

VIRGINIA: AT THE REGULAR MEETING OF THE TAZEWell COUNTY BOARD OF SUPERVISORS HELD December 7, 2021 AT FOUR O'CLOCK P.M. IN THE TAZEWell COUNTY ADMINISTRATION BUILDING, 197 MAIN STREET, TAZEWell, VIRGINIA 24651

PRESENT: TOM A. LESTER, JR., CHAIRMAN
D. MICHAEL HYMES, VICE CHAIRMAN
MARGARET ASBURY, MEMBER
SHANNA PLASTER, MEMBER
CHARLES A. STACY, MEMBER
C. ERIC YOUNG, COUNTY ADMINISTRATOR
CHASE D. COLLINS, COUNTY ATTORNEY
JENNIFER BOROWSKI, EXECUTIVE ASSISTANT
MEMBERS OF THE PRESS: JIM TALBERT, CLINCH VALLEY
NEWS/RICHLANDS NEWS PRESS

ABSENT: NONE

Chairman, Tom Lester called the regular meeting to order and presided with all members present.

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

The Chairman welcomed those in attendance and citizens who were participating by conference call. Citizens were able to call in and participate in the meeting by calling (425) 436-6388 and entering the access code 836650.

AGENDA APPROVED AS AMENDED

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 December 7, 2021 agenda.

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 September 7, 2021 and November 16, 2021 Tazewell County Board of Supervisors meeting minutes as written.

CONSENT CALENDAR

Upon motion of Supervisor Stacy, seconded by Supervisor Plaster and adopted by a vote of 4 to 0, with Supervisor Hymes absent, 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
November 2021**

Payroll

Ordered that Warrant Nos. 145519 through 145535 and direct deposits totaling \$369,830.57 from the General, covering payroll for the various County agencies, for the period ending October 30, 2021, be approved.

Ordered that Warrant Nos. 145544 through 145561 and direct deposits totaling \$298,027.87 from the General Fund, covering payroll for the various County agencies, for the period ending November 15, 2021, be approved.

Accounts Payable/Payroll Deductions

Ordered that Warrant Nos. 495143 through 495280 and electronic transfers (ACH) totaling \$389,496.40 from the General, Landfill Enterprise, Capital Outlay, Law Library, CARES, and ARPA funds covering operating expenses for the various County agencies issued October 25, 2021, be approved.

Ordered that Warrant Nos. 495282 through 495292 and electronic transfers (ACH) totaling \$348,842.65 from the General, covering payroll deductions for the various County agencies for the period ending October 30, 2021 be approved.

Ordered that Warrant Nos. 495294 through 495410 and 495426 through 495544, and electronic transfers (ACH) is totaling \$ 602,631.25 from the General, Landfill Enterprise, Capital Outlay, Law Library, CARES, and ARPA funds covering operating expenses for the various County agencies issued November 10, 2021, be approved.

Ordered that Warrant Nos. 495412 through 495424, and electronic transfers (ACH) totaling \$ 155,665.20 from the General, covering payroll deductions for the various County agencies for the period ending November 15, 2021, be approved.

Handwritten

No Warrants were issued from the General, Landfill Enterprise, Capital Outlay, and Law Library funds, covering operating expenses for the month of October 2021, be approved.

Handwritten

No Warrants were issued from the General, Landfill Enterprise, Capital Outlay, and Law Library funds, covering operating expenses for the month of October 2021.

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

- \$1,433.83 to Account # 31020-6009 (Heather's Deer Accident)
- \$2,904.19 to Account # 31020-6009 (Mason Turner's Deer Accident)

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

- \$450.00 to Account # 7301-6012 (Received from North Tazewell Lions Club for Large Print)

- D. Authorized the transfer of \$500.00 from the Northern District Fund to the DAD Fire Department.

- E. Authorized the transfer of \$146.27 from Contingent Grant Account(91050-7041) to Commonwealth Attorney Budget (22010-6001)

- F. Tazewell County Animal Shelter – Transfer the following amounts from the Contingent Expenditures and Grant Account No. 4-100-091050-7041 to the Animal Shelter as follows:

\$630.00 to Account No. 4-100-035070-3110 (Received from Virginia Department of Motor Vehicles) for the Animal Friendly License Plate Program to support sterilization of dogs and cats to Crab Orchard Veterinary Services.

- G. 911 – Transfer the following amounts from the Contingent Expenditures and Grant Account No. 91050-7041 to the 911 Accounts as follows:

- \$45.00 to Account # 035600-8109-15 (Donation from James K Koger Jr.)

PRESENTATION BY JIM BALDWIN

Jim Baldwin from Cumberland Plateau Planning District Committee gave a presentation on the Roadmap to Economic Resiliency for Tazewell County. In this presentation Mr. Baldwin explained that Tazewell County was the recipient of certain CARES funds to look into economic

recovery opportunities. He stated that they hired a Economic Recovery Coordinator, Scotty Wampler, to oversee the process. He said this plan made some strategies and recommendations for if there was another pandemic. Some primary components of this strategic report were: 1. Stakeholder Engagement Responses, 2. Cluster Verification, 3. Asset Mapping, and 4. Business/Tourism Resiliency Strategies. He stated that the goal of this Roadmap to Economic Resiliency is to help local leaders achieve their vision for this region. Mr. Baldwin also stated that the health of the business community is integral in achieving long-term prosperity.

KENNETH DUNFORD – DIRECTOR OF ENGINEERING

EVAS WALK

Mr. Dunford stated that this is located in the Western District and that the Home Owners Association owns the road. They have petitioned the county to take over this road. The engineering department has looked at the work on this road and has no issues with the drainage work. He also stated the legal department still needs to review the legal documents for Evas Walk. County Attorney, Chase Collins, stated that he has received all legal documents and that he has reviewed these documents. Mr. Collins stated that they want to make sure this road work is done properly by the bylaws. Mr. Collins stated he had no objection to make the recommendation for a public hearing for this issue. Mr. Dunford asked the board to approve a public hearing once everything has been reviewed by the legal department.

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 authorizes a public hearing to be held once documents have been reviewed by the legal department.

2022 RANKING LIST

Mr. Dunford presented a list of the ranked roads in Tazewell County. He stated that the first five roads are the top roads, one from each district. He requested that the board approve for him to place the below list on the county website in January 2022.

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 Mr. Dunford to place the below list on the county website in January 2022. The chair directed that the list be incorporated in to the minutes. A copy of the list is on file in the County Administrator's office.

INCREASE OF BUDGET FOR EMERGENCY ACTION PLAN

\$33,550.00 FROM CAPITAL CONTINGENCY

Mr. Dunford explained that the county had originally set a budget of \$20,000.00 for the Emergency Action Plan project. He stated that the only bid received was from Thompson and Litton. He also stated that their bid was for \$33,550.00, which was \$13,550.00 over budget. He requested that the board approve a higher budget for this project.

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 \$33,550.00 from the Capital Contingency fund for an increased budget to perform Emergency Action Plan by Thomas and Litton.

EXECUTIVE/CLOSED MEETING – 5:05 PM

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 enters into an Executive/Closed meeting, pursuant to Virginia Code Section 2.2-3711:

- A(7) Legal Consultation regarding Building Inspection Intermunicipal Agreement
- A(5) Project Good Day
- A(5) Project Brew
- A(29) Contract Negotiations regarding Landfill Management Agreement
- A(1) Personnel – Tazewell Volunteer Fire Department Chief
- A(1) Personnel in Economic Development Manager
- A(1) CIFA Director

RETURN/CERTIFICATION/REPORT OF ACTION – 6:30 PM

The Board of Supervisors returned to public session and Supervisor Plaster read the following certification:

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: Five (5)

Nays: None (0)

Absent: None (0)

Absent during vote: None (0)

Report of Action: One (1)

ACTION FOLLOWING EXECUTIVE SESSION

AUTHORIZATION TO NEGOTIATE THE MAINTENANCE AND OPERATION AGREEMENT WITH REPUBLIC SERVICES

Upon motion of Supervisor Hymes, seconded by Supervisor Plaster 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 county administrator to negotiate the maintenance and operation agreement with Republic Services regarding construction of a new landfill cell.

PUBLIC HEARING

The Chairman called to order a public hearing that was duly advertised according to law regarding, "PROPOSED ORDINANCE TO AMEND AND REENACT SECTIONS OF AN ORDINANCE TO IMPOSE A TRANSIENT OCCUPANCY TAX IN TAZEWEILL COUNTY, VIRGINIA IN ACCORDANCE WITH SECTION 58.1-3819.

Proposed Ordinance to approve the language of the Transient Occupancy Tax in Tazewell County, Virginia.

Ethel Perkins of Tazewell, VA rose to speak. She asked that the fact this tax wouldn't affect the town of Tazewell be put on public record. The County Attorney then stated this tax

would not affect town of Tazewell AirBNB's. He stated that if the town imposed a transient occupancy tax it was completely separate from the county transient occupancy tax.

Connie Bailey of Bluefield, VA rose to speak. She stated that she has been paying the transient occupancy tax on her AirBNB for the last 6 years. She also stated that she felt the rate of 4.8% wasn't exactly fair. She said she couldn't deduct AirBNB rental expenses like everyone else on taxes because she just rents out one room and not a whole residence. She asked that the Board consider taxing the AirBnB's at one level if the home was renting a room in the residence if it was short term and taxing a whole residency rental at another level. She also stated she was curious as to where this tax money goes. She stated that the timing of this tax was a burden. Ms. Bailey also stated that there was very little notice of this ordinance and public hearing. She asked that the notices start being posted on the counties website.

Supervisor Stacy stated that this tax is to capture money from the people traveling to our area. This is to provide certain services for people visiting our area, such as, fire services, police services, and emergency services. He stated that this helps not raise property taxes for Tazewell County residents. He stated that everywhere you travel has an occupancy tax and this tax benefits that specific region.

Supervisor Lester stated that he finds this tax reasonable and that people visiting our area expect basic government services and this tax helps fund those services.

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 ordinance to amend the language of the ordinance to impose a transient occupancy tax in Tazewell County, Virginia in accordance with Section 58.1-3819. A copy of the ordinance is on file in the County Administrator's office.

SPECIAL PRESENTATIONS

TOM LESTER

Supervisor Stacy rose to read "A RESOLUTION OF APPRECIATION FOR THOMAS LESTER." He read off all of Supervisor Lester years of service and accomplishments being on the Tazewell County Board of Supervisors.

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 adopts, "A RESOLUTION OF APPRECIATION FOR THOMAS LESTER". A copy of the Resolution is on file in the County Administrator's Office, 197 Main Street, Tazewell, Virginia 24651.

MIKE HYMES

Supervisor Asbury rose to read "A RESOLUTION OF APPRECIATION FOR DEAN MICHAEL HYMES." She read off all of Supervisor Hymes years of service and accomplishments being on the Tazewell County Board of Supervisors.

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 adopts, "A RESOLUTION OF APPRECIATION FOR DEAN MICHAEL HYMES". A copy of the Resolution is on file in the County Administrator's Office, 197 Main Street, Tazewell, Virginia 24651.

CITIZEN COMMENTS SCHEDULED

CLIFF SERVICES

Jackie Atkins from Cliff Services rose to speak. She stated how the new way of doing things at the landfill are greatly affecting her business. She stated you now have to stack tires instead of just dumping them. She stated that it takes her employees hours to do this. Ms. Atkins then stated that she only has a few employees, so this taking more time greatly impacts her employees. She also stated that the price rising was also becoming an issue for their small business. She stated they are paying for water, ice, etc inside of these tires when they dump them. Ms. Atkins stated she is in fear that the increased prices will cause people to not dispose of them properly and trash up the county again. She stated everyone has done such a good job of beautifying the county and she would hate to see the county junked up again.

County Administrator, Eric Young, stated that the county is only allowed to keep 1,500 tires on site at the landfill. He stated that the landfill must keep a count on these tires, per DEQ. He stated this was the cause for the new stacking policy. Mr. Young also stated there is an issue with getting rid of tires. He stated they are hoping that working with Lusk Disposal will be beneficial to the county and the tires will be removed faster than before.

COVID UPDATE

CASE NUMBER UPDATE

County Administrator, Eric Young, stated that the newest COVID numbers were higher. He mentioned that this is the post Thanksgiving spike. He stated the average number of cases per day is 21. He said at the last board meeting this average was 10. He stated that the average number of positive tests were over 15% now. Mr. Young said he expects this number to rise at the first of the year due to holidays. He encouraged, if you were in a vulnerable group to get your COVID booster shot. Mr. Young observed that the county may need to have another State of Emergency close to the middle of the month.

CARES ACT FUNDING / AMERICAN RESCUE PLAN ACT FUNDING

Mr. Young gave a presentation regarding the remaining balance of CARES ACT Funds. He reminded the board that while CARES funds which are unspent must be returned by December 31, 2021, the county has until December 31, 2024 to spend ARPA funds and that it may be better to spend CARES funds instead where possible.

CARES FUNDING

APPROVAL OF REIMBURSEMENT OF EMERGENCY MANAGEMENT PERSONNEL STIPENDS

\$22,500.00 FROM CARES ACT FUNDS

County Administrator, Eric Young, stated that this money will be going towards stipends that were approved for Emergency Management personnel at the November 2021 board meeting. He also asked that this now be taken from CARES Funding instead of ARPA.

Upon motion of Supervisor Lester, seconded by Supervisor Plaster 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 reimbursing \$22,500.00 for the emergency management stipends from the CARES ACT Fund.

APPROVAL TO USE CARES ACT FUNDS INSTEAD OF ARPA FOR BLUEFIELD UNIVERSITY

\$33,999.00 FROM CARES ACT FUNDS

County Administrator, Eric Young, stated that this money is being used for Tazewell County Employees Covid Testing. He stated this testing is letting employees get out of quarantine as quickly as possible. He also stated that this money is being used for student testing for residential students of Bluefield University.

Upon motion of Supervisor Stacy, seconded by Supervisor Plaster 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 payment of \$33,999.00 to Bluefield University from CARES Funds for Covid Testing and testing supplies.

APPROVAL OF REIMBURSEMENT OF VACINATED TAZEWell COUNTY EMPLOYEES BONUS

\$22,575.00 FROM CARES ACT FUNDS

County Administrator, Eric Young, stated that this money should now come from CARES funds instead of ARPA. This is the previously approved bonus for vaccinated full time county employees.

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 authorizes \$22,575.00 from CARES Funds be paid for full time county employees for vaccination bonuses.

\$5,700.00 FROM CARES ACT FUNDS

Mr. Young stated that the Board had intended to only give vaccination bonuses to full time employees but many long term, part time employees had gotten the vaccine expecting the bonus, so he asked that they now be included. County Administrator, Eric Young, stated that this money should now come from CARES funds instead of ARPA. This is a bonus for vaccinated permanent part time county employees.

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 authorizes \$5,700.00 from CARES Funds be paid for permanent part time county employees for vaccination bonuses of \$150.00 each.

APPROVAL OF RETURNED MONEY TO CARES FUND

\$7,016.02 TO RETURN TO CARES FUND

County Administrator, Eric Young, stated that the Center for Christian Action returned what CARES money they didn't use. This amount was \$7,016.02. He stated that this money needs to be transferred to the CARES Act Fund.

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 transfer of \$7,016.02 to CARES Fund.

APPROVAL OF REIMBURSEMENT EMS SALERIES

\$74,941.41 FROM CARES ACT FUNDS

County Administrator, Eric Young, stated that at a previous board meeting there was discussion of authorization for reimbursing the county for its EMS salaries paid by the county during the pandemic from CARES funds if enough CARES funds remained at the end of the year. He further advised the board he felt remaining CARES funds could be used for this purpose.

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 authorizes the reimbursement of EMS salaries for September and October 2021.

AUTHORIZATION FOR RETURNED CARES FUNDS

The Board discussed that they did not want to return CARES funds if they could be used. County Administrator, Eric Young, asked the board for authorization for him to reimburse the county from any returned CARES funds money for expenses in any previously approved line item category.

Upon motion of Supervisor Stacy, seconded by Supervisor Plaster 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 county administrator to reimburse the county from any returned CARES funds for any previously approved CARES line item category.

APRA

DISCUSSION OF FUNDS TO HELP PURCHASE AERIAL TRUCK FOR TOWN OF TAZEVELL

\$250,000.00 FROM ARPA FUNDS

Supervisor Hymes asked the board for consideration of \$250,000.00 from ARPA funds for the Town of Tazewell for an aerial fire truck. He stated that the Town of Tazewell's current truck is 40 years old. He stated that for the town to purchase this truck it will be \$1.5 Million. County Administrator suggested that this be referred to the Emergency Services Committee and the Budget Committee. The board discussed other town's needs for fire trucks and other volunteer department needs.

Upon motion of Supervisor Hymes, seconded by Supervisor Stacy and adopted by a vote of 4 to 1, the Tazewell County Board of Supervisors hereby authorizes \$250,000.00 from ARPA funds to help the Town of Tazewell purchase an aerial truck upon recommendation of Emergency Services Committee and the Budget Committee.

ADMINISTRATIVE

REDISTRICTING

County Attorney, Chase Collins, stated that he wanted to bring to the board's attention that the Jewell Ridge Polling place has been moved on an emergency basis. He stated that it was well received at Presbyterian Church. He stated that the electoral board was planning on voting to keep this location. Mr. Collins stated there needed to be a public hearing for this. Mr. Collins requested that contingent on the electoral boards vote, to have a public hearing on moving Jewell Ridge's polling place.

Upon motion of Supervisor Plaster, 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 on having a public hearing for moving the Jewell Ridge Poling Place to the local Presbyterian Church.

APOINTMENTS

COAL AND GAS ROAD COMMITTEE

Upon motion of Supervisor Hymes, seconded by Supervisor Plaster and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby appoints Andy Hrovatic to the Coal and Gas Road Committee.

AIRPORT AUTHORITY

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 reappoints Michael Hoops to the Airport Authority.

SWVA ALCOHOL SAFETY ACTION PROGRAM POLICY BOARD

Upon motion of Supervisor Lester, seconded by Supervisor Asbury and adopted by a vote of 4 to 0, with Supervisor Plaster abstaining, the Tazewell County Board of Supervisors hereby reappoints Chris Plaster to the SWVA Alcohol Safety Action Program Policy Board.

TRAILBLAZERS COMMITTEE

Upon motion of Supervisor Plaster, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby appoints Don Cates to the Trailblazers Committee.

DEFFERED APPOINTMENTS

- Emergency Services Committee

- Tazewell County PSA Liaison
- Tazewell County Recreation and Parks Facility Authority
- Tazewell County Redistricting Committee
- Virginia Coalfield Economic Development Authority
- Budget Committee
- Landfill Committee
- Emergency Services Committee
- Beautification Committee
- Cumberland Plateau Planning Commission
- New River Highlands RC&D Council
- Social Services Board

TOWN OF TAZEWELL DINNER REQUEST

County Administrator, Eric Young, stated that the town of Tazewell Police asked for a donation this year for their Thanksgiving dinner for the community. He stated that he suggest the board send them a letter to request the money for next year from the board.

DAVENPORT UPDATE

County Administrator, Eric Young, stated that Davenport is the county's financial advisors. They helped the county with restructuring the counties debt. He stated that Davenport is now looking into the PSA's debt. Mr. Young stated that the PSA's debt is carrying about \$34 Million in debt. He stated that Davenport is restructuring this debt by refinancing this debt and saving the PSA about \$22,000 annually with lower interest rates. This will be a savings of almost \$400,000.00 over a 20 year period. Mr. Young stated that Davenport will come before the board in March with the PSA asking that the board co-sign on this debt.

RADIO UPDATE

County Administrator, Eric Young, stated that he met with the Sheriff's office. He said the Sheriff's office asked the board for \$1.8 Million for new radio systems at the October Board of Supervisors meeting. Mr. Young asked if the Sheriff's department could breakdown this amount and split it up to be able to purchase over a few years. He stated that the Sheriff's department will be applying for another Federal Grant for this. Mr. Young said he was going to present this to the board and try to take ARPA funds for this. Mr. Young says he is hoping the Sheriff's department gets the grant and it should bring the total down to \$1.5 Million from ARPA.

STARLINK DEPLOYMENT

County Administrator, Eric Young, stated that the county allocated 60 units to the secondary school system. He stated that the schools had only used 7 at the last count. Mr. Young suggested that the board look to the community college to see if they could deploy these units.

He stated that there was a need for this in our community college system. Mr. Young asked the board if they would want to completely pull these units from the school or to split them 30/30 between the school system and the community college system.

Upon motion of Supervisor Plaster, seconded by Supervisor Stacy and adopted by a vote of 4 to 0, with Supervisor Lester abstaining, the Tazewell County Board of Supervisors hereby authorizes 30 units being allocated to the school system and 30 units to the community college system.

CONSIDERATION OF ADOPTING BURN BAN

County Administrator, Eric Young, asked the board to extend the burn ban to the end of the calendar year.

Upon motion of Supervisor Plaster, 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 extends the burn band until the end of the calendar year.

SHERIFF'S DEPARTMENT REQUEST

County Administrator, Eric Young, stated that the Sheriff's Department is requesting that the two open part time positions be combined into one full time position. Mr. Young asked the board to approve this change. The amount needed for this is \$31,594.00 for salary and \$22,608.00 in benefits.

Upon motion of Supervisor Lester, seconded by Supervisor Plaster 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 \$31,594 for one full time sheriff's department employee salary and \$22,608.00 in benefits for this position to be paid from the Sheriff's previously approved payroll budget.

DECEMBER 23, 2021

County Administrator, Eric Young, stated the state of Virginia will close their offices on December 23, 2021. He asked the board to close the county offices on December 23, 2021 as well.

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 county offices to be closed on December 23, 2021.

BOARD CONCERNS

SUPERVISOR ASBURY

THS BASKETBALL BOOSTERS

\$1,000.00 FROM NORTHERN DISTRICT FUND

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 for the Tazewell High School Basketball Boosters for meals for varsity and JV, Boys and Girls, basketball teams.

SUPERVISOR HYMES

MARGRET MITCHELL SPAY AND NEUTER CLINIC

\$1,000.00 FROM THE SOUTHERN DISTRICT FUND

Upon motion of Supervisor Hymes, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby authorizes the amount of \$1,000.00 for the Margaret Mitchell Spay and Neuter Clinic to help cover Tazewell County Residents deductibles.

SECOND EXECUTIVE/CLOSED MEETING – 9:29 PM

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 enters into an Executive/Closed meeting, pursuant to Virginia Code Section 2.2-3711:

- A(29) Contractual Discussions Regarding Opioid Litigation
- A(1) County Attorney Annual Evaluation
- A(1) Personnel in Custodial
- A(1) Personnel in Parks
- A(1) Personnel at Animal Shelter
- A(1) Personnel- Finance Department

RETURN/CERTIFICATION/REPORT OF ACTION – 10:50 PM

The Board of Supervisors returned to public session and Supervisor Plaster read the following certification :

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: Four (5)

Nays: None (0)

Absent: One (0)

Absent during vote: None (0)

Report of Action: Two (2)

ACTION FOLLOWING EXECUTIVE SESSION

RESOLVE TO JOIN CLASS REGARDING JANSSEN AND DISTRIBUTION OPIOID SETTLEMENTS

Upon motion of Supervisor Plaster, 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 resolves to join the class regarding the Janssen and distribution opioid settlements, as requested by counsel, Wagstaff & Cartmell. Furthermore for the County Administrator was approved and permitted to endorse 1. Virginia's Subdivision Escrow Agreement, 2. Settlement participation form and 3. Subdivision Settlement participation form.

APPROVAL TO RAISE RATES OF PAY FOR PART-TIME EMPLOYEES

Upon motion of Supervisor Asbury, seconded by Supervisor Plaster 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 to raise rates of pay for all part-time employees to the Virginia Minimum Wage, effective upon said increase occurring 1/1/2022.

CONSIDERATION OF MOVING JANUARY 2022 MEETING

Upon motion of Supervisor Plaster, 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 to move January's regular Board of Supervisors meeting to January 11, 2022.

ADJOURN

Now, there being no further business to be transacted the Board of Supervisors hereby adjourns this meeting to January 11, 2022 at 4:00 p.m.

Thomas A. Lester, Jr., Chair

By: JB

Adjourn time: 10:53 p.m.

