

**VIRGINIA: At a regular meeting of the Tazewell County Board of Supervisors held April 1, 2008 at 6:00 p.m. in the Tazewell County Administration Building, 108 East Main Street, Tazewell, Virginia 24651.**

**PRESENT: William B. Rasnick, Chairman  
Billy Wimmer, Vice-Chairman  
Dave R. Anderson, Member  
D. Michael Hymes, Member  
Seth R. White, Member  
James H. Spencer, III - County Administrator (absent during the first portion of the meeting)  
Patricia Green, Assistant County Administrator  
Eric Young, County Attorney  
Ruth Groseclose, Administrative Assistant  
Members of the Press: Warren Hinkle, Tazewell County Free Press; Jim Talbert, Richlands News Press/Clinch Valley News; Phillip Keene, The Voice; Charles Owens, Bluefield Daily Telegraph & Video/Audio support people**

**ABSENT: None**

---

The Chairman, William B. Rasnick called the regular meeting to order and presided, with all members in attendance. Supervisor Seth White gave the invocation with Supervisor Bill Wimmer leading those present in the pledge of allegiance to the US Flag.

---

Chairman Rasnick welcomed those in attendance and announced that due to the expected large crowd, the meeting may be moved to the Tazewell High School Auditorium.

---

**AGENDA APPROVED AS AMENDED**

The Chairman then called for a motion to approve the April 1, 2008 meeting agenda as amended. Supervisor Hymes moved to accept the agenda as amended with Supervisor Wimmer seconding the foregoing and with all members present voting in favor thereof and none against, the Tazewell County Board of Supervisors hereby approves the agenda as hereby amended.

---

**MINUTES APPROVED AS WRITTEN**

Upon motion of Supervisor Hymes, seconded by Supervisor White 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 February 25 and March 4, 2008 meeting minutes as written.

---

**EXECUTIVE/CLOSED SESSION**

Upon motion of Supervisor Wimmer, 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-5 Discussion involving a prospective business or industry where no previous announcement has been made involving a metal manufacturing or processing business
- A-6 Discussion or consideration of the investment of public funds where no competition or bargaining is involved, where if made public initially, the financial interest of the County would be adversely affected involving a marketing proposal for Tazewell County.
- A-6 Discussion or consideration of the investment of public funds where competition or bargaining is involved, where if made public initially, the financial interest of the County would be adversely affected – involving lake property in Tazewell County.

**RETURN, CERTIFICATION, REPORT OF ACTION**

Upon motion of Supervisor Hymes, seconded by Supervisor Wimmer 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 returns from the Executive/Closed Meeting and hereby certifies that the Tazewell County Board of Supervisors, in the closed meeting, just concluded, that nothing was discussed except that the matters specifically identified in the motion to convene in an executive/closed session and lawfully permitted to be discussed under the provisions of The Virginia Freedom of Information Act that were cited in the motion to enter in the Executive/Closed meeting:

Roll Call Vote:

Supervisor Hymes – Aye

Supervisor White – Aye

Supervisor Wimmer – Aye

Supervisor Anderson – Aye

Supervisor Rasnick – Aye

**ACTION AS A RESULT OF  
THE EXECUTIVE CLOSED MEETING  
TOBACCO FUNDING GRANT APPLICATION**

Upon motion of Supervisor Anderson seconded by Supervisor Wimmer 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 Tobacco Commission Funding application for MMP Manufacturing.

---

**CITIZEN COMMENTS –  
CLOSURE OF POCAHONTAS HIGH SCHOOL**

The Chairman, William B. Rasnick extended a welcome to those present and remarked that he was saddened to hear about the School Board’s vote to close Pocahontas High School at the end of this school year. He said that he attended the public hearing and spoke against the closure of the school. He further stated that he was sympathetic with the Pocahontas community and said that his opinion was not politically affiliated, that his support for keeping the school open was from the heart. He said that he spent at least one or two days a week at Pocahontas High School during his last 20 of his 35 years of service as an employee of the School System.

In closing, he said that it would serve no purpose for the comments to be heard again with regard to the closure and said that those speaking tonight would be held to a three minute limit, with the exception of School Board member, David Woodard.

The Chairman then called for public comments from the floor.

David Woodard, Northern District School Board member said that the School Board is wrecking the lives of over 300 children. He said that the children should not have to be thinking about this matter while taking life influencing tests. He said that the consolidation study and costs analysis does not add up and said that additional monies would be needed if the consolidation takes place, such as transportation needs. Mr. Woodard requested that the Board of Supervisors step in and take action against the consolidation proposal and re-evaluate the situation and postpone this discussion for two years. He requested that the Board of Supervisors take actions to save Pocahontas High School, even if it meant a tax increase.

Now, Supervisor Mike Hymes said that he mentioned several months ago that a time would come when the Board would be in a difficult budget situation, but did not realize it would be so soon. He spoke of the overall state budget and its reduction and effect on local government budgets and mentioned the proposed teacher salaries and said that without a quality education system the County would struggle with economic development. He said that he felt it was a shame to close Pocahontas High School and bus students to other schools with the current fuel costs of over \$4.00 a gallon. Supervisor Hymes mentioned the excellent SOL's scores at Pocahontas High School and the impact the school closure would have on the town of Pocahontas and the County. He said Delegate Dan Bowling told him that if the school was closed it could have a significant impact on state funding for the local school system. He said his proposed motion would allow the citizens of the county to give the Board guidance on providing additional funding for our schools including funding the further operation of Pocahontas High School. He said that the additional money would give Pocahontas a new lease on life.

#### MEALS TAX REFERENDUM PROPOSAL

Now, upon motion of Supervisor Hymes, seconded by Supervisor Wimmer and adopted by a vote of 4 to 1, with Supervisor White voting nay, and with the following roll call recorded as set forth below, and contingent upon legal review and in collaboration with the County Registrar's office, the Tazewell County Board of Supervisors hereby authorizes and directs that a 5% meals tax referendum be placed on a ballot and that Tazewell Board of Supervisors conduct a referendum/special election as soon as possible, but no later than August 1, 2008. The meals tax referendum shall be earmarked for funding teacher pay increases, planned school renovations, funding to subsidize the operations of Pocahontas High School for two more years as proposed to this Board by School Board member David Woodard. The subsidy would continue for two years if the economic situation in Pocahontas is not improved as demonstrated by an increase in a significant school population at the end of two years the subsidy would be eliminated. If economic conditions improve this will not be an issue. Should Pocahontas High School close, these funds would then be applied to other needs of the School System including funding school renovations. These funds shall not be applied to the general fund of the County. With this motion, the Tazewell County Board of Supervisors hereby requests that the School Board delay the official closing of Pocahontas High School pending a referendum vote on the meals tax.

Roll Call Vote 4 to 1:

- Anderson - Aye
- Wimmer - Aye

- Rasnick - Aye
- Hymes - Aye
- White - Nay

Supervisor White said that he was not against the tax or education, but he did not think that the County should give the people in Pocahontas false hope that their school would remain open with the adoption of the resolution. He said that the School Board is the governing body that decides if the school should close and said that the School Board was an elected Board the same as the Board of Supervisors. He reiterated that the School Board had already voted to close the school and the resolution just passed was no obligation to keep the school open for an additional two years.

Supervisor Anderson stated that the School Board could reject the Board's decision and said that his voting in favor of the motion was not meant to give a false sense of hope. He further reiterated that the Board of Supervisors could not override a School Board decision.

The Chairman then called for further comments from the floor with regard to the closure of Pocahontas High School. The following people spoke in opposition to closing the school:

- Garland "Johnny" Roberts - Rt. 1, Bluefield, Virginia 24605
- Thomas Childress - Pocahontas, Virginia 24635
- Randy Boone - Rt. 1, Bluefield, Virginia 24605
- Cathy Akers (addressed not identified)
- Anita Cartwright - Pocahontas, Virginia 24635

The Chairman then called for a five (5) minute recess after which the meeting was duly reconvened.

---

**JOINT PUBLIC HEARING WITH VDOT -  
PROPOSED SECONDARY SIX YEAR PLAN FOR FISCAL YEAR,  
2008-09 & 2013-14**

The Chairman called to order a public hearing entitled, which was duly advertised according to law entitled "A JOINT PUBLIC HEARING WITH THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO RECEIVE COMMENTS ON THE PROPOSED SECONDARY SIX-YEAR PLAN FOR FISCAL YEARS, 2008-2009 & 2013-2014."

Now, the Chairman called for public comments from the floor three times with regard to the subject public hearing.

The only person that spoke with regard to the public hearing was Wes Myers, Rt. 1, Bluefield, Virginia 24605 (Abbs Valley) who questioned the status of guardrails and asphalt in his area.

Now, upon motion of Supervisor Anderson, 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 adopts a resolution approving the Secondary System - Six Year Plan.

**RESOLUTION**

WHEREAS, Sections 33.1-23 and 33.1-23.4 of the 1950 Code of Virginia, as amended, provides the opportunity for each county to work with the Virginia Department of Transportation in developing a Secondary Six-Year Road Plan,

WHEREAS, this Board had previously agreed to assist in the preparation of this Plan, in accordance with the Virginia Department of Transportation policies and procedures, and participated in a public hearing on the proposed Plan (2008/29 through 2013/14) as well as the Construction Priority List (2008/09) on April 1, 2008 after duly advertised so that all citizens

of the County had the opportunity to participate in said hearing and to make comments and recommendations concerning the proposed Plan and Priority List, and

WHEREAS, Marty Halloway, Resident Administrator, Virginia Department of Transportation, appeared before the board and recommended approval of the Six-Year Plan for Secondary Roads (2008/09 through 2013/14) and the Construction Priority List (2008/09 for Tazewell County.

NOW, THEREFORE, BE IT RESOLVED that since said Plan appears to be in the best interests of the Secondary Road System in Tazewell County and of the citizens residing on the Secondary System, said Secondary Six-Year Plan (2008/09 through 2013/14) and Construction Priority List (2008/09) are hereby approved as presented at the public hearing.

---

#### **CONSENT CALENDAR APPROVED**

Upon motion of Supervisor White, seconded by Supervisor Wimmer and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the following items as "Consent Calendar". Be it further approved, that the County Administrator is hereby authorized and directed to issue said warrants in accordance with the following items as Consent Calendar which will be converted to negotiable checks by the Treasurer of Tazewell County, Virginia:

#### **WARRANTS**

##### **February/March 2008**

Ordered that Warrant Nos. 127060 through 127147, and direct deposits totaling \$191,525.61 from the General, Landfill Enterprise, and 911 Funds, covering payroll for the various County agencies, for the period ending February 29, 2008, be approved.

Ordered that Warrant Nos. 127149 through 127237, and direct deposits totaling \$186,269.53 from the General, Landfill Enterprise, and 911 Funds, covering payroll for the various County agencies, for the period ending March 15, 2008, be approved.

Ordered that Warrant Nos. 438351 through 438527, for \$1,039,934.46 from the General, Landfill Enterprise, Capital Outlay, Law Library and 911 Funds, covering operating expenses for the various County agencies for the month of February 2008, be approved.

Ordered that Warrant Nos. 438529 through 438549, for \$133,061.84 from the General, Landfill Enterprise, and 911 Funds, covering payroll deductions for the various County agencies for the period ending February 29, 2008, be approved.

Ordered that Warrant Nos. 438551 through 438695, for \$392,269.17 from the General, Landfill Enterprise, Capital Outlay, Law Library and 911 Funds, covering operating expenses for the various County agencies for the month of March 2008, be approved.

Ordered that Warrant Nos. 438697 through 438717, for \$133,483.62 from the General, Landfill Enterprise, and 911 Funds, covering payroll deductions for the various County agencies for the period ending March 15, 2008, be approved.

Ordered that Warrant Nos. 801213 through 801223 for \$337,881.67 from the General, Landfill Enterprise, Capital Outlay, Law Library, and 911 funds, covering operating expenses for the month of February 2008, be approved.

- Sheriff's Budget: Transferred the amount of \$7,200.00 from the FY 2007-2008 Contingent Grant Budget - Acct. No. 91050-7041 to the "Federal State Forfeiture Account." This is money received from the sale of the seized vehicles at the County Auction held in December 2007.

- Library Budget: Transferred the amount of \$125.00 from the FY2007-2008 Contingent Grant Budget - Acct. No. 91050-7041 to the Library Budget to the accounts to cover special funds:

- \$100.00 – Fincastle Garden Club 3310 – Repairs/Maintenance Acct.
- \$25.00 – Laurie Roberts 6012- Books Acct.
  
- Transfer of County Funds – authorized and directed the County Administrator to transfer monies between County Funds and departments as may be necessary through June 30, 2008.
  
- Approved \$1000.00 from the Northern & \$1000.00 from Southern District funds payable to Tazewell High School – Green T Singer’s – Tazewell, Virginia.
  
- Adopted a resolution – National Day of Prayer, May 1, 2008
  
- Coyote Claims Approved:
  - \$50.00 to James Gillespie, PO Box 122, Bishop, Virginia 24604 for 1 coyote killed with a rifle on March 11, 2008
  - \$50.00 to Eddie Bowman, 3071 Mudfork Rd. North Tazewell, Virginia 24630 for 1 coyote killed with a rifle on Mach 8, 2008
  - \$50.00 to Eddie Bowman, 3071 Mudfork Rd. North Tazewell, Virginia 24630 for 1 coyote killed with a rifle on March 3, 2008.
  - \$50.00 to Eddie Bowman, 3071 Mudfork Rd. North Tazewell, Virginia 24630 for 1 coyote killed with a rifle on February 25, 2008 with a rifle.
  - \$50.00 to Ralph Boothe, 495 Dryfork Road, Bandy, Virginia 24602 for 1 coyote killed with a rifle on January 8, 2008.
  - \$50.00 to Ralph Boothe, 495 Dryfork Road, Bandy, Virginia 24602 for 1 coyote killed with a rifle on December 12, 2007 with a rifle.
  - \$50.00 to Ralph Boothe, 495 Dryfork Road, Bandy, Virginia 24602 for 1 coyote killed with a rifle on December 18, 2007 with a rifle.
  - \$50.00 to Jim S. Gillespie, 896 Pounding Mill Branch Rd. Pounding Mill, VA 24637 for 1 coyote killed on December 9, 2006, with a rifle.
  - \$150.00 to Ray Nease, 2123 Baptist Valley Rd. Cedar Bluff, VA 24609 for 3 coyotes killed by trapping on February 18, 2008.
  - \$150.00 to Ray Nease, 2123 Baptist Valley Rd. Cedar Bluff, VA 24609 for 3 coyotes killed by trapping on February 23, 2008.
  - \$50.00 to Timothy J. Sparks, PO Box 1084, Cedar Bluff, Virginia 24609 for 1 coyote killed with trap on March 4, 2008.
  - \$100.00 to Timothy J. Sparks, PO Box 1084, Cedar Bluff, Virginia 24609 for 2 coyotes killed with trap on March 17, 2008.
  - \$50.00 to Ronald Halloway, 501 E. Fincastle, Tazewell, Virginia 24651 for 1 coyote killed by snare on March 2, 2008.
  - \$50.00 to Quinto Falgiani, PO Box 1460, North Tazewell, Virginia 24630 for 1 coyote killed with a rifle on March 2, 2008.
  - \$50.00 to Danny Akers, Rt. 2, Box 466-A Bluefield, Virginia 24605 for 1 coyote killed with snare on February 23, 2008.

- \$50.00 to Ken Roark, 251 Valley Farm Dr. Tazewell, Virginia 24651 for 1 coyote killed with a rifle on March 2, 2008 with a rifle.
- \$50.00 to Jesse Asbury, 4025 Hogback Rd. Tazewell, Virginia 24651 for 1 coyote killed with a rifle on January 7, 2008 with a snare.
- \$150.00 to Jesse Asbury, 4025 Hogback Rd. Tazewell, Virginia 24651 for 3 coyotes killed with a snare on February 1, 2008.
- \$100.00 to Jesse Asbury, 4025 Hogback Rd. Tazewell, Virginia 24651 for 2 coyotes killed with a snare on February 4, 2008.
- \$700.00 to Clinton Bell, 1987 Cove Rd., Tazewell, Virginia 24651 for 14 coyotes killed with snare on February 21, 2008.
- \$100.00 to Clinton Bell, 1987 Cove Rd., Tazewell, Virginia 24651 for 2 coyotes killed with a snare on March 12, 2008.
- \$150.00 to Loretta Bell, Rt. 1, Box 350, Tazewell, Virginia 24651 for 3 coyotes killed with a snare on March 1, 2008
- \$300.00 to Alfred Webb, 244 Beachwood Lane, Tazewell, Virginia 24651 for 6 coyotes killed with a snare on February 28, 2008.

---

#### ROAD MATTERS CONTINUED

##### “Speed & Watch for Children Signs”

Upon motion of Supervisor Hymes, seconded by Supervisor Wimmer 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 request that the Virginia Department of Transportation investigate and conduct a safety study for the purposes of reducing the speed and placing “Watch for Children” signs on Route 702, Pauley Road from the Intersection of Route 644 and Route 702 to the intersection of 702 and on Route 696 approximately 0.60 miles. The Board of Supervisors hereby requests that the funds for this project be allocated from VDOT Cost Center Funds, No. 12040007.

##### “Safety Study - Route 845 - Danberry Lane”

Upon motion of Supervisor Hymes, seconded by Supervisor Wimmer 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 requests that the Virginia Department of Transportation perform a safety study and reduce the speed as appropriate on Route 845- Danberry Lane in Falls Mills, Virginia located off Loop Road, Route 660.

---

#### DEFACED STRUCTURES

LOTS 19 & 20 DIXON HEIGHTS SUBDIVISION -

BAKER HOLLOW, DORAN, VA

##### PUBLIC HEARING -

The Chairman called to order a public hearing which had been duly advertised according to law, to receive comments relative to the abatement of defaced structures as lots 19 & 20 of the Dixon Heights Subdivision, Baker Hollow Road, Richlands, Virginia and called for public comments from the floor with regard to the subject public hearing.

Jaclyn Shelton, daughter-in-law, on behalf of property owners Douglas M. and Peggy G. Shelton claimed she was in the process of taking the necessary actions to clean up the

property in question and requested that the Board grant her a 60 day extension to clean up the property in question.

The County Attorney, Eric Young presented a slide show showing the condition of the mobile homes in question. The exterior walls of the mobile homes have been removed exposing insulation and interior which poses a threat to children; it is a haven for rodents.

Dave White, Emergency Services Coordinator spoke and said that the guideline for a property owner to demolish a defaced structure is 30 days.

The Chairman then called for further comments from the floor three times and there being none, he declared the public hearing closed.

Now, upon motion of Supervisor White, 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 finds that the structures located at Lots 19 & 20 of the Dixon Heights Subdivision, Baker Hollow, near Richlands, Virginia are defaced structures and hereby defers action to remove or to demolish the structures for 60 days in order to allow time for the property owners to take the necessary actions to clean up the property in question. After the 60 days has passed the property in question will be revisited and a determination will be made whether to allow the County Administrator to take such steps as are necessary to abate the defacements and to pursue all avenues to the County to recoup the costs of such abatement from the property owner with regard to same.

---

#### DEFACED STRUCTURES

##### 1972 WARDELL ROAD - CEDAR BLUFF

Now, the Chairman, William B. Rasnick called to order a public hearing to order to receive comments relative to the abatement of defaced structures at 1972 Wardell Road, Cedar Bluff, and Virginia. The names and addresses of the property owners and lien-holders are: Ronald W. & Sandra Warden, RR 2, Box 343 F, Cedar Bluff, Virginia 24609 - US Small Business Administration - Dawn Dibenedetto and Lorraine Dismond, Trustee - 801 Tom Martin Drive, Suite 120, Birmingham, Alabama 35211.

Eric Young, County Attorney, presented a slide show of the property in question. The condition of the property is a collapsed mobile home and a second mobile home with exposed interior.

- Mr. Jennings Webb, 1958 Wardell Road, Richlands, VA - said that property is infested with snakes, rats and dead animals. He said that something had to be done now to correct the situation.
- Mr. Wayne Thompson, 263 Caitlyn Drive, Cedar Bluff, VA - stated that Mr. Webb has a nice place, but the mess around him was appalling. He said that the property was worse than a jungle and requested that the property be cleaned up as soon as possible.

The Chairman called for further comments three times and there being none, he declared the public hearing closed.

Now, upon motion of Wimmer, seconded by Supervisor White 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 finds that the structures located at 1972 Wardell Road, near Cedar Bluff, Virginia are defaced structures and directs the County Administrator to obtain an estimate in an amount up to \$10,000 and to report said estimates as well as other alternatives to the Board of Supervisors at its next regular meeting with regard to ways to abate future defacements. And, further that the County Administrator is hereby further authorized to take the necessary actions to recoup the costs of such abatement from the

property owners, if applicable, at such time as deemed necessary and appropriate. The Board further hereby authorizes and directs that the County Treasurer be consulted to determine any tax lean situations, etc. with regard to said property.

---

#### VDOT REPORTS – MARTY HALLOWAY

Road matters continued -

Marty Halloway, VDOT Resident Administrator, presented to the Board of Supervisors a list of road projects that have occurred since the last Board of Supervisors meeting:

##### **Construction**

- Bridges on Rte. 19/460 at Pounding Mill Quarry - Fort Chiswell Construction continues to prepare site for Phase I. Temporary lane closures are in place to construct crossovers for temporary traffic change purpose.

##### **Maintenance**

- Rte. 696 Slide – Road is open to traffic with flagging operations during clean up operations.

##### **Miscellaneous**

- Need a speed study request/resolution along with a safety study for watch for children sign on Rte. 702 Pauley Road. From Int. 644 and 702 to the int. of 702 and Rte. 696 approx. 0.60 miles. (resolution adopted)

##### **Update**

- Rte. 626 Sinking Waters in Bandy speed study – Study is complete and shows that it is a low volume road and enforcement can't be reasonably expected if speed is reduced. It also gives a false sense of security for adjacent property owners as well as the drivers using the road.
- Rte. 604 Thompson Valley/Upper Valley Road speed study – Study is complete and it doesn't show a speed reduction for the same reason but we will install curve warning signs with advisory speeds and chevrons.
- Lake Street is closed for the Rte. 19\460 bridges at Pounding Mill. All owners where contacted.
- Public Hearing was held for the Hockman Pike relocation on March 10 at the Bluefield Town Hall.
- The second of three planned sessions regarding the implementation of the Traffic Impact Analysis regulations as a result of Chapter 527 of the 2006 Acts of Assembly has been scheduled for Monday, April 14, 2008 from 10 AM – 4PM at the Southwest Virginia Higher Education Centers Executive Auditorium near exit 14 in Abingdon. See attached letter.

*This session targets individuals who work with comprehensive plan updates/amendments, rezoning and site plans and as a result participants will be able to determine if a development is subject to the 527 process, and if so, calculate fees, what constitutes a complete application and when a scoping meeting should be held; describe the work flow, timeline and appropriate VDOT contacts; describe what needs to be in the public record.*

##### **Discussion**

- Decision Making Matrix for SSYP.
  - How does the project relate to the comprehensive plan?
  - How will this improvement relate to safety?
  - Do at least 75% of property owners agree to donate and/or agree with the improvement?
  - Is the route a rural major collector or have the potential to become (federal fund eligibility)?
  - Accident analysis
  - Benefit cost ratio
  - Is there other financing available (CST, Grants, ARC, SAFETEA-LU, Industrial Access, Economic Development, Recreational Access and Revenue Sharing?)

---

#### PLEASANT VALLEY ESTATES –ROAD CONCERNS

JOE ROBINSON

Joe Robinson, a resident of Pleasant Valley Estates, appeared before the Board and once again addressed the road situation in Pleasant Valley Estates. The road is served by approximately 1.6 miles of roadway accessed from State Route 738, G.I. Brown Road. With the assistance of property owners in the past, the County surface treated the roadway. Some property owners are concerned about getting their road into the Virginia State Secondary Road System – primarily for snow removal. According to the County Attorney, and as

demonstrated to the Board with a slide presentation, a recorded deeded plat did not include a portion of a corner of property which is needed in order to repair the road in question. Property owner, G.I. Brown has indicated that he will review the necessary document which was prepared by the County Attorney. Mr. Brown will advise the County Attorney whether he agrees to the right-of-way dedication.

---

TAZEWELL COMMUNITY HOSPITAL/  
CARILION HEALTH

Chris Wearmouth, announced that Tazewell Community Hospital is engaged in transactions selling the hospital facility to Carilion Clinic, hopefully by the end of June, 2008. In order for the transaction to be final, a package will be forwarded to the Attorney General's office. He said that with the current economic conditions, it is getting harder for small independent hospitals to exist and stated that Tazewell Community was one of the last independent hospitals in the State of Virginia. He said that the transaction would help strengthen the hospital with health care, new physicians, etc. and would help with continued economic growth in the community.

Supervisor Hymes questioned whether any funds would come back to the community since the hospital was a community facility. Mr. Wearmouth stated that it was a receiving entity for funds which could be used for non-profit organizations, mostly skewed towards health care.

In closing, Mr. Wearmouth introduced TCH Board of Director members, John Beggs and Jim Thompson. The Board thanked Mr. Wearmouth for his presentation.

---

LOIS MULLINS, TEACHERS EDUCATION ASSOCIATION (TEA)

Mrs. Lois Mullins, President, Tazewell Education Association (TEA) presented to the Board a budget request for 2008-2009. The TEA is requesting a 5% salary increase, plus step. She said that no funding would be appropriated from the General Assembly for teacher raises until July 1, 2009, and at which time it would only be a 2 % increase. Mrs. Mullins handed out a teacher pay scale showing salary ranks for various year tenures. She reported that teachers in Tazewell County continue to rank among the lowest paid in the state and across Southwest Virginia. She duly requested that the Board consider the necessary funding for the salary increases. The amount of \$1.55 million would be needed for the proposed increase. Ms. Mullins said that teachers in the County continue to struggle with increasing housing costs, gas costs as well as heating and tax and food inflation and said that a 3 percent increase would barely keep the teachers up with the rising cost of living. She mentioned that a husband & wife, who are teachers, qualify for food stamps.

Chairman Rasnick read from a letter he received this date from the School Superintendent regarding a proposal to eliminate or rearrange the adjustment of personnel salary schedules within the 5% salary compensation proposal. He wanted to know if Mrs. Mullins supported the proposal. She said that she wasn't aware of the proposal, but it sounded like the School Board was proposing to eliminate the step increase, and hoped whatever the decision was that it would be a fair one.

---

OTHER CITIZEN COMMENTS

Jess Peery, Tazewell, Virginia said that he thought that the School Board needed a manager to run school business affairs. He mentioned the surplus auction and the low

amount of money received for school buses. He also spoke about the large school buses that were carrying only 7 or 8 children in the Burkes Garden Community. He said that a better business approach was needed.

Tom Childress, Pocahontas, Virginia requested that Peel Chestnut Mt. Bluefield, Virginia 24605 be changed back to Peel Chestnut Mt. Pocahontas, Virginia. He said that the Peel Chestnut Mt. address had been in existence for approximately 230 years and its name was derived from the Indians.

Earl Griffith, 5820 Jewell Ridge Road, Jewell Ridge, Virginia spoke about the proposed School Board budget and teacher salaries. He said that the School Board sets the school personnel salaries, not the Board of Supervisors. He mentioned teachers that are driving to Buchanan & Washington Counties for better teacher salaries, and reiterated that these counties have a better tax base because of gas wells, larger coal mines, and other economic development and can afford to pay teachers better. He spoke about the teachers in Tazewell County who do not get the big pay increases. He said those who have salaries of \$50,000 plus and who have worked twenty plus years receive the biggest pay increases. Mr. Griffith said that he supported teacher pay-raises but said he believed he could live on a \$60,000.00 to \$120,000.00 annual salary. In closing, he commended the Board of Supervisors for their hard work and thoroughness in developing the County budget.

---

#### COUNTY ATTORNEY REPORTS

##### SUBDIVISION ORDINANCE - PROPOSED AMENDMENTS

Following presentation by the County Attorney, Eric Young, and upon motion of Supervisor White, seconded by Supervisor Rasnick 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 and request that the Tazewell County Planning Commission place on their next meeting agenda a proposal to advertise for a public hearing to consider amendments to the Tazewell County Subdivision Ordinance to include, Section 5-4.1 "The Agent or the Tazewell County Engineer shall determine within ten (10) business days from the date of submittal whether said proposed subdivision requires State Agency approval, forward the proposal to such State agency or agencies, and notify the developer in writing. The time period in which the Agent or the Tazewell County Engineer has to act on the proposed development shall be tolled during such state agency review such that the Agent or Tazewell County Engineer shall act upon the plat within thirty-five (35) days of receipt of the State agency's or agencies' approval, pursuant to Section 15.2-2260 of the Code of Virginia, (1950) as amended. The Agent or Tazewell County Engineer shall notify the developer upon receipt of all necessary State Agency approvals."

#### INTERIM

##### LOCAL HEALTH OFFICIAL FOR SUBDIVISIONS

Upon motion of Supervisor Anderson, seconded by Supervisor Wimmer 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 authorizes and directs the County Administrator to appoint a Local Health Official for Subdivision approval and payment for services of same shall be obtained from the permit fees paid by developers.

##### AIRPORT ESTATES SUBDIVISION

Upon motion of Supervisor Wimmer, seconded by Supervisor White 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 requesting that the Airport Estates Road, from Route 1020 (Airport Road) to 0.245 miles west to a Cul-de-sac, a

total distance of 0.25 miles be accepted into the State Secondary Road System as described on the attached "Report of Changes to the Secondary System of State Highways" which is herein incorporated by reference."

---

#### COUNTY ADMINISTRATOR REPORTS

#### WORKFORCE TRAINING EQUIPMENT

#### GRANT APPLICATION

Following a request by the County Administrator, and upon motion of Supervisor Anderson, seconded by Supervisor Wimmer 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 Rural Development grant application by the County of Tazewell for workforce training equipment, i.e. camera/video equipment for the purpose utilizing a local regional television channel, as a workforce training tool, more particularly, Talent Solutions Network.

The County Administrator, is hereby further authorized, empowered and directed to take all actions as may be necessary and appropriate with regard to the grant application process.

#### MARKETING AND WEB DESIGN -

The County Administrator reported that negotiations are on-going with regard to the Web Design RFP's. In addition to the County's Web Design, the County is looking at ways to stream-line the Building Inspector's office in conjunction with Erosion & Sediment Control and other permitting needs. He said that he has met with several board members and plans to meet with all of them to present an over-view of exactly how the County intends to transform the Building Inspector's office to be more efficient.

#### POCAHONTAS WALKING TRAIL

Only one firm, Hill Studio, submitted a proposal for design services for the Pocahontas, Virginia - Phase I Multi-Use Walking Trail. There is grant money involved with this project. A meeting will be held with VDOT and public hearings will follow with regard to the proposed trails. The Board of Supervisors concurred that the County proceed to take the necessary actions to continue with the project.

#### WILEY & WILSON - OFFICE SPACE NEEDS

Upon motion of Supervisor Anderson, seconded by Supervisor Wimmer 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 amount up to \$5,000.00 payable to Wiley & Wilson associated with the Office Space Needs Assessment Space Study in the courthouse and adjacent properties, payable from the Contingency Fund, 91050-7023.

The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia. The Office Space Needs Assessment Space Study was incorporated and made a part of the Wiley & Wilson HVAC Study, approved at a meeting of the Board of Supervisors held September 4, 2007.

#### CHIEF COUNTY BUILDING OFFICIAL ANNOUNCED

Upon motion of Supervisor Wimmer, seconded by Supervisor Rasnick 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 designates Jerry Blackburn, Tazewell County Building Inspector as the Chief Tazewell County Building Official, to be effective upon the retirement of Dean Johnson scheduled for April 23, 2008.

The County Administrator further advised that the County's organizational chart would be revamped to smaller teams and team leaders.

---

#### APPOINTMENTS

##### Tazewell County Library Board of Trustees

Upon motion of Supervisor Anderson, seconded by Supervisor Wimmer 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, Sarah Bowling, 108 Fincastle Lane, Bluefield, Virginia 24605 as a member of the Tazewell County Library Board of Trustees, with a term effective April 1, 2008 and expiring January 31, 2012 (four-year term). This appointment is contingent upon Sarah Bowling's acceptance of same.

##### Coal & Gas Road Improvement Committee

Upon motion of Supervisor Anderson, seconded by Supervisor Wimmer 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, Bruce Remines, 327 Gulf Port Drive, Bluefield, Virginia 24605 as a member of the Tazewell County Coal & Gas Road Improvement Advisory Committee, to serve a four year term effective immediately and expiring March 31, 2012. This appointment is contingent upon approval of the Circuit Court Judge.

---

#### EMERGENCY SERVICES REPORT

##### NORTHERN DISTRICT FUNDS-

##### \$500.00 TOWARDS THE PURCHASE OF A 1979 HIGH PRESSURE PUMPER

Upon recommendation of the Tazewell County Emergency Services Committee, at a meeting held March 31, 2008, and upon motion of Supervisor Rasnick, 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 amount of \$500.00 from the Northern District Funds, 91400-5660, payable to DAD Fire Department towards the purchase of a 1979 High Pressure Pumper - cost \$6,500.00. The DAD Fire Department received \$6,000.00 from a vehicle insurance claim which will be used in this purchase.

The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia.

---

#### EMERGENCY SERVICES -

##### FIVE YEAR EMERGENCY PLAN COMMITTEE -

##### MEMBERSHIP RATIFIED

Upon motion of Supervisor Hymes, seconded by Supervisor Wimmer 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 ratifies the EMS - Five Year Emergency Plan Committee as recommended by the Tazewell County Emergency Services Committee:

- Bill Wimmer, George Pilkins, Randy Ann Davis, James Richardson, Jim Hardy, Bill Allison and Steve Nidiffer.

---

Delegate Dan Bowling, House of Delegates representative briefed the Board on the recent adoption of the State budget. He mentioned the state school budget formula, i.e. approximately 70% of all money for education comes from the State. He said that the formula is based on "costs per pupil" and mentioned how the closure of smaller schools could possibly affect school funding.

He also mentioned state funding for a new state police helicopter for emergencies which will be able to carry two people instead of one. It will take approximately 18 months to process the order. Roads were not addressed - a special session will be held in late spring, as well as a veto session. Supervisor White questioned whether any new laws were approved concerning concealed weapons. Delegate Bowling stated that State weapon laws were unchanged.

#### BOARD CONCERNS

Supervisor Anderson requested the status of the paving issues on Fincastle Farms road as well as requesting that the County Road Department determine the eligibility for repairs to a road on the left at David Hicks residence in Fincastle Farms. He commended the Tazewell County Animal Shelter in their efforts to repair the Animal Shelter facility. He then requested that a copy of a letter from the Town of Bluefield regarding the Articulating Aerial Platform Fire Truck be given to the Emergency Services Committee. He questioned the status of the vehicle & inventory list and requested the status of the Kersey Road deeds.

#### EASTERN DISTRICT FUNDS

Graham High School -

Upon motion of Supervisor Anderson seconded by Supervisor Wimmer and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the following amounts from Eastern District Fund, Account No. 72010-5605, payable as set forth below. The County Administrator is hereby authorized and directed to issue said warrants in accordance with this action and which said warrants will be converted to negotiable checks by the Treasurer of Tazewell County, Virginia:

- \$ 500.00 - Graham High School DECA Club
- \$ 1000.00 - Graham High School Project Graduation

---

#### FALLS MILLS DAM - KIDS FISH DAY

\$2,500.00 - \$500. FROM EACH DISTRICT FUND

Upon motion of Supervisor Anderson, seconded by Supervisor Wimmer 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 and approves the following monies from District Funds as set forth below, payable to the Kids Fish Day event, scheduled for April 26, 2008. The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable checks by the Treasurer of Tazewell County, Virginia 24651. It was suggested that

this event be included in the FY2009 County Budget request process in order to be considered for future funding.

▪ Western District	\$500.00
▪ Southern District	\$500.00
▪ Northern District	\$500.00
▪ Northwestern District	\$500.00
▪ Eastern District	<u>\$500.00</u>
	\$ 2,500.00

---

#### SVCC - FESTIVAL OF THE ARTS

\$2,500.00 - \$500.00 FROM EACH DISTRICT FUND

Upon motion of Supervisor Hymes, seconded by Supervisor Wimmer 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 amount \$2,500.00 - \$500.00 from each District Fund respectively, payable to the Southwest Virginia Festival of the Arts, Attn: Mary Lawson. The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrants will be converted to negotiable checks by the Treasurer of Tazewell County, Virginia. The Board of Supervisors requested that Ms. Lawson be requested to submit a budget request for each fiscal year in order to be considered for funding in FY2009.

▪ Western District	\$500.00
▪ Southern District	\$500.00
▪ Northern District	\$500.00
▪ Northwestern District	\$500.00
▪ Eastern District	<u>\$500.00</u>
	\$2,500.00

---

#### TAZEWELL LITTLE LEAGUE BASEBALL -

\$2,000.00 - \$1,000 SOUTHERN & \$1,000 NORTHERN

Upon motion of Supervisor Hymes, seconded by Supervisor Rasnick 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 \$1,000.00 from the Southern District Fund and \$1,000.00 from the Northern District Fund, \$2,000 total, payable the Tazewell Little League Baseball, P.O. Box 988, North Tazewell, Virginia 24630, attn: John H. Boothe Jr.

The Tazewell County Board of Supervisors hereby authorizes and directs the County Administrator to issue said warrant in accordance with action and which said warrant will be converted to negotiable checks by the Treasurer of Tazewell County, Virginia 24651.

---

#### TAZEWELL HIGH SCHOOL DECA

\$1,250.00 - \$750.00 SOUTHERN AND \$500.00 NORTHERN

Upon motion of Supervisor Hymes, seconded by Supervisor Rasnick 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 amount of \$1,250.00 - \$750.00 Southern District & \$500.00 Northern District, payable to the Tazewell High School DECA, Attn. Donna Marinus, Marketing Coordinator. The County Administrator is hereby authorized and directed to issue said warrants in accordance with this action and which said

warrants will be converted to negotiable checks by the Treasurer of Tazewell County, Virginia. 24630.

---

Supervisor Hymes questioned the status of repairs to the roof at the Tazewell County Fire Department. He also questioned whether any progress had been made with regard to the bathroom facilities in Burkes Garden to accommodate the upcoming fall festival. The County Administrator said that he would have Gary Earp update Supervisor Hymes by email with regard to this question.

---

HIS NETWORKS \$700.00

Upon motion of Supervisor White, 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 amount of \$700.00 – (\$200.00 Northwestern, \$200.00 Northern, \$100.00 Southern, \$200.00 Western) payable to HIS Networks, subject to legal review and approval. The HIS Program is holding rally's throughout the county in an effort to combat the drug problem in Tazewell County.

Upon legal review & approval, the County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia 24651.

DEVIN LANE - ROAD REPAIRS

Supervisor White requested that Gary Earp look at the junk/debris near the railroad tracks at Devin Lane and to obtain a cost estimate for road repairs to Devin Lane. The entire road is on the railroads right-of-way.

---

BOY SCOUT 007 \$600.00 from NW District

Upon motion of Supervisor White, seconded by Supervisor Wimmer and adopted by a vote of 5 to 0, with all members present voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$600.00 from the Northwestern District (loan from Northern district, if applicable), payable to Boy Scout Troop No. 007. The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action and which said warrant will be converted to negotiable checks by the Treasurer of Tazewell County, Virginia. 24651

Supervisor White mentioned his recent visit to the County's 911 Center. Other Board members are visiting the center and meeting with Erwin Earnest in regard to the 911 operations.

---

NORTHERN DISTRICT ROADS APPROVED

Upon motion of Supervisor Rasnick, seconded by Supervisor Wimmer and adopted by a vote of 5 to 0, and contingent upon available funding, the Tazewell County Board of Supervisors hereby approves repairs/surface treatment to the following roads located in the Northern District of Tazewell County from the Northern District Road Fund:

Tara Avenue; Parson Drive, Line Road, Coronado Drive, Saxony St., Capri Road, Waushopper Road and Circle Drive.

The County Administrator is hereby authorized and directed to issue said warrants in accordance with this action and which said warrant will be converted to negotiable checks by the Treasurer of Tazewell County, Virginia.

Supervisor Rasnick requested that Gary Earp determine road repairs eligibility for two roads in the Crocketts Cove area, Lock Street and Tester Street. He also asked that VDOT investigate a large hole in the road at Dryfork - Jimmy Sword is the contact person.

Supervisor Rasnick requested that Eric Young, County Attorney contact Jim Honaker with regard to implementing a Community Watch Group for the Dryfork community.

---

RECESS TO APRIL 30, 2008 - 6:00 P.M.

Now, there being no further business to be transacted and upon motion of Supervisor Hymes, seconded by Supervisor Wimmer 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 recesses this meeting to April 30, 08 at 6:00 p.m. in lieu of the May 6, 2008 regular meeting to consider the adoption of the Tazewell County School Board Budget and to consider any other matters as may properly come before the Board of Supervisors.

---

William B. Rasnick, Chairman

By: rg

9:48 p.m.