

REGULAR MEETING OF THE FARMVILLE TOWN COUNCIL
HELD ON JUNE 9, 2010

At the regular meeting of the Farmville Town Council held on Wednesday, June 9, 2010 at 7:00 pm, in the Town Hall Council Chambers located at 116 North Main Street, Farmville there were present Mayor S.C. Newman, Jr. presiding and Council members D.E. Whitus, D.L. Hunter, S.B. Thompson, T.M. Pairet, O.S. Overton, A.D. Reid, and E.I. Gordon. Also in attendance were Town Manager, Gerald J. Spates; Chief of Police; Douglas Mooney; Director of Public Works, Robin Atkins; Town Treasurer, Carol Anne Seal; Town Planner, Cindy Morris; and Town Attorney, Donald C. Blessing.

Mayor Newman called the meeting to order. Reverend Price offered the opening prayer and Council member Reid led the Pledge of Allegiance. Mayor Newman announced the public comment period. No one present wished to address Town Council.

On motion by Mrs. Thompson, seconded by Mr. Hunter, and with all Council members voting "aye", the minutes of the May 17, 2010, regular Council meeting were approved, as previously presented to each Council member.

On motion by Mr. Whitus, seconded by Mr. Pairet, and with a recorded vote with Council members Whitus, Hunter, Reid, Gordon, Thompson, Pairet, and Overton voting "aye", Council approved the Treasurer's Report.

On motion by Mr. Reid, seconded by Mr. Overton, and with a recorded vote with Council members Thompson, Pairet, Hunter, Overton, Reid, Whitus, and Gordon voting "aye", Council approved payment of the following bills, as amended:

(Bills Printed in Minute Book)

DEPARTMENTAL MONTHLY REPORTS

Members received copies of the following reports for their review:

- Building Official's Report
- Property Inspector's Report
- Recreation Report
- Golf Tally
- Recycling Report

Council members questioned the recent roof repairs made to Pino's Italian Restaurant located at 404 South Main Street. Mr. Spates said the Building Official has met with the contractor and business owner and has requested architectural plans. He has also given the owners ten (10) days to correct some Building Code violations.

REQUEST FOR ALLEY ABANDONMENTS – 600 BLOCK OF REDFORD STREET AND 1400 BLOCK OF SPOTTSWOOD DRIVE

On motion by Mr. Whitus, seconded by Mr. Hunter, and with all Council members voting “aye”, members agreed to withdraw the request to abandon the twenty (20) foot alleyway off the 600 block of Redford Street.

Mr. Spates informed Town Council that the alleyway located off the 600 block of Redford Street is not a Town alley.

On motion by Mrs. Thompson, seconded by Mr. Whitus, and with a recorded vote with Council members Overton, Reid, Gordon, Hunter, Thompson, Whitus, and Pairet voting “aye”, Council members approved abandoning the twenty (20) foot alleyway off the 1400 block of Spottswood Drive.

Mr. Thomas Fulcher of 1401 Spottswood Drive provided the Town Manager with a petition signed by all adjacent property owners requesting that the Town abandon the twenty (20) foot alleyway off the 1400 block of Spottswood Drive. Mr. Spates spoke in support of the request saying the required Public Hearing has been held and the Town has received no opposition to the request.

NEW STREET LIGHT INSTALLATION ISSUES

On amended motion by Dr. Gordon, seconded by Mr. Pairet, and with all Council members voting “aye”, members agreed to support the Town Manager’s decision to remove two recently installed streetlight poles in subdivisions located in Ward A and moved that all future streetlight requests and issues be referred to the Street Committee, prior to any action being taken.

Mr. Spates said the Town has a policy on streetlights being installed in new subdivisions, but has no policy on requests for streetlights in existing subdivisions. At the property owners request and direction by Town Council, the Town Manager contacted Virginia Dominion Power and requested six (6) streetlights be installed in subdivisions located in Ward A. The Town has received complaints from property owners regarding two of the poles. The owners are requesting the two poles be removed. Mr. Spates asked that in the future, Council require a petition signed by all adjacent property owners requesting the installation of a streetlight. Council members questioned this procedure if the majority of adjacent residents supported the

installation, but only a few opposed it. Conversations continued regarding safety issues and concerns with light filtering.

Dr. Gordon made a motion that this matter be referred to the Street Committee. Mr. Spates spoke of time constraints saying Dominion Virginia Power is scheduled to return to complete the installation by running electrical to the new poles. Discussions continued and Dr. Gordon amended his motion to support the Town Manager's decision to remove two streetlight poles and refer future streetlight issues to the Street Committee.

REQUEST ADOPTION OF PROPOSED 2010-2011 TOWN BUDGET

On motion by Dr. Gordon, seconded by Mr. Reid and with a recorded vote with Council members Whitus, Hunter, Pairet, Thompson, Overton, Gordon, and Reid voting "aye", Council approved the adoption of the 2010-2011 Farmville Town Budget, as presented.

The proposed budget includes a real estate tax of \$.10 per \$100 of assessed value and a personal property tax rate of (business only) \$1.50 per \$100. The required Public Hearing was held on Wednesday, June 2, 2010.

PURCHASE OF STREET SWEEPER

On motion by Mr. Whitus, seconded by Dr. Gordon, and with a recorded vote with Council members Whitus, Hunter, Thompson, Pairet, Overton, Reid, and Gordon voting "aye", Council approved the purchase of a demo 2008 Schwarze Model A7000 Street Sweeper for \$141,500 and authorized the Town Treasurer and Town Manager to determine the best option in purchasing the equipment.

At a previous meeting, the Town Manager spoke of the need to replace the street sweeper and shared information on a demo street sweeper available under federal contact. The machine comes with a factory warranty and has 12,171 miles. A new 2010 Street Sweeper costs \$195,418. Mr. Spates provided financial information on a possible lease purchase agreement saying the company offers a lease purchase plan at 4.5 percent interest with a one (1) to five (5) year payment plan including an option of one annual payment or monthly installments. It was also suggested that the equipment be purchased on the Town's line of credit.

VACANCY ON THE FARMVILLE PLANNING COMMISSION

On motion by Dr. Gordon, seconded by Mr. Pairet, and with all Council members voting "aye", Council agreed to extend the period for filling the vacancy on the Farmville Planning Commission.

At Council's April and May meetings, members authorized advertisement for persons interested in serving on the Farmville Planning Commission. The Town received letters from Mr. James McGall, Sr. and Mr. Tom Davis Dennison. Mr. McGall is a member of the Board of Zoning Appeals, making him ineligible to serve on the Farmville Planning Commission. It was also suggested that the Town Manager contact Mrs. Edna Allen Dean. Members elected to postpone any action on the appointment at this time.

VACANCY ON THE FARMVILLE INDUSTRIAL DEVELOPMENT AUTHORITY

On motion by Dr. Gordon, seconded by Mr. Whitus and with all Council members voting "aye", Council continued this matter.

At Council's April and May meetings, members authorized advertisement for persons interested in serving on the Farmville Industrial Development Authority. No letters were received.

TOWN MANAGER'S YEARLY EVALUATION

This matter was addressed at a special called Council meeting this evening.

REQUEST FOR BUSINESS LICENSE REFUND – PERINI PIZZA

On motion by Mr. Whitus, seconded by Mr. Reid and with a recorded vote with Council members Whitus, Hunter, Thompson, Pairet, Overton, Reid and Gordon voting "aye", Council approved a 2010 business license refund of \$386.82 to Perini Pizza, provided all 2010 personal property taxes are paid.

Mr. Perini sold his business on April 1, 2010.

MILNWOOD ROAD RIGHT OF WAY DESIGNATION

On motion by Mrs. Thompson, seconded by Mr. Pairet and with a recorded vote with Council members Gordon, Reid, Overton, Thompson, Pairet, Hunter and Whitus voting "aye", members supported the recommendation of the Farmville Planning Commission and agreed to require developers of property along Milnwood Road to designate ten (10) feet of right of way to allow for a future sidewalk.

Mr. Spates presented the recommendation of the Farmville Planning Commission. He spoke on the Milnwood Road project and Council's interest in adding a sidewalk to the project, at a later date. Having the designation of the right of way on all future development on Milnwood Road will assist in that effort. He also spoke of Dr. Bonagiri's project and stated the ten (10) foot right of way will be addressed when he submits his site plan.

REQUEST FOR CONDITIONAL USE PERMIT AND ZONING AMENDMENT FOR BRIAN ECKERT AT 1000 SOUTH MAIN STREET

The Town Manager asked that this matter be continued.

DRAFT BUDGET APPROPRIATION LETTER

On motion by Dr. Gordon, seconded by Mr. Hunter and with all Council members voting “aye”, members amended the draft budget appropriation letter. The letter was written at Council’s direction and is to be sent to all organizations receiving appropriations for the fiscal year 2010-2011.

The letter states that there “may be adjustments to their funding next year and Council may be requesting additional information”. Conversations took place regarding the use of “may” or “will” and the assumption that Council has already decided to cut funding. Members agreed to amend the letter to include “may be adjustments” and “Council will be requesting additional information”.

REQUEST FROM MR. DICK CRALLE ON BEHALF OF GREEN FRONT FURNITURE

On motion by Mr. Whitus, seconded by Mr. Reid, and with all Council members voting “aye”, members referred a request for donation of land by Mr. Dick Cralle on behalf of Green Front Furniture to the Property Committee. Mr. Cralle submitted a letter requesting the Town of Farmville donate a small portion of land down by the Appomattox River back to him.

Mr. Spates said that some years ago, Mr. Cralle gave the land to the Town. He is now considering expanding his carpet business and will need this portion of land in order to move forward with the expansion. Dr. Gordon spoke of a recent conversation he had with Mr. Cralle and Mr. Cralle’s vision on enhancing the area.

TOWN POLICY – STRUCTURAL CHANGES TO EXISTING COMMERCIAL BUSINESSES

On motion by Dr. Gordon, seconded by Mr. Whitus and with a recorded vote with Council members Gordon, Reid, Overton, Pairet, Thompson, Hunter and Whitus voting “aye”, Council adopted the following policy:

Structural Changes to Existing Commercial Buildings

It shall be the policy of the Town of Farmville that any major structural changes that alter the appearance of an existing commercial building be approved by the Town Manager after submission to Town Council.

A drawing of the proposed change shall be submitted prior to the building permit being issued.

This policy is a result of a discussion at work session and has already been implemented by staff.

ADOPT RESOLUTION TO APPLY FOR GRANT FUNDS THROUGH THE DEPARTMENT OF HOMELAND SECURITY

On motion by Mr. Hunter, seconded by Mrs. Thompson and with a recorded vote with Council members Whitus, Hunter, Thompson, Pairet, Overton, Reid and Gordon voting “aye”, Council the following resolution authorizing the Town Manager to execute all necessary documents for the purpose of obtaining federal financial assistance provided by the Department of Homeland Security and sub-granted through the State of Virginia.

RESOLUTION

BE IT RESOLVED BY THE, Farmville Town Council of Farmville Virginia, hereby authorizes Gerald J. Spates to execute for and on behalf of the Town of Farmville, a public entity established under the laws of the State of Virginia, any actions necessary for the purpose of obtaining federal financial assistance provided by the federal Department of Homeland Security and sub-granted through the State of Virginia.

Adopted this 9th day of June 2010 by the Farmville Town Council.

APPROVED:

ATTEST:

Sydnor C. Newman, Jr., Mayor

Lisa M. Hricko, Clerk

The Town is applying for a \$14,400 grant to purchase laptop computers for Farmville’s Emergency Operation Center.

REQUEST FROM LONGWOOD UNIVERSITY REAL ESTATE FOUNDATION TO NAME STREET

On motion by Dr. Gordon, seconded by Mrs. Thompson, and with a recorded vote with Council members Whitus, Hunter, Thompson, Pairet, Overton, Reid, and Gordon voting “aye”, Council granted a request by Mr. Ken Copeland on behalf of Longwood University Real Estate Foundation, to name the new Town street exiting Lancer Park, “Cormier Drive”.

Mr. Spates reminded members that they had discussed this request at Council's June work session and members expressed their support. He asked that formal action be taken.

REQUEST FOR STREET CLOSURE FOR FAMILY REUNION

On motion by Mr. Reid, seconded by Mr. Overton, and with all Council members voting "aye", members granted a request on behalf of Mr. William Johnson to close the 800 block of Hill Street on Saturday, July 17, 2010, from 10:00 a.m. through 8:00 p.m. for a family reunion.

Mr. Johnson has contacted residents of the 800 block of Hill Street and they have voiced no opposition in closing the street.

REQUEST AUTHORIZATION TO PURCHASE A USED PICK UP TRUCK FROM HENRICO COUNTY

On motion by Mr. Reid, seconded by Mr. Hunter, and with a recorded vote with Council members Whitus, Gordon, Reid, Overton, Pairet, Thompson, and Hunter voting "aye", Council approved the purchase of a 2002 Ford 350 1-ton diesel pick-up truck with 114,394 miles from Henrico County for \$8,500.

In depth conversations took place in regards to spending, current economic times, and the necessity of the purchase. The Town Manager and Director of Public Works addressed Council's concerns. Mr. Spates said the requested pick-up truck would be used to replace one with high maintenance costs. He spoke of the quality of equipment the Town receives from Henrico County. He also mentioned the current list of equipment that is scheduled to be sold at auction. Items mentioned were a dump truck, small motor grader, street sweeper, two police cars and a pickup truck. It is anticipated that the auction will add revenue of approximately \$21,000.

UPDATED CAPITAL IMPROVEMENT PLAN

Members were informed that the 2007-2016 Capital Improvement Plan is being updated and will be distributed once completed.

CREATION OF BUDGET COMMITTEE

On motion by Dr. Gordon, seconded by Mr. Hunter, and with all Council members voting "aye", Council supported the recommendation of Dr. Gordon, and created a Budget Committee. Mayor Newman appointed Council members Whitus, Reid and Gordon to the Committee and supported Dr. Gordon's suggestion that the Committee meet monthly.

Dr. Gordon suggested Council consider forming a Budget Committee to begin looking at the 2011-2012 Town budget. He spoke of the need for "a shift in the preparation of the budget

due to the current economic times” and suggested the Budget Committee meet monthly, providing updates to Town Council at their regularly scheduled work sessions.

GOALS AND OBJECTIVES OF TOWN COUNCIL

Mrs. Thompson commended Town Council for their accomplishments this past fiscal year and suggested that Town Council needs to define and establish their goals and objectives for this upcoming year.

REQUEST AUTHORIZATION FOR FRIDAY, JULY 2, 2010 AS A TOWN EMPLOYEE HOLIDAY

On motion by Mr. Hunter, seconded by Mrs. Thompson and with all Council members voting “aye”, members supported the recommendation of the Town Manager and granted Friday, July 2, 2010, as a Town employee holiday.

THE TOWN MANAGER AND/OR STAFF PROVIDED A VERBAL UPDATE ON THE FOLLOWING:

- Rails To Trail project
- Banquet facility at the Farmville Municipal Golf Course
- Chief Mooney provided members with a brief update of police activities and the National Night Out event

FARMVILLE TOWN COUNCIL MEMBERS COMMENTED OR INQUIRED ON THE FOLLOWING MATTERS:

- Council member Hunter requested a community meeting to update residents on the Milwood Road project. The meeting is scheduled for Wednesday, June 23, 2010, in the Council Chambers. He also asked that the Town Manager schedule a Recreation Committee meeting.
- Council member Pairet questioned the status of tearing down the old Tobacco Warehouse and the overtime report

CLOSED SESSION – PERSONNEL ISSUES

On motion by Dr. Gordon, seconded by Mr. Hunter, and with all Council members voting “aye”, Council went into closed session pursuant to **Section 2.2-3711.A.1** of the Code of Virginia, for discussion or consideration of or interviews of prospective candidates for employment, assignment, appointment, promotion, performance, demotion, salaries, disciplining or resignation of specific public officers, appointees or employees of the Town of Farmville.

On motion by Dr. Gordon, seconded by Mr. Reid and with all Council members voting “aye”, Council returned to the regular order of business at 8:37p.m.

CERTIFICATION OF CLOSED MEETING

WHEREAS, the Farmville Town Council has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of The Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by the Farmville Town Council that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Farmville Town Council hereby certifies that, to the best of each member's knowledge, only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Farmville Town Council.

VOTE: 7

MOTION: Gordon

SECOND: Reid

AYES: Whitus, Hunter, Thompson, Pairet, Overton, Reid and Gordon

NOES: none

ABSENT DURING VOTE: none

ABSENT DURING MEETING: none

Clerk

There being no other business, the meeting adjourned at 8:40 pm.

Mayor S.C. Newman, Jr.

Lisa M. Hricko, Clerk