

## **Council Meeting Minutes**

**December 14, 2021**

The Tazewell Town Council met for an executive session at 6:30 p.m. in the Town Hall Council Chambers.

Present:

Mayor Michael Hoops

Councilmember Joe Beasley

Vice Mayor Terry Mullins

Councilmember Emily Davis

Councilmember Glenn Catron

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

Absent:

Councilmember David Fox

Councilmember Chris Brown

### **EXECUTIVE SESSION**

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

**RESOLUTION**

Motion made by: Davis

Resolution Number: ES211214

Motion Seconded by: Beasley

Meeting Date: 21 December 14

Vote: All voted Aye

Purpose: Consultation with Legal  
Regarding Specific Legal Matters and  
Prospective Business

**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**

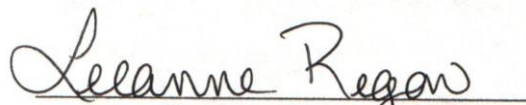
Ayes: Catron, Davis, Mullins, Beasley

Nays: none

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

Absent during vote: Fox, Brown

Absent during meeting: Fox, Brown

  
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Leeanne Regon, Clerk

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

Mayor Hoops stated the reason they went into executive session was for Consultation with Legal Regarding Specific Legal Matters and Prospective Business. 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.

## **PUBLIC HEARINGS**

### **AMENDMENT TO EXISTING ORDINANCE OF CHAPTER 23, ARTICLE II, DIVISION 11, SECS. 23-64 AND 23-66**

Mayor Hoops called the public hearing to order at 7:00 p.m. The Town of Tazewell held a public hearing for Amending the existing ordinance of Chapter 23, Article II, Division 11, Sections 23-64 and Sections 23-66. 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.

### **SPECIAL EXCEPTION PERMIT FOR 2791 FINCASTLE TURNPIKE**

Mayor Hoops called the public hearing to order at 7:15 p.m. The Town of Tazewell held a public hearing for a special exception permit for 2791 Fincastle Turnpike. 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 Chris Brown

Absent:

Councilmember David Fox

Staff present were: Town Manager, Todd Day; Executive Assistant, Robin Brewster; Town Attorney, Michael Thomas; Clerk/Treasurer, Lianne Regon; Zoning & Property Maintenance Official, Chris Hurley; Police Chief, David Mills;

## **CALL TO ORDER**

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

## **SPECIAL PRESENTATION/REQUEST**

### **AUDIT PRESENTATION BY CORBIN STONE WITH ROBINSON, FARMER, COX ASSOCIATES**

Corbin Stone with Robinson, Farmer, Cox Associates came before council to present the FY 21 audit. He stated that he was very pleased this year. There were fewer audit adjusting entries. He also stated that the Town had hired a pre-auditor. He stated that we will be receiving an unmodified opinion.

The general fund finished at \$544,133 which is up from \$290,238 last year. He would like to see 20% of our operating budget for fund balance but he is pleased with the progress that we made this year, he likes the trend he is seeing.

He discussed a new GASB requirement that will be in effect soon. GASB No. 87 which relates to leases, such as operational leases like copiers etc.

Manager Day asked about the year end figures. He asked if that considered debt service as well. Mr. Stone answered they have accounted for debt service.

## **APPROVAL OF MINUTES**

Motion was made by Councilmember Beasley seconded by Councilmember Brown to approve the minutes of November 9, 2021. On vote, Councilmember Catron, aye; Councilmember Brown, aye; Vice Mayor Mullins, aye; Councilmember Davis, aye; Councilmember Beasley, aye.

## **APPROVAL OF FINANCIAL STATEMENTS**

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

## **PLANNING COMMISSION COMMITTEE**

Councilmember Davis stated that the Planning Commission met last week and discussed a request for storage building expansion. The Planning Commission decided that there needed to be more information on the site plan before they could accept it.

They also discussed zoning changes. It had previously been discussed that if a property is in a business zone and they would like to change it to residential, we needed to protect our business zone. There was a public hearing on the issue and many public comments on this matter. No action from the Town Council was taken and it has been sent back to the Planning Commission. They discussed having a joint work session with the Town Council to discuss this matter more. The Planning Commission also discussed tiny houses. They are gathering information on this subject.

Planning Commission also had a special called meeting last night in reference to another storage building expansion. They have presented their site plan and Planning Commission approved.

## **1<sup>st</sup> READING OF AMENDMENT TO EXISTING ORDINANCE OF CHAPTER 23, ARTICLE II, DIVISION 11, SECS, 23-64 AND 23-66**

Attorney Thomas read the suggested amendment. Vice Mayor Mullins stated that this amendment was being made because the Historical Review Board is trying to get the certification of being a Certified Local Government. It was stated that this would open up more grant opportunities.

## **SPECIAL EXCEPTION PERMIT FOR 2791 FINCASTLE TURNPIKE**

Zoning & Property Maintenance Official, Chris Hurley stated that he has received an application from Adam Lapins to have another B & B in town. He currently has one on Dogwood Road and he would like to have another one at 2791 Fincastle. Motion to approve was made by Councilmember Brown. Motion was seconded by Councilmember Davis. On vote, Councilmember Catron, aye; Councilmember Brown, aye; Vice Mayor Mullins, aye; Councilmember Davis, aye; Councilmember Beasley, aye.

## **PLANNING COMMISSION RECOMMENDATION FOR TAZEWELL SELF STORAGE BUILDING PERMIT REQUEST**

Zoning & Property Maintenance Official, Chris Hurley stated that R. J. White got a zoning permit for a storage building expansion on November 29<sup>th</sup>. After the Planning Commission met and approved his application, they are requesting final approval from Town Council. Motion to approve was made by Councilmember Brown. Motion was seconded by Councilmember Beasley. On vote, Councilmember Catron, aye; Councilmember Brown, aye; Vice Mayor Mullins, aye; Councilmember Davis, aye; Councilmember Beasley, aye.

## **PUBLIC COMMENT**

None.

## **COUNCIL COMMENTS**

Vice Mayor Mullins stated that the December 4<sup>th</sup> activities were great. Everyone that was involved did a great job.

## **EXECUTIVE SESSION**

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

**RESOLUTION**

Motion made by: Brown

Resolution Number: ES211214

Motion Seconded by: Davis

Meeting Date: 21 December 14

Vote: All voted Aye

Purpose: Consultation with Legal  
Regarding Specific Legal Matters and  
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**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;

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**VOTE**

Ayes: Brown, Davis, Mullins, Beasley

Nays: none

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

Absent during vote: Fox, Catron

Absent during meeting: Fox, Catron



Leeanne Regon, Clerk

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

Mayor Hoops stated the reason they went into executive session was for Consultation with Legal Regarding Specific Legal Matters and Prospective Business. He then read the resolution for Certification of Executive Session. On a roll call vote Councilmember Brown, aye; Vice Mayor Mullins, aye; Councilmember Davis, aye; Councilmember Beasley, aye.

### **ADJOURNMENT**

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

Meeting adjourned at 8:30pm.