

## **Council Meeting Minutes October 16, 2012**

The Tazewell Town Council met in regular session at 7:30 p.m. in the Town Hall Council Chambers.

**Present:**

Mayor A. D. Buchanan, Jr.  
Vice-Mayor Chris Blankenship  
Councilmember Chris Brown  
Councilmember Terry Mullins  
Councilmember Jack Murray  
Councilmember Danny Willis

**Absent:**

Councilmember David Fox

Staff present were Town Manager, Todd Day; Clerk, Linda S. Griffith; Town Attorney, Brad Pyott; Police Chief, DeWitt Cooper; Executive Assistant, Robin R. Brewster and Fire Chief, Josh Roberts.

### **CALL TO ORDER**

Mayor Buchanan called the meeting to order with a moment of silence in remembrance of Virginia State Trooper Andrew Fox. Everyone stood for the pledge of allegiance and the invocation was given by Manager Day.

### **MACK PAYNE – PENALTIES AND INTEREST TAXES**

Mack Payne, of Fincastle Turnpike, came before Council stating he had received a letter that he had not paid his real estate taxes of \$5,200 with penalties and interest of \$1,100. Mr. Payne questioned why he had not received a past due notice before on his 2011 taxes. Mr. Payne asked Council to write-off the penalties and interest on his real estate property taxes.

Mayor Buchanan told Mr. Payne to bring his tax ticket to Manager Day and he would look into the matter with his taxes.

### **APPROVAL OF MINUTES**

Motion was made by Councilmember Mullins, seconded by Councilmember Murray to approve the minutes of September 4, 2012. On vote, Vice-Mayor Blankenship, aye; Councilmember Brown, aye; Councilmember Mullins, aye; Councilmember Murray, aye; Councilmember Willis, aye.

Motion was made by Councilmember Murray, seconded by Councilmember Brown to approve the minutes of September 11, 2012. On vote, Vice-Mayor Blankenship, aye; Councilmember Brown, aye; Councilmember Mullins, aye; Councilmember Murray, aye; Councilmember Willis, aye.

## **FINANCIAL STATEMENTS**

Motion was made by Vice-Mayor Blankenship, seconded by Councilmember Willis to approve the financial statements as of September 2012. On vote, Vice-Mayor Blankenship, aye; Councilmember Brown, aye; Councilmember Mullins, aye; Councilmember Murray, aye; Councilmember Willis, aye.

## **PRESENTATION OF PROJECT AND ACTIVITY REPORTS**

Motion was made by Vice-Mayor Blankenship, seconded by Councilmember Mullins to approve the project and activity reports for September 2012. On vote, Vice-Mayor Blankenship, aye; Councilmember Brown, aye; Councilmember Mullins, aye; Councilmember Murray, aye; Councilmember Willis, aye.

## **AMERICAN LEGION KITCHEN**

Robin Brewster presented Council with a quotes she received from Douglas Equipment to finish the American Legion kitchen.

Mayor Buchanan asked that a decision be tabled until the organization that uses the kitchen be spoken to ask to help with the cost of finishing the kitchen.

Attorney Pyott stated he would talk to the Rotary Board for options they could help with the kitchen.

Councilmember Murray stated the kitchen should be fixed.

Councilmember Willis stated the remodeling had gotten out of hand is the reason the kitchen wasn't finished.

## **LINCOLNSHIRE PARKS HOURS**

Robin Brewster advised she had spoken with Larry Blankenship about the Town's liability on the Lincolnshire Lake fishing hours. Mr. Blankenship advised Mrs. Brewster the biggest concern was the lightning around the lake and personnel not being on duty. Mrs. Brewster recommended setting the dawn to dusk hours for Lincolnshire Park.

Councilmember Brown voiced that he was very concerned about the smoking in the recreational areas at Lincolnshire Park.

Motion was made by Councilmember Brown to ban all smoking at Lincolnshire Park with park's hours being from dawn and until dusk.

## **VETERAN'S DAY PARADE**

Mayor Buchanan advised the Veteran's Day Parade will be November 11, 2012 at 2:00 p.m.

## **HALLOWEEN HOURS**

Motion was made by Councilmember Brown, seconded by Councilmember Willis for Halloween Hours be on Saturday, October 31, 2012 from 5:00 p.m. – 8:00 p.m.

## **SOUND SYSTEM COUNCIL CHAMBERS**

Manager Day received a quote from Connert Music World in the amount of \$2,584 for the Council Chambers.

Motion was made by Councilmember Murray, seconded by Councilmember Brown to approve the quote from Connert Music World in the amount of \$2,584 for a sound system for the Council Chambers. On vote, Vice-Mayor Blankenship, aye; Councilmember Brown, aye; Councilmember Murray, aye; Councilmember Willis, nay and Councilmember Mullins abstained from voting. Motion passed 3 to 1 vote.

## **MEMORANDUM OF UNDERSTANDING FOR FUEL & MECHANICAL SERVICE WITH THE COUNTY OF TAZEWELL**

Manager Day presented a memorandum of understanding for fuel and mechanical service with the County of Tazewell. Manager Day stated upon the approval of the memorandum Town would use the County garage for vehicle repairs and purchase fuel and this will cut back on the Town expenses.

Motion was made by Councilmember Murray, seconded by Councilmember Brown to approve the memorandum of understanding for fuel and mechanical service with the County of Tazewell. On vote, Vice-Mayor Blankenship, aye; Councilmember Brown, aye; Councilmember Mullins, aye; Councilmember Murray, aye; Councilmember Willis, aye.

## **USDA RURAL DEVELOPMENT GRANT FOR NEW POLICE CRUISER**

Chief Cooper asked for Council approval to apply for a grant with USDA Rural Development to purchase a new police cruiser at a cost to the Town of \$8,000.

Motion was made by Vice-Mayor Blankenship, seconded by Councilmember Mullins to apply for a grant with USDA Rural Development for a new police cruiser. On vote, Vice-Mayor Blankenship, aye; Councilmember Brown, aye; Councilmember Mullins, aye; Councilmember Murray, aye; Councilmember Willis, aye.

## **BACK OF THE DRAGON SIGNS**

Manager Day presented a quote for the Town on purchasing (2) Back of the Dragon signs with installation at a cost of \$1,290 from Vance Graphics/Advanced Enterprises.

Councilmember Willis asked if the County would make a donation to the signs.

Motion was made by Councilmember Murray, seconded by Councilmember Mullins to purchase Back of the Dragon signs. On vote, Vice-Mayor Blankenship, aye; Councilmember Brown, aye; Councilmember Mullins, aye; Councilmember Murray, aye; Councilmember Willis, aye.

## **HOLIDAY DAYS**

Manager Day requested that Council allow the Town employees to have all day Wednesday, November 21, 2012 for Thanksgiving and Monday, December 24, 2012 for Christmas as a job well done to the employees.

Motion was made by Councilmember Murray, seconded by Councilmember Willis to approve all day Wednesday, November 21, 2012 for Thanksgiving and Monday, December 24, 2012 for Christmas. On vote, Vice-Mayor Blankenship, aye; Councilmember Brown, aye; Councilmember Mullins, aye; Councilmember Murray, aye; Councilmember Willis, aye.

## **EMERGENCY SERVICES**

Motion was made Vice Mayor Blankenship recommending that Jeffersonville Rescue Squad Leader report directly to the Town Manager and relieves Josh Roberts, Fire Chief from all duties of the Jeffersonville Rescue Squad. Motion was seconded by Councilmember Murray. On vote, Vice-Mayor Blankenship, aye; Councilmember Brown, aye; Councilmember Mullins, aye; Councilmember Murray, aye; Councilmember Willis, aye.

## **LOAN – BB&T**

Manager Day advised Council that he received a quote from BB&T at an interest rate of 1.12% for a loan of \$650,000 to be paid back by June 30, 2013.

Motion was by Councilmember Murray, seconded by Vice-Mayor Blankenship to accept the \$650,000 loan from BB&T at an interest rate of 1.12%. On vote, Vice-Mayor Blankenship, aye; Councilmember Brown, aye; Councilmember Mullins, aye; Councilmember Murray, aye; Councilmember Willis, aye.

## **PUBLIC COMMENTS**

Irma Mitchell, a business owner on Main Street, came before Council regarding no one being at the Chamber Office. Mrs. Mitchell suggested using the building at the Main Street Mini-

Park to put the Chamber Office. Mrs. Mitchell asked why the Main Street Moments was changed to Main Street Heritage Festival.

Mack Payne stated the Chamber of Commerce has always struggled financially. Mr. Payne stated if the Chamber of Commerce moves to another building the building goes back into the property of mall. Mr. Payne also stated the roof at the Chamber is in very bad shape.

Betty Wallace , of 708 West Riverside Drive, came before Council questioning the Old Quality Cleaners building.

Councilmember Murray stated the Quality Cleaners building was turned over to the Tazewell County Habitat for Humanity.

Manager Day stated he would look at the building

Paul Brewster, a resident of 216 Center Street, came before Council concerning handicapped parking spaces that needed to be redone. Mr. Brewster also stated that Sam White can't park the way the police department requires him to park due to him not being able to get out of his car.

## **EXECUTION SESSION**

### **RESOLUTION**

Motion made by: Councilmember Brown

Resolution Number: ES 121016

Motion Seconded by: Councilmember  
Vote: All voted aye

Meeting Date: October 16, 2012  
Purpose: Personnel Matter

### **CERTIFICATION OF EXECUTIVE SESSION**

Whereas, the Tazewell Town Council has convened an executive session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

Whereas, 2.1-344.1 of the Code of Virginia requires a certification by this Council that such executive session was conducted in conformity with Virginia Law;

Now Therefore, Be It Resolved, that the Tazewell Town Council hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the executive session to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the executive session were heard, discussed or considered by the Tazewell Town Council.

### **VOTE**

Ayes: Councilmember's Blankenship, Brown, Murray, Mullins, Willis  
Nays: None

(For each nay vote, the substance of the departure from the requirements of the Act should be described.)

Absent during vote: Councilmember Fox

Absent during meeting: Councilmember Fox

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Clerk, Linda S. Griffith

### **KIDS FISH DAY**

Mayor Buchanan thanked the Police Department for the kids fishing day on October 5, 2012.

### **PUMPKIN CARVING CONTEST**

Mayor Buchanan thanked LeeAnne Billings and other employees that helped with the pumpkin carving contest.

### **ADJOURNMENT**

With no further business to come before Council, meeting was adjourned.