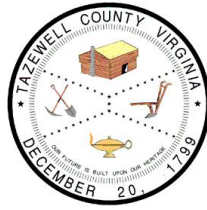


-TAZEWELL COUNTY BOARD OF SUPERVISORS REGULAR MEETING



January 9, 2024 – 4:00 P.M. (Tuesday)

**197 MAIN STREET
TAZEWELL, VIRGINIA 24651**

Members of the public also have an option to participate by telephone by calling [\(425\) 436-6388](tel:4254366388), and entering "836650" as the access code when prompted.

Time	Subject	Pg
4:00 pm	<ol style="list-style-type: none"> 1. Call to Order 2. Pledge and Invocation 3. Welcome 4. Consideration of approving the agenda format (additions/deletions) 5. Approval of meeting minutes from December 5, 2023 	4
4:10 pm	<p>6. Consent Calendar (All items on the consent calendar are considered to be routine matters. The following items may be enacted by one motion, with the concurrence of the Board of Supervisors, a member may request that an item be removed for further discussion)</p> <ol style="list-style-type: none"> A. Approval of Warrants B. County Departments - Transfer the following amounts from the Contingent Expenditures and Grant Account No. 91050-7041 to various department accounts as shown on the attached table. C. Ratify poll approving \$150.00 donation to the Chamber of Commerce for December Lunch and Learn D. Ratify poll regarding Joshua Brown Workers' Compensation settlement in the amount of \$7500.00 	17 18
4:15 pm	<p>7. Organizational Structuring</p> <ol style="list-style-type: none"> A. The County Administrator will take the floor and call for nominations of a Chairman of the Board of Supervisors for a term of one year or until his/her successor is duly elected. B. Following the election of a Chairman, the Chairman will proceed with the following: C. Election of a Vice Chairman D. Consideration of adopting Robert's Rules of Order as the official rules for conducting county business E. Consideration of appointing a clerk to the Board of Supervisors 	

	<p>F. Consideration of appointing the County Administrator as the Director of Emergency Management for Tazewell County</p> <p>G. Designation of Dave White as Deputy Director of Emergency Management</p> <p>H. Designation of Barry Brooks as Coordinator of Emergency Management</p> <p>I. Consideration of setting a date, time and place for the 2024 regular meetings of the Board of Supervisors</p> <p>J. Consideration of appointing a Board of Supervisors member to serve as Tazewell County's legislative contact with VaCo during the upcoming 2024 General Assembly</p> <p>K. Consideration of appointing a budget committee for FY2023-24</p> <p>L. Consideration of appointing a personnel committee for FY2023-24</p> <p>M. Consideration of appointing ESC members for FY2023-24</p> <p>N. Consideration of appointing Board liaison (IDA/PSA)</p>	
4:45 pm	<p>8. Department Reports</p> <ul style="list-style-type: none"> ▶ Kenneth Dunford – Engineering Report ▶ AJ Robinson – Website rollout 	
5:00 pm	<p>9. Special Presentations</p> <ul style="list-style-type: none"> ▶ M.E. "Marty" Hall resolution ▶ Zachary "Zac" Carter resolution 	19 20
5:15 pm	<p>10. Citizen Comments - Scheduled</p> <p><i>This portion of the agenda is set aside for citizens wishing to comment on County issues who have previously requested to speak at the meeting pursuant to the three (3) minute limit to communications.</i></p>	
5:25 pm	<p>11. Citizen Comments - Unscheduled</p> <p>(Two (2) minutes per speaker)</p>	
5:30 pm	<p>12. Executive/Closed Meeting – Pursuant to Virginia Code Section 2.2-3711</p> <ul style="list-style-type: none"> ▶ A(29) Contract negotiations with engineering firm for fire station design ▶ A(29) Contract negotiations with ADA hiking trail contractor ▶ A(29) Landfill construction change order request ▶ A(5) Potential expansion of existing business: Project CRFP ▶ A(3) Property acquisition in Bluefield, Virginia ▶ A(3) Property acquisition at Cavitts Creek 	
6:30 pm	13. Return/Certification/Return of Action	
6:35 pm	<p>14. Public Hearings</p> <ul style="list-style-type: none"> ▶ Ordinance to rename Garnet Drive 	21
	<p>15. Administrative/Financial/County Projects Update</p> <ol style="list-style-type: none"> 1. Consider Animal Control vehicle purchase request from TCSO 2. DHCD flood application update 3. Consider extending burn ban 4. Discussion regarding fence-in/fence-out ordinance 5. Consider convening Opioid Committee 6. School facilities upgrade engineering firm interview update 7. Use of public meeting room policy 8. Consider junkyard fee increase 	

	9. Consider surplus of 2010 Ford Explorer 1FMEU7DE3AUA25358 10. Consider landfill disposal fee increase 11. Consider holding a public hearing to set 2024 real property tax rate levy 12. Other 13. Outside funding requests (none) 14. Appointments: a. Library Board b. Fire/Rescue Board c. RDA d. Airport Authority e. New River Highlands f. CRVI g. Planning Commission h. PSA i. Equalization Board (Northern District appointment)	
7:00 pm	16. <u>Board Concerns</u> Supervisor Presley: ► Bridge on Auburn Drive ► GHS Wrestling Team funding request Supervisor Plaster: ► Jewell Ridge Fire Department Supervisor Cruey: ► Supervisor Gillespie: ► AEP rate adjustment Supervisor Hrovatic: ►	22
7:20 pm	17. Second Executive/Closed Meeting – Pursuant to Virginia Code Section 2.2-3711 (if necessary)	
8:20 pm	18. Return/Certification/Report of Action (if necessary)	
8:25 pm	19. Other business as may properly come before the Board	
8:30 pm	20. Adjourn The meeting is recessed until Tuesday, January 23, 2024 at 6:00 p.m. at Nuckolls Hall.	

VIRGINIA: AT THE REGULAR MEETING OF THE TAZEVELL COUNTY BOARD OF SUPERVISORS HELD DECEMBER 5, 2023 AT SIX O'CLOCK P.M. IN THE TAZEVELL COUNTY ADMINISTRATION BUILDING, 197 MAIN STREET, TAZEVELL, VIRGINIA 24651

PRESENT: SHANNA PLASTER, CHAIRPERSON
ANDY HROVATIC, VICE-CHAIRPERSON
MARGARET ASBURY, MEMBER
CHARLES A. STACY, MEMBER
AARON GILLESPIE, MEMBER
C. ERIC YOUNG, COUNTY ADMINISTRATOR
SUSAN JEWELL, EXECUTIVE ASSISTANT
MEMBERS OF THE PRESS: JIM TALBERT, CLINCH VALLEY NEWS/PRESS; WARREN HINKLE, THE VOICE

ABSENT: CHASE D. COLLINS, COUNTY ATTORNEY
(participated electronically)

MINUTES

Chairperson, Shanna Plaster called the regular meeting to order and presided with all other members present. County Attorney, Chase Collins, participated via telephone.

Supervisor Hrovatic led The Pledge of Allegiance to the United States flag followed by the invocation given by Supervisor Gillespie.

Chairperson Plaster 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

The Chairperson called for any additions to the agenda.

Upon motion of Supervisor Stacy, seconded by Supervisor Gillespie 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 approved the December 5, 2023 amended agenda with additions/deletions, a copy of which is available at the County Administration Office, 197 Main Street, Tazewell, Virginia 24651.

MINUTES APPROVED AS WRITTEN

Upon motion of Supervisor Gillespie, seconded by Supervisor Hrovatic 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 minutes from the November 9, 2023

meeting. A copy is available in the County Administration Office, 197 Main Street, Tazewell, Virginia 24651.

CONSENT CALENDAR

Upon motion of Supervisor Stacy seconded by Supervisor Gillespie and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors hereby approves the items listed in the table and the Warrants as presented in the "Consent Calendar. The County Administrator is authorized to issue warrants in accordance with this action and said warrants shall be converted to negotiable checks by the Treasurer of Tazewell County, Virginia.

- A. Ratify poll for \$1000.00 donation from Northern District funds to Center for Christian Action Angel Tree/Christmas Food
- B. Ratify poll for \$500.00 from Northern District funds to DAD VFD for Kids Christmas Party
- C. Ratify donation for \$500.00 from Northern District funds to Helping Hands Food Bank for Christmas Boxes
- D. Ratify poll for \$500.00 from Northern District funds to Amonate Always Christmas Event
- E. Ratify poll for \$500.00 from Northern District funds to Each One Teach 1 to be used for Warhawk Park
- F. Ratify poll for \$1000.00 from Northern District funds to Tazewell County DSS for employee fund for special events
- G. Ratify poll for \$14,500.00 from Northern District Capital Improvement fund transfer to Tazewell County Fire/EMS budget for BVFD for roof installation
- H. Ratify poll for \$2000.00 donation from Southern District funds to Four Seasons YMCA to assist with building a playground at the facility
- I. Consider payment of \$2000.00 from Eastern District funds for supplies for Veterans Day Ceremony

DEPARTMENT REPORTS

Engineering – Kenneth Dunford

Mr. Dunford announced that plans to change the name of Garnet Drive are ramping up. The new name selected for the street is Mary Eddie Drive, which will have to meet the requirements for being named after an individual, pending legal review. The name change requires a public hearing which will be set for January 9, 2024.

Mr. Dunford gave an update on the library wall construction, stating that contractors are backed up with work and he is still looking for a contractor to perform the remaining work on the wall.

Mr. Dunford and Supervisor Asbury spoke about handicap access at the transfer station and convenience centers.

SPECIAL PRESENTATIONS

Maggie Asbury Resolution

Upon motion of Supervisor Stacy, seconded by Supervisor Gillespie 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 approved a resolution for Maggie Asbury for her service as a member of the Board of Supervisors. A copy is available in the County Administration Office, 197 Main Street, Tazewell, Virginia 24651.

Charlie Stacy Resolution

Upon motion of Supervisor Plaster, seconded by Supervisor Gillespie 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 approved a resolution for Charlie Stacy for his service as a member of the Board of Supervisors. A copy is available in the County Administration Office, 197 Main Street, Tazewell, Virginia 24651.

Marty Hall Resolution

The Chairperson ordered this matter deferred until the January 9, 2024 meeting.

Zac Carter Resolution

The Chairperson ordered this matter deferred until the January 9, 2024 meeting.

Citizen Comments - Scheduled

Regina Roberts, Cove Road, Tazewell, Virginia 24651 – Ms. Roberts thanked the Board for the privilege of serving as Chairman of the Library Board and outline some of the accomplishments of the Library Board.

Raymond Howell, Rosembaum Road, Abbs Valley, Virginia – Mr. Howell spoke regarding the need for “fence in/fence out” ordinance change due to the danger of livestock getting into the roads. Sheriff Brian Hieatt also spoke regarding the matter.

Eric Young, County Administrator, explained the current law. The Chairperson ordered the matter deferred until the January 9, 2024 meeting to allow the Board to obtain additional information regarding the ordinance.

The Chairperson ordered this matter deferred until the January 9, 2024 meeting.

ADMINISTRATIVE/FINANCIAL/COUNTY PROJECTS UPDATE

Appropriation from Capital Projects

Eric Young reported that the Tazewell County Airport is building a hangar at the airport and are in need of a short-term bridge loan until their funding arrives. The IDA has offered to provide that loan of \$100,000.00 for approximately 90 days at 0% interest to be repaid to the IDA in a single payment at the end of twelve (12) months. Mr. Young stated that \$100,000.00 will need to be transferred from the Tazewell County Capital Projects fund to the IDA; then, the \$100,000.00 will be loaned to the Airport Authority.

Upon motion of Supervisor Hrovatic, seconded by Supervisor Gillespie and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors hereby approve a transfer of \$100,000.00 from the Tazewell County Capital Project account to the Tazewell County IDA account to fund a short-term loan to the Tazewell County Airport Authority at 0% interest to be repaid to the IDA in a single payment at the end of twelve (12) months.

Proposed meeting dates for 2024

Mr. Young presented the list of proposed meeting dates for the 2024 Board meetings. Supervisors-elect Chuck Presley and Kyle Cruey were present and both stated they had no issues with any of the proposed dates.

Upon motion of Supervisor Stacy, seconded by Supervisor Hrovatic and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors hereby approve the proposed meeting dates. A copy is available in the County Administration Office, 197 Main Street, Tazewell, Virginia 24651.

Animal Shelter

Chase Collins advised that the shelter board met in October and will meet again in January to renew the bylaws of the organization.

The Chairperson ordered this matter deferred until the January 9, 2024 meeting.

TCSO/Animal Control vehicle purchase

The Chairperson ordered this matter be deferred until the January 9, 2024 meeting.

Use of public meeting room

Mr. Young announced that more frequent requests for the use of the Board room for public events are being made and reminded everyone that security of the offices in the building and damage to the floors is a concern. He recommended that a policy be drafted for potential groups wishing to use the room.

Upon motion of Supervisor Stacy, seconded by Supervisor Gillespie and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors hereby approves use of the public meeting room for the purpose of a public New Year's Eve party, with further policy recommendations to be made after that time.

Pro-Life Committee Update

Supervisor Plaster spoke regarding the current status of the Pro-Life Committee.

The Tazewell County Pro-Life Committee finds that the Committee would be better served by organizing in a corporate, private capacity separate and distinct from the auspices of the Tazewell County Board of Supervisors.

Accordingly, upon request of the Tazewell County Pro-Life 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 finally and permanently dissolve the Tazewell County Pro-Life Committee, such that interested individuals may organize in a private, non-governmental capacity.

IDA/Fenner-Dunlop finance agreement

Mr. Young reminded the Board about a storage facility/building constructed by the IDA at the IDEA Park which is leased by Fenner-Dunlop on Camp Joy Road. He continued with details regarding a \$227,788.00 IDA loan for that project. Fenner-Dunlop leased the building for a term and rent such that the rent will equal the IDA's debt payments, but the bank financing the loan asked the Board to co-sign the loan.

Upon motion of Supervisor Plaster, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors approve a moral obligation to support loan in the amount of \$227,788.00 for construction of a storage facility which is currently leased by Fenner-Dunlop.

Christmas holiday extension

Mr. Young announced that the Governor added to the Christmas holiday vacation, giving half of December 22, 2023 (beginning at noon).

Upon motion of Supervisor Asbury, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors approve additional employee holiday time, giving a half day on December 22, 2023 and all of December 26, 2023.

DHCD flood relief applications

The County Administrator advised that several flood application files are ready to be sent to DHCD for their review.

Burn Ban

Mr. Young advised that the State has recommended the burn ban be extended an additional thirty (30) days.

Upon motion of Supervisor Gillespie, seconded by Supervisor Plaster and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors approve the burn ban be extended an additional thirty (30) days.

Anonymous donation

The County Administrator shared that an anonymous donation in the amount of \$12,500.00 was made to the EMS for the purpose of a Christmas party, which will include a dinner, jackets, gloves, door prizes and other useful items for the employees. Supervisor Asbury commented that the stipulation to the donation was that it be used for a Christmas party for the EMS.

Upon motion of Supervisor Asbury, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors approve to accept an anonymous donation of \$12,000.00 to EMS for the purpose of a Christmas party for EMS personnel and their families.

TCCC IT

Mr. Young advised the Board that the technology upgrade to the Circuit Court courtroom had been paid mostly from the Law Library Fund, but additional cabling costs need to be paid from contingency.

Upon motion of Supervisor Stacy, seconded by Supervisor Hrovatic and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors approve a final payment of \$3335.90 for audio and IT equipment for the Circuit Court courtrooms from the buildings and grounds line item.

Outside funding requests

THS Basketball Boosters

Upon motion of Supervisor Gillespie, 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 a donation in the amount of \$1000.00 from Southern District funds to the THS Basketball Boosters.

THS Project Graduation

Upon motion of Supervisor Gillespie, 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 a donation to the THS Project Graduation in the amount indicated below:

\$1000.00 Southern District funds

\$1000.00 Northern District funds

\$2000.00 Total

Mistletoe Mnt. Christmas Relief

Supervisor Gillespie asked if anyone from the organization had provided any additional information that might help the Board in deciding whether to fund the project. Susan Jewell, executive assistant to the Board, stated that no additional information had been provided.

The Chairperson ordered this matter deferred until the January 9, 2024 meeting.

Appointments

Library Board

The Chairperson ordered Supervisor Hrovatic's appointment be deferred until the January 9, 2024 meeting.

Upon motion of Supervisor Plaster, seconded by Supervisor Gillespie and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors approve to reappoint Regina Roberts to the Library Board.

Fire/Rescue Board

The Chairperson ordered appointments to the Fire/Rescue Board be deferred until the January 9, 2024 meeting.

RDA

The Chairperson ordered appointments to the RDA be deferred until the January 9, 2024 meeting.

Airport Authority

Upon motion of Supervisor Hrovatic, seconded by Supervisor Plaster and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors approve to reappoint Pete Vance to the Airport Authority.

Upon motion of Supervisor Plaster, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors approve to appoint Andy Hrovatic to the Airport Authority.

Upon motion of Supervisor Gillespie, seconded by Supervisor Hrovatic and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors approve to reappoint Jim Talbert to the Airport Authority.

The Chairperson ordered remaining appointments to the Airport Authority be deferred until the January 9, 2024 meeting.

CST

Upon motion of Supervisor Hrovatic, seconded by Supervisor Plaster and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors approve to reappoint Curt Breeding to the CST Committee.

CPPDC

Upon motion of Supervisor Plaster, seconded by Supervisor Gillespie and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors approve to appoint Andy Hrovatic to the CPPDC.

Upon motion of Supervisor Plaster, seconded by Supervisor Hrovatic and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors approve to reappoint Aaron Gillespie to the CPPDC.

Upon motion of Supervisor Gillespie, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors approve to reappoint Mike Hoops to the CPPDC.

ESC

Supervisor Gillespie resigned his position on the ESC due to a schedule conflict and asked that a replacement be named.

Upon motion of Supervisor Stacy, seconded by Supervisor Plaster and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors approve to appoint Chuck Presley to the ESC, effective 1 January 2024.

Upon motion of Supervisor Gillespie, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors approve to reappoint Fred Lawless, Courtney Evans, Timothy Webb, Matt Whited and Brian Lockhart to the ESC.

New River Highlands

The Chairperson ordered this matter be deferred until the January 9, 2024 meeting.

Planning Commission

The Chairperson ordered this matter be deferred until the January 9, 2024 meeting.

Citizen Comments - Unscheduled

The Chairperson called for unscheduled citizen comments. There were none.

PSA

Upon motion of Supervisor Gillespie, seconded by Supervisor Hrovatic and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors approve to appoint Sandy Etter to the PSA Board.

Upon motion of Supervisor Hrovatic, seconded by Supervisor Plaster and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors approve to reappoint J.R. Absher to the PSA Board.

The Chairperson ordered remaining appointments to the PSA be deferred until the January 9, 2024 meeting.

DSS

Upon motion of Supervisor Stacy, seconded by Supervisor Hrovatic and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors hereby reappoint Kim Allen to the DSS Board.

Trailblazers

Upon motion of Supervisor Hrovatic, seconded by Supervisor Gillespie and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors approve to reappoint Curt Breeding to the Trailblazers Committee.

EXECUTIVE/CLOSED MEETING – 7:10 pm

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 allowing County Attorney, Chase Collins to participate electronically, the Board invites all persons, including members-elect, necessary to conduct business in this session and enters into an Executive/Closed meeting, pursuant to Virginia Code Section 2.2-3711:

Executive/Closed Meeting – Pursuant to Virginia Code Section 2.2-3711:

- ▶ A(29) Contract negotiations with Tazewell County PSA for Jonah Water/Sewer Project
- ▶ A(29) Negotiations with Energex for solar siting agreement
- ▶ A (3) Property acquisition regarding ATV easements near Abbs Valley
- ▶ A(29) Contract negotiations with Republic regarding change order request on landfill cell construction
- ▶ A(3) Property disposition regarding landfill gas lease to IDA

RETURN/CERTIFICATION/REPORT OF ACTION – 9:25 pm

The Board of Supervisors returned to public session and Supervisor Stacy 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: Four (4)

ACTION FOLLOWING EXECUTIVE SESSION

The Chairperson asked if there was any action following Executive Session.

Landfill Gas

Upon motion of Supervisor Hrovatic, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, the Tazewell County Board of Supervisors hereby approves (1) dissolving any previous leases of landfill gas to the Tazewell County Industrial Development Authority and approve a new lease with the IDA in accordance with the terms of the lease discussed in executive session, including a term of twenty years, in exchange for a royalty of eighty percent of any revenues the IDA earns from a sublease of the landfill gas; and (2) that the lease discussed in executive session be made a part of the record, that the County Attorney be permitted to make such amendments to the lease as are consistent with this motion, and the County Administrator be permitted to execute this lease on behalf of the Board subject to legal review prior to execution of said lease.

Negotiations with Energex for solar siting agreement

Upon motion of Supervisor Gillespie, 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 advertisement of a joint public hearing in January on a date mutually agreeable with the Planning Commission for enactment of an ordinance to regulate the construction of solar energy collection facilities in Tazewell County as was previously presented to the Planning Commission for comment.

Upon motion of Supervisor Hrovatic, 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 holding a separate public hearing to consider approving a Solar Energy Project Siting Agreement with Energix consistent with the agreement discussed in executive session and that a copy of both the Ordinance and Siting Agreement be made a part of this motion and the minutes.

Contract negotiations with Tazewell County PSA for Jonah Water/Sewer Project

Upon motion of Supervisor Gillespie, 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 an agreement with the Appalachian Regional Commission that the Board will repay up to One Million Dollars of grant funds made available to the PSA from the ARC for the project Jonah/Pure Salmon water and wastewater projects, in the event the Pure Salmon fish farm project does not go forward and Pure Salmon does not repay the same; this guarantee from the Board of Supervisors is provided on the condition that (1) the PSA does not expend any ARC funds until this Board has received copies of the construction bids and agreed to proceed with construction, and (2) that the Company, Pure Salmon, execute a water/wastewater user agreement with the PSA whereby the Company agrees that any debt payments related to these PSA's projects will be incorporated into their monthly water/sewer bills from the PSA. The Board authorizes that the County Administrator be authorized to execute any documents necessary for the ARC grant consistent with this motion and that the County Administrator begin negotiations with Pure Salmon to secure a bond in support of the Board's commitment pursuant to this resolution.

BOARD CONCERNS

Supervisor Gillespie

None

Supervisor Plaster

None

Supervisor Asbury

Consider Good Friday/Election Day exchange

Supervisor Asbury asked that in the new year the Board try to find a way to give Good Friday as a holiday.

Tazewell County Fair Association

Upon motion of Supervisor Asbury, seconded by Supervisor Gillespie 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 a donation to the Tazewell County Fair Association for the purpose of gate fee offset in the amount indicated below:

\$1000.00 Northern District funds

\$1000.00 Eastern District funds

\$ 500.00 Southern District funds

\$2500.00 Total

Historic Pocahontas, Inc.

Upon motion of Supervisor Asbury, seconded by Supervisor Stacy and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves a donation of \$500.00 from Northern District funds to Historic Pocahontas, Inc.

AASC

Upon motion of Supervisor Asbury, seconded by Supervisor Gillespie 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 a donation in the amount of \$1000.00 from Northern District funds to AASC for the Falls Mills Adult Day Care Center.

Supervisor Hrovatic

None.

Supervisor Stacy

EMT pay raise

Upon motion of Supervisor Stacy, seconded by Supervisor Asbury and defeated by a vote of 3 to 2, with all members present and Supervisor Gillespie, Supervisor Plaster and Supervisor Hrovatic voting against thereof, the Tazewell County Board of Supervisors hereby denies a motion to grant a retroactive pay raise of up to \$5000.00 in the form of a bonus to part time EMT employees.

Graham High School

Upon motion of Supervisor Stacy, seconded by Supervisor Asbury and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves a donation to the Graham High School Project Graduation in the amount indicated below:

\$1500.00 Eastern District funds

\$1000.00 Northern District funds

\$2500.00 Total

Coyote/beaver bounty w/ pre-tag application

The Chairperson directed that this matter be tabled.

Prorated personal property tax issue

The Chairperson directed that this matter be tabled.

Water/Sewer on Slade Road

The Chairperson directed that this matter be tabled.

EMS overtime one time per month payment

The Chairperson directed that this matter be tabled.

EMS Endowment

The Chairperson directed that this matter be tabled.

Workers' Compensation for firefighters

The Chairperson directed that this matter be tabled.

VFW application for orphan road

The Chairperson directed that this matter be tabled.

Other Business

Mr. Young announced that Gloria Jean Jones Smith donated a piano to the County and it sits in the public meeting room. Mr. Young stated he has approved up to \$200.00 for tuning of the piano.

Mr. Young read excerpts from a note sent by Charles Westbook of First Earth complementing Ken Dunford regarding Mr. Dunford's professionalism.

Lastly, Mr. Young shared his thoughts about having worked with Supervisor Stacy and Supervisor Asbury during their time on the Board.

Each Board member expressed appreciation for Supervisor Stacy and Supervisor Asbury's time on the Board.

ADJOURN

Upon motion of Supervisor Stacy, seconded by Supervisor Gillespie 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 adjourns until the next regular meeting on January 9, 2024 at 4:00 pm.

a copy teste:

Shanna Plaster, Chairperson

WARRANTS

December 2023

Payroll

Ordered that ADP direct deposits & warrants totaling \$ 313,148.08 from the General, covering net payroll, for the various County agencies, for the period ending November 30, 2023 be approved.

Ordered that ADP direct deposit & warrants \$ 328,285.72 from the General Fund, covering net payroll, for the various County agencies, for the period ending December 15, 2023 be approved.

Accounts Payable/Payroll Deductions

Ordered that Warrant Nos 502233 through 502341, and electronic transfers (ACH) totaling \$ 662,776.47 from the General, Landfill Enterprise, Capital Outlay, Law Library, and CARES funds covering operating expenses for the various County agencies issued November 27, 2023 be approved.

Ordered that Warrant Nos 502342 through 502351 and electronic transfers (ACH) totaling \$660,069.57 from the General, covering payroll deductions for the various County agencies for the period ending November 30, 2023 be approved.

Ordered that Warrant Nos. 502352 through 502474, and electronic transfers (ACH) totaling \$549,000.79 from the General, Landfill Enterprise, Capital Outlay, Law Library, and CARES funds covering operating expenses for the various County agencies issued December 10, 2023 be approved.

Ordered that Warrant Nos. 502475 through 502483, and electronic transfers (ACH) totaling \$ 174,614.06 from the General, covering payroll deductions for the various County agencies for the period December 15, 2023, be approved.

Handwritten

Ordered that Warrant No. 802215 through 802217 totaling \$ 45,555.30 from the General, Landfill Enterprise, Capital Outlay, and Law Library, covering operating expenses for the month of November 2023, be approved.

12/29/23 tga

Consent Calendar Items
January 9, 2024 Meeting

Source	Dept	Fr. Acct	To Acct	Amt	Description
Terry K. Mason	TCSO		035600-8109-15	\$25.00	Project Lifesaver donation
Leath Livestock	TCSO		31020-6009	\$100.00	Donation
Dominion Auto	TCSO		31020-6009	\$3565.00	Sale of 2014 Explorer
CMCS	TCSO		31020-1150	\$458.88	CITAC reimbursement
VaCorp	TCSO		31020-6009	\$8750.00	2008 Suburban #9152
Joyce J. Johnson	TCPL		7301-3099	\$50.00	Donation
G.M. Cruise Charitable Foundation	TCPL		7301-3099	\$2500.00	Donation
VaCo	BOS			\$200.00	Refund for VaCo Conf registration

A RESOLUTION COMMENDING
M.E. “Marty” Hall, Jr.

WHEREAS, M.E. “Marty” Hall, Jr., has served the Commonwealth in various capacities for many years and most recently as Chief of Staff for Delegate James Will Morefield, retired in 2022; and

WHEREAS, formerly a deputy with the Pulaski County Sheriff’s Office, Marty Hall served as Southwest Regional Director for United States Senator George Allen from 2001 to 2006 before taking a position as Director of Special Projects for R.J. Kirk at Third Security, LLC, from 2006 to 2008; and

WHEREAS, Marty Hall joined the office of Delegate Will Morefield as Chief of Staff in November 2009, where he was relentless in his work for the Commonwealth and its citizens; and

WHEREAS, Marty Hall, dedicated to the growth and prosperity of Southwest Virginia, served as president of the Twin County Chamber of Commerce from 1998 to 2000 and in 2014 was chairman of Poorman’s Dinner at the Galax Fiddlers Convention, a significant regional event, from 1996 to 2016; and

WHEREAS, Marty Hall’s commitment to the betterment of his community include service as a member of the Wytheville Community College Board and as a board member of the National Bank of Blacksburg; and

WHEREAS, Marty Hall has been a board member of the Blue Ridge Public Broadcasting Service station in Roanoke for more than 20 years and was named Chairman in 2022, where his leadership will be invaluable to the fulfillment of the organization’s mission; and

WHEREAS, Marty Hall has carried out his obligations throughout his career with integrity and a great sense of purpose and his legacy of service is an inspiration to all Virginians;

NOW, THEREFORE, BE IT RESOLVED by the Tazewell County Board of Supervisors, that M.E. “Marty” Hall hereby be commended for his dedication to the Tazewell County and the Commonwealth of Virginia.

Presented this the 9th day of January, 2024.

Kyle Cruey, Member
Aaron Gillespie, Member
Shanna Plaster, Member
Chuck Presley, Member

Andy Hrovatic, Chairperson

C. Eric Young, County Administrator

A Resolution In Memoriam

Zachary Andrew “Zac” Carter

WHEREAS, Zachary Andrew “Zac” Carter, was the son of Jeff Carter and Amy Brooks Carter and a resident of Springville in Tazewell County; and

WHEREAS, Zac Carter, 18 years of age, passed away on 3 November 2023 at St. Jude’s Children’s Research Hospital, in Memphis, Tennessee, having battled metastatic osteosarcoma for over seven years; and

WHEREAS, Zac Carter faced his battle with courage, hope and humor and demonstrated his faith through each hurdle he encountered; and

WHEREAS, Zac Carter was an inspiration to his family, friends, internet followers and all who knew him and experienced his quick wit and sense of humor which was often directed at himself and his own medical issues; and

WHEREAS, Zac Carter loved everything associated with video games, especially Mario and entertained himself frequently by playing online with his friends; and

WHEREAS, Zac Carter inspired many residents of Tazewell County with his courage and left us all with a sense of loss; and

NOW, THEREFORE, BE IT RESOLVED that the Tazewell County Board of Supervisors present this resolution in memoriam to Zachary Andrew “Zac” Carter as a reflection of his joyful spirit, love of life, positivity and betterment of Tazewell County.

Presented this the 9th day of January, 2024.

Kyle Cruvey, Member
Aaron Gillespie, Member
Shanna Plaster, Member
Chuck Presley, Member

Andy Hrovatic, Chairperson

C. Eric Young, County Administrator

BLUEFIELD DAILY TELEGRAPH

PO Box 1599,
Bluefield, WV 24701
Phone: 304-327-2801 • Toll Free: 800-763-2459
Fax: 304-327-0433 www.bdtonline.com

Ad Proof

This is the proof of your ad scheduled to run on the dates indicated below. Please proofread carefully and if changes are needed, contact us prior to deadline at or email at clantz@bdtonline.com.

DATE 12/22/23

Client:
TAZEWELL CO BD SUPERVISORS
197 MAIN ST
TAZEWELL, VA 24651-0000
(276) 988-7541

ACCOUNT NUMBER: 107395

Ad ID: 763130

Sort Line: Public Hearing: Jan

Start: 12/27/23

Stop: 01/03/24

Complete

Schedule 12/27/23, 01/03/24

Total Cost: \$164.42

of Lines: 98

Columns Wide: 1

of Inserts: 4

Ad Taker: CLANTZ

Phone #

Email: clantz@bdtonline.com

Publications:

Bluefield Daily Telegraph
bdtonline.com

NOTICE OF PUBLIC HEARING

**AN ORDINANCE TO RENAME
GARNET DRIVE IN THE
NORTHWESTERN DISTRICT OF
TAZEWELL COUNTY,
VIRGINIA AS
MARY EDDIE DRIVE**

PLEASE TAKE NOTICE that the Board of Supervisors of Tazewell County, Virginia, will conduct a public hearing on January 9, 2024 at 6:30 PM, or as soon thereafter as may be practical, at the Tazewell County Administration Building, located at 197 Main Street, Tazewell, Virginia 24651, and hereby gives its intent to adopt An Ordinance to Rename Garnet Drive in the Northwestern District of Tazewell County, Virginia as Mary Eddie Drive.

Section 15.2-2019 of the Code of Virginia (1950), as amended, and Section 13-71 *et seq.* of the Tazewell County Code of Ordinances permit the Board of Supervisors to name streets, roads, and alleys within its jurisdiction. The Board of Supervisors desires to rename the public street known as Garnet Drive, which is located in the Raven Community in the Northwestern District of Tazewell County, Virginia, as Mary Eddie Drive. Such public road would be renamed in honor of two (2) individuals.

Mary Sutherland is a significant figure in the history of western Tazewell County, Virginia, given her service to Tazewell County Public Schools as a teacher and her valiant fight against cancer, against which she passed away March 21, 2017. Leonard Edward "Eddie" Hill is a significant figure in the history of western Tazewell County, Virginia, given his service to Tazewell County's coal mining industry and his valiant ongoing fight against cancer.

Pursuant to Section 13-73 of the Tazewell County Code of Ordinances, the Board of Supervisors must hold public comment on changes to street names, after which a cutoff date will be set to receive further public comment prior to final action of the Board of Supervisors.

All persons wishing to comment on the Ordinance are hereby invited to attend and state their views thereon. In compliance with the Americans with Disabilities Act, if special assistance is needed to participate in a meeting of the Board of Supervisors, please contact the County Administrator's Office by telephone at (276) 385-1322, by facsimile at (276) 385-1208, or by email at susan.jewell@tazewellcounty.org. A notification of five (5) working days before the meeting will enable the County Administrator's Office to make reasonable arrangements to ensure accessibility to the meeting.

A complete copy of the Ordinance is posted on the Tazewell County Circuit Court's bulletin board on the second floor of the Tazewell County Courthouse, located at 135 Court Street, Tazewell, Virginia 24651. A complete copy of the Ordinance is also on file in the office of the County Administrator, located at 197 Main Street, Tazewell, Virginia 24651.

By Order of the Board of Supervisors of Tazewell County, Virginia
By: C. Eric Young, Tazewell County Administrator

Grant Application Tazewell County Board of Supervisors



**** Submission of a grant application does not mean that your organization will receive the funding requested. Your request will be presented to the Board for consideration.**

Upon completion, please return to: County Administrator, 197 Main Street, Tazewell, Virginia 24651 (by mail or in person)

Name/Group making request Graham Wrestling Team

Mailing address 210 Valleydale St., Bluefield, VA 24605

Contact person Coach Tim woodward

Phone 276-970-1698 Email twoodward@tcpsva.org

Amount requested \$ 1,500.00

501(c)3 ☐ yes Please provide 501(c)3 number 54600-1651
☐ no

Purpose for which funds will be used Various expenses for '23-'24 season.

Signature Timothy D. Woodward Date 12/27/23

*** If you are asking for a donation for the rental fee of Nuckolls Hall or the Peery-Fuller Building, you must call the Administration Office to reserve the building.

- | | |
|-----------------------------------|---|
| <input type="checkbox"/> Approved | <input type="checkbox"/> Deferred to Budget Committee |
| <input type="checkbox"/> Denied | <input type="checkbox"/> Does not qualify for consideration |

COMMONWEALTH OF VIRGINIA
SALES AND USE TAX CERTIFICATE OF EXEMPTION

(For use by the Commonwealth of Virginia, a political subdivision
of the Commonwealth of Virginia, or the United States)

To: _____ Date: _____
(Name of Dealer)

(Number and street or rural route) (City, town, or post office) (State) (Zip Code)

The Virginia Retail Sales and Use Tax Act provides that the Virginia sales and use tax shall not apply to tangible personal property for use or consumption by this State, any political subdivision of this State, or the United States. (This exemption does not apply to sales or leases to privately owned financial and other privately owned corporations chartered by the United States.)

The undersigned, for and on behalf of the governmental agency named below, hereby certifies that all tangible personal property purchased or leased from the above dealer on and after this date will be for use or consumption by a governmental agency, that each such purchase or lease will be supported by the required official purchase order, and that such tangible personal property will be paid for out of public funds: (Check proper box below.)

- ☒ 1. Tangible personal property for use or consumption by the Commonwealth of Virginia.
☐ 2. Tangible personal property for use or consumption by a political subdivision of the Commonwealth of Virginia.
☐ 3. Tangible personal property and taxable services for use or consumption by the United States.

TAZEWELL COUNTY PUBLIC SCHOOLS

(Name of governmental agency)

54600-1651

506 JEFFERSONVILLE STREET

TAZEWELL

VA 24651

(Number and street or rural route)

(City, town, or post office)

(State)

(Zip Code)

I certify I am authorized to sign this Certificate of Exemption and that, to the best of my knowledge and belief, it is true and correct, made in good faith, pursuant to the Virginia Retail Sales and Use Tax Act.

By: _____

Jessica Cox
(Signature)

FINANCE DIRECTOR

(Title)

Information for dealer: — A dealer is required to have on file only one Certificate of Exemption properly executed by the governmental agency buying or leasing tax exempt tangible personal property under this Certificate.