By: WP

Adjourn time: 9:52 p.m.