

VIRGINIA: At a regular meeting of the Tazewell County Board of Supervisors held August 7, 2007 at 6:00 p.m. in the Tazewell County Public Service Authority, Tazewell, Virginia 24651

**PRESENT: William B. "Bill" Rasnick, Chairman
Bill Wimmer, Vice-Chairman
Earl Griffith, Member
Dave Anderson, Member
D. Michael Hymes, Member
Jim Spencer, III - County Administrator
Patricia Green, Assistant County Administrator
Ruth Groseclose, Administrative Assistant**

OTHERS

**PRESENT: Warren Hinkle, Tazewell County Free Press
Jim Talbert, Clinch Valley News/Richlands News Press
Charles Owens, Bluefield Daily Telegraph**

ABSENT: Eric Young, County Attorney

MINUTES

The Chairman, William B. Rasnick, called the meeting to order with all members present. Supervisor Wimmer gave the invocation with Supervisor Griffith leading those present in the pledge of allegiance.

The Chairman welcomed those present and proceeded with the agenda format.

AGENDA ADOPTED

Now, upon motion of Supervisor Griffith, 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 adopts the agenda as hereby amended.

MINUTES APPROVED

Upon motion of Supervisor Hymes, seconded by Supervisor Griffith 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 June 5, June 29 and July 19, 2007 Board of Supervisors meeting minutes as hereby written.

EXECUTIVE/CLOSED SESSION

Upon motion of Supervisor Griffith, 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 enters into an executive/closed meeting pursuant to Virginia Code, Section 2.2-3711:

- A (3) Property Acquisition involving Route 696
- A (3) Property Acquisition involving a local building in Tazewell
- A (3) Property Disposition involving potential disposition of publicly held property
- A (6) Discussion or consideration of the investment of public funds involving Revenue Sharing Agreement with Towns.
- A (6) Discussion of consideration of the investment of public funds involving Fire Protection Services with the Town of Richlands.

RETURN/CERTIFICATION/REPORT OF ACTION

Now, upon motion of Supervisor Griffith, seconded by Supervisor Anderson 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 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 the matters specifically identified in the motion to convene in an executive/closed meeting and lawfully permitted

to be discussed under the provisions of the Virginia Freedom of Information Act that were cited in the motion to enter into the executive/closed meeting.

Roll Call Vote:

- Supervisor Hymes - Aye
- Supervisor Wimmer- Aye
- Supervisor Rasnick- Aye
- Supervisor Griffith- Aye
- Supervisor Anderson- Aye

REPORT OF ACTION AS A RESULT OF THE EXECUTIVE/CLOSED MEETING

IN-HOUSE STUDY - OFFICE SPACE NEEDS

45 DAY OPTION - BANK BUILDING

Upon motion of Supervisor Wimmer, seconded by Supervisor Griffith and adopted by a vote of 4 to 1, with Supervisor Anderson voting nay, the Tazewell County Board of Supervisors hereby authorizes and directs the County Administrator to implement a plan of action and establish a committee consisting of county staff to perform an in-house study for the development of a long-term plan with regard to Tazewell County government office space needs and further that the Board of Supervisors enter into a forty-five (45) day option agreement on the old bank building located on the west end of main street, beside the Tazewell County Courthouse. This will enable the county staff to potentially look at the building as part of the long-term plan for office space needs. A report regarding this subject will be provided to the Board of Supervisors at the September 4 regular meeting.

VDOT - REVENUE SHARING AGREEMENT

Upon motion of Supervisor Griffith, 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, empowers and directs the County Administrator, subject to legal review, to execute on behalf of the Board of Supervisors of Tazewell County,

Virginia, a VDOT -Revenue Sharing Agreement with the Town of Bluefield, Tazewell and Richlands, whereby the towns would be required to inspect and certify each revenue sharing project in their respective jurisdiction. Each town, Richlands, Tazewell and Bluefield will be required to sign off on the VDOT - revenue sharing invoices/projects and submit same to the County Administrator for final local administering. A copy of the Revenue Sharing Agreement, once executed by all parties, will be attached hereto and incorporated herein by reference thereto.

FIRE AND RESCUE SERVICE AGREEMENT -

BETWEEN COUNTY OF TAZEVELL AND TOWN OF RICHLANDS

Upon motion of Supervisor Griffith, 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 AMENDMENT TO FIRE AND RESCUE SERVICE AGREEMENT BETWEEN COUNTY OF TAZEVELL AND THE TOWN OF RICHLANDS, subject to legal review, and to further continue with negotiations with the Town of Richlands regarding the insurance policy premium, as well as further negotiations on the fire truck. A copy of the agreement, in its amended form, once approved by legal counsel and executed, will be attached hereto and incorporated herein by reference.

CERTIFICATE OF APPRECIATIONS

The Chairman of the Board of Supervisors recognized the following Tazewell County School Teachers for receiving the *2007 Teacher of the Year Awards*:

- Tammy Williams 2007 Tazewell County Elementary School Teacher of the Year
- Ami Beth Warner 2007 Tazewell County High School Teacher of the Year

- ¹Linda Neal 2007 Tazewell County Middle School Teacher of the Year

CONSENT CALENDAR APPROVED

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 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 this action and which said warrants will be converted to negotiable checks by the Treasurer of Tazewell County, Virginia:

WARRANTS

June/July 2007

Ordered that Warrant Nos. 125607 through 125693, and direct deposits totaling \$177,436.81 from the General, Landfill Enterprise, and 911 Funds, covering payroll for the various County agencies, for the period ending June 30, 2007, be approved.

Ordered that Warrant Nos. 125695 through 125786, and direct deposits totaling \$191,165.81 from the General, Landfill Enterprise, and 911 Funds, covering payroll for the various County agencies, for the period ending July 15, 2007, be approved.

Ordered that Warrant Nos. 435345 through 435502, for \$811,747.14 from the General, Landfill Enterprise, Capital Outlay, Law Library and 911 Funds, covering operating expenses for the various County agencies for the month of June 2007, be approved.

¹ Ms. Neal did not appear to accept her award. The certificated was mailed to her home address.

Ordered that Warrant Nos. 435504 through 435523, for \$131,249.90 from the General, Landfill Enterprise, and 911 Funds, covering payroll deductions for the various County agencies for the period ending June 30, 2007, be approved

Ordered that Warrant Nos. 435525 through 435573, for \$261,869.39, from the General Fund, covering operating expenses for the At Risk Youth Program (CSA) for the month June 2007, be approved.

Ordered that Warrant Nos. 435575 through 435584, for \$130,007.98 from the General, Landfill Enterprise, Capital Outlay, Law Library, and 911 Funds, covering operating expenses for the various County agencies for the month of June 2007, be approved.

Ordered that Warrant Nos. 435586 through 435707, for \$788,091.11 from the General, Landfill Enterprise, Capital Outlay, Law Library, and 911 Funds, covering operating expenses for the various County agencies for the month of July 2007, be approved.

Ordered that Warrant Nos. 435709 through 435730, for \$134,335.53 from the General, Landfill Enterprise, and 911 Funds, covering payroll deductions for the various County agencies for the period ending July 15, 2007, be approved.

Ordered that Warrant Nos. 801126 through 801141 for \$27,115.87 from the General, Landfill Enterprise, Capital Outlay, Law Library, and 911 funds, covering operating expenses for the month of June 2007, be approved.

COYOTE CLAIMS APPROVED from Acct. No. 35010-5802

- \$50.00 to Rick Kinder, 137 Barnett Ave. North Tazewell, Virginia 24630 for 1 coyote killed with a rifle on June 29, 2007
- \$50.00 to Larry Lambert, 401 Plymouth Hollow, North Tazewell, Virginia 24630 for 1 coyote killed with a gun on July 11, 2007

- \$50.00 to Doug Kinder, 4128 Smith Ridge Road, Jewell Ridge, VA 24622 for 1 coyote killed with a gun on June 19, 2007
- \$100.00 to Rick Kinder, 137 Barnett Ave. North Tazewell, Virginia 24630 for 2 coyote killed by a gun on July 6, 2007
- \$50.00 to Chris Goad, RR 4, Box 742, North Tazewell, Virginia 24630 for 2 coyote killed by a gun on June 14, 2007
- \$50.00 to Ronnie Hayes, 176 Empire Drive, North Tazewell, Virginia 24630 for 1 coyote killed by trapping on July 3, 2007.
- \$50.00 to Jesse Asbury, 4025 Hog Back Road, Tazewell, Virginia 24651 for 1 coyote killed by a gun on June 15, 2007.
- \$50.00 to Alfred Webb, 244 Beechwood Lane, Tazewell, Virginia 24651 for 1 coyote killed by snare on May 15, 2007.
- \$150.00 to Alfred Webb, 244 Beechwood Lane, Tazewell, Virginia 24651 for 3 coyotes killed by snare on July 16, 2007.
- \$50.00 to Clarence Sparks, 102 Conifer Street, North Tazewell, Virginia 24630 for 1 coyote killed by gun on July 22, 2007.

PSA - KENT'S RIDGE WATER PROJECT

- Approved an additional appropriation in amount of \$121,700.00 from the Coal & Gas Fund Acct. No. 91030-8109 to the Tazewell County PSA for a water project (Kent's Ridge).

IDEA PARK RENOVATIONS - & PARKING LOT PAVING PROJECT

- Approved a transfer of up to \$40,000 from the Bluestone Capital money (23-97010-8201) to Idea Park Renovations (12050-8109) to finish the renovations and to have the parking lot paved.

NORMAN COOK, TREASURER

ANNUAL SETTLEMENT - OF THE COUNTY OF TAZEWEILL AS OF JUNE 30, 2007 & PRESENTATION OF DELINQUENT TAX LIST

The County Treasurer, Norman Cook, presented to the County a copy of the Annual Settlement/Financial Condition of the County of Tazewell as of June

30, 2007. Total Committed funds were \$14,379,511.71 with General Fund Uncommitted funds at \$1,860,677.72. ALL FUNDS totaled \$16,240,189.43.

Mr. Cook then presented the Board with a copy of the Delinquent Tax List for FY2006.

The Board commended Mr. Cook for the way he handled the County finances and praised his diligence and hard work.

**TRANE PRESENTATION -
GRAHAM HIGH SCHOOL HVAC SYSTEM
& UPGRADE TO LIGHTING AND WATER PROBLEMS AT ALL SCHOOLS**

Following a presentation by Bill Upthegrove, a representative from TRANE, and upon motion of Supervisor Anderson, seconded by Supervisor Griffith 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 directs the Tazewell County School Board, contingent upon legal review and approval by the Tazewell County School Board, to pursue financing by obtaining a performance contract in an approximate amount of \$4,618,912.00. This money will be used to install a new HVAC System at Graham High School as well as upgrading lighting systems and correcting water problems (water facets, toilets, etc.) at all schools. The amount of \$1,650,000.00 will be made part of the School Facilities Plan through Interim Financing and the remaining balance will be financed through anticipated yearly utility savings of \$239,000.00 by making such school upgrades.

CITIZEN COMMENTS - SCHEDULED

Homer Arnold, 180 Arnold Street, Bandy, Virginia voiced concern with regard to 4-wheelers being driven on state highway Route 667 in the Dryfork community. He said the 4-wheelers are a nuisance and disturbing to the neighborhood. Mr. Arnold wanted to know if something could be done about

the situation. He said that he has called the Sheriff's office about the problem but nothing has been accomplished.

The Board encouraged Mr. Arnold to continue calling the sheriff's office about the problem because they have no jurisdiction on State property.

**BRIAN STANLEY, VIRGINIA DEPARTMENT OF HEALTH
-COMMUNITY HEALTH UPDATE**

Brian Stanley, with the Virginia Department of Health, presented to the Board of Supervisors an update on various health issues and announced that a Demand for Sustainable Wastewater Management and Wastewater Challenges & Decentralized Solutions would be held at the Oxbow Center on September 5, 2007. The meeting will focus on wastewater challenges by communities and present information on decentralized wastewater concepts as potential solutions.

Mr. Stanley also briefed the Board of Supervisors on Sewage Application Requests from January 1, 2007 to August 3, 2007; Well Applications; Well Permits by Purpose; VDH Rabies Zoonosis Report and a Rabies Positive Results by Animal Report.

Supervisor Hymes questioned the potential dangers of geese fecal in water systems. Mr. Stanley explained that a bacterium is everywhere from wildlife but public water sources take care of the microorganisms.

VDOT REPORT

Marty Halloway, Virginia Department of Transportation presented a list of road matters occurring since the June 5, 2007 Board of Supervisors meeting:

- Route 696 - Paving Complete, guardrail is currently being installed. There are three slides that are being cleaned up and the slope re-stabilized. One will require a retaining wall. Funds will have to be moved from other projects to cover these deficits.
- Curb demolition has began on the Cedar Bluff guardrail installation project.

- Route 608 – Wards Cove – State forces are installing pipes, and construction of this road under the rural rustic road concept.
- 747-Bridge Project – Right of Way work continues. The Department has some concern about the right-of-way on the abandoned rail line. A meeting is needed with the County Attorney and the Right of Way Division on this matter.
- Route 751 – Behind Raven Post Office – a public hearing is needed to close bridge
- Authority to Sign - VDOT is in need of a letter or resolution where the Board of Supervisors authorized the County Administrator to sign Revenue Sharing documents.
- Kersey Road – The Kersey’s are requesting that their Right of Way be granted back to them since it was not used for the road project.
- Route 638 Abandonment – Central Office has removed this route from inventory.

ROUTE 696 –

PROPERTY TO BE OBTAINED FOR COMPLETION OF PROJECT

Upon motion of Supervisor Griffith, 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 directs the Tazewell County Attorney, Eric Young, to take the necessary actions to complete the Route 696 Road Project, i.e. acquisitions of property as well as correcting the curb and slide issues and to work with Gary Earp and Marty Halloway accordingly.

TRANSFER OF FUNDING –

Further, upon motion of Supervisor Griffith seconded by Supervisor Anderson 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 VDOT to transfer the remaining funds from NPC

51481 and all funds from UPC 3021 to a new project to reconstruct the existing Route 696.

BLUESTONE LOOP ROAD - Public Hearing

ROUTE 747 BRIDGE PROJECT - Public Hearing

Upon motion of Supervisor Griffith, 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 directs the County Administrator to advertise for a public hearing to hear concerns regarding the following road projects:

- Route 751 Bridge - Behind Raven Post Office - public hearing to consider closing the bridge
- Bluestone Loop Road - public hearing to consider the closure of the east end section of this road (the Tazewell County Transportation Safety Commission made this request to the Board of Supervisors by letter dated June 26, 2007). Supervisor Anderson suggested that the Board consider ingress only traffic.

RESOLUTION - CHILDREN AT PLAY SIGNS (2)

ARROW STREET

Upon motion of Supervisor Wimmer, seconded by Supervisor Griffith 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 the following resolution:

RESOLUTION

Whereas, the Tazewell County Board of Supervisors recognizes the crucial need to request that the Virginia Department of Transportation investigate and conduct a safety study for the purpose of placing two (2) Children at Play signs on Arrow Street located in the Western District of Tazewell County. Arrow Street is connected by Pond and North Pond Street. The Board of Supervisors hereby requests that the funds for this project be allocated from VDOT Cost Center Funds, No. 12040007; and

Now, therefore, be it resolved, that the Tazewell County Board of Supervisors hereby requests that the safety study be conducted as soon as possible and the results from those findings be reported to the Board of Supervisors.

CAMP JOY INTERSECTION

The Board of Supervisors suggested that a VDOT officials and the County meet with Mr. James King, from Buchanan County, to discuss ways to alleviate the hazard intersection at Camp Joy.

RFP - TAZEWELL COUNTY ROAD MAINTENANCE

Upon motion of Supervisor Griffith, 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 directs the County Administrator to advertise an invitation to bid for Road Maintenance Services for Tazewell County. The County of Tazewell will be seeking expressions of interest from qualified persons/contractors who wish to be considered to provide Tazewell County with road maintenance services, such as road grading, and other road maintenance tasks that is typical work considered as road maintenance. The County Administrator reiterated that Tazewell County has 235 roads in the County's Orphan Road Program and it would be in the best interest of Tazewell County to get as many of these roads as possible up to VDOT/State standard for inclusion in the secondary state road system.

Marty Halloway, VDOT Resident Administrator, Tazewell Residency, suggested that the Board of Supervisors look at Rural Addition Monies as a possible alternate way to fund certain county roads for inclusion in the State Secondary System.

**RALPH KINDER -
CITIZEN COMMENTS**

Ralph Kinder, 267 Ella Perry Edition, Tazewell, Virginia 24651 addressed the Board of Supervisors with regard to alleged problems at Tazewell High School pertaining to storage space for athletic equipment as well as problems with the hot-water heater not working properly for student athletes in need of showers. He said that the THS Football Team and other athletic teams were in need of storage space for their equipment. He also spoke of the lack of restroom facilities, noting that one restroom was being used to accommodate 50 people.

Chairman Rasnick stated that this matter should be brought to the attention of the School Superintendent. However, Supervisor Hymes and Supervisor Rasnick reiterated that both felt the Board of Supervisors authorized monies last year for the purchase of a storage building at Tazewell High School. Supervisor Hymes said that he was told that the check was never picked up by school personnel. The Board of Supervisors requested that the County Administrator check on this matter to determine the status of the situation and to inform the Board of his findings accordingly.

**TAZEWELL HIGH SCHOOL-
STORAGE FACILITY**

Now, upon motion of Supervisor Hymes, seconded by Supervisor Griffith and adopted by a vote of 5 to 0, with all members voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby approves the amount of \$3,000.00 - \$1,500.00 Southern District Funds, Acct. 91400-5670 & \$1,500.00 Northern District Funds, Acct. No. 91400-5650 respectively, to purchase and place a storage building facility for the Tazewell High School athletic department. The County Administrator is hereby authorized and directed to issue said warrant in accordance with this action to Tazewell High School, c/o Tom Keene - Storage Building Project, 627 East Fincastle, Tazewell, Virginia 24651. Said warrant will be converted to negotiable check by the Treasurer of Tazewell County, Virginia - 24651.

**JOE STEVENSON -
ESTATES DRIVE ROAD CONCERN**

Joe Stevenson, a resident of Estates Drive, requested that the Board of Supervisors assist in the repairs of Estates road. He said that 15 families utilize the road on a daily basis.

Mr. Stevenson was informed that 0.40 miles of Estates Drive would be paved once bids are awarded for the Bituminous Asphalt for various county roads. The amount of \$18,500.00 has been allocated for this project. The bids are due on September 4, 2007 at 10:00 a.m.

The County Administrator, Jim Spencer, reiterated the need for a long-term full-time employee to oversee the road program. He said that Mr. Dillon does a good job; however, a full-time person was needed to administer the many activities associated with the County's road program.

**CEDAR BLUFF HERITAGE FESTIVAL
\$5000.00 - WESTERN DISTRICT FUND**

Upon motion of Supervisor Wimmer, seconded by Supervisor Griffith 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 \$5,000.00, from the Western District Fund, Acct. No. 91400-5680, to the Cedar Bluff Heritage Festival, Attn: Linda Singleton, PO Box 807, Cedar Bluff, Virginia 24609. 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 COMMITTEE - RECOMMENDATIONS AND APPROVAL

Vehicle Transfer -

Upon motion of Supervisor Wimmer, seconded by Supervisor Griffith 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 Bandy Fire Department's request to accept the title of a 1997 Tahoe and to transfer the tags and insurance from the 1991 Crown Victoria donated to them by the County several years ago to the 1997 Tahoe. The Crown Vic will be returned to the County for use or disposal.

ESC - By-laws Amended -

Upon motion of Supervisor Wimmer, seconded by Supervisor Griffith 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 amendment to the Emergency Services Committee by-laws to include a provision entitled "Funding Request Guidelines."

1. All requests must be in writing and 10 copies provided to the committee.
2. What the funds are to be used for, Example: VDEM Grant and use as well as grant amount Ex. 80/20.
3. The requests must include a up-to-date financial statement the include last six bank statements
4. The requests must be made by the fire chief/rescue chief or an officer that can answer all questions concerning the request
5. Fire Department/Rescue Squad making the request must be at least 90% NIMS compliant.
6. The written request will include all funds the requesting agency is contributing: Example -

Total amount of purchase; awarded grant amount, amount paid by Fire Dept. Rescue Squad and the amount being requested.

It was reported that the NIMS courses, two (2) total, can be taken on line.

Supervisor Rasnick reiterated the need for the County's 911 Department to follow guidelines and to make certain that emergency calls are sent to the appropriate emergency providers.

JEWELL RIDGE FIRE DEPARTMENT

Upon motion of Supervisor Griffith, 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 of \$6,000.00 from the Northwestern District Fund, Acct. No. 91400-5660, and the amount of \$6,000.00 from the Fire Fund, Capital Outlay Acct. No. 32010-8109, payable to the Jewell Ridge Fire Department, Jewell Ridge, Virginia for the purchase of bunker gear. The Jewell Ridge Fire Department has been awarded a 50/50 Forestry Grant in the amount of \$12,000.00.

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

ABBS VALLEY FIRE DEPARTMENT - NOT TO EXCEED \$12,000.00 TO ASSIST IN PURCHASE OF FIRE TRUCK

Upon motion of Supervisor Rasnick, 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 authorizes and directs the Abbs Valley Fire Department to pursue the purchase of a small tanker truck for the Abbs Valley Fire Department, not to exceed an amount of \$12,000.00 from Acct.

No. 32020-8109 (insurance proceeds from a Abbs Valley Fire Dept. vehicular wreck that occurred in 2006).

The Abbs Valley Fire Department shall notify the County Office when they find a tanker truck so that the County can issue a check to the appropriate party. The County Administrator is further hereby authorized and directed to issue said warrant in accordance with this action at such time as may be necessary and appropriate and which said warrant will be converted to negotiable check by the Treasurer of Tazewell County.

APPOINTMENTS -

Airport Authority

One (1) appointment to the Tazewell County Airport Authority was deferred to the next regular meeting.

Tazewell County Parks & Recreation Facility Authority

One (1) appointment to the Tazewell County Parks & Recreation Facility Authority was deferred to the next regular meeting.

COUNTY ADMINISTRATOR REPORTS

Roads Update - This matter is placed on the agenda each month in the event road concerns need to be addressed.

Brush on Road Right of Ways - The County Administrator is in the process of determining what stipulations exist, if any, with regard to the use of DOC inmates to work on county property, such as road work, brush cutting etc.

Honey Rock Road - Brush on Road - The County Attorney was requested to look at the right -of-way issues relative to brush cutting etc. by inmates.

Comprehensive Plan Update - A kick-off meeting of the comprehensive plan committee was held on August 22, 2007. A spring adoption date is anticipated. More meetings will follow with Anderson &

Associates, the consulting firm who was hired to assist in the development of the County's Comprehensive Plan.

**BLUESTONE - ONE STOP CENTER -
WORKFORCE DEVELOPMENT AND RELATED SERVICES**

Upon motion of Supervisor Griffith, 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 and enters into a LEASE AGREEMENT by and between the Industrial Development Authority of Tazewell County, Virginia d/b/a the "Tazewell County Business & Technology Park" ("Landlord"), and Tazewell County, Virginia, a political subdivision of the Commonwealth of Virginia ("Tenant"). The Landlord (IDA) is leasing to the Tenant (Tazewell County) a certain office building located in the Tazewell County Business and Technology Park, known as Building II, 576 Camp Joy Road, Bluefield, Tazewell County, Virginia 24605, exclusively as a commercial business office. The lease shall commence August 1, 2007 and terminate July 31, 2008 at 11:59 p.m. The County Administrator or Chairman of the Board of Supervisors is hereby further authorized and directed to enter into and execute said lease on behalf of the Tazewell County Board of Supervisors. This lease shall automatically renew for additional, successive twelve month terms, unless terminated by either party by written notice to the other party more than thirty days before the anniversary of any term thereafter. A copy of the LEASE AGREEMENT, in a form as hereby approved, is on file in the office of the office of the County Administrator, 106 East Main Street, Tazewell, Virginia 24651.

**CHMURA STANDARD CONTRACT -
PROFESSIONAL CONSULTING SERVICES**

Upon motion of Supervisor Griffith, seconded by Supervisor Anderson and adopted by a vote of 5 to 0, with all members present and

voting in favor thereof and no one against the same, and contingent upon legal review and approval, the Tazewell County Board of Supervisors hereby authorizes, empowers and directs the County Administrator or the Chairman of the Board of Supervisors, to execute on behalf of the Tazewell County Board of Supervisors, a contract with Chmura Economics & Analytics (Chmura) to provide various consulting services for the proposed Bluestone Regional Business and Technology Park. The contractual agreement will allow Chmura to provide professional consulting services to further support and plan economic development milestones for the Bluestone region. A copy of the agreement in its executed form will be on file in the office of the County Administrator, 106 East Main Street, Tazewell, Virginia 24651.

LANDFILL PHASE 4-A DEVELOPMENT

The County Administrator reported that the Landfill Phase 4-A development is going well and on schedule.

COMMUNITY FACILITIES BUILDING GROUND-BREAKING

The County Administrator reported that the new Community Facilities Building ground-breaking held today went very well. The new facility will house the Department of Social Services and Health Department employees. The new facility is located behind the Magic Mart Department Store, Tazewell Mall in Tazewell.

BUILDING PERMIT FEES-

FOUR SEASONS WELLNESS CENTER

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 none against, the Tazewell County Board of Supervisors hereby authorizes and directs the payment of the Tazewell County Building fees for the Four Seasons Wellness Center (flow through funding). The Board of Supervisors cannot legally waive building permit fees; therefore an official warrant/check will need to be issued for the

building fees. The amount of the building permit fees in relation to the construction of the Four Seasons Wellness Center, 141 Ben Bolt Avenue, Tazewell, Virginia 24651 is \$15,352.00. – Swope Construction applied for the building permit on July 26, 2007, permit No. 07-375.

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.

\$375,000.00 VIRGINIA COMMUNITY DEVELOPMENT BLOCK GRANT

RT. 102/FALLS MILLS WATER & SEWER PROJECT

Upon motion of Supervisor Anderson, seconded by Supervisor Hymes and adopted by 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 regarding the Route 102/Falls Mills Water & Sewer Project:

RESOLUTION

WHEREAS, Tazewell County, Virginia, has been obligated, contingent on certain conditions, a \$375,000 Virginia Community Development Block Grant for the Route 102/Falls Mills Water and Sewer Project.

NOW, THEREFORE, BE IT RESOLVED, that the Tazewell County Board of Supervisors hereby appropriates the sum of \$375,000 to this project contingent upon receiving the funds from the funding agencies.

BURKES GARDEN CHIMNEY CONCERNS

The County Administrator reported that the County continues to seek ways to alleviate the safety concerns relative to the deplorable condition of the chimney at the Burkes Garden Community Association.

The County is having difficulty in obtaining price quotes on the project. Prices will be obtained and the Board notified accordingly. If necessary, the County Administrator said that he could proceed with the repairs and have the action ratified at the September 4, 2007 meeting. The Board concurred with this decision.

RABIES CLINIC - JULY 14, 2007

Sam Wolford reported that the July 14, 2007 free rabies clinic went well. Approximately 600 animals throughout the County were vaccinated.

**TIME WARNER CABLE -
PUBLIC HEARING AUTHORIZED**

Upon motion of Supervisor Griffith, 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 directs the County Administrator to advertise for a public hearing to consider the adoption of AN ORDINANCE OF DURATION AND ACCEPTANCE OF FRANCHISE AGREEMENT WITH THE TIME WARNER CABLE, NY, LLC.

**TAZEWELL COUNTY ROADS DEPARTMENT -
TO BE UNDER COUNTY ENGINEER DEPARTMENT**

Upon motion of Supervisor Anderson, seconded by Supervisor Griffith 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 directs that the Tazewell County Roads Department be under the direction of the County Engineer, Gary Earp, and that the County Administrator take the necessary actions as may be appropriate to accomplish this task.

CLEARFORK COMMUNITY MEETING -

Supervisor Mike Hymes voiced the need to have a community meeting in the Clearfork area to discuss a potential location of a dumpster in the Clearfork area. The meeting will be coordinated for that reason and a date set accordingly.

DROUGHT DECLARATION

Upon motion of Supervisor Hymes, seconded by Supervisor Griffith and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against, the Tazewell County Board of Supervisors hereby requests that the State of Virginia & Federal Government, if applicable, include Tazewell County in the areas designated "disaster areas" as a result of the prolonged drought situation in the Commonwealth.

DUMPSTER FOR AIRPORT FLY-IN EVENT

Patricia Green, Assistant County Administrator, reported that she already remedied the request for a dumpster during the Tazewell County Airport Fly-in event.

CRAB ORCHARD MUSEUM LAWN MOWER

Supervisor Wimmer stated that he would notify staff at the Historic Crab Orchard Museum to proceed with obtaining bids for a lawn mower to be used on the grounds at the Museum.

BANDY COMMUNITY CENTER - EMS CENTER

Supervisor Rasnick requested that the County's Emergency Services Department, Dave White, assist Mr. James Altizer with getting the Bandy Community Center operational as an emergency shelter facility.

ABBS VALLEY FIRE DEPARTMENT

\$3,250.00 - NORTHERN DISTRICT FUND

Upon motion of Supervisor Rasnick, seconded by Supervisor Griffith and adopted by a vote of 5 to 0, with all members present and voting in favor thereof and no one against the same, the Tazewell County Board of Supervisors hereby authorizes the amount of \$3,250.00 from the Northern District Fund, Acct. No. 91400 - 5650, payable to the Abbs Valley Fire Department. 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.

BANDY FIRE DEPARTMENT

\$4,000.00 - NORTHERN DISTRICT FUND

Upon motion of Supervisor Rasnick, seconded by Supervisor Griffith 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 \$4,000.00 from the Northern District Fund, Account No. 91400-5650, payable to the Bandy Fire Department, to assist the purchase of a fire vehicle. The County Administrator is 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.

BANDY COMMUNITY CENTER

\$2,000.00 - NORTHERN DISTRICT FUNDS

Upon motion of Supervisor Rasnick, seconded by Supervisor Griffith 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 \$2,000.00 from the

Northern District Funds, Account No. 91400-5650 payable to the Bandy Community Center, Bandy, Virginia. This money is needed prior to the Labor Day holiday. 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.

AMERICAN LUNG ASSOCIATION OF VIRGINIA

\$1,000.00 - NORTHWESTERN DISTRICT FUNDS

Upon motion of Supervisor Rasnick, 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 of \$1,000.00 from the Northwestern District Funds, Account No. 91400-5660 payable to the American Lung Association of Virginia. 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.

ANIMAL SHELTER - COUNTY TO CONTINUE SEEKING LAND FOR NEW FACILITY

Supervisor Anderson requested that the County continue to seek available land for a new Animal Shelter facility.

NIMS TRAINING ON-LINE

Supervisor Anderson requested that the NIMS certification course web addressed be sent to each supervisor member.

VFW POST NO. 7136 - TAX EXEMPT STATUS REQUEST

Supervisor Hymes requested that the County Attorney determine if the VFW Post No. 7136 in Tazewell, Virginia is eligible for tax exemption status for the purpose of County taxes. Supervisor Hymes received a letter from the VFW Post No. 7136, Post Quartermaster, Troy E. Ross, making such request.

ADJOURN

Now, there being no further business to be transacted and upon motion of Supervisor Griffith, 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, this meeting is hereby adjourned.

The next regular meeting is scheduled for September 4, 2007 at 6:00 p.m.

William B. "Bill" Rasnick, Chairman

By: RG