

Council Meeting Minutes

April 12, 2016

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 Terry Mullins

Councilmember Chris Brown

Councilmember David Fox

Councilmember Jerry McReynolds

Absent:

Councilmember Glenn Catron

Councilmember Jack Murray

Staff present were: Town Attorney Brad Pyott; Town Manager, Todd Day; Treasurer, Sharon Davis, Police Chief, DeWitt Cooper; Fire Chief, Josh Roberts; Executive Assistant, Robin Brewster; Town Clerk, LeeAnne Billings; Recreation Director, Travis Barbee.

CALL TO ORDER

Mayor Buchanan called the meeting to order and opened with the pledge of allegiance and invocation given by Town Manager Todd Day.

RESOLUTION FOR THS ONE-ACT TEAM

Mayor Buchanan stated that due to conflicting schedules the THS One-Act Team was unable to attend the meeting.

PROCLAMATION-SEXUAL AWARENESS MONTH TO PRESENT TO CVCA

Mayor Buchanan read the resolution. Motion was made to accept the resolution proclaiming that April would be recognized as Sexual Awareness month for Clinch Valley Community Action by Councilmember Fox. Motion was seconded by Vice-Mayor Mullins. On vote, Vice-Mayor Mullins, aye; Councilmember Brown, aye; Councilmember Fox, aye; Councilmember McReynolds, aye. Mayor Buchanan he presented the resolution to Doug Sheets and Kiera Barrett with CVCA.

PROCLAMATION –LOCAL GOVERNMENT EDUCATION WEEK TO PRESENT TO TERRY MULLINS

Vice-Mayor Mullins discussed youth and government day and how the Town had hosted over 40 students. He stated that he is very excited to bring this back. Mayor Buchanan read the proclamation and stated that he would like to commend the students that took part in this and also commend Vice-Mayor Mullins for his involvement. Vice-Mayor Mullins presented Tazewell High School student, Josh Murray with the proclamation.

DONATION REQUEST FROM THE CHAMBER OF COMMERCE

Pam Meade with the Tazewell Chamber of Commerce came before the town council to request a donation for the Summerfest event. In the years past the donation has been in the amount of \$2,500.00. The donation helps fund entertainment such as Mark Lippard, the Band of Oz, etc. Motion was made by Councilmember Brown to donate \$2,500.00 to the Chamber of Commerce for the Summerfest event. Motion was seconded by Councilmember McReynolds. On vote, Vice-Mayor Mullins, aye; Councilmember Brown, aye; Councilmember Fox, aye; Councilmember McReynolds, aye.

DONATION REQUEST FROM BRAIN INJURY SERVICES

No action was taken at this time.

GRANT PRESENTATION BY DAVID HILTON

Administrative Staff member, David Hilton presented the new incentives that the town will be able to offer new businesses. He explained how he made a user friendly system for businesses to find grants that they are eligible for. Manager Day explained to council that we would be able to use this system to help businesses and walk with them and help them fill out grants. He stated that the Town is pleased to be able to offer this and that David has put in a lot of time and work into this and had done a good job. Mayor Buchanan thanked Manager Day and David.

PUBLIC COMMENT

MELINDA WINNINGHAM with Relay For Life came before council to discuss "Paint the town Purple." They would like to decorate the tree in the Mini Park purple so they can help make people more aware and get more people involved in Relay For Life. The walk will be June 11th at Southwest Virginia Community College 4:00pm-12:00am. Councilmember Brown suggested that we put this information on the town website.

PATRICIA GREEN the County Administrator for Tazewell County came before council to introduce herself and she stated that her door is always open and she would like for the Town and County to be able to work together anytime it is possible and thanked the Town and the council.

SARAH PAXTON of 419 Maplewood Lane, came before council to request a reduction on taxes for a piece of land her family owns. She has retained Attorney, Roger Mullins to work on this

case as it has been turned over for collection to TACS. Manager Day stated that we could check on that. Attorney Pyott stated that he would speak to Roger Mullins also.

APPROVAL OF MINUTES

Motion was made by Councilmember Fox, and seconded by Vice-Mayor Mullins to approve the minutes of March 8, 2016. On vote, Vice-Mayor Mullins, aye; Councilmember Brown, aye; Councilmember Fox, aye; Councilmember McReynolds, aye.

Motion was made by Vice-Mayor Mullins to approve the minutes from the work session held on March 22, 2016. Motion was seconded by Councilmember Fox. On vote, Vice-Mayor Mullins, aye; Councilmember Brown, aye; Councilmember Fox, aye; Councilmember McReynolds, aye.

APPROVAL OF FINANCIAL STATEMENTS

Motion was made by Councilmember Brown and seconded by Councilmember McReynolds, to approve the financial statements for March 2016. On vote, Vice-Mayor Mullins, aye; Councilmember Brown, aye; Councilmember Fox, aye; Councilmember McReynolds, aye.

APPROVAL OF PROJECT REPORTS

Motion was made by Vice-Mayor Mullins and seconded by Councilmember Fox to approve the project reports for March 2016.

Councilmember Brown stated that the new pavement looks good.

Manager Day introduced the new Recreation Director, Travis Barbee. He stated that he is really excited for what he is doing and what he is going to bring to the table. Mayor Buchanan welcomed Travis. Vice-Mayor Mullins stated that on youth and government day Travis spoke to the students and he happened to be in the crowd as well and Travis did a very good job talking to them. Councilmember Fox asked Travis to come to the front and introduced him to the public so they could put a face with his name.

On vote, Vice-Mayor Mullins, aye; Councilmember Brown, aye; Councilmember Fox, aye; Councilmember McReynolds, aye.

ROUTE 61 UPDATE

Manager Day stated that this project is underway and he gets manager updates each week and forwards the progress to the council members.

LINCOLNSHIRE DAM

Manager Day stated that PMI did pass and it has been signed by the governor and there is new legislature regarding it.

ROUTE 61 BRIDGE

Manager Day stated that is no change.

METER REPLACEMENT PROJECT

Manager Day stated that the project is closed out however there are about 80 installs left.

NORTH TAZEWELL UPDATE

Manager Day stated he did not have an update from the North Tazewell committee.

TAZEWELL TODAY

Manager Day stated he did not have an update.

VRWA CONFERENCE

Manager Day stated that he would be out of the office April 18th-20th to attend the Virginia Rural Water conference.

PLANNING COMMISSION COMMITTEE

Manager Day stated that the Planning Commission honored Art Meade for all he has done to help the Town. They also discussed dividing the Ramey Ford lot because it is believed that it will be easier to sale in smaller lots. We will have to put a road through there. Councilmember Brown asked if it was all in the flood zone. Manager Day stated not all the lot was in the flood zone. Councilmember Brown asked if it would stay zoned commercial. Manager Day stated it would.

TRAIN DEPOT COMMITTEE

Vice-Mayor Mullins gave an update for the Train Depot Committee. He stated that the next meeting will be on April 18th at 6:30pm. Their next event will be held on June 4th at the VIP Room beginning at 6:00pm and dinner being served at 7:00pm. Tickets will be \$50.00 per plate. Tickets are on sale now. Also, the Depot restoration project is on schedule.

AIRPORT AUTHORITY

Councilmember McReynolds gave an update. He welcomed everyone to come down to the airport. He stated that they have big projects going on. He also invited the public to come take a tour.

SESQUICENTENNIAL COMMITTEE

Susan Reeves stated that there will be a flyer of all the events mailed out to the Town residents. They will have t-shirts on sale at the spring expo as well as decals, ornaments, etc. She also stated that Treasurer Sharon Dais has sold all the spaces on the Taztownopoly and is now working on the design. Irma Mitchell stated that the newspaper is doing an insert for the committee and the events. The egg hunt is underway now and the first egg has not been found at this time. There is prize money in the egg if you find it.

TAX INCENTIVES

Manager Day stated that at the budget work session they discussed the tax incentives. Eric Young, Mike Thompson, and Ted Figueroa are asking to proceed with the tax incentives. Manager Day would like to be able to start offering the incentives July 1st. There are two; Entrepreneur Business Attraction Grant and the National Business Attraction Grant.

Motion was made by Councilmember McReynolds to accept the Entrepreneur Business Attraction Grant. Motion was seconded by Councilmember Fox. On vote, Vice-Mayor Mullins, aye; Councilmember Brown, aye; Councilmember Fox, aye; Councilmember McReynolds, aye.

Motion was made by Councilmember Brown to accept the National Business Attraction Grant was seconded by Vice-Mayor Mullins. On vote, Vice-Mayor Mullins, aye; Councilmember Brown, aye; Councilmember Fox, aye; Councilmember McReynolds, aye.

The IDA will vote on this at their next meeting.

UPDATE ON BOWLING ALLEY

Attorney Pyott stated that the deed has been recorded and the Town now has title to it. Manager Day stated there will be two phases to this project. When inspecting the property they found that there was a tank there and it will be taken care of by the orphan tank fund. The current renter has until March 1, 2017 to vacate.

DONATION REQUEST FOR SVCC

Manager Day stated that last year we gave a \$500.00 donation. Councilmember Murray made a motion that we donate \$500.00 to SVCC. Motion was seconded by Councilmember Fox. On vote, Vice-Mayor Mullins, aye; Councilmember Brown, aye; Councilmember Fox, aye; Councilmember McReynolds, aye.

VACATION OF ALLEY BETWEEN THIRD STREET AND MITCHELL STREET

This matter will be tabled until we have all the council present to vote.

DAVID HAVENS ALLEY DISCUSSION

Manager Day stated that the previous council had voted to widen the alleyway. The Town is responsible for paving. Manager Day stated that we will be implementing what was voted on by

previous council, however the proper channels were not taken at that time for Mr. Havens to donate the land. He is willing to do this so the alley can be widened.

VISITOR CENTER REQUEST FROM TAZEWELL COUNTY

Vice-Mayor Mullins said that the Train Station Committee is very excited to have the opportunity presented that the depot could be made into a visitor's center. If it were turned into a visitor's center it could be open seven days a week. Manager Day stated that the Town had received a letter from Mike Hymes requesting that we consider making it a visitor's center. He needs for council to give him direction on how to proceed, if they would like to proceed, he needs a motion stating such. Vice-Mayor Mullins made a motion to move forward on negotiations with Tazewell County on making the depot a visitor's center. Councilmember McReynolds seconded the motion. Councilmember Brown asked if the North Tazewell committee was looking for a different use of the building. Vice-Mayor Mullins stated that the members on the North Tazewell Committee that are also on the Train Station Committee were very supportive of the idea. Councilmember Brown asked if we could table the topic until we contact the North Tazewell Committee. Vice-Mayor Mullins stated that they had talked about a community room and a tourist attraction. Manager Day stated that if they would allow him to proceed with negotiations he will email the North Tazewell Committee. Councilmember Brown would like to make sure they are on board. Manager Day said that if it comes back with negative feedback we will stop the negotiation. On vote, Vice-Mayor Mullins, aye; Councilmember Brown, aye; Councilmember Fox, aye; Councilmember McReynolds, aye.

TOURISM ZONE

Manager Day has looked at the map that was done by the county. The business owners wanted a tourism zone on Main Street. The map was submitted by the county and 100% of the properties from the Tazewell Avenue intersection to West Main Street at the substation of AEP will be included. Councilmember Brown asked what if we made the whole town a tourism zone. Manager Day stated that the only thing would be making sure not to double dip with grants and incentives. He will check into it getting the whole town zoned as a tourism zone. Motion was made by Councilmember Brown to try and get 100% of the town to be zoned as a tourism zone. Councilmember Fox seconded the motion. On vote, Vice-Mayor Mullins, aye; Councilmember Brown, aye; Councilmember Fox, aye; Councilmember McReynolds, aye.

BUDGET PUBLIC HEARING APPROVAL FOR MAY 11TH AT 7:15PM

Motion was made by Councilmember Brown to hold a public hearing to approve the budget for the 2016-2017 fiscal year on May 11th at 7:15pm. Motion was seconded by Councilmember McReynolds. On vote, Vice-Mayor Mullins, aye; Councilmember Brown, aye; Councilmember Fox, aye; Councilmember McReynolds, aye.

RESOLUTION-YOUTH FISHING STREAM

Manager Day stated that he has spoken to H.S. Caudill of the Virginia Department of Game and Fishery and they would like to see if we could make Dunford Park part of the kids trout fishing stream. There are only three in the region. There is a shelter at Dunford Park and for the two months of the year when the state stocks we will not rent out the shelter. The game warden will oversee that it will be kids only fishing in the stream. Manager Day said that H. S. was doing a great job. Mayor Buchanan read the resolution. Motion was made by Councilmember Fox to adopt the resolution and make Dunford Park part of the kids trout fishing stream. Motion was seconded by Councilmember McReynolds. On vote, Vice-Mayor Mullins, aye; Councilmember Brown, aye; Councilmember Fox, aye; Councilmember McReynolds, aye.

FIRST READING OF THE FIRE PREVENTION AND PROTECTION ORDINANCE

Attorney Pyott stated that in the Code it has not been allowed to bill for fire services. In 2012 the Code changed and we can now bill for fire services, this only includes fire calls, not motor vehicle accidents etc. They will only be able to collect a maximum of \$250.00 deductible from the homeowners insurance. It will not cost the home owner anything; it will come from their insurance company. Attorney Pyott read the ordinance.

MISCELLANEOUS

-AMEND MOTION FOR BUDGET PUBLIC HEARING

Motion was made by Councilmember Brown to correct the date for the budget public hearing. The date voted on earlier in the meeting was May 11th, it needs to be May 10th. Motion was seconded by Vice-Mayor Mullins. On vote, Vice-Mayor Mullins, aye; Councilmember Brown, aye; Councilmember Fox, aye; Councilmember McReynolds, aye.

EXECUTIVE SESSION

Councilmember Brown made a motion that they go into executive session to discuss property donation, potential litigation, and fuel leak. Vice-Mayor Mullins seconded the motion. On vote, Vice-Mayor Mullins, aye; Councilmember Brown, aye; Councilmember Fox, aye; Councilmember McReynolds, aye.

RESOLUTION

Motion made by: Brown

Resolution Number: ES160412

Motion Seconded by: Mullins

Meeting Date: 16 April 12

Vote: All voted Aye

Purpose: Land Donation, Potential
Litigation, Fuel Leak

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, 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

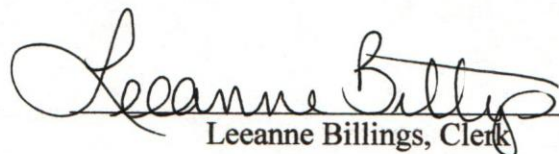
Ayes: Mullins, Brown, Fox, McReynolds

Nays:

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

Absent during vote: Catron, Murray

Absent during meeting: Catron, Murray


Leeanne Billings, Clerk

Councilmember McReynolds made a motion to come out of executive session. Motion was seconded by Councilmember Fox. On vote, Vice-Mayor Mullins, aye; Councilmember Brown, aye; Councilmember Fox, aye; Councilmember McReynolds, aye.

Mayor Buchanan stated the reason they went into executive session was to discuss property donation, possible litigation and a fuel leak. He then read the resolution for Certification of Executive Session. On a roll call vote to confirm, Vice-Mayor Mullins, aye; Councilmember Brown, aye; Councilmember Fox, aye; Councilmember McReynolds, aye.

ADJOURNMENT

Mayor Buchanan adjourned the meeting in recess until the budget work session on Thursday, April 12th at 7:00pm.