

VIRGINIA: AT THE REGULAR MEETING OF THE TAZEWELL COUNTY BOARD OF SUPERVISORS HELD DECEMBER 1, 2020 AT FOUR O’CLOCK P.M. IN THE TAZEWELL COUNTY ADMINISTRATION BUILDING, 197 MAIN STREET, TAZEWELL, VIRGINIA 24651

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

ABSENT: CHARLES A. STACY, CHAIRMAN

Vice Chairman, Tom Lester called the regular meeting to order and presided, with Chairman Stacy absent from the meeting.

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

The Vice 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 Hymes, seconded by Supervisor Asbury and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby approves Supervisor Hymes request to add agenda item, A(29) Consideration of Hiring a Legislative Advisor, to Executive Session.

Upon motion of Supervisor Hymes, seconded by Supervisor Hackworth and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby approves the County Administrators request to add agenda item, A(7) Potential Litigation Regarding Fuel Contract, to Executive Session.

Upon motion of Supervisor Hackworth, seconded by Supervisor Hymes and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby approves the December 1, 2020 agenda as amended.

MINUTES APPROVED AS WRITTEN

Upon motion of Supervisor Hackworth, seconded by Supervisor Asbury and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby approves the October 6, 2020 and November 17, 2020 Tazewell County Board of Supervisors meeting minutes as written.

CONSENT CALENDAR

Upon motion of Supervisor Asbury, seconded by Supervisor Hymes and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, 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 2020****Payroll**

Ordered that Warrant Nos. 145069 through 145090, and direct deposits totaling \$251,365.67 from the General, covering payroll for the various County agencies, for the period ending October 30, 2020, be approved.

Ordered that Warrant Nos. 145092 through 145114, and direct deposits totaling \$246,298.70 from the General Fund, covering payroll for the various County agencies, for the period ending November 13, 2020, be approved.

Accounts Payable/Payroll Deductions

Ordered that Warrant Nos. 491387 through 491517, and electronic transfers (ACH) totaling \$1,124,944.89 from the General, Landfill Enterprise, Capital Outlay, Law Library and CARES Act Funds covering operating expenses for the various County agencies issued October 26, 2020, be approved.

Ordered that Warrant Nos. 491519 through 491530, and electronic transfers (ACH) totaling \$335,096.21.40 from the General, covering payroll deductions for the various County agencies for the period ending October 30, 2020, be approved.

Ordered that Warrant Nos. 491532 through 491642, and electronic transfers (ACH) totaling \$384,036.03 from the General, Landfill Enterprise, Capital Outlay, Law Library and CARES Act Funds, covering operating expenses for the various County agencies issued November 10, 2020, be approved.

Ordered that Warrant Nos. 491644 through 491655, and electronic transfers (ACH) totaling \$143,543.51 from the General, covering payroll deductions for the various County agencies for the period ending November 13, 2020, be approved.

Ordered that Warrant Nos. 491657 through 491813, and electronic transfers (ACH) totaling \$223,118.89 from the General, Landfill Enterprise, Capital Outlay, Law Library and CARES Act Funds, covering operating expenses for the various County agencies issued November 16, 2020, be approved.

Ordered that Warrant Nos. 491815 through 491826, and electronic transfers (ACH) totaling \$1,568,546.07 from the General, Landfill Enterprise, Capital Outlay, Law Library and CARES Act Funds, covering operating expenses for the various County agencies issued November 17, 2020, be approved.

Handwritten

Ordered that Warrant No. 802098 for \$300.00 from the General, Landfill Enterprise, Capital Outlay, and Law Library, covering operating expenses for the month of October 2020, be approved.

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

- \$100.00 to Acct. 7301-5210 (received from Robert White)

EMILY VIERS – FY20 COUNTY AUDIT PRESENTATION ROBINSON, FARMER, COX ASSOCIATES

Emily Viers, CPA with Robinson, Farmer, Cox Associates provided the Board with documentation and presented the Annual Financial Report for the year ended June 30, 2020. The County received a clean and unmodified opinion for the fiscal year.

Ms. Viers stated that the County's financial statements as reported were materially correct. The audit was performed in accordance with auditing standards of the United States of America and conducted for the purpose of expressing opinions on the financial status and County of Tazewell's control of the its financial operations. She highlighted certain matters involving the internal control structure and other operating matters, i.e. School Board mailing of payroll checks –duties of same should be segregated; Written Policies for Federal Programs should have certain written polices to ensure compliance relating to federal programs; Statement of Economic Interests and Real Estate Disclosure forms – care should be taken when forms are completed to ensure that no questions are skipped and all applicable tables should be completed; Landfill Receivable Balances – an analysis of billings were conducted but were unable to confirm the revenues reported for landfill collections – system generated reports should be obtained from

Santek monthly and reviewed to ensure that balances roll forward in an appropriated manner. She commented that the landfill was operating on a deficit and that the Board should keep an eye on it; hopefully it will increase in 2020. Other areas addressed included the Social Services Special Welfare Bank Account and Testing, recommendations included a that a transfer of funds be made so that the bank account equals the ledger balance, also, not all the disbursements for the Adoption Assistance program had appropriate Supervisor review and approval noted within the case files; recommendation was made that management ensure the approval of all disbursements or changes in monthly maintenance be documented appropriately.

A copy of the complete audit in a form as presented and reported, is on file in the office of the County Administrator, 197 Main Street, Tazewell, Virginia.

KENNETH DUNFORD – DIRECTOR OF ENGINEERING

Kenneth Dunford , Director of Engineering, presented the monthly Tazewell County Engineering Department report for November, 2020. He updated the Board on Landfill projects, Road projects (paving schedule – action needed), Burkes Garden Resolution, VDOT Report (Six Year Plan and breakdown); Flood Study, Cavitts Creek Dam and Planning Commission – Comprehensive Plan Revisions update.

2021 ROAD PAVING LIST APPROVED –

Upon motion of Supervisor Hackworth, seconded by Supervisor Hymes and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby approves the 2021 Road Paving List – with the following roads approved for repairs/paving as set forth below:

- Goose Creek Road – Southern District 0.18 miles
- Matney Road – Western District 0.75 miles
- Bellwood Road – Northwestern, 0.45 miles
- Sparrow Road – Northern 0.21 miles
- Dark Hollow – Eastern 0.5 miles

A copy of the complete road list as presented is on file in the office of the County Administrator, 197 Main Street, Tazewell, Virginia. 24651

RESOLUTION – CLOSURE OF ROUTE 666 FOR REPLACEMENT OF VIRGINIA STRUCTURE #6257

Upon motion of Supervisor Hymes, seconded by Supervisor Hackworth and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby approves A RESOLUTION SUPPORT THE CLOSURE OF ROUTE 666 FOR REPLACEMENT OF VA STRUCTURE #6257, culvert carrying Gose Branch – concurring with the Virginia Department of Transportation’s decision to close Route 666 from

1.67 miles east of Route 623 to 2.91 miles west of Route 625 to through traffic from (begin construction date) until reconstruction of Virginia structure #6257 is complete, pursuant to 33.2-238 of the Code of Virginia.

**VIRGINIA DEPARTMENT OF TRANSPORTATION’S –
SIX YEAR PLAN – PUBLIC HEARING AUTHORIZED FOR JANUARY 2021**

Following an update by Jeff Buchanan, VDOT, Resident Administrator, regarding the proposed Virginia Department of Transportation, Six Year Plan, and upon motion of Supervisor Hackworth, seconded by Supervisor Asbury and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby authorizes and directs that a public hearing be held in January 2021 to hear concerns regarding the Virginia Department of Transportation’s Six Year Plan .

BOS ROAD CONCERNS

Supervisor Hackworth stated that he had received several complaints regarding dead deer left in the road, trash on 460, as well as other debris, mattresses, etc. blowing out on the highway. He said that firefighters are often called to take care of the issues and have to be paid to do so.

Supervisor Lester questioned the status of soliciting contractors for the guardrail projects. Mr. Buchanan stated that this was in process.

EXECUTIVE/CLOSED MEETING – 5:02 P.M.

Upon motion of Supervisor Hymes, seconded by Supervisor Asbury and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, 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 Engineering Department
- A(1) Personnel in Economic Development
- A(1) Evaluation of County Attorney
- A(5) Project Claw
- A(7) Marinus Litigation
- A(7) Potential Litigation Regarding Fuel Contract
- A(29) Jonah Contract Negotiations regarding Loan
- A(29) Contract Negotiations Regarding Scope of Landfill Expansion and Probable Project Cost
- A(29) Consideration of Hiring a Legislative Advisor

RETURN/CERTIFICATION/REPORT OF ACTION – 6:40 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 Vice Chair called for a roll call Vote on the Certification:

Ayes: Four (4)
Nays: None (0)
Absent: None (0)
Absent during vote: None (0)
Report of Action: One (1)

REJECTED MARINUS NOVEMBER 18, 2020 CLAIM

Upon motion of Supervisor Hackworth, seconded by Supervisor Hymes and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby reject in full the claim of Harold and Donna Marinus, as presented in the November 18, 2020 claim from their counsel, Mr. Jim Dudley and upon further motion that said claim be made part of the record of this proceeding.

CITIZEN COMMENTS – SCHEDULED

6:48 P.M. – 6:57 P.M.

The Chairman called to order a public hearing that was duly advertised according to law regarding AN ORDINANCE TO EXEMPT REAL ESTATE TAXATION AND PERSONAL PROPERTY TAXATION FOR PRINCETON COMMUNITY HOSPITAL ASSOCIATION INC., LOCATED IN THE TOWN OF BLUEFIELD, TAZEWELL COUNTY, VIRGINIA BY LOCAL DESIGNATION FROM ASSESSMENT OF REAL ESTATE TAXES AND PERSONAL PROPERTY TAXES.

The annual combined assessed value for the real property effective January 1, 2021 would be \$4,724,100.00 and the total expected exemption would be \$27,399.78. The exemption would be conditioned on use of the property for provision of medical services for charitable and benevolent proposes. The personal property taxation exemption would be for personal property in Tazewell County, Virginia owned by Princeton Community Hospital, Inc. The annual combined assessed value of all personal property will be \$302,500.00 and the total annual exemption would be \$6,050.00, conditioned on the use of the personal property for provision of medical services and charitable benevolent purposes.

Chuck Presley, Councilmember, Town of Bluefield spoke on behalf of the Town of Bluefield and its citizens and expressed concern regarding the proposal to exempt the real estate taxes and personal property taxation for Princeton Community Hospital, Association Inc. , more particularly, Bluefield Internal Medicine, Regional Surgical Services and Bluefield Hospital Company, LLC. He said a majority of Bluefield Council members and citizens do not agree with the property taxation exemptions because of the possibility of buildings staying vacant which would not be a benefit to the community or anyone.

DEFERRED TO DECEMBER 16, 2020 MEETING

Now, upon motion of Hackworth, seconded by Supervisor Asbury and adopted by a vote of 4 to 0, with Chairperson Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby defer the discussion and potential action of the Public Hearing to the December 16, 2020 recessed meeting.

ROBERTS RULES OF ORDER SUSPENDED

Upon motion of Supervisor Hymes, seconded by Supervisor Hackworth and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby suspend Roberts Rules of Order for the purposed of rearranging the December 1, 2020 agenda format as needed.

TAZEWELL COUNTY CARES UPDATE

Handouts were provided to the Board regarding CARES Act funding. The County Administrator stated that the Public Health Fund needs have grown rapidly due to increasing Covid-19 cases and more testing. The previous day 32 positive virus cases were reported which brought the total number of cases up to 110 during those past four days.

Mr. Young discussed CARES Act: Round One which involved; Critical COVID Response, Reimbursements-Government Agencies, COVID Preparedness, and Business Recovery. He then provided an update on the proposed allocations from CARES Act: Round Two.

AUTHORIZED CARES ACT FUNDING REQUESTS FROM ROUND ONE FUND

Mr. Young mentioned CARES Act funding requests from various agencies. The total amount of funding *recommended* by the County Administrator added up to \$227,312.95. The Board made adjustments as needed. The amount recommended by the Board decreased the total amount of funding down to \$175,897.95.

To provide clarification, the County Administrator read aloud the adjustments made by the Board regarding funding requests. He asked that the Board make one motion to ratify the requests as a whole.

Upon motion of Supervisor Hymes, seconded by Supervisor Asbury and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby ratifies the authorization of monies to be spent from the CARES Act Round One Fund as follows:

- ✚ \$8,000.00 payable to DSS for hazard stipends
- ✚ \$25,000.00 payable to County EMS EMT's for hazard stipends (\$1,000 each for full-time employees and \$500.00 each for part-time employees with more than 16 hours a week average service)
- ✚ \$38,000.00 payable to Tazewell County Sheriff's Office for Deputies hazard stipends to be averaged and determined by Sheriff Brian Hieatt
- ✚ \$25,750.00 payable to United Way Daycare for cost assistance program for November 15 – December 7, 2020
- ✚ \$38,250.00 payable to United Way Daycare for cost assistance program for December 8 – December 30, 2020

- ✚ \$4,312.95 payable to 911 for additional PPE and lost employee time due to VDH ordered isolation
- ✚ \$11,585.00 payable to the Town of Bluefield for all items listed on their request *except for* the two vehicles and cameras
- ✚ \$15,000.00 payable to Tourism Department for a grant for restaurants for outdoor seating

Mr. Young questioned the Board and asked if they should provide hazard stipends to the Towns of Tazewell and Richlands EMT's. Supervisor Hackworth asked that Mr. Young check to see how many Town EMT employees there were.

Upon motion of Supervisor Hackworth, seconded by Supervisor Lester and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby *defer* the remaining funding requests until the recessed meeting. The deferred requests include:

- ✚ Constitutional Officers request for County Employees Hazard Stipend; \$412,000.00 (\$2,000.00 each)
- ✚ PSA Hazard Stipend \$84,000.00
- ✚ Two Durango's each for Tazewell, Richlands, and Bluefield; \$300,000.00 (at \$100,000.00 per town)
- ✚ Clearfork Volunteer Fire Department; COVID response vehicle; \$49,000.00
- ✚ Hands Free Evidence Handling System Tazewell; \$10,000.00

RATIFIED SCHOOL BOARD APPROPRIATION

The County Administrator recalled the Board authorizing \$700,000.00 the School Board to be used for PPE and computers. The School Board sent the County their receipts for those items. Their receipts added up to more than \$700,000.00 with a bulk of the extra spending being for computer licenses for their text books. Mr. Young wanted to make the Board aware and asked for the Board's approval before cutting a check to the School Board.

Supervisor Hackworth discussed private schools and homeschooling, asking if they would be eligible to receive computers as well. Mr. Young commented that \$2,000.00 was approved to Main Street School from the small business grant application that the county received. Supervisor Hackworth asked that this be looked into.

Upon motion of Supervisor Hackworth, seconded by Supervisor Hymes and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby ratifies the appropriation of School Board Funds in addition to the use mentioned in the earlier motion to be used for computer licensure and text book licensure.

APPOINTMENTS

AIRPORT AUTHORITY

Upon motion of Supervisor Hymes, seconded by Supervisor Hackworth and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby appoints Michael Hoops, 227 Church Street, Tazewell, VA 24651, to the Airport Authority, with a term beginning on January 1, 2021 and expiring on December 31, 2023. This appointment replaces the expired term of Christine Thompson.

Upon motion of Supervisor Hackworth, seconded by Supervisor Lester and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby reappoints James Pruitt, 1533 Red Root Ridge Road, Raven, VA 24639, to the Airport Authority, with a term continuing on January 1, 2021 and expiring on December 31, 2023.

Upon motion of Supervisor Hymes, seconded by Supervisor Hackworth and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby reappoints Danny Newman, P.O. Box 52, Tazewell, VA 24651, to the Airport Authority, with a term continuing on January 1, 2021 and expiring on December 31, 2023.

Upon motion of Supervisor Lester, seconded by Supervisor Hackworth and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby reappoints Pete Vance, 119 East Hillcrest Drive, Cedar Bluff, VA 24609, to the Airport Authority, with a term continuing on January 1, 2021 and expiring on December 31, 2023.

Upon motion of Supervisor Lester, seconded by Supervisor Hackworth and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby reappoints John David Cruely, 429 Drews Lane, Cedar Bluff, VA 24609, to the Airport Authority, with a term continuing on January 1, 2021 and expiring on December 31, 2023.

The Board tabled Chairman Stacy's appointment of Curt Gillespie until the recessed meeting.

ASAP'S POLICY BOARD

Upon motion of Supervisor Hackworth, seconded by Supervisor Asbury and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby reappoints Chris Plaster, 106 Suffolk Avenue, Richlands, VA 24641, to serve on the ASAP's Policy Board, with a term continuing on January 1, 2021 and expiring on December 31, 2021.

COMMUNITY CRIMINAL JUSTICE BOARD OF SWVA COMMUNITY CORRECTIONS

The Board tabled the appointment of Crystal Crouse until the recessed meeting.

CUMBERLAND MOUNTAIN COMMUNITY SERVICES BOARD

Upon motion of Supervisor Hymes, seconded by Supervisor Asbury and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby reappoints Carol Patterson, 280 Peakwood Drive, Tazewell, VA 24651, to the Cumberland Mountain Community Services Board, with a term continuing on January 1, 2021 and expiring on December 31, 2023.

CUMBERLAND PLATEAU PLANNING COMMISSION DISTRICT

Upon motion of Supervisor Hymes, seconded by Supervisor Hackworth and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby reappoints Michael Hoops, 227 Church Street, Tazewell, VA 24651, to the Cumberland Plateau Planning Commission, with a term continuing on January 1, 2021 and expiring on December 31, 2022.

Upon motion of Supervisor Hymes, seconded by Supervisor Hackworth and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby reappoints J.R. Absher, P.O. Box 190, Cedar Bluff, VA 24609, to serve as a citizen member on the Cumberland Plateau Planning Commission with a term continuing January 1, 2021 and expiring on December 31, 2021.

ENTERPRISE ZONE COMMITTEE

The Board tabled Chairman Stacy's appointment to find a replacement for Mike Watson until the recessed meeting.

HEART OF APPALACHIA BOARD

Upon motion of Supervisor Hymes, seconded by Supervisor Hackworth and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of

Supervisors hereby appoints Ginger Branton, 1413 Front Street, Richlands, VA 24641, to serve as a member of the Heart of Appalachia Board, with a term commencing on January 1, 2021 and expiring on December 31, 2022. This appointment replaces the expired term of Brent Harrison.

PUBLIC SERVICE AUTHORITY BOARD

The Board tabled Chairman Stacy's appointment of Gregory T. DeGray until the recessed meeting.

SOCIAL SERVICES BOARD

Upon motion of Supervisor Lester, seconded by Supervisor Hackworth and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby appoints April Morefield, 491 Tower Street, Tazewell, VA 24651 to serve as a member of the Public Service Authority Board with a term commencing on January 1, 2021 and expiring on December 31, 2024. This appointment fills the expired term of Tony Cordle.

TOURISM DEVELOPMENT COMMITTEE

The Board tabled Chairman Stacy's appointment to find a replacement for Michael Brown until the recessed meeting.

TRAILBLAZER'S COMMITTEE

Upon motion of Supervisor Hackworth, seconded by Supervisor Hymes and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby appoints Curt Breeding, P.O. Box 494, Richlands, VA 24641 to serve as a member of the Trailblazer's Committee, with a term commencing on January 1, 2021 and expiring on December 31, 2021. This appointment replaces Cody Cordle.

WIRELESS SERVICE AUTHORITY

The Board tabled Chairman Stacy's appointment to find a replacement for Mike Watson until the recessed meeting.

TAZEWELL COUNTY FAIR FUNDING REQUEST

Donnie Yates, President of the Fair Association, sent a letter to the Board requesting that the Board consider adding the fair as a yearly line item in the budget. Mr. Yates writes that due to COVID-19 they canceled the fair to keep their citizens safe, and in doing so they were also

unable to hold fundraising events. Due to canceling the fair Tazewell County Fair sadly is no longer the longest running fair in Virginia.

Upon motion of Supervisor Hackworth, seconded by Supervisor Hymes and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby defer the Tazewell County Fair funding request of \$7,500.00 to the Budget Committee.

DECLARED SERVICE WEAPON OF OFFICER TONY STILLWELL SURPLUS AND THE AUTHORIZATION TO SELL IT TO HIM

Upon motion of Supervisor Hymes, seconded by Supervisor Hackworth and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby declares the service weapon of Officer Tony Stillwell surplus and selling the same to him pursuant to section 59.1-148.3 of the Code of Virginia.

APPROVAL OF DRAINAGE EASEMENT – PHILLIPS PROPERTY

Upon motion of Supervisor Lester, seconded by Supervisor Hackworth and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby grants a drainage easement for the Phillips property near SVCC in the Western District of Tazewell County, Virginia, further authorizing the Chairman to execute any and all documents relating thereto.

APPALACHIAN AGENCY FOR SENIOR CITIZENS - DONATION TO SUPPORT PUBLIC TRANSIT PROGRAM

\$2,500.00 FROM CONTINGENCY ACCOUNT

Upon motion of Supervisor Asbury, seconded by Supervisor Hymes and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby authorizes \$2,500.00 from the Contingency Account No. 91050-7023 made payable to the Appalachian Agency for Senior Citizens, P.O. Box 765, Cedar Bluff, VA 24609; attn.: Brian Beck, Chief Financial Officer. 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. This donation to AASC is for providing public transportation in Tazewell County.

BOARD CONCERNS

CHAIRMAN STACY

Chairman Stacy's board concerns were tabled until the recessed meeting.

SUPERVISOR ASBURY

Stated that she has received complaints regarding the Cedar Bluff transfer station closing early and people having to take their garbage back home or to their place of business until the next day. She also said that people are complaining about the grimy/filthy condition of the transfer station.

Supervisor Hackworth expressed the need to extend the hours as well as expanding the transfer station's operations. i.e. another dumpster and an additional compactor. Supervisor Lester reiterated the constant complaints received regarding these matter, which is his opinion, are legitimate complaints.

The County Administrator will look into this matter.

SUPERVISOR HYMES

Supervisor Hymes addressed the Burkes Garden transfer station and the need for gravel there. The County Administrator will check the status with the County Engineer's department. He questioned the funding assistance for Tannersville and Thompson Valley Rescue Departments. The County Administrator is working with the EMS Director Barry Brooks to determine the number of certified EMT personnel.

Supervisor Hymes requested that the Tazewell County PSA look into the possibility of placing sewer service for residents on Woodall Road, and one church, below the Tazewell County Livestock Market. He said it wasn't very far from Crab Orchard.

SUPERVISOR LESTER

Supervisor Lester requested that a public hearing be held to consider exempting disabled persons in Tazewell County. There would be a cap on net worth as well as income. He said that approximately 100 people would be eligible for exemption according to the Commissioner of Revenue. The Board discussed the pros of cons of establishing such an ordinance. This matter will be discussed at the January 2021 meeting and a public hearing could be considered.

Supervisor Lester has copies of ordinances from neighboring counties for review.

COUNTY ATTORNEY

DHCD CONTRACT AUTHORIZATIONS

On behalf of Mrs. Warden, the County Attorney presented DHCD contract information and made authorization requests to the Board so that they may meet DHCD's requirements and receive the disbursement of \$800,000.00 in funding to Tazewell County, Virginia.

AUTHORIZED COUNTY ADMINISTRATOR TO SIGN ENVIRONMENTAL EXEMPTION CERTIFICATE

Upon motion of Supervisor Hymes, seconded by Supervisor Asbury and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby authorizes the County Administrator to sign the environmental exemption certificate to meet DHCD contract requirements. A copy of the signed certificate is on file in the County Administration Building, 197 Main Street, Tazewell, Virginia 24651.

AUTHORIZED PUBLICATIONS OF ADVERTISEMENTS SOLICITING MINORITY OWNED, FEMALE OWNED, AND COUNTY OWNED BUSINESSES

Upon motion of Supervisor Asbury, seconded by Supervisor Hymes and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby authorizes the publication of advertisements that solicit minority and female owned businesses as well as County owned businesses to apply for these grants.

ADOPTED NON-DISCRIMINATION POLICY

Upon motion of Supervisor Asbury, seconded by Supervisor Hackworth and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby adopts the Non-Discrimination Policy. A copy of the policy is on file in the County Administration Building, 197 Main Street, Tazewell, Virginia 24651.

ADOPTED SECTION 504 REQUIREMENTS

Upon motion of Supervisor Hymes, seconded by Supervisor Asbury and adopted by a vote of 4 to 0, with Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby adopts Section 504 Requirements. A copy of the requirements is on file in the County Administration Building, 197 Main Street, Tazewell, Virginia 24651 and made a part of the minutes and incorporated herein by reference thereto.

DILAPIDATED BUILDINGS

The Board of Supervisors addressed the policy/ordinance for dilapidated buildings/houses in Tazewell County, Virginia. The current policy states that at the building must be a direct danger to the public. The County Administrator reported that he is hoping to seek assistance from legislatures to implement guidelines.

RECESS 8:51 P.M. – 9:06 P.M.

Supervisor Hackworth exited the meeting and the Vice Chair called for a brief recess with the meeting being reconvened shortly thereafter.

TAZEWELL COUNTY CARES UPDATE CONTINUED

The County Administrator discussed the spreadsheet, “IDA CARES Act Round II Grant Request”. Mr. Young explained that after the initial awards were made, they had to put in W-9 forms and while that was being done Denise Harmon found duplicates. This caused issues because some of the people who were filing as multiple businesses only had one tax id number; meaning its really just considered as one business. There were thirteen businesses in question on the spreadsheet.

FRED RICHARDSON TRUCKING, LLC

Fred Richardson Trucking, LLC is located in Tazewell County, but the owner has a Rosedale address. Their trucks are located in the County. Supervisor Hymes asked if the business was taxed by our County. Mr. Young was not sure but stated they were located where Clinch River Forest Products is. Supervisor Hymes stated if the business operates in the county, the trucks are located in the county, and the business’ equipment is taxed by the county then the allocation of funds is fair.

Upon motion of Supervisor Hymes, seconded by Supervisor Asbury and adopted by a vote of 3 to 0, with Supervisor Hackworth and Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby authorize the appropriation contingent upon the finding that the business’ equipment is taxed by the County.

TEC SERVICES AND RIVER MONSTER GUIDE SERVICES

TEC Services and River Monster Guide Services application listed the same EIN number. Both businesses listed only one employee. The Board tabled Bluefield businesses TEC Services and River Monster Guide Services until the recessed meeting.

LONESOME PINE FARM AND LONESOME PINE LLC

Mr. Young discussed Lonesome Pine Farm and Lonesome Pine LLC, stating one was a farm and the other was a contractor. Both businesses listed only one employee. The applications listed the same EIN number. Mr. Young wanted to verify if the one employee worked for both businesses.

ELITE MEDICAL SPA

Elite Medical Spa is located in West Virginia.

Upon motion of Supervisor Lester, seconded by Supervisor Hymes and adopted by a vote of 3 to 0, with Supervisor Hackworth and Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby strike Elite Medical Spa from the IDA CARES Act Round II Grant Request spreadsheet.

THE COALBUCKET RESTAURANT

Criminal charges have been filed against the owner of The Coalbucket Restaurant. The Board tabled the funding consideration.

BACK OF THE DRAGON PROPERTIES 1, LLC AND DRAGON FIRE, LLC

Back of the Dragon Properties 1, LLC and Dragon Fire, LLC listed on their application employees for Back of the Dragon. They said they were counting their employees from both locations under one application. Mr. Young said you would have to take eight employees off of the seventeen employees listed under Dragon Fire, LLC. The Board did not make any changes.

JOHN DAVID & COMPANY SALONS AND JOHN DAVID'S ANTIQUES & HOME DÉCOR

John David & Company Salons and John David's Antiques & Home Décor listed the same EIN Number on their applications. Supervisor Lester stated that these were two very distinct and different businesses. The Board did not make any changes.

D & F LOGGING, INS.

D & F Logging, Ins. is also owned by Fred Richardson. Supervisor Hymes applied the same contingency to this business as the Board did to Fred Richardson Trucking, LLC; if the business operates in the county, the trucks are located in the county, and equipment is taxed by the county then the allocation of funds is fair.

JIMCO CONSTRUCTION, LLC

Jimco Construction, LLC filed their application in a timely manner by email but the junk email folder caught the application. The Board thought this was fair.

Upon motion of Supervisor Hymes, seconded by Supervisor Asbury and adopted by a vote of 3 to 0, with Supervisor Hackworth and Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby authorize the appropriation of \$1,000.00 from

CARES Act Round Two funds payable to Jimco Construction, LLC; attn.: Jimmy Richardson. 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.

**\$100,000.00 SET ASIDE FOR LARGE BUSINESS GRANT REQUESTS
CARES ACT ROUND TWO FROM BROADBAND PROJECTS LINE ITEM**

The County Administrator discussed spreadsheet, “IDA CARES Act Round II Large Businesses Grant Request”. Mr. Young stated that they took the total number of employees represented by all of the businesses combined which totaled to 674 employees and divided that into the money that they already had which would give an amount of approximately \$670.00 per employee. They went back for each company and multiplied that amount times the number of employees which yielded \$397,984.25 once certain adjustments were made. This process is a per employee award with the assumption that the Board will award all of the money.

Mr. Young discussed the handout, “50 Largest Employers”. He mentioned Chairman Stacy had complaints from a business who didn’t know about the grant application and therefore wasn’t able to apply. Chairman Stacy wants to reopen the advertising period. Mr. Young referred back to the handout and discussed striking the School Board, Wal-Mart, Pocahontas State Correctional, Bluefield College, Lowes’ Home Centers, Inc., AASC, any government agency, any public employer, or any big box retailer and narrowed this list. Mrs. Warden then personally called and emailed each of the remaining businesses on this list. She then also sent emails to the Chamber of Commerce’s in Mercer and Tazewell County as well as the Towns letting them know the advertisement of the application was out. Everyone did everything that they could with the time that they had to try and advertise these. Staff feels like they have done a thorough job of getting the word out that this money was available. Supervisor Hackworth also made aware to Mr. Young that he did not know it was available and he wanted to apply for his business, Twin Enterprises, and missed the deadline as well. Mr. Young asked if the Board wanted to re-advertise this and reopen the application period. The Board held a lengthy discussion.

Upon motion of Supervisor Hymes, seconded by Supervisor Asbury and adopted by a vote of 3 to 0, with Supervisor Hackworth and Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby authorize to set aside \$100,000.00 from CARES Act Round Two from line item “Broadband Projects with Point, Spectrum, and others” for the purpose of re-advertising and reopening the grant application period for large business employers.

Upon motion of Supervisor Hymes, seconded by Supervisor Asbury and adopted by a vote of 3 to 0, with Supervisor Hackworth and Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby authorizes funds to be allocated to business presented in the spreadsheet entitled, “IDA CARES Act Round II Large Businesses Grant Request”. 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.

A copy of all spreadsheets discussed are on file in the County Administration Building, 197 Main Street, Tazewell, Virginia 24651.

RECESS

Now, there being no further business to be transacted, and upon motion of Supervisor Hymes, seconded by Supervisor Asbury and adopted by a vote of 3 to 0, with Supervisor Hackworth and Chairman Stacy absent from the meeting, the Tazewell County Board of Supervisors hereby recess this meeting to Wednesday, December 16, 2020 at 2:00 p.m.

Charles A. Stacy, Chair

By: WP

Adjourn time: 9:40 p.m.