

Council Meeting Minutes

October 12, 2021

The Tazewell Town Council met for a public hearing at 6:00 p.m. in the Town Hall Council Chambers.

Present:

Mayor Michael Hoops

Vice Mayor Terry Mullins

Councilmember Emily Davis

Councilmember Joe Beasley

Councilmember Glenn Catron

Councilmember David Fox

Absent:

Councilmember Chris Brown

Staff present were: Town Manager, Todd Day; Executive Assistant, Robin Brewster; Clerk/Treasurer, Leanne Regon

WORK SESSION

SPORTS COMPLEX

Manager Day introduced Jim Baldwin with Cumberland Plateau Planning District (CPPD). Mr. Baldwin thanked Manager Day. He stated that this is the busiest time that he can ever remember and there is more money for towns and counties to get now than ever before. He stated that ARPA funds are available also. CCPD is an economic entity and local governments can work with them for funding opportunities. He said we are in a good place right now to be working on a project like this. Because of increased funds there is a lot more interest and the process to get funding will be faster than normal.

He stated that the EDA is a funder of manufacturing and industrial projects. It was recommended for this project to ask for \$5 million dollars instead of the \$3 million that we were going to ask for. There are a few stipulations for our application. Such as, we need to have an impact study, which we already have. We need to have preliminary engineering done and we need to have environmental assessments done. CPPD can do that free of charge for us if we would like them to. He also stated a project like this will not get done with just one funder. He suggests also looking at ARC, DHCD, VACEDA and other local funding sources.

Manager Day stated that we hired Chmura and they have done a feasibility study for us. We have had a lot of communication with funding agencies. He asked what the Town needed to do to get CPPD on board. Mr. Baldwin stated that he didn't need an official ask that this meeting would be fine to start the process in seeking funding. Manager Day stated that he is very passionate about

this project and he would like to request help in seeking out any funding we would be eligible for. Mr. Baldwin said he would be glad to do it and he would give 110% and work with us any way necessary. He did recommend a trip to Richmond to show that we wanted a meeting with their funding representatives and to show our commitment to the project. Before Covid, that trip would generally be made in January but he could help set those meetings up. Manager Day accepted his offer and Mayor Hoops stated that he is ready anytime.

Mr. Baldwin asked about the site for the project and if we had a site plan. Manager Day stated that he would send him lots of information tomorrow on this project. Mr. Baldwin stated that he will try to put this project in the best light possible and put the best application out that we can. Typically, this will require a local match, the Town needs to be thinking about what we could put up. Mayor Hoops stated that we are/will be reaching out to the Tobacco Commission, the Shott Foundation, and the Thompson Charitable Foundation as well. He stated that we are trying to get every funding opportunity we can. Council thanked Mr. Baldwin for coming.

EXECUTIVE SESSION

Motion was made to go into executive session by Councilmember Catron. Motion was seconded by Councilmember Davis. On vote, Councilmember Catron, aye; Vice Mayor Mullins, aye; Councilmember Fox, aye; Councilmember Davis, aye; Councilmember Beasley, aye.

RESOLUTION

Motion made by: Catron

Resolution Number: ES211012

Motion Seconded by: Davis

Meeting Date: 21 October 12

Vote: All voted Aye

Purpose: Personnel Matters

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

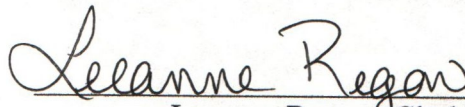
Ayes: Catron, Davis, Mullins, Fox, Beasley

Nays: none

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

Absent during vote: Brown

Absent during meeting: Brown



Leeanne Regan, Clerk

Motion to come out of executive session was made by Councilmember Davis and seconded by Councilmember Catron. On vote, Councilmember Catron, aye; Vice Mayor Mullins, aye; Councilmember Fox, aye, Councilmember Davis, aye; Councilmember Beasley, aye.

Mayor Hoops stated the reason they went into executive session was for Personnel Matters. He then read the resolution for Certification of Executive Session. On a roll call vote Councilmember Catron, aye; Vice Mayor Mullins, aye; Councilmember Davis, aye; Councilmember Beasley, aye; Councilmember Fox, aye.

PUBLIC HEARINGS

SPECIAL EXEMPTION PERMIT FOR 131 MARION AVE

Mayor Hoops called the public hearing to order at 7:15 p.m. The Town of Tazewell held a public hearing for a special exemption permit for 131 Marion Avenue. Mayor Hoops read the notice of public hearing. Mayor Hoops asked if anyone would like to speak for or against this matter. Hearing none, Mayor Hoops closed the public hearing.

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

Present:

Mayor Michael Hoops

Vice Mayor Terry Mullins

Councilmember Emily Davis

Councilmember Joe Beasley

Councilmember Glenn Catron

Councilmember David Fox

Absent:

Councilmember Chris Brown

Staff present were: Town Manager, Todd Day; Executive Assistant, Robin Brewster; Town Attorney, Brad Pyott; Clerk/Treasurer, Leanne Regon; Zoning & Property Maintenance Official, Chris Hurley; Assistant Police Chief, Stanley Lampert; EMS Administrator, Syndee Saleem

CALL TO ORDER

Mayor Hoops called the meeting to order with the pledge of allegiance. Invocation by Zach Hash.

NEW BUSINESS RECOGNITION

DONUT DIVA

Mayor Hoops introduced the new owner of Donut Diva, Tia San Miguel. He thanked them for bringing donuts tonight. He stated that we are very excited to have them. He thanked them for opening their business in our Town. He then presented them with a few small gifts. Manager Day asked what their hours were. It was answered that they are open on Monday, Wednesday, Friday and Saturday from 6:00am to 2:00pm.

TAZEWELL TEST CENTER

Mayor Hoops introduced the new owner of Tazewell Test Center, Etheloma Perkins. She stated that the Tazewell County Chamber of Commerce has been very supportive and the test center is housed inside their building. They offer a place to take professional testing and certification tests. She feels this will be a good opportunity for businesses to take advantage of. She had a mayor contact her and stated that they send staff to Roanoke for their water and waste water management testing and he is excited at the amount they will be able to save because of this. She

stated that they can be contacted at 276-970-4141. Mayor Hoops then presented her with a few small gifts.

APPROVAL OF MINUTES

Motion was made by Councilmember Catron seconded by Councilmember Beasley to approve the minutes of the Special Called Joint Meeting for Town Council and IEDA on September 9, 2021, Council Meeting minutes on September 14, 2021, and Special Called Joint Public Hearing & Meeting for Town Council and Planning Commission of September 30, 2021. On vote, Councilmember Catron, aye; Vice Mayor Mullins, aye; Councilmember Davis, aye; Councilmember Beasley, aye; Councilmember Fox, aye.

APPROVAL OF FINANCIAL STATEMENTS

Motion was made by Councilmember Beasley and seconded by Councilmember Catron to approve the financial statements for September 2021. On vote, Councilmember Catron, aye; Vice Mayor Mullins, aye; Councilmember Davis, aye; Councilmember Beasley, aye; Councilmember Fox, aye.

PLANNING COMMISSION COMMITTEE

Councilmember Davis stated that the Planning Commission met and discussed Town Charter revisions. Currently, the Planning Commission has a quorum of five. They would like to amend it to four. This will require a public hearing and we will have to send it to Legislative Services.

Another area that was discussed was the terms of the BZA. In the Charter it states their terms are for two years. In our Code it says their terms are for five years. It is recommended that we change the Charter to match the Code. Attorney Pyott stated that the last time we changed the Charter was in 2015.

Councilmember Davis stated that the Planning Commission also discussed UTV's and golf carts being allowed on Town streets. They did not see a need for this at this time.

SPECIAL EXEMPTION PERMIT FOR 131 MARION AVENUE

Zoning & Property Maintenance Official, Chris Hurley stated that the Town had received an application for a special exemption permit for 131 Marion Avenue for an Air BNB. We held a public hearing on the matter this evening and there was no public comment on the matter. Motion was made by Councilmember Beasley to approve the special exemption permit. Motion was seconded by Councilmember Catron. On vote, Councilmember Catron, aye; Vice Mayor Mullins, aye; Councilmember Davis, aye; Councilmember Beasley, aye; Councilmember Fox, aye.

UPDATE ON RAMEY LOT DEMOLITION

Manager Day stated that Council and the IEDA had given him the go ahead to demo the structure at the Ramey lot but he wanted to give an update and go more in depth with the discussion. Manager Day stated that the structures to be removed were located at 2330 Fincastle and 2300 Fincastle Turnpike. He stated that inspections had already been performed. Councilmember Catron made a motion to continue to move forward with the demolition. Councilmember Davis seconded. On vote, Councilmember Catron, aye; Vice Mayor Mullins, aye; Councilmember Davis, aye; Councilmember Beasley, aye; Councilmember Fox, aye. Councilmember Fox asked about the building that the bike shop was in, if it was going to be torn down. Manager Day stated that it was not going to be right now but maybe in the future it would be.

SET PUBLIC HEARING FOR TOWN CHARTER CHANGE FOR BZA TERMS AND QUORUM REQUIREMENT FOR PLANNING COMMISSION FOR NOVEMBER 9, 2021 AT 7:15PM

Councilmember Davis made a motion to move that the Town of Tazewell amend its Charter of 1958 to reflect various statutory changes within the Code of Virginia that have been enacted by the General Assembly and/or have been adopted by the Town subsequent to 1958, and further request that the following suggested charter modifications be submitted to the General Assembly for consideration at its upcoming legislative session in January 2022.

Specifically, I request modifications of the following Sections of the Town Charter:

Under Article VI Planning, Zoning and Subdivision Control, Section 6-12, and subsection 6-231.

Motion was seconded by Councilmember Catron. On vote, Councilmember Catron, aye; Vice Mayor Mullins, aye; Councilmember Davis, aye; Councilmember Beasley, aye; Councilmember Fox, aye.

Councilmember Davis made a motion to move that the Town of Tazewell Charter modifications to the General Assembly be advertised for a Joint Public Hearing with the Town Planning Commission, to be held on November 9, 2021 at 7:15pm in the Council Chambers for the Town of Tazewell, pursuant to Virginia Code §15.2-202, with the full text of the requested Charter changes being available on request for public inspection and review in the Town Clerk's Office at least ten (10) days prior to November 9, 2021. Motion was seconded by Councilmember Catron. On vote, Councilmember Catron, aye; Vice Mayor Mullins, aye; Councilmember Davis, aye; Councilmember Beasley, aye; Councilmember Fox, aye.

EMS UPDATE

EMS Administrator, Syndee Saleem, gave an update to council on EMS performance. She reviewed their call volume and transport volume and stated that for FY21 the reports showed they finished on a positive note. She stated that the Delta Variant of Covid-19 has started to affect them and it has caused their transport volume to decrease. She did state that the case

numbers have went down over the last three weeks. She stated that they have gotten a new contract and will be transporting patients to appointments and such. She thanked the council.

HISTORIC REVIEW BOARD

Chairman, Zach Hash came before council and stated that one of the goals for the Historic Review Board was to achieve CLG (Certified Local Government) designation. The state has reviewed their application and stated that there needs to be a few changes to our Code. He has presented in the council packet those small changes they recommended.

Section 23-64 we need to add: (d) To maintain consistent preservation standards within historic districts, all contributing properties shall be included in the historic district.

Section 23-66 remove text regarding exceptional and notable buildings. It should now just say buildings.

This will be sent to the Planning Commission for review and recommendation.

HOLIDAY SCHEDULE

Manager Day stated that the upcoming holiday schedule will be as follows:

Thanksgiving the Town of Tazewell will be closed Wednesday, Thursday, and Friday. November 24th-26th.

Christmas the Town of Tazewell will be closed Thursday and Friday. December 23rd and 24th.

REQUEST FROM JAY SHOTT

Manager Day stated that in the council packet there are a list of grants/funding applications that have been done for the Sunny Side Property. He stated that he would like to do another application for CPROP. Councilmember Davis made a motion to move forward with applying for CPROP again. Motion was seconded by Councilmember Fox. On vote, Councilmember Catron, aye; Vice Mayor Mullins, aye; Councilmember Davis, aye; Councilmember Beasley, aye; Councilmember Fox, aye.

INVITATION FOR GRAND OPENING OF THE FRANK BARNES TRAIL

Manager Day stated that the grand opening of the Frank Barnes Trail will be held on October 30th at 1:00pm. He stated that there will be shuttle service available.

PUBLIC COMMENT

None.

COUNCIL COMMENTS

Councilmember Fox stated that he is having groundhog issues again. He asked if there was anything that could be done about trapping and relocating them. It was answered that it is against the Code to do that.

EXECUTIVE SESSION

IEDA Members Present:

Kim Santolla, Chair

Nancy Brooks

Zach Hash

Zach Cline

Derick Pridgen

Motion was made to go into executive session by IEDA Member Hash. Motion was seconded by IEDA Member Brooks. On vote, IEDA Chair Santolla, IEDA Member Brooks, IEDA Member Hash, IEDA Member Cline, IEDA Member Pridgen.

Motion was made to go into executive session by Councilmember Beasley. Motion was seconded by Councilmember Davis. On vote, Councilmember Catron, aye; Vice Mayor Mullins, aye; Councilmember Fox, aye; Councilmember Davis, aye; Councilmember Beasley, aye.

RESOLUTION

Motion made by: Beasley

Resolution Number: ES211012

Motion Seconded by: Davis

Meeting Date: 21 October 12

Vote: All voted Aye

Purpose: Award of Public Contract
Involving the Expenditure of Public
Funds

CERTIFICATION OF EXECUTIVE SESSION

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VOTE

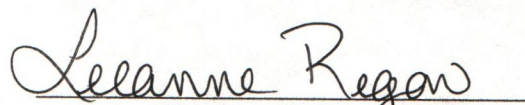
Ayes: Catron, Davis, Mullins, Fox, Beasley

Nays: none

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

Absent during vote: Brown

Absent during meeting: Brown



Leeanne Regon, Clerk

Motion to come out of executive session was made by Councilmember Davis and seconded by Councilmember Catron. On vote, Councilmember Catron, aye; Vice Mayor Mullins, aye; Councilmember Fox, aye, Councilmember Davis, aye; Councilmember Beasley, aye.

Motion to come out of executive session was made by IEDA Member Brooks and seconded By IEDA Member Hash. On vote, IEDA Chair Santolla, IEDA Member Brooks, IEDA Member Hash, IEDA Member Cline, IEDA Member Pridgen.

Mayor Hoops stated the reason they went into executive session was for the Award of Public Contract Involving the Expenditure of Public Funds. He then read the resolution for Certification of Executive Session. On a roll call vote Councilmember Catron, aye; Vice Mayor Mullins, aye; Councilmember Davis, aye; Councilmember Beasley, aye; Councilmember Fox, aye.

ADJOURNMENT

Motion to adjourn was made by Councilmember Beasley and seconded by Councilmember Catron. On vote, Councilmember Catron, aye; Vice Mayor Mullins, aye; Councilmember Davis, aye; Councilmember Beasley, aye; Councilmember Fox, aye.

Meeting adjourned at 9:10pm.