

Council Meeting Minutes

May 12, 2015

PUBLIC HEARING

Mayor Buchanan called the public hearing to order at 7:00 p.m. The Town of Tazewell held a public hearing for the first reading of the proposed budget for FY 2015-2016 (see minute attachment A). No one spoke for or against this reading.

PUBLIC HEARING

Mayor Buchanan called the public hearing to order at 7:15 p.m. The Town of Tazewell held a public hearing regarding the sale of the property at 300 Elk Street. No one spoke for or against this reading.

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

Councilmember Chris Brown

Councilmember Glenn Catron

Councilmember Jack Murray

Councilmember Terry Mullins

Councilmember David Fox

Absent:

None

Staff present were: Town Attorney, Brad Pyott; Town Manager, Todd Day; Treasurer, Sharon Davis; Police Chief, DeWitt Cooper; Rescue Squad Administrator, Syndee Saleem; Executive Assistant, Robin Brewster; Public Works Director, Donny Pruitt; Zoning, Building, Property Official, Chris Hurley; Town Clerk, LeeAnne Billings.

CALL TO ORDER

Mayor Buchanan called the meeting to order with the pledge of allegiance and invocation by Jerry McReynolds.

SPECIAL RECOGNITION OF CHRIS BLANKENSHIP

After the council meeting in April, Vice-Mayor Chris Blankenship resigned from his position on the town council. Mayor Buchanan recognized Chris Blankenship for his time of service on the town council. His time on council was from 2006-2015, serving as vice-mayor from 2011-2015. Chris Blankenship stated that it was a pleasure to work with everyone and thanked Manager Day and his staff and thanked the council as well. He also stated that he had the privilege to serve with two great men that are no longer with us, Dr. Charles Grindstaff and Mr. Jack Harry.

PROCLAMATION FOR CLINCH VALLEY COMMUNITY ACTION

Mayor Buchanan read a proclamation to name May 13, 2015 Clinch Valley Community Action Day in the Town of Tazewell. This date will mark the 50th anniversary of when they were incorporated. The Mayor then presented the proclamation to Mr. Doug Sheets with Clinch Valley Community Action. Mr. Sheets thanked the mayor and council for doing so and invited everyone to come and join them in celebrating this event. He also discussed some of the programs that they are involved in such as bill pay assistance and elderly companions. Again, he thanked the Town for always helping and supporting them.

APPROVAL OF MINUTES

Motion was made by Councilmember Murray, seconded by Councilmember Catron to approve the minutes of April 14, 2015. On vote, Councilmember Brown, aye; Councilmember Catron, aye; Councilmember Murray aye; Councilmember Mullins, aye. Councilmember Fox, aye.

APPROVAL OF FINANCIAL STATEMENTS

Motion was made by Councilmember Murray, seconded by Councilmember Brown to approve the financial statements for April 2015. On vote, Councilmember Brown, aye; Councilmember Catron, aye; Councilmember Murray, aye; Councilmember Mullins, aye; Councilmember Fox, aye.

APPROVAL OF PROJECT REPORTS

Motion was made by Councilmember Mullins, seconded by Councilmember Fox to approve the project reports for April 2015. On vote, Councilmember Brown, aye; Councilmember Catron, aye; Councilmember Murray, aye; Councilmember Mullins, aye; Councilmember Fox, aye.

ROUTE 61 UPDATE

Town Attorney Brad Pyott stated that we are still in the process of getting all the utility easements. There were nine that they needed to get and have gotten all but five. He is in hopes that we will have all by the end of the month and hopes to be ready for the bid process by July 1st.

ECONOMIC DEVELOPMENT COMMITTEE

Councilmember Brown gave an update for the Economic Development Committee. He stated they are interested in improving the walking trail at Lincolnshire Park and the work should begin this week. They will be working to make the trail easier to walk on because of deep slopes that some find difficult to walk on and enjoy. They also would like to implement a side walk improvement project this summer. Also, they would like to designate the month of October as “Shop Tazewell Month”. Motion was made by Councilmember Fox, seconded by Councilmember Mullins to make October “Shop Tazewell Month”. On vote, Councilmember Brown, aye; Councilmember Catron, aye; Councilmember Murray, aye; Councilmember Mullins, aye; Councilmember Fox, aye.

Manager Day stated that the council had given the Economic Development Committee five areas in which they would like them to concentrate on. He would like council to give permission for the committee to expand their horizons and allow them to explore other avenues that may come along. Council was very supportive in this and believes this is a great idea. Motion was made by Councilmember Catron, seconded by Councilmember Murray. On vote, Councilmember Brown, aye; Councilmember Catron, aye; Councilmember Murray, aye; Councilmember Mullins, aye; Councilmember Fox, aye.

TRAIN DEPOT COMMITTEE

Councilmember Mullins gave an update for the Train Depot Committee. He stated that the committee needed help to get the word out about the train depot renovation. He also said that they had not heard back from the Map 21 grant yet.

PLANNING COMMISSION COMMITTEE

Councilmember Murray asked Mr. Jerry McReynolds, Chairman, to give an update. Mr. McReynolds stated that the planning commission is getting very involved and is trying to move Tazewell forward.

EMS COMMITTEE

Mayor Buchanan stated that since Chris Blankenship was over this committee that we would forgo this committee at the time and the department heads could bring issues and concerns to Manager Day.

PROPERTY AT 300 ELK STREET

Manager Day stated that the piece of real estate is improved with a single family dwelling, and is property that has been maintained by the Mullins family for many years. After the death of Mr. Carl Mullins, the executors of his estate discovered that the improvements on the lot encroached onto property actually owned by the Town, specifically finding that the under roof property is sitting on the Town right-of-way. Manager Day further stated that the encroached upon portion

of the property actually owned by the Town is valued by the Commission of Revenue's office at \$1,000.00. Before the sale of the property by the Mullins estate can take place, this status needs to be changed; and the Mullins estate is seeking to acquire this small parcel in order to clean up the title for a prospective purchaser. The Mullins estate is aware that any fees or costs that have accrued or will accrue to the Town associated with the sale of this property such as attorney fees, public hearings, etc. will be reimbursed to the locality. Manager Day recommends that the Town approve for the sale of the property, with the passage of a proper resolution to this effect. Motion was made by Councilmember Murray to approve the sale, as reflected by proper resolution, seconded by Councilmember Brown. On vote, Councilmember Brown, aye; Councilmember Catron, aye; Councilmember Murray, aye; Councilmember Mullins, aye; Councilmember Fox, aye. Resolution endorsed by Mayor to be attached to the Minutes as an Exhibit hereto (see minute attachment B)

SEWER NON-CONNECTION FEE

Town Attorney Brad Pyott gave an update regarding the sewer non-connection fee. He stated that the Town has an ordinance that it is mandatory for customers to hook up to Town sewer if it is available to them. He has prepared a proposed ordinance amendment for a fee up to \$1,000.00 per day for customers that will not hook up on town sewer when it is available to them. He stated that this needs to be advertised for four weeks before it can be voted upon. Councilmember Murray asked why people would not hook up if it was available. Manager Day stated that some have septic tanks and did not feel the need or it could be financial concerns. Manager Day also stated that if they had financial issues that the Town would work with them and make payment arrangements to give them the opportunity to hook up to Town Sewer. Mr. Sheets with Clinch Valley Community Action stated that they had a program that could help citizens get funding for hookup fees. Motion was made by Councilmember Murray, seconded by Councilmember Fox to advertise the ordinance amendment. On vote, Councilmember Brown, aye; Councilmember Catron, aye; Councilmember Murray, aye; Councilmember Mullins, aye; Councilmember Fox, aye.

AREA TO BE ZONED

Manager Day stated that there had been some concerns brought up about the proposed zoning of the Simmons property on Steeles Lane. The Planning Commission recommended the area to be zoned B2. They considered zoning the area M1 however they were concerned with that because M1 could be unlimited. He stated that the road was challenging to get there for bigger trucks and could cause problems. Manager Day recommends that the zone be B2 for this property. If ever a manufacturing company wanted to open there that council could reconsider and rezone it at that time. Motion was made to zone this property B2 by Councilmember Brown, seconded by Councilmember Fox. On vote, Councilmember Brown, aye; Councilmember Catron, aye; Councilmember Murray, aye; Councilmember Mullins, aye; Councilmember Fox, aye.

PLANNING COMMISSION MEMBER RECOMMENDATION

Manager Day stated that he had not received any recommendations from council for members. However, he had two names to consider, Edith Jackson and Susan Reeves.

EXISTING INTERNET SERVICE DISCUSSION

Manager Day stated that at the budget work session there were concerns about the price the Town paid for internet service, particularly at the fire department. Manager Day stated that Executive Assistant, Robin Brewster had recently worked with BVU to lower our total yearly bill by \$20,000.00. Manager Day also stated that this cost included the cameras that were in place throughout the Town. Councilmember Brown questioned why there was a camera at Hardees. Manager day stated it was not at Hardees but at the intersection (traffic light) at Hardees. Mayor Buchanan questioned the idea of getting more cameras and monitoring businesses for their protection in our police department for a charge. It was stated that the number of staff in our police department would be an issue to offer that service. Manager Day stated that he would keep researching this issue to see if there were any other options we could take to lower our cost.

TAZ TOWN PHONE APP

John Reeves gave an update on the Taz Town app that launched last month. He stated that there had been 119 downloads of the app. He will be updating the app with new pictures soon.

CERTIFICATE OF DEPOSITS (CD'S)

Manager Day stated that the Town has CD's at three different banks right now. He has learned of an LGIP account that can earn two percent interest. Treasurer Sharon Davis stated that the CD's were monies put back that would buy new equipment, fund certain projects, etc. and all those goal and purposes have already been accomplished. She stated there is approximately \$84,000.00 in these CD's that were set aside. Manager Day would like council's permission to move the three CD's into an account earning two percent interest instead. Motion was made by Councilmember Catron, seconded by Councilmember Fox. On vote, Councilmember Brown, aye; Councilmember Catron, aye; Councilmember Murray, aye; Councilmember Mullins, aye; Councilmember Fox, aye.

BANNERS

Town Employee Flora Sinkford, came before council and presented quotes and drawings of banners that we could hang around Town. She stated that these banners would make our town look nice and attract businesses and visitors. She has chosen a type of banner that would be weather friendly and should last an estimated five years. The company she would recommend is Clinch Valley Printing. Their quote was the best and they also said they would house the banners when they were not in use. Also with Mrs. Sinkford was Tommy Gross, Town Employee. He stated that the existing hardware were in bad shape and would need to be replaced and that should be a one-time cost to the Town. He stated that the banners would be put up in the following areas: Main Street, Four Way, Tazewell Avenue, Riverjack, Pisgah, and Ben Bolt. Motion was made by Councilmember Catron, seconded by Councilmember Fox. On vote, Councilmember Brown, aye; Councilmember Catron, aye; Councilmember Murray, aye; Councilmember Mullins, aye; Councilmember Fox, aye.

E-SUMMONS

Town Attorney Brad Pyott stated that there will soon be a system that can E-Summons people that the police department could begin using. There would be a charge of \$5.00 for this service. That charge would be paid to the Treasurer's office to cover the cost of the system. The County will go online with this July 1st. If we are interested in this system we must advertise for the first reading of this fee for the June meeting and council could vote on it in July. Motion was made by Councilmember Fox, seconded by Councilmember Murray. On vote, Councilmember Brown, aye; Councilmember Catron, aye; Councilmember Murray, aye; Councilmember Mullins, aye; Councilmember Fox, aye.

THS PROJECT GRADUATION DONATION REQUEST

Manager Day stated that the Town received a donation request for THS Project Graduation for \$1,000.00. Motion was made by Councilmember Brown, seconded by Councilmember Fox. On vote, Councilmember Brown, aye; Councilmember Catron, aye; Councilmember Murray, aye; Councilmember Mullins, aye; Councilmember Fox, aye.

TAZEWELL TODAY

Manager Day discussed the committee Tazewell Today. He stated that this group is dedicated to the economic development of Main Street. He thanked the committee for their hard work. Their office space will be in the Mini Park building. They are trying to build interest through social media. There is a request for council to approve John Reeves to design and maintain a Tazewell Today website and the town will cover the cost of such. Motion was made by Councilmember Brown, seconded by Councilmember Catron. On vote, Councilmember Brown, aye; Councilmember Catron, aye; Councilmember Murray, aye; Councilmember Mullins, aye; Councilmember Fox, aye.

Mrs. Irma Mitchell, member of Tazewell Today, thanked the council and invited everyone to their first event that will be held Thursday, May 14th from 8:30 a.m. -12:00 p.m. at the Mini Park. Refreshments will be served.

Town Attorney Brad Pyott, read a letter to Lisa Atkinson with the Department of Housing and Community Development stating that we would like for the Town of Tazewell to be a tourist destination and we would be working with the town council, the County and Tazewell Today to create a strong down town Tazewell. We would like to apply for a \$30,000.00 Planning Grant. Motion was made by Councilmember Fox, seconded by Councilmember Murray. On vote, Councilmember Brown, aye; Councilmember Catron, aye; Councilmember Murray, aye; Councilmember Mullins, aye; Councilmember Fox, aye.

AMEND IDA BY LAWS REGARDING TIME OF MEETINGS

Mayor Buchanan stated that there needed to be an amendment made to the Town Code to change the time of the IDA meetings from 6:00 p.m. to 6:30 p.m. Motion was made by Councilmember Catron, seconded by Councilmember Murray. On vote, Councilmember Brown, aye; Councilmember Catron, aye; Councilmember Murray, aye; Councilmember Mullins, aye; Councilmember Fox, aye.

MISCELLANEOUS

Manager Day stated that he had three enterprise zone recommendations. He stated that the Town could offer incentives to new businesses that would open in the approved enterprise zones and also to existing businesses in approved enterprise zones that expands. He stated there are three areas we could offer incentives in: business license, meals tax, and lodging. The incentive would be that for the first three years of operation, they could receive a percentage of their business license/meals tax/ lodging tax back. Year one they could receive 80% back, year two 60% back, and year three 40% back. Manager Day recommends they recess the meeting to further discuss this issue before they vote on it.

Councilmember Catron stated that Big Burrito would be having live music once a month at their restaurant.

Mayor Buchanan reminded everyone about the Spring Expo on May 16th at the Tazewell County Fairgrounds and the 5K Mountain Mudder.

Mayor Buchanan also wanted to remind everyone of the first Cruise In and Music on Main on May 16th.

Mayor Buchanan also said there would be a fallen officer memorial held Saturday, May 16th behind the courthouse.

PUBLIC COMMENT

Mayor Buchanan stated that there needed to be an executive session and if anyone wanted to speak for public comment that they could do so after the executive session.

After the executive session, there were no public comments.

EXECUTIVE SESSION

MOTION MADE BY: Councilmember Brown

RESOLUTION NUMBER: ES150612

MOTION SECONDED BY: Councilmember Catron

MEETING DATE: 15 May 12

VOTE: All voted aye.

PURPOSE: Personnel

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

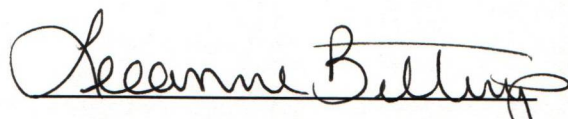
AYES: Councilmember Brown, Catron, Murray, Mullins, Fox

NAYS: None

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

ABSENT DURING VOTE: none

ABSENT DURING MEETING: none


Leeanne Billings, Clerk of Council

ADJOURNMENT

The meeting adjourned in recess at 9:38 p.m. until May 19th at 6:00 p.m. Motion to recess was made by Councilmember Catron, seconded by Councilmember Murray. On vote Councilmember Brown, aye; Councilmember Catron, aye; Councilmember Murray, aye; Councilmember Mullins, aye; Councilmember Fox, aye.



TOWN OF TAZEWELL
APPROPRIATION ORDINANCE
 July 1, 2015 - June 30, 2016

BE IT ENACTED BY THE TOWN OF TAZEWELL, VIRGINIA, that the following sums of money are hereby appropriated for the necessary functions of the Municipal Government of the Town of Tazewell for the fiscal year beginning July 1, 2015 and ending June 30, 2016.

GENERAL FUND

Estimated Revenues:

Property Taxes	\$ 862,000.00
Other Local Taxes	\$1,484,000.00
Permits	\$ 2,000.00
Use of Money & Property	\$ 6,500.00
Fines	\$ 51,000.00
State Revenue	\$1,359,788.03
Refuse Collections Revenue	\$ 401,000.00
Recreation Department Revenue	\$ 40,400.00
Rescue Squad Revenue	\$ 520,000.00
Donations	\$ 26,639.00
Miscellaneous Revenue	\$ 283,715.50

TOTAL PROPOSED GENERAL FUND REVENUES **\$5,037,042.53**

Proposed Expenditures:

Town Council	\$ 67,100.00
Town Attorney	\$ 46,800.00
Administration	\$ 398,063.40
Police Department	\$1,087,104.67
Fire Department	\$ 88,746.00
Sanitation	\$ 228,783.18
Recreation Department	\$ 163,152.52
Rescue Squad	\$ 465,795.53
Treasurer's Department	\$ 77,526.27
Bookkeeping	\$ 26,433.34
Zoning/Property Maintenance	\$ 67,826.63
Vehicle and Heavy Equipment	\$ 139,708.68
Street Department	\$1,538,790.66
Miscellaneous	\$ 66,576.00
American Legion Building	\$ 17,250.00
Planning Commission	\$ 8,400.00
Community Development & Donations	\$ 103,201.00
Capital Expense	\$ 445,784.65

TOTAL PROPOSED GENERAL FUND EXPENDITURES **\$5,037,042.53**

WATER FUND**Estimated Revenues:**

Interest	\$ 30.00
Revenue from Meter Sales.....	\$1,115,000.00
Town Revenue from PSA Meters.....	\$ 200,000.00
Revenue from Penalty Meter Sales.....	\$ 3,000.00
Water Tap Fees.....	\$ 2,500.00
Service Charges.....	\$ 3,000.00
New Meters	\$ 800,000.00
Pocahontas Project.....	\$ 272,598.00
Miscellaneous Revenues.....	\$ 500.00

TOTAL PROPOSED WATER FUND REVENUES **\$2,396,628.00**

Proposed Expenditures:

Water Purchases - PSA.....	\$ 480,000.00
Water Administration	\$ 176,446.14
Water Distribution.....	\$ 423,665.09
Vehicle and Heavy Equipment.....	\$ 14,541.59
Miscellaneous Water Fund.....	\$1,301,975.18

TOTAL PROPOSED WATER FUND EXPENDITURES **\$2,396,628.00**

SEWER FUND**Estimated Revenues:**

Sewer Metered Sales	\$1,126,914.85
Sewer Unmetered Sales.....	\$ 12,000.00
Sewer Penalty.....	\$ 6,000.00
Sewer Tap Fees.....	\$ 1,500.00
PSA Sewer Fees Baptist Valley.....	\$ 12,000.00
PSA Sewer Fees Adria	\$ 5,500.00
PSA Debt Retirement	\$ 36,000.00
Sewage Disposal Fees.....	\$ 35,000.00
Miscellaneous Revenues.....	\$ 500.00
Leachate Revenue.....	\$ 30,000.00

TOTAL PROPOSED SEWER FUND REVENUES **\$1,265,414.85**

Proposed Expenditures:

Wastewater Administration	\$ 122,845.31
Wastewater Plant.....	\$ 715,360.69
Sewer Collection.....	\$ 409,320.26
Vehicle and Heavy Equipment.....	\$ 10,888.59
Miscellaneous Sewer Fund.....	\$ 7,000.00

TOTAL PROPOSED SEWER FUND EXPENDITURES **\$1,265,414.85**

BE IT FURTHER ORDAINED that the following taxes be levied, and the following charges and fees are hereby established, for the fiscal year beginning July 1, 2015, in order to raise the necessary funds appropriated:

Real Estate Tax	\$0.25 per \$100 of assessed value
Personal Property Tax	\$0.60 per \$100 of assessed value
Utility License Tax	1/2 of 1% gross receipts
Bank Franchise Tax	\$0.80 on each \$100 of taxable value of shares of stock
T. V. Cable Franchise	3% of all gross receipts
Contractor's License	\$20 minimum \$0.15/\$100 of all gross receipts
Retail Merchants	\$20 minimum \$0.15/\$100 of all gross receipts
Financial, Real Estate & Professional Service	\$20 minimum \$0.15/\$100 of all gross receipts
Repair, Personal & Business Service	\$20 minimum \$0.15/\$100 of all gross receipts
Wholesale Merchant	\$20 minimum \$0.05/\$100 of all gross receipts
Transient Occupancy Tax	5% of all gross receipts
Decals	\$10.00 per decal per vehicle
Meals Tax	\$0.07 per \$1.00 of gross sales
Cigarette Tax	\$.10 per pack
Building (Zoning) Permits	\$20.00
Peddler's License	\$100 per 24-hour period
Mobile Home Fee	\$2 per rental space
Return Check Fee	\$20.00

Residential Refuse Pick-Up Rates*In Town - 1 Pick-Up per Week* \$13.00*In Town - Extra Pick-Up* \$34.00*Out of Town – 1 Pick-Up per Week* \$20.00*Out of Town – Extra Pick-Up* \$52.00**Commercial Refuse Pick-Up Rates****(Dumpster Rates)***2 Cubic Yard Dumpster* \$ 8.00 per pick-up*4 Cubic Yard Dumpster* \$11.50 per pick-up*6 Cubic Yard Dumpster* \$14.50 per pick-up*8 Cubic Yard Dumpster* \$17.50 per pick-up**(Non-Dumpster Rates)***5 pick-ups per week* \$45.00 per month (12 cubic feet per pick-up)*4 pick-ups per week* \$42.00 per month (12 cubic feet per pick-up)*3 pick-ups per week* \$33.00 per month (12 cubic feet per pick-up)*2 pick-ups per week* \$26.00 per month (12 cubic feet per pick-up)*1 pick-ups per week* \$18.00 per month (12 cubic feet per pick-up)

* Non-Dumpster rates are subject to an additional \$1.25 per month for each additional 4 cubic feet (approximately 1-30 gallon can) refuse collected per pick-up.

Water Rates

0-2,000 gallons \$23.00 minimum

over 2,000 gallons \$ 6.60 per each 1,000 additional gallons

Sewer Rates

0-2,000 gallons \$27.25 minimum

over 2,000 gallons \$ 7.00 per each 1,000 additional gallons

Out of Town Water Rates

0-2,000 gallons \$34.65 minimum

over 2,000 gallons \$ 8.45 per each 1,000 additional gallons

Out of Town Sewer Rates

0-2,000 gallons \$40.65 minimum

over 2,000 gallons \$ 9.15 per each 1,000 additional gallons

Access Fees [As indicated or cost plus 10%, whichever is greater; multi-family rates based on Equivalent Dwelling Units (EDUs) - includes an access fee, meter and lateral fee.]

Inside Town:	<i>WATER</i>	<i>SEWER</i>
	3/4" - \$ 540	4" - \$540
	1" - \$ 700	6" - \$700
	1-1/2" - \$ 920	
	2" - \$1,140	

Outside Town: 150% of Town rates or cost plus 10%
(whichever is greater)

<i>WATER</i>	<i>SEWER</i>
3/4" - \$ 810	4" - \$ 810
1" - \$1,050	6" - \$1,050
1-1/2" - \$1,375	
2" - \$1,700	

Reconnect Fee: \$30.00

Introduced and read for the first time, this 12th day of May, 2015.

Mayor

Clerk

Read for the second time and approved, this 9th day of June, 2015.

Mayor

Clerk

RESOLUTION
of the Council for the Town of Tazewell

WHEREAS, the Town of Tazewell is the owner of certain property located within the corporate limits of the Town at 300 Elk Street, a portion of property identified by Tax Map Parcel Nos. 094B4 07 0001-0002A, which property consists of a minimal amount of acreage and has limited if any benefit or use to the Town; and

WHEREAS, the property has an assessed value of \$1,000.00 as determined by the Commissioner of Revenue for Tazewell County; and

WHEREAS, pursuant to the applicable provisions of Sec. 3-8 of the Town Charter and Virginia Code §15.2-1800(B), the Town caused to be advertised a scheduled public hearing for the purpose of notifying the public of the Town's intention to sell or transfer the subject property; and

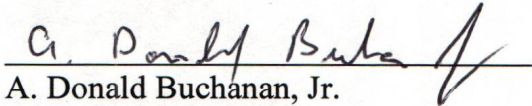
WHEREAS, on May 12, 2015 at 7:15 p.m., the scheduled public hearing was held as advertised, at which time and place the Mayor invited public comment on the proposed sale or transfer, for which no comment was received either in favor of or against said sale; and

WHEREAS, the Council, having heard no objection to the proposed sale of the subject property, upon motion made, duly seconded, and by unanimous vote of Councilmen present, agreed to the sale and transfer of the Town's interest in the subject property, identified on that certain plat entitled "PLAT showing portion of Town of Tazewell property to be conveyed to the Carl Mullins estate, Surface Drive", to the Estate of Carl Mullins, for the amount of the assessed value of the property, plus any and all costs and legal fees incurred by the Town (including but not limited to the costs and fees associated with the required public hearing) in procuring the sale and transfer of the subject property to the Estate of Carl Mullins.

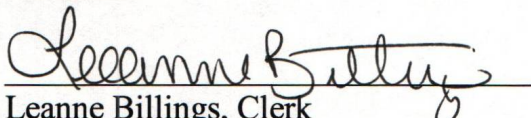
NOW THEREFORE, BE IT RESOLVED, that the Council for the Town of Tazewell, acting by and through its Mayor, agrees to convey the Town's interest in property located at 300 Elk Street and identified by the Plat above referenced for the terms above referenced, and by this Resolution directs the Mayor to endorse the Deed accomplishing the same on the Town's behalf.

Resolved this the 12th day of May, 2015.

MAYOR:


A. Donald Buchanan, Jr.

ATTEST:


Leanne Billings, Clerk