

VIRGINIA: At a regular meeting of the Tazewell County Board of Supervisors held December 3, 2008 at 6:00 p.m. in the Tazewell County Administration Building, 108 East Main Street, Tazewell, Virginia 24651

PRESENT: William B. Rasnick, Chairman
Bill Wimmer, Vice-Chairman
Dave R. Anderson, Member
D. Michael Hymes, Member
Seth R. White, Member
James H. Spencer, III - County Administrator
Eric Young, County Attorney
Patricia Green, Assistant County Administrator
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

ABSENT: None

MINUTES

The Chairman of the Tazewell County Board of Supervisors called the regular meeting to order and presided with all members in attendance. He then welcomed those present.

Invocation was given by Member Anderson, with Supervisor Hymes leading those present in the Pledge of Allegiance.

AGENDA APPROVED AS AMENDED

Upon motion of Supervisor Anderson, 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 December 2, 2008 agenda format as amended.

MINUTES APPROVED

Upon motion of Supervisor Wimmer, 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

- A-7 Potential Litigation involving the Town of Tazewell and a hole on County property
- A-7 Potential Litigation involving the Town of Tazewell relative to an FOI request.

RETURN FROM EXECUTIVE/CLOSED SESSION

CERTIFICATE OF RESOLUTION

Upon motion of Supervisor Anderson, seconded by Supervisor Wimmer 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 returns from the Executive/Closed Session 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 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 5 to 0

- Supervisor White - Aye
- Supervisor Hymes - Aye
- Supervisor Anderson - Aye
- Supervisor Rasnick - Aye
- Supervisor Wimmer - Aye
- Absent - None

PERSONNEL COMMITTEE ESTABLISHED

The Chairman, William B. Rasnick, appointed Supervisor Hymes and Supervisor Anderson as a committee to look into the personnel matter as a result of the executive/closed session.

CONSENT CALENDAR APPROVED

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 following items as "Consent Calendar" as set forth below. Be it further approved, that the County Administrator is hereby authorized and directed to issue said warrants in accordance with the following Consent Calendar items and which will be converted to negotiable check by the Treasurer of Tazewell County, Virginia:

WARRANTS APPROVED FOR -

October/November 2008

Ordered that Warrant Nos 128573 through 128665 and direct deposits totaling \$206,876.06 from the General

Ordered that Warrant Nos. 441585 through 441734, for \$19,667.39 from the General Fund, covering operating expenses for the various County agencies for the month of November 2008, be approved.

Ordered that Warrant Nos. 441736 through 441754, for \$140,606.35 from the General, Landfill Enterprise, and 911 Funds, covering payroll deductions for the various County agencies for the period ending November 15, 2008, be approved.

Ordered that Warrant Nos. 801292 through 801311 for \$99,700.76 from the General, Landfill Enterprise, Capital Outlay, Law Library, and 911 funds, covering operating expenses for the month of October 2008, be approved.

- Coyote Claims Approved -

- \$ 50.00 to Lonnie Endicott, 615 Harbor Street, Pounding Mill, VA 24637 for 1 coyote killed with gun on Nov. 7, 2008.
- \$50.00 to John Wolfe, Rt. 3, Box 559-A, Bluefield, VA 24605 for 1 coyote killed with gun on Nov. 10, 2008 with a gun.
- \$150.00 to Jack Harman, 6440 Sinking Water Road, Bandy, Virginia 24602 for 3 coyotes killed on Nov. 8, 2008 with snare.
- \$50.00 to Mrs. Narmour Biggs, Jr. 109 Bedford Ave. Richlands, Virginia 24641 for 1 coyote killed with a rifle on Nov. 15, 2008.
- \$100.00 to Wes Blankenship, 150 Desert Rose Drive, Tazewell, Virginia 24651 for 2 coyotes killed on Nov. 17, 2008 with a rifle.
- \$50.00 to Charles Heldreth, Jr. 102 Faith Street, North Tazewell, Virginia 24630 for 1 coyote killed on Nov. 19 with a rifle.
- \$100.00 to Bill Absher, PO Box 635, Richlands, Virginia 24651 for 2 coyotes killed with a gun on Nov. 25, 2008.
- \$50.00 to Jerry Jackson, 2317 Crab Orchard Museum, Tazewell, Virginia for 1 coyote killed with a gun on Nov. 29, 2008.
- \$100.00 to Lonnie Sparks, 146 Sparks Hollow Road, North Tazewell, Virginia 24630 for 2 coyotes killed with a gun on Nov. 27, 2008.

- Animal Control Account – transferred \$17,100.00 from the Contingent Grant Account No. 91050-7041 the Animal Control Account No. 35010-8105. This is money received from VACo Insurance for the animal control vehicle involved in an accident on Nov. 12, 2008.

- Library Budget – transferred the amount of \$76.50 from the Contingent Grant Account No.

JOHNNY SMITH, MAYOR

JIM MCGLOTHLIN, MANAGER

TOWN OF CEDAR BLUFF

SKETCH OF CEDAR BLUFF BOUNDARY PROPOSAL

Johnny Smith, Mayor, Town of Cedar Bluff, thanked the Board of Supervisors for allowing the town to present the boundary adjustment proposal. He said that Crossroads Engineering prepared the proposal boundary adjustment proposal that would be presented to the Board of Supervisors.

Mrs. Sandy Tatum, Richlands Elementary School, Assistant Principal, spoke and voiced concerns with regard to the safety of 600 students within the Richlands School Complex. The Board duly requested that she delay her comments until the scheduled public hearing on the proposed boundary agreement.

Now, 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 suspends the three (3) minute time limit requirement for the citizens' comment period.

Cross Roads Engineering (Mr. Music) – gave a description of the area to be relocated within the corporate boundary of Cedar Bluff. It includes a contiguous area lying to the north of Cedar Bluff and currently described as the Gateway Shopping Center area, the Tazewell County School Complex and a portion of Jones Chapel Road adjacent to the school complex. Mr. Music showed a power point presentation which included a map of the area to be annexed. He said that the basis of the application was to bring a sense of community to Cedar Bluff and indicated that jurisdiction concerns with regard to police protection that have been an issue to the area would be eliminated. Tax rates, water & sewer rates were also addressed. The differences in the two towns' plats were discussed as well.

Mike Mosley, Chief of Police, Cedar Bluff, Virginia spoke and said that since his employment with town in 1984 that Cedar Bluff's police department had always served the Gateway Shopping Center and the Richlands School Complex, and helps the school during sporting and other events. He further said that the police force has a crossing guard that regulates the flow of traffic at the school complex and it was Cedar Bluff's desire to continue serving and protecting the area.

Jim McGlothlin, Manager, Town of Cedar Bluff presented the following to the Board of Supervisors:

“Members of the Board of Supervisors:

Thank you for allowing the Town of Cedar Bluff to present this official

Boundary Adjustment request. You are to be commended for working with the Towns of Bluefield, Richlands, and Tazewell on their boundary adjustment projects and for establishing boundaries which reflect the actual growth of their communities. These adjustments were important to the continued viability of these towns. We ask now that you grant Cedar Bluff a boundary adjustment that is an equally logical representation of the actual growth that

This Cedar Bluff boundary adjustment is not about comparing towns. This adjustment is about the Town of Cedar Bluff and Cedar Bluff serving its own. Can Cedar Bluff provide the Gateway area with excellent 24/7 police protection?.....YES WE CAN. Can Cedar Bluff provide efficient garbage collection services?.....YES WE CAN. Can Cedar Bluff provide a first-class street lighting system?.....YES WE CAN. Can Cedar Bluff provide any needed water and sewer service?.....YES WE CAN. Can Cedar Bluff provide these services at a competitive, affordable rate?....YES WE CAN...., WE CAN and WE WILL. This is all that the County, the Residents and the Business Owners need to be assured of to justify this Cedar Bluff boundary adjustment.

Please don't leave Cedar Bluff's shopping area sitting divided, astride our current corporate boundary line, with no supporting revenue.

Cedar Bluff has a proud history. We had the first high school in Tazewell County, the first recorded marriage in Tazewell County, and the first nationally listed historic district in Tazewell County. We even produced a three-term United States congressman and Governor, George C. Peery.

Cedar Bluff is now embarking on a 2 million dollar project to upgrade the appearance and safety of our town and to provide additional recreational facilities. We will continually work to improve our community and we are excited about the future. You are in a position now to help ensure this future. It is Cedar Bluff's turn to grow and only you can make this happen.

Thank you very much for everything you do to make Tazewell County the outstanding place that it is, and for everything you do to make its towns the very center of all that is best in Tazewell County."

Other individuals speaking on behalf of the Town of Cedar Bluff included James Carmody, who said the boundaries as they are now are geographically illogical. He praised the Town of Cedar Bluff and its police force and requested that the police officers be granted authority to patrol the areas that they already patrol.

The Chairman then proceeded with the agenda format until such time arrived to call the Public Hearing to order to hear concerns regarding the proposed boundary adjustment agreement between the Tazewell County Board of Supervisors and the Town of Tazewell.

EMERGENCY SERVICES REPORT

Supervisor Bill Wimmer, representing the Tazewell County Emergency Services Committee stated that there was no action to be considered by the Board of Supervisors as a result of the November 17, 2008 meeting of the Emergency Services Committee.

APPOINTMENTS

AIRPORT AUTHORITY

Upon motion of Supervisor White, seconded by Supervisor Anderson and adopted by a vote of 5 to 0, with

- Patricia Green, 108 East Main Street, Tazewell, Virginia 24651 – At Large – January 1, 2009 to December 31, 2011.
- One Southern – deferred and one At Large deferred

COAL & GAS ROAD IMPROVEMENT ADVISORY COMMITTEE

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 recommends to the Circuit Court Judge, that D. Michael Hymes, PO Box 7, Tazewell, Virginia 24651 be appointed to serve as a member of the Tazewell County Coal & Gas Improvement Advisory Committee, with a term commencing January 1, 2008 and expiring December 31, 2012.

TAZEWELL COUNTY COMMUNITY POLICY AND MANAGEMENT TEAM (CPMT)

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 appoints Erik Robinson, Executive Director, Second Chance Learning Center, 14 Westwood Medical Park, Bluefield, Virginia 24605, to serve as a member of the Tazewell County Community Policy and Management Team to serve at the will and pleasure of the Tazewell County Board of Supervisors.

One Parent representative was deferred.

CUMBERLAND MOUNTAIN COMMUNITY SERVICES BOARD

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 reappoints Iris Martin, 311 Barrett Street, Richlands, Virginia 24641 as a member of the Cumberland Mt. Community Services Board, with a term commencing January 1, 2009 and expiring December 31, 2011.

TAZEWELL COUNTY PLANNING COMMISSION

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 appoints Eddie Pauley, 37615 Governor G.C. Peery Highway, Bluefield, Virginia 24605 as a member of the Tazewell County Planning Commission with a term commencing immediately and expiring June 30, 2012. This appointment fills the unexpired term of Don Ford who resigned.

TAZEWELL COUNTY PUBLIC SERVICE AUTHORITY (PSA)

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 appoints Rhudy Keith, 5759 Baptist Valley Road, North Tazewell, Virginia 24605 to serve as a

PUBLIC HEARING -

TO HEAR CONCERNS REGARDING A PROPOSED BOUNDARY ADJUSTMENT AGREEMENT BETWEEN THE TAZEWELL COUNTY BOARD OF SUPERVISORS AND THE TOWNS OF CEDAR BLUFF

The Chairman, William B. Rasnick, called to order a public hearing that had been duly advertised according to law, entitled, "PUBLIC HEARING TO HEAR CONCERNS REGARDING A PROPOSED BOUNDARY ADJUSTMENT AGREEMENT BETWEEN THE TAZEWELL COUNTY BOARD OF SUPERVISORS AND THE TOWN OF CEDAR BLUFF."

Now, 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 reinstates the three minute limit per speaker with regard to the boundary adjustment public hearing.

The Chairman then opened the floor for public comments and reiterated the three minute limit per speaker. The proposed area to be relocated within the corporate boundary of Cedar Bluff, Virginia includes a continuous area lying to the North of Cedar Bluff and currently described as the Gateway Shopping Center area, the Tazewell County school complex property and a portion of Jones Chapel Road adjacent to the school complex, with the relocated boundary line proceeding from the Northwest corner of the current Cedar Bluff corporate boundary limits at the Gateway Shopping Center, Northward to include the Gateway Shopping area and the Tazewell County School Board property and thence form the Northernmost point of this described Tazewell County School Board property, eastward in a straight line to the Northeast corner of the current corporate boundary of the Town of Cedar Bluff.

The following people spoke in favor and/or opposed to the subject public hearing:

- Greg Smith, 739 Middle Creek Road, Cedar Bluff, VA - in favor
- Pricilla Weaver, 223 Shannon Heights, Cedar Bluff, VA - in favor
- Sandy Tatum, Assistant Principal, Richlands Elementary School - opposed
- Edgar Wicks, Cedar Bluff business owner, Cedar Bluff, VA - in favor
- Mrs. Terri Mosely, wife of Mike Mosely, - in favor
- Ken Wysor, Mayor of Richlands - opposed
- Shannon Cook, President Gateway Shopping Center - opposed
- Tim Taylor, Town Manager, Town of Richlands - opposed
- Earl Griffith, Jewell Ridge, VA - opposed
- William Puckett, Chief of Police - Town of Richlands, opposed

Now, following various questions from the Board of Supervisors regarding the overlapping territory that each town has proposed, and subsequent to calling for further comments from the floor three times,

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

**VDOT REPORTS - MARTY HALLOWAY,
RESIDENT ADMINISTRATOR**

Marty Halloway, Resident Administrator, reported the following road/highway 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 work underneath roadway while waiting arrival of steel. Estimated completion date June 30, 2009.
- Rte. 91 Bridge project is scheduled to have a public hearing. Public Hearing not scheduled yet.

Maintenance

- Rte. 696 Slide -VDOT continues to monitor and take readings from devices that we've placed in the ground to measure subsurface movement.
- Rte. 460 slide across from Silver Spur in Raven - Completed.
- Guardrail at Camp Joy intersection is out to bid for installation.
- Guardrail on Rte. 643 @ Cole residence was ordered on Nov. 14th.

Miscellaneous

- SSYP funding is not available at this time.

Update

- Kersey Road - Payment was made on Nov. 14th in the amount of \$240,301.14.
- Rte. 747 Project - Need resolution certifying Right of Way.
- Speed Limit on Rte. 460 in the "CUTS" area of Cedar Bluff was lowered to 45 MPH on November 24th, 2008.

Mr. Halloway requested that he attend and participate in the Board of Supervisor meetings on a quarterly basis instead of every other month. The Board concurred with his request but recommended that he continue to provide the monthly report to them.

TAZEWELL COUNTY ORPHAN ROAD COMMITTEE

TO BE CONSIDERED FOR IMPLEMENTATION

Upon motion of Supervisor Anderson, seconded by Supervisor White 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 County Attorney to institute guidelines/by-laws for the purpose of allowing the Board of Supervisors to consider the establishment of a Tazewell County Orphan Road Committee. This matter will be addressed at the January 6, 2009 organizational meeting.

RESOLUTION - TO CERTIFY TITLE

ROUTE 747 & 644

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 does certify to the Department of Transportation that it has acquired the necessary property

911 CENTER - RELOCATION

Following a request from Sheriff H. S. Caudill and a power point presentation by Erwin Earnest, 911 Director asking assistance from the Board of Supervisors to help the County 911 Center find a new location, it was a consensus of the Board of Supervisors to allow Supervisor Hymes to meet with Diana Wallace, Appalachian Agency for Senior Citizens and to discuss the possible relocation of the Senior Citizens facility presently located in the Old Jr. High Cafeteria. The Board further requested that the County Administrator look at other facilities with regard to relocating the 911 Emergency Center, and further that Supervisor Wimmer and Supervisor White work with Erwin Earnest, 911 Director and to discuss and investigate all alternatives with regard to this endeavor. The 911 Center is being awarded a \$1,000,000 grant, with a 6 month extension recently granted, for new equipment. Mr. Earnest said that it was impractical to put the new equipment in the current 911 Center due to its location and lack of accessibility to other County government facilities. Mr. Erwin further stated that the 911 Center needs to be a single story building with a concrete floor, and needs to be close in proximity to telephone truck lines, have its own power and grid supply as well as having municipal water and sewer. The facility must be able to withstand natural hazards, such as high winds and water.

It was suggested that Mr. Earnest contact Supervisor Wimmer and Supervisor White with a date to meet the week of December 8. A report on this subject will be made at the January 6, 2009 Board of Supervisors meeting.

BAPTIST VALLEY VOLUNTEER FIRE STATION

\$20,000.00 BUILDING FUND

Rhudy Keith and Howard Rose, former members of the Baptist Valley Volunteer Fire Station, spoke on the subject of the \$20,000 building fund allocated to Baptist Valley to use to construct an additional bay or acquire a new building to house the rescue squad. The Emergency Services Committee previously requested that the Baptist Valley Fire Department be notified by letter to return the \$20,000.00 plus interest with related bank statements, etc. to the County and placed in an escrow account and earmarked for the Tazewell County Fire Rescue to house rescue in the Baptist Valley community.

Mr. Keith said that he remembered the money being set aside and placed in an account for new equipment or for an additional bay, but since he no longer was a volunteer for Baptist Valley Rescue he could not verify the account.

Mr. Howard Rose said that he did not remember Baptist Valley Fire Department getting the \$20,000.00 and could not confirm whether or not the money was available. He wanted to know what the board was going to do with the money if it was returned. He said that if the money was in an account for Baptist Valley it should stay there. Supervisor Rasnick said that it was not the Board of Supervisors intent to take the money from Baptist Valley, the County just needed it clarified as to the location of the money.

the draft Comprehensive Plan. He said that the Plan was poorly written. Mr. Childress said that the Comprehensive Plan Sub-committee continues to meet and provide input for the re-writing of the Plan.

PROPOSED ZONING - RPF'S

The County Administrator, Jim Spencer, reported that the County Engineer, Gary Earp has advertised to procure services for a RFP-Consulting Services to review a proposed Zoning Ordinance for Tazewell County, Virginia. The RFP's are due December 19, 2008. The Board of Supervisors hereby further appoints a committee that will consist of County staff, as may be applicable, as well as Supervisor White and Supervisors Hymes to review the RFP's for the proposed Zoning Ordinance. The committee is hereby directed to meet as soon thereafter December 19, 2008 as may be practical in order to have a recommendation to the Board of Supervisors at their January 6, 2009 meeting with regard to hiring a zoning consultant.

RIDGELINE ORDINANCE - REGULATING TALL STRUCTURES

The County Attorney, Eric Young, stated that he was revising the ordinance to regulate construction of tall structures on certain ridgelines in Tazewell County, Virginia.

Supervisor Hymes said that he would like wind-structures productivity taxed the same as other utility companies, such as gas.

Supervisor Anderson said that he wanted the County to reach out to the two main companies posing interest in the construction of wind-to-energy structures in the County. One of the companies is British Petroleum (BP). He said that citizens in the eastern district are voicing concerns with regard to the potential construction of the wind-energy structures. BP has supposedly contacted individuals all up and down 460 who own property on East River Mt. He also requested that a revised draft ordinance be placed on the January agenda for discussion. A copy of the proposed ordinance will be forwarded to each member of the Supervisors once the revised draft is finalized.

DCR - IMPACT STATEMENT

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 authorizes and directs the County Administrator to write a letter to the State/Department of Conservation and Recreation involving their Storm Water Management Permit regulations and how the intended regulations could impede development in Tazewell County and surrounding areas.

VIRGINIA DEPARTMENT OF TRANSPORTATION--

LOCKERS AT POCAHONTAS HIGH SCHOOL

Consideration of declaring the lockers in the Pocahontas High School Football Locker room as surplus property and donating same to the Tazewell High School Wrestling Club was deferred for further study. This matter will be addressed at the January 6, 2009 regular meeting.

ETHICS HOTLINE - RFP'S

The County Attorney reported that the Ethic's Hotline - RFP's are in and requested that personnel committee established this date, consisting of Supervisor Hymes and Supervisor Anderson serve as the committee to review and make a report to the Board of Supervisors regarding the Ethic's Hotline - RFP's.

UP TO \$15,000.00 - GROUND WATER MONITORING PLAN

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 authorizes and approves an amount up to \$15,000.00 for the purpose of updating the Ground Water Monitoring Plan for the Tazewell County Landfill. The County Administrator is hereby further authorized and directed to procure the services as may be necessary and appropriate with regard to this subject matter.

CARILLION HOSPITAL (Tazewell Community) TAX EXEMPT STATUS

The County Attorney, Eric Young, stated that Tazewell Community Hospital, even though Carillion Corporation bought an interest in the facility, the hospital continues to be a tax-exempt facility.

TAZEWELL COUNTY HEALTH DEPARTMENT -

REQUEST FOR \$34,449.88

Upon motion of Supervisor Anderson, 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 defers the Virginia Department of Health's request that \$34,449.88 be carried forward to the Tazewell County Health Department's FY2009 budget. The County Administrator was directed to obtain additional information from the Virginia Department of Health with regard to this request.

PATRICIA GRAY -

RETIREMENT COMMENDATION LETTER

Upon motion of Supervisor Hymes, 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

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:

- Eastern District \$1,000.00
- Northwestern District 500.00
- Northern District 500.00
- Western District 500.00

\$2,500.00

VIRGINIA AVENUE - WEST GRAHAM NUISANCE

Supervisor Anderson questioned the status of making contact with the property owner of the potential nuisance located on Virginia Avenue located in West Graham, Bluefield, VA 24605. The letter has been sent and the owner of the property stated that it would be cleaned up as soon as possible.

COUNTY FINANCES - ECONOMIC SHORTFALL

LETTER TO ALL DEPARTMENTS

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 authorizes and directs that the County Administrator send a letter to all County Departments, School Board, Constitutional Officers, etc. with regard to the Economic Shortfall requesting that they stay within their current budget year funding and further request that any unused funding be returned to the County at the end of June 2009.

RICHLANDS HIGH SCHOOL PROJECT GRADUATION

WESTERN & NORTHWESTERN DISTRICT FUNDS

\$2,000.00

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 approves the amounts of \$1,000.00 from the Western District Youth Account and the amount of \$1,000.00 from the Northwestern District Youth Account (transfer \$500.00 from the Northwestern District Account to cover deficient balance) the Richlands High School Project Graduation, Richlands, Virginia 24641. 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.

Lite Express / Recycling due to their continued operation without proper licenses and being out-of-compliance with county ordinances and regulations.

TAZEWELL HIGH SCHOOL - PROJECT GRADUATION

\$2,000.00

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 authorizes and approves the amount of \$1,000.00 from the Northern District Youth Fund and \$1,000.00 from the Southern District Youth Fund payable to the Tazewell High School Project Graduation. The County Administrator is hereby authorized and directed to issue said warrant to Tazewell High School Project Graduation, Tazewell, Virginia 24651 and which said warrants will be converted to negotiable checks by the Treasurer of Tazewell County, Virginia.

EXECUTIVE/CLOSED SESSION

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 enters into an executive/closed session, pursuant to 2.2-3711, A-6 The investment of public funds where competition or bargaining is involved, where, if made public, the financial interest of the County would be adversely affected - involving potential purchase of property on Kent's Ridge.

Now, 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 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 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 - 5 to 0

Supervisor White - Aye

Supervisor Hymes - Aye

Supervisor Anderson - Aye

Supervisor Rasnick - Aye

Supervisor Wimmer - Aye

Absent from meeting - None