

The Richlands Town Council held a regular monthly meeting in the Richlands Council Chambers on May 13, 2014 at 7:30 pm with the following present:

Mayor: Jannis White
Town Manager: Tim Taylor
Town Clerk: Susan Whitt
Town Attorney: Brad Ratliff
Council Members: Joe McCracken, Rod Cury, Larry Johnson,
Frances Meadows, Doug Ratliff, Mary Ann Strong

Mayor White called the meeting to order.

Mary Ann Strong gave the invocation and led the Pledge of Allegiance.

Mayor White asked if there was anyone who wanted to speak that is not on the agenda. Ernie Hunt asked to be added.

Mayor White requested to add under Mayor's Comments a Proclamation for the DMV Grant.

Mayor White asked if there were any additions or deletions from the agenda other than the ones that were presented.

Mayor White stated that under #VI, Dennis Lee will not be present tonight; he will be at our next meeting on June 10, 2014.

Rod Cury made the Motion to approve the Agenda as amended, seconded by Larry Johnson. Vote, all in favor, 6/0. Motion carried.

Minutes were distributed earlier for review. Mayor White asked if there were any additions, deletions or corrections to the minutes. Joe McCracken made a Motion to approve the Minutes as presented, seconded by Mary Ann Strong. Vote, all in favor, 6/0. Motion carried.

Unscheduled Public Comments-

Ernie Hunt-221 Fairfax Avenue- He said you may remember about two years ago I came before you asking for help with the sidewalks. I was promised then things would be done and to this day, nothing has been done. The only thing that has been done is it has messed up my wheelchair to the point where it is almost unusable. Yes, I do have Medicare but as many of you may know, it is a lot of red tape to get something done with the government. I talked to Mr. Johnson today, as well as Mayor White. Mr. Johnson actually went with me and saw first-hand some of the issues that I bring to the table. I think he really understands where I am coming from. But Richlands is my town, this is where I have chosen to live and stay. I am on disability obviously, but I chose to come to Tazewell County and live in Richlands and go to college, and after I graduated from college, I worked my tail off to get a job here in Town because I really like this Town. I have MS and was diagnosed 8 years ago. He said he was still learning to live with it and struggles with everything in my life and I am hoping my Town will help me not to struggle when I do things like go to the store or go pay my cable bill, or if I need to go to the Police Department. Sometimes I get so frustrated, I think the Town don't care about people with disabilities because two years ago when I came before you, I was told by several of the Council members that something would be done, we guarantee it, we promise. They said someone would contact you and let you show them where the problem areas are. Nobody ever contacted me.

Mayor White asked which areas he thought were in the most need of repair.

1-Bridge to Hardees from Fairfax Avenue-there is a three inch step up that I have to hit with my chair while my friend holds the back of my chair so I don't flip. It has really done a number on my chair.

2-Intersection at Police Department-only one corner is wheelchair accessible.

Larry Johnson had photos of these areas. He said the main problem at Hardees is the sidewalk being so narrow because of the bushes. Another issue down on Rockbridge, I called and spoke with him and he said that is not a problem, he would have it taken care of this evening or first thing in the morning.

On the west end of the Hardee's bridge, it is a pretty steep step. Mr. Taylor said it is on the list. Larry asked if they could possibly build it up a little on the corner. Mr. Taylor said it would probably best to overlap it when we are doing it all. He asked Jim Taylor when it was scheduled, Jim said next week. Larry asked about the other areas that are not accessible, is there anything that can be done to build them up. I explained to Ernie that some places the drainage would be the issue and it couldn't be done and he understood that.

Mr. Taylor said last time there were cars stretched across the sidewalks, we talked to those folks, and they are doing it again. Larry said that is who he talked to already.

Mr. Taylor said his (Ernie) routing makes some of it harder. We looked at it. We have other issues with ADA requirements. It wouldn't make sense to waste money like you are talking about, when we do it; we need to do it for not only you but for other folks as well.

Mr. Hunt said he was asking for the whole community, not just himself. He said there is about 10 people here in Town that have MS. In the apartment building where I live, there is three of us, and the other two ladies, one used to get out but she don't anymore because it is so hard to get out and about. The other one she won't because she is afraid of falling on the sidewalks because they are not accessible. He again said is not asking this for himself, he is asking this for the disabled community.

Council thanked him for his comments.

Joe McCracken addressed Mr. Hunt. He said he remembered him coming before Council last time and said he thought the Town needed to take action on this and not wait another year.

Mr. Taylor asked Mr. Hunt if he could use the Four County Transit to get to some of the areas that would be impossible to get to in a wheelchair. Mr. Hunt said he had tried it but it ended up taking longer to get to where he needed to go due the route the bus has to take and all of the stops it makes. Rod Cury said he had considered riding it but could see the inconvenience. He said he thinks the Town needs to be ADA compliant as much as possible. He thanked Mr. Hunt for his comments.

Council Member Reports:

Rod Cury-Planning Commission Meeting which was scheduled for May 6th had to be postponed because we had the budget work session. The next Planning Commission meeting will be on June 3rd at 7:30 here at Town Hall.

The Street Committee did meet at the request of Phillip Horton and Councilman McCracken, Mr. Taylor and myself went to the Tabernacle and met with Mr. Horton and several other representatives of the church and Mr. Taylor said he would have to check on some of the pertinent laws so I will turn this over to Tim.

Mr. Taylor said the request was for curb and guttering and the replacement of some sidewalks and the re-engineering of some parking for the area around the Tabernacle and the school down on Rockbridge and Fourth. Research for diagonal or wish bone parking, is not an option anymore. The only one we

have left in Town is on Suffolk Avenue and that is grandfathered. Any new construction is not allowed, part of the problem is sight-distance, you just can't see when you are backing out into on-coming traffic. For instance, if you had a truck parked beside you, you can't see and would be backing out blindly into traffic. So that option is just not available. We have to adhere to VDOT standards and they change periodically. That has been in place for a long time.

The drainage area and new curb that they would like would be very difficult on the elevation of the roads and the fact that they wanted wish-bone parking. The parking was the biggest thing driving that for a drain-pipe extension to the river beside the Church and it's an open ditch today. The Church would like when they have their events, especially camp meetings, if they cover that pipe to the river and cover it with gravel, then they could use that for parking. The other areas would require a match even if it was feasible to do that. To be able to have an engineer that can do that and construct that before their August deadline is impossible. We could do the pipe if council wishes and the sidewalk that is scheduled to be replaced but not reconfigured for the wishbone parking. Some things we can help them with, but some things are just not practical based on that wishbone parking. The drain pipe request and the sidewalk request only on the west side of the church, which is already there, would be no cost to them. The sidewalks are a maintenance issue rather than a construction issue. Once they are scheduled and are on-site, they become total town expense. New construction has to be cost shared by law. Parking is pretty much what it is now. You still have parallel parking in the areas and they have some off-site parking and you could add some new parking with installation of the drain pipe. Jim Taylor said that cost of the pipe would be around \$900.00. That would be something that Council could vote and the sidewalks could be maintained before August. The pipe would be on the street so it would not be private parking.

Mayor White asked about Sunset Drive issue, she said Rod had said he had turned it over to Tim. She asked for an update. Tim said he checked the street and the problems with the pavement, the ditch is open when I was up there. He asked Jim Taylor if he had done any more to it. Mayor White asked about the asphalt surface being broken. He said it would be patched. We are not finished patching. It is in the plans to be patched.

Mary Ann Strong requested to go back to the Tabernacle request. Mary Ann Strong made the Motion to install a new drain pipe as requested, seconded by Larry Johnson. Vote, all in favor, 6/0. Motion carried.

Rod Cury said he had a call from Mr. Arrington on West Street which he had forwarded to Tim. It was about his road condition and garbage pickup. He is the only resident on this street. Tim Taylor said the road is too narrow for a trash truck. It is basically an undeveloped street even though we have paved it. It is a road to his home and it is really narrow and we can't get the garbage truck up there. It is the same with some of the other areas. He has always agreed to carry the trash down to the bottom of the hill, like I do at my home. As far as patching, the hole is already patched.

Rod Cury, at the last council meeting had told Council that Lynn Crump from the Dept. of Conservation and Recreation was coming to do a study of the Clinch River regarding Scenic River designation and our Council approved that and we were joined in that effort by Town of Cedar Bluff and by Tazewell County. I had managed to arrange for the accommodations and transfers for the people who would do the study. I asked Councilman McCracken if he would be willing to help guide them and he said he would. I want to thank the Town of Richlands, the Town of Cedar Bluff, the County of Tazewell and the Nature Conservancy for all of their help and I especially want to thank Councilman McCracken who really went to work and went to bat for our town and our county.

Joe McCracken said it was a trip! The three ladies arranged to get the canoes and we put the canoes in at the Old Fort in Tazewell, Pisgah. We came all the way down behind Washington Square Clinic. It took three days, the first day it snowed. We saw snow plows out putting salt on the road. So that day we kind of stayed in the vehicles but we were beside the river all day. We started about 8:30 that morning until about 7:30 that night. We met Mr. Dorton over here at the bridge in Town. I would like to thank Mr. Dorton and Sue Wade for their help in getting this done.

The intent of the Virginia Scenic River Program is to identify, recognize and provide a level of protection to the River with significant scenic, historic, recreational and natural value. The program began in 1970 when the General Assembly passed the Virginia State Scenic River Act. Since then more than 700 miles of river have received State Scenic River Designation. The Virginia Department of Conservation and Recreation administered the program. That is who furnished the canoes we used. It had been mentioned that it had been many years since I had been in a canoe and it was an experience. We did a lot of carrying and lifting, sometimes the water was 2 inches deep and sometimes it was 2 feet deep. We did turn over a few times. It was a great experience. Before the river segment can be designated, DCR staff must conduct a study to determine if it qualifies for the scenic river status. Studies are usually started at the request of the local government. For scenic river segments, the study says it must be at least five miles. We definitely have five miles. If it is 15 miles from here to Pisgah, it's 30 on the river. It was a great thing. I would also like to thank Cedar Bluff, they did a tremendous amount of work. They furnished the pickups, all of the canoes and they helped us move them around when we needed to put them in the water or take them out of the water.

Ms. Crump said they have not had a chance to fully evaluate it because it is a lot of criteria. But what they found was the Clinch was absolutely magnificent and the scenery was some of the best they had ever seen in the State.

Joe McCracken said there is also a lot of mapping going on with the ladies. We had to do a lot of stopping, updating, taking photos along the way. Hopefully we will have some pictures of the trip.

Joe McCracken

1-He said he received a call today on Chestnut Street, several council members were called today on this issue. Chestnut Street and Prater Drive-people have dust issues from a dirt road that runs down through Prater Drive. They have breathing problems as do most of the people on that street. I know Mary Ann was contacted as well as me, the Mayor, and Larry. Larry said he went down there and it is actually the alley way between South Front and Chestnut Street. Three quarters of the way, the road is covered with the big rock and that is working great but the rest of the road (and I have spoken to Tim about this) is not covered and that is what is causing the problem. Joe said he went by there as well. He thinks they are very concerned to have contacted all of them. Mary Ann said she wasn't able to be hands on like Joe and Larry, but Ms. Sargent kept referring to between two fences. She said it is a road that is of no use. Larry said it was an alley way that runs along the Spandeck fence. Mary Ann asked if it needed to be left open, because her request to me was that she wished the road would be closed. Joe said maybe they need to do a study to see if that is feasible. Mary Ann said that Ms. Sargent said there seems to be a lot of undesirable activity going on there and that it needs to be closed permanently to traffic flow. Mr. Taylor asked if by closed, she meant blocked. He said if he lived on that street he would expect the Council to have a public hearing so that I would have a voice because everyone has access to that alley. Mr. Taylor said the Town has utilities in there. Joe said he told Ms. Sargent that it needed to be discussed further but we would address their concerns tonight. Maybe we can take further steps to make things better. Larry said the

short term would be graveling the rest of the road that would probably take care of the dust.

2-Joe said also there was a problem on Cypress Street, there is junk all around. Lots of cars and old trailers. Joe said it is on out the road past Vickey Drive. Also a problem on Vickey Drive, same complaint also issues of trash, there is a house or two that may be for sale up there and they are having a hard time selling because of this. Joe said there is a couple of old houses on the left as you head out to Cypress Street. Chief Dorton said he thought that Don had made contact with one of those people, one is in a nursing home.

3-Joe mentioned there are a few potholes that need patching. He said the Town has done a great job on patching the potholes, he has seen a lot of work being done but there are still potholes on Iron Street and Jewell Street also. Jim said they are working on each area as they go. Jim said they had already put down almost 200 tons of patch.

4-Jim wanted to take the time to explain the patch crew. It consists of 6 or 7 people, I got a truck driver, a man on a roller, a man on the backhoe, 2 flaggers, and 2 people to shovel.

Frances Meadows

1-Just wanted to ask Tim if he had heard anything from VDOT? He said he had not.

2-She asked Larry Johnson to look into the no-u-turn sign at Altizer Street.

3-Mowing here in Town. People have complained about gravel flying and hitting their vehicles from the mowers. Tim said the mowing crew was told not to do this and they have insurance. If you do get a call, you should ask them to contact American Carpet Care or they can call us and we will call them. I just don't want anyone to file a claim on us when it's not us doing the mowing as we have contracted that out.

4-Next week, starting the 18th through the 24th, is Paint the Town Purple in support of the Relay for Life, which is June 7th and 8th over at the college. She encouraged everyone to come out and support this event. She encouraged everyone in Town, especially the merchants, to participate by hanging purple bows during the specified week.

5-She had talked with Mrs. Mitchell, who is present tonight. She had purchased a house in Hidden Valley and when she bought her property in Hidden Valley, she didn't have a copy or did not know about the restrictions. She wants to build a building that will look similar to her home, it wouldn't be attached to her house. The restriction says it has to be attached to her house. She wasn't sure who to talk to so tonight we just wanted to make sure she knows who to talk to.

Doug Ratliff said it was zoned in by the Zoning Committee. He said also that Mr. Sawyers had spoken to him and he would urge that we take another look at the Zoning. That it be certain size and have footer, I don't see any problem with that. Mr. Taylor said the process for doing it and the letter from Mr. Sawyers is similar in nature to Mrs. Mitchell's request. Basically, we will have to add it as a use. The R-1 Zone just doesn't allow that. There would have to be a requested Amendment. Brad Ratliff said that it was perfectly acceptable if Council's pleasure is to add that use. We will have to have a public hearing on that. Mr. Taylor said it is referred to the Planning Commission for their review. Doug Ratliff said they could specify that it be a certain size and have footer and they would get a permit from the County. Mr. Taylor said it is really an amendment to the Zoning Ordinance and that procedure requires at least the direction of the Planning Commission and in that process you can put in those types of things you were talking about.

Mr. Taylor also said while it probably doesn't apply to these two properties, there are issues with deed restrictions in other areas, so I just want to mention that, so that we look at the issues and we are not put in a compromising position legally through the process.

Doug said that since he had bought all of the rights in Hidden Valley, he would not have anything to do with it as far as deed restrictions.

Rod Cury said that he as Council Representative on the Planning Commission, will take this to the Planning Commission and they will study a possible amendment and we will come back to Council with a recommendation. Mrs. Shirley Mitchell, 315 Cresswood Drive, said that when she bought the place, she thought she would be able to build a building. She just has a small house, no basement, no attic. It has been a hardship on her not having a storage building. She said she didn't want to do anything to cause problems for anyone else. She said she wants to go by the guidelines. She said it has caused her a lot of stress since she went to get her building permit and was told she couldn't have one. She said she hoped Council could work together to come up with a way that she can have her building.

Shawn Sawyers, 281 Cresswood Drive, said he was in the same situation as Mrs. Mitchell. He said when they built their house, they had plans to build certain add-on items as time and money permitted. Another issue is that people like to be able to do what they want to on their own property. The Council members that he has talked to, we understand that there are guidelines that are acceptable. I want my property values to stay with everyone else's. I think we need to review how the lack of provisions in the R-1, in saying that you can't do it, it leaves out additional uses of things that you can use the property for. The way that I read it, the use of gazebos, patios that someone may want to build in their backyard and attach a pergola to, that is going to be a structure. That would probably fall under those same guidelines. Mr. Taylor said they would be more lenient with swing sets and things, it's just structures that have foundations that we have been rigid on. Obviously, code has to be interpreted. He just wants to come up with a simple solution, he thinks most everyone agrees that if it goes with the house, a permanent structure, a certain size. He said he was technically not in the Hidden Valley Subdivision and Mr. Taylor said Ms. Mitchell wasn't either. It all gets lumped together. He said his was Lot 5 of Cresswood Heights so he did not have deed restrictions. Doug Ratliff said it was never actually in the Valley.

Mary Ann Strong said that when she and Mr. Sawyers met, he brought up a good point and that is why we should definitely look at this again. One way to get around that and it would be very unsightly, would be to tag a U-Haul or a trailer, throw it in your driveway and put your lawn mower and all your things you need to store in there and that would look much worse than a building that is built to match the home and meet the codes.

Mr. Sawyers said that if he builds a \$35,000 garage, the County will probably assess him \$45,000. So it does come back to a revenue side to the Town.

Doug Ratliff
Didn't have anything to report.

Larry Johnson

1-The road near Spandeck. Is gravel something we can do on a temporary basis? Mr. Taylor said it would be taken care of.

2-Curbing-the old white house on Rt. 67 that had been torn down. They want to put a parking lot there for the church but need access across the sidewalk. Mr. Taylor said if they will come to us, we will work that out with them. If it is pretty simple, there will be no charge, if we have to re-pour then they will have to pay for it.

3-Wanted to mention what a great job the police department did, there was an armed robbery recently and they were very quick to take care of that and get those people off the street.

4-The house on East Second Street that is falling down after the tree fell on it, now the rest of it is falling down. Have we heard anything else on it?

Chief Dorton said they would try to contact them this week. He said there have been notices served before as a public nuisance. Last contact we had with him, he was going to his insurance company to work out the settlement. He did move the tree that fell on the house. Chief Dorton said it had been at least a month since he was going to contact the insurance company.

Brad Ratliff said if it was Council's desire, they could bring the property owner in and admonish him and tell him that he needs to get it cleaned up immediately or the Town will clean it up and place a tax lien against the property at which point the property can be sold.

Larry Johnson suggesting doing that given the length of time this has been going on. Council agreed. Mary Ann Strong said the residents of that street had been more than patient and she felt Council needs to move as quickly as possible on this matter.

5-Signs on swinging bridge are gone. So if they catch kids on the swinging bridge they can't charge them. We need to get some signs back up.

6-Dedication for the Burn Building, Deer Trail Road, Lake Park is this Saturday, May 17th at 11:00 am. He invited everyone to come.

Mary Ann Strong

1-last Council meeting, I added confusion about the sign in the curve on the way up to Pizza Hut with the civic clubs. Where our Kiwanis Club had been contacted, that the Woman's Club was going to take that project on, I think they may have had some communication difficulties so I was contacted to say that they are not doing that. Hopefully the Town is back in the process of painting it. Mr. Taylor said they were talking about trying to wrap it at one time. The Woman's Club had initially projected to have it wrapped but now that is off. They asked that the Town get back on painting it. Joe McCracken said that due to Mary Ann's earlier comments, now there is nothing being done. Mr. Taylor said if nothing has changed, the Town is scheduled to finish painting the sign. He said there had been several people to pick up signs. Jim Taylor said there had been about 4 signs picked up. Mary Ann advised that they could discard the old Kiwanis Club sign as they are getting a new one.

2-She attended the Richlands Economic Enhancement meeting last Friday and Tim was nice enough with his busy schedule with the budget to talk with the group. It was a very small group but I learned a lot, mostly from Margie Douglass. She was there and I mentioned that we are in hopes of getting the Town IDA back as a group and functioning. Margie had a lot of great ideas for me and some direction to call concerning that. I will by the next meeting make those calls to the three members that still have terms to see if they want to continue and the three that had expired. I apologize that I haven't done so yet but due to family illness, I just haven't had the time. I think it is very critical that we get Town IDA back together and meeting on a regular basis so we can move forward with some developments.

3-Sam and Jennifer Scott, they live on Bryan Drive in Hidden Valley. They said in the past, where the pavement ends on Bryan, we were putting gravel. Jim Taylor said the time or two that we have done it, is for access up to the tank and Mr. Matney had done the stoning three times. We do plow out through there because it is a good place to turn. That is strictly for our convenience. But as far as keeping the road up, we are not obligated past the end of the pavement (which is the end of the right of way). Mary Ann said that was what they wanted to know, they were hoping because it had been done in the past that it was our responsibility. But now I can get them the answer and I am sure they can work with Mr. Matney. Tim Taylor said any maintenance by the Town would be once a year at best just for the tank access.

4-Donna Davis at 2412 Charles Street, contacted me about drain pipe issues that she says have been going on for years. Jim Taylor said two years ago, Mr. Taylor and I went over there and looked at it and her problems are on private

property and her drainage problem is coming from private property. So the Town is not really involved. There is a place there for the drainage to go, there is a drop-in up there east of her driveway a little ways. Tim Taylor went on to say that what you have is the road level is here and Ms. Davis' house is above it, it is crowned. There is a drainage ditch in the alley. There is no drainage on her gutter so she will get all of the roof water and to the property next door, she is down-hill of that. It is not our issue, it is really a property owner issue. There are solutions we can suggest, if she wants to get someone to do that for her. It is just not a public issue. He would suggest she talks with someone that knows how to do that. The easy solution would be to install pipes on her drainpipes and get them to the alley or to the street. Once the water gets there, it can go into our drainage. All of that is built on a swampy area. Everyone has issues. The other part that is coming off the neighbor, if you could dig a construction ditch line or a trench drain and put it over in the alley before it gets to her, that might help. Mary Ann said so she needs to seek a private contractor. Tim said they would work with her if she can get the water to the street or to the alley. We can make sure that we provide a pipe inlet. We could stub out a pipe and she could bring her collection pipes to it. Then on the back side she could take it to the alley (and it would be cheaper). Other than that, there is not a whole lot we can do. Mary Ann asked if someone from the Town could speak to her and help her to understand this. Mr. Taylor said they would.

5-Had a request for rumble type strips (like the ones in Hidden Valley) over on Burnett Street. Jim Taylor said they discussed that yesterday morning at length. Really a rumble strip is a warning device; it is not a speed deterrent. It is not feasible to put them there. If council elects to do that, I would need to know where to put them. Tammy Hale, 221 Burnett Street, she said a car has actually hit her house. Tim said VDOT is very selective where and what you can use for speed control. They are not out of the question, they are pretty elaborate. The rumble strips are not the answer for that area. We had some speed surveys done. Frank said they had done speed surveys for the last two days. The fastest speed that was clocked was 35. Ms. Hale was pleased that you had done a road check over there. Frank said that is a prime location for road checks. Frank said the average speed that was checked over there was around 27 mph over a two day period. Tim Taylor said what he would recommend for that complaint is to try to do more speed enforcement over in that area.

Department Heads
Reports in Council packets.

Doug Ratliff asked if Tim had heard from VDOT about the sign at Claypool Hill for the Fire Department. Tim Taylor said he had not and that he would do a formal request.

Mary Ann Strong congratulated Fred Phillips and the Rec Department for monies they received, \$22,000 and \$25,000 towards the floor. She asked Fred who was kind enough to donate the multi-purpose workout system. Fred said 5-7 gentlemen that work out there came to him and asked him if they bought it if they could donate it and I said sure. You can do 20 different exercises on it.

Mayor's Comments:

1-Spratt Road-she asked Frank Dorton about the house and the trailer. He said it was on his report. It is actually 521 Buchanan Street. That is one of the reasons we couldn't find it because we looking for a Spratt Road address.

2-Property with the brush and debris on Spratt. Frank said considerable progress had been made. It is a work in progress.

3-415 Va. Avenue-couple of complaints. High grass and trash and junk around it. Frank will look into.

4-Brush on Vandyke property on Sunset. Mr. Taylor said it may be able to be chipped. Will have to investigate it.

5-Certificate of Resolution, Section 125 Premium Plan-Frances Meadows made the Motion to Adopt the Resolution, seconded by Rod Cury. Vote, all in favor, 6/0. Motion carried.

7. Proclamation for the DMV Grant-Click it or Ticket Mobilization Enforcement period-May 19th through June 1st, 2014.

Attorney Comments-

1-update concerning Town Real Estate Taxes. This is one of the inherent duties of my job as Town Attorney and having coordinated with the Town office, we obtained the names and addresses of property owners where real estate taxes are past due. The report in your package details some of these activities. We have sent out one letter of demand, since the one letter went out, several people have began paying or have paid in full. The second letter is being prepared and the final notice is being prepared and in several cases there are some issues with the County taxes and other things, we are looking into those issues.

2-We have a couple of proposed Ordinances. First Ordinance is simply an Ordinance to change Chapter 8 under Fire Protection to rename that section Fire Protection and EMS Services. The second Ordinance is an Ordinance for Emergency Medical Services Billing. This is a draft for your consideration to clarify some of the issues regarding Advance Life Support level 1, Basic Life Support, it defines those things and establishes uniform billing standards. I reviewed with Gordon and it met his approval.

Joe McCracken asked about the Burnett Street property. Brad said it had been prepared the next day after last month's council meeting. Joe said he had not seen it published in the newspaper. Brad said he had forwarded it to Sue.

Brad said that the Public Hearing for the Billing would need to be at 7:15 pm on June 10th but the Ordinance for the name change did not require a public hearing. Mr. Taylor asked Brad to take care of the advertising, etc.

Manager's Report:

1-Mr. Taylor went over the check register which included bills for the month totaling \$743,345.05 including AMP Power Bill \$477,627.69, Anthem \$71,645.00 and VRS \$52,350.85. Larry Johnson made a motion to authorize the Town Manager to pay the bills, seconded by Mary Ann Strong, All in favor, vote 6/0. Motion carried.

Joe McCracken asked when construction would start on the Section House project. Mr. Taylor said it is uncertain until we get further along. We had an internet committee meeting with the architects last week and encouraged them to speed up the process. They are dealing with DHR and the structural engineers on getting finalization on the foundation. It is somewhere between 30 and 50%, depending on how you look at the design process. Once the design process is finalized and accomplished, then it should move along fairly quickly. There are a couple of issues with DHR resources that changed what the Committee would like to see because of requirements of the Grant. It had to do with the Mural and the infrastructure. Joe said he had a lot of people expressing concern about when it was going to start. Tim said with Grants, especially these types of grants, have to be reviewed by several panels.

Rod Cury added that at the last meeting that we had, the Citizens Advisory Committee is equally as eager to get things moving forward, so we requested a conference with Hill Studios and in that conference, he talked about some DHR hold-ups but that is not a big thing and VDOT is not holding us up. Typically that would be the slower part of it, but we haven't had that at all with VDOT. Our request to Hill Studios is for them to move forward with what we have asked them to do so that we can submit a 30 to 50% complete design plan. We

have already got through planning, now we are in design. The Committee has approved everything. The only changes that they made were the little outbuilding in the back, we don't have to save it because we don't really need it. It will save a lot of money. At their recommendation, because we had a little extra land in the back, to move the handicap access in compliance with ADA requirements to the front and it also allowed for an extra parking space. We have given them the go ahead to finalize that design plan and present it to us. At the close of discussion, I did ask Mr. Green when we could expect to hear from him and he said in 30 days. So we are anticipating before next council hearing from him and hopefully being able to report something positive. Then we will have to hear from VDOT, they have been rolling pretty fast. So what we are really waiting on is the architects.

Doug Ratliff asked when they would hear anything from the boundary study. Mr. Taylor said they had a meeting with staff to establish a FTP site to exchange documents. We have given them maps and access to comprehensive planning work that we have done. They also have a contour map as well as zoning maps. We can meet as soon as they have something to bring to you. I will get a date to meet so that everyone can be available. We have had one meeting with staff and Mr. Wilson and they have quite a bit of information right now to work with. We should be able to nail down a date by next meeting.

Mayor White asked about the Codification. We got a notice from the company. We have 5 items, mostly yours. We are already past the 60 day period that they didn't want anyone to talk to them.

Scheduled Budget Work Session-May 27th at 7:00 pm.

Lease Agreement-not included in packages. For the Communication Facility for the Communication Tower for the National Weather Service Radio that we are still working on. I am not blaming anything on the Weather Service, where we wanted to go made it a little harder to do what we wanted to do. It will be the best site at the end of the day. The Tazewell County Public Service authority has a site that already has water tanks labeled and have property that they own and have enough property inside their property plat to allow us to put this transmission tower. We have done propagation studies and made sure that we don't have to put lights on it. Basically, the Tazewell County Public Service Authority has presented a lease and it has been reviewed by our counsel. Brad said it was perfectly acceptable. It is simple lease with a 5 year term and renew-able every 5 years beginning July 1, 2014. We have to carry insurance on it. We are allowed to put our stuff on it, they can put their stuff on it. There is no maintenance to these things once you get them up. I would hope that sometime this might even be a joint use type of antenna that we could put other parties on there, if in fact we needed to, to rent spots, that might help pay for reoccurring costs for some of the electricity for the tower. It serves two fold, it provides a place for the National Weather Service to put their equipment for the Emergency Response Radio System. Early Response would allow people to buy these radios that instantly get weather related events as quick as the police or the national news from Blacksburg, Charleston or any of those areas. Right now you can't even pick up that signal. We are in a void area. We can't get the Kentucky side, we can't get the Blacksburg side. This would really help our area for flash flooding, if we have high winds, thunderstorms, etc. I am hoping once we get this up and running if we ever have a Safety Day, we can provide some of these radios to the elderly folks and whoever needs one. This allows us a legal document to work up there and finish up this project. This will also enhance our EMS communications.

Larry Johnson made a Motion to sign the Lease agreement with PSA, seconded by Doug Ratliff. All in favor, vote 6/0. Motion carried.

Rod Cury asked for an update on the Richlands/Cedar Bluff litigation. Brad said they are drafting the memorandum of understanding. Based on the amounts of taxes that have been collected from 2002-2010 from Richlands and then minus the taxes collected by Cedar Bluff from that so that everyone is aware of what we are looking at as far the borders are concerned, prior to entry of the Final Order. Mr. Carmody and I met for two hours yesterday. There is no hearing, it is settled except for the details.

Mary Ann Strong asked about setting a date to go tour the airport facility. Mayor White had also spoken with Wilma Sayers who is on the Airport Committee and she said for the Council to let them know when would be convenient and they would work around us. Frances said she had talked with her also and she had said June would be the best time.

Council discussed possible dates and times to go. They talked about going on June 10th. Not sure how long the tour is. Mayor White was to check to see approximately how long it would be and let the other council members know.

Tim asked that they let him know so that he can notify the press so that they can go as well.

Frances Meadows requested the following ditches be added to the clean out list: Cliff Street, 101 Martin Avenue.

Mayor White reminded everyone of the Burn Building Dedication Saturday, May 17th at 11:00 am.

With no further business to discuss, Larry Johnson made a Motion to adjourn, seconded by Rod Cury. All in favor, vote 6/0. Motion carried.

Meeting adjourned at 9:30 pm.

Jannis White, Mayor

Susan Whitt, Clerk