

REGULAR MEETING OF THE FARMVILLE TOWN COUNCIL
HELD ON JUNE 8, 2011

At the regular meeting of the Farmville Town Council held on Wednesday, June 8, 2011, at 7:00 pm in the Council Chambers of the Town Hall, located at 116 North Main Street, Farmville, VA there present were Mayor S.C. Newman, Jr., presiding, and Council members, D.L. Hunter, S.B. Thompson, T.M. Pairet, O.S. Overton, A.D. Reid, and E.I. Gordon. Council member D.E. Whitus was absent.

Also present were Town Manager, Gerald Spates; Town Attorney, Donald Blessing; Town Treasurer, Carol Anne Seal; Chief of Police, Douglas Mooney; Director of Public Works, Robin Atkins; Town Planner, Cindy Morris and Town Clerk, Lisa Hricko

Mayor Newman called the meeting to order. Reverend Price offered the opening prayer, followed by Council member Reid leading the Pledge of Allegiance.

The Town Manager asked the Mayor to deviate from the agenda. He said, members of the Tree Board were in attendance, in order to present awards to the winners of the Arbor Day Tree Photo contest. Town Horticulturist, and Tree Board member David Fowlkes spoke briefly about Farmville's Tree Board and the Arbor Day Tree Photo contest. He, along with Tree board members Mike Lafoon, and Nan Colvin presented the awards to the winners.

Mr. Spates spoke of the community fruit tree orchard planting event scheduled for Monday, June 13, 2011 at 11:00 am at the Wilck's Lake Park. He said, the Town has teamed up with The Fruit Tree Planting Foundation, Edy's Fruit Bars and Zynga's virtual game "FarmVille" to create a community orchard for Farmville. The Town of Farmville was selected because of the popular internet game "FarmVille". The purpose of the orchard is to provide free fruit to the community. The Town is looking for volunteers to help plant the 47 fruit trees. There will be free Edy's fruit bars, and Famous Dave's Barbeque. He encouraged the public to attend the event.

Council returned to the regular order of business, and Mayor Newman announced the public comment period.

PUBLIC COMMENT PERIOD

Ms. Jerri Morton, organizer of the 100 Mile Yard Sale, addressed Town Council. Ms. Morton requested Council's support of the 100 Mile Yard Sale, scheduled for Saturday, July 2, 2011 beginning at 7:00 am. She outlined the route as follows: from Chula Junction in Amelia

follow 360 West to Keysville, from Keysville take 15 North to Farmville, from Farmville take 460 Business thru Burkeville, Crewe, Nottoway County and Blackstone. She has spoken with the Virginia Department of Transportation and will be contacting Farmville's Chief of Police. Ms. Morton said, she was not asking for a monetary contribution, only Council's support of the event.

CONSIDER SUPPORT OF THE 100 MILE YARD SALE

On motion by Mr. Hunter, seconded by Mrs. Thompson, and with all Council members voting "aye", Council agreed to support the Town of Farmville's participation in the 100 Mile Yard Sale, scheduled for Saturday, July 2, 2011.

Mr. Spates suggested that the Town promote the event by advertising the 100 Mile Yard Sale on Farmville Area Buses. Ms. Morton thanked the Town for their support, and advertising.

PUBLIC COMMENT PERIOD – CONTINUED

Mr. Jimmy Johnson addressed Town Council, on behalf of the Downtown Merchants. He began by saying he supported the 100 Mile Yard Sale, saying it was a fantastic way to promote the Town. He also said he commended the Town, and the Tree Board for encouraging the planting of trees.

Mr. Johnson then spoke briefly on the concept of a Virginia Main Street Community. He said that only four communities will be accepted into the program this year. He thanked Town Council for permitting Farmville to apply to become a Virginia Main Street Community. In closing, Mr. Johnson said on behalf of the Downtown Farmville Merchants he wanted to thank Town Council, Mr. Spates and Town Administration for their support, and their strong working relationship.

REQUEST APPROVAL OF THE MINUTES OF THE CONTINUED WORK SESSION MEETING HELD ON MAY 11, 2011

On motion by Mr. Reid, seconded by Dr. Gordon, and with all Council members voting "aye", the minutes of the May 11, 2011 continued work session meeting were approved, as presented.

CLERK'S NOTE: Council member Pairet was not present at the May 11, 2011 continued work session meeting.

REQUEST APPROVAL OF THE MINUTES OF THE REGULAR COUNCIL MEETING HELD ON MAY 11, 2011

On motion by Mrs. Thompson, seconded by Mr. Reid, and with all Council members voting “aye”, the minutes of the May 11, 2011 regular Council meeting were approved, as presented.

REQUEST APPROVAL OF TREASURER’S REPORT

On motion by Dr. Gordon, seconded by Mr. Hunter, and with a recorded vote with Council members Hunter, Thompson, Pairet, Overton, Reid and Gordon voting “aye”, Council approved the Treasurer’s Report, as presented.

REQUEST APPROVAL OF PAYMENT OF THE MAY 2011 BILLS

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

(Bills Printed in Minute Book)

DEPARTMENTAL MONTHLY REPORTS

Members received copies of the following departmental monthly reports for informational purposes:

- Building Official’s monthly report
- Property Inspector’s monthly report
- Recreation Activity monthly report
- Recycling report
- Golf Tally

Mr. Hunter directed the Town Manager to post “Children Playing” signs on Grove Street.

PROPOSED 2011-2012 TOWN BUDGET

A public hearing was held this evening on the proposed 2011-2012 Town budget. Mr. Spates explained that the Code of Virginia requires seven day to lapse after the public hearing, before Town Council can adopt the budget. Members discussed meeting dates, and agreed at the close of this meeting a motion would be made to continue the meeting, until 6:00 pm Thursday, June 16, 2011.

REQUEST AUTHORIZATION FOR PUBLIC HEARING ON PROPOSED AMENDMENTS TO SEC.6-5. SCHEDULE OF FEES – BUILDING PERMITS

On motion by Mr. Pairet, seconded by Mr. Hunter, and with all Council members voting “aye”, Council agreed to follow the recommendation of the Finance and Ordinance Committee

and authorized advertisement of a public hearing on amending Town Code Sec.6-5.Schedule of fees – Building Permits.

At the May Council meeting, this matter was referred to the Finance and Ordinance Committee for their recommendation to Town Council. The Committee met on May 24 and agreed to support the recommendation of the Building Official, Phillip Moore. Mr. Moore has recommended changing the method in which building permits are calculated. He has suggested using a dollar amount, per square footage, as opposed to the current method, of a percentage of the estimated cost of the construction or renovation.

REQUEST ENACTING PROPOSED TOWN ORDINANCE SEC. 15-100.1. STORAGE TRAILER PARKING IN RESIDENTIAL ZONES

On motion by Mr. Pairet, seconded by Mrs. Thompson, and with all Council members voting “aye”, Council followed the recommendation of the Finance and Ordinance Committee and agreed to enact Town ordinance **Sec. 15-100.1. Storage trailer parking in residential zones.** The ordinance is as follows:

Chapter 15

MOTOR VEHICLES AND TRAFFIC
ARTICLE III. STOPPING, STANDING AND PARKING
Division 2. Residential Parking Permits

Sec. 15-100.1. Storage trailer parking in residential zones.

It shall be unlawful for anyone to allow a storage trailer, semi-trailer or storage POD to park or permit to be placed on any lot in any residential zone without a permit from the Town Manager’s Office.

No such permit shall be allowed for a period of over sixty (60) days without permission of the Farmville Town Council.

Mr. Spates said the Finance and Ordinance Committee met on May 24, and agreed to recommend Town Council adopt the proposed ordinance. He said Town Attorney, Donald Blessing has reviewed the ordinance.

POLICY AND PROCEDURE MANUAL FOR THE FARMVILLE POLICE DEPARTMENT

On motion by Mr. Hunter, seconded by Mrs. Thompson, and with all Council members voting “aye”, Council followed the recommendation of the Police, Fire and Safety Committee, and approved adopting the concept of a Policy and Procedure Manual for the Farmville Police Department.

The Town Manager recommended Town Council follow the recommendation of the Police, Fire and Safety Committee.

At the May Council meeting, this matter was referred to the Police, Fire and Safety Committee for their recommendation to Council. The Committee met on May 18, 2011, and reviewed the proposed Policy and Procedure Manual, as submitted by Chief Mooney. Mr. Spates said the manual is a working document, and as State laws change the manual will need to be amended. The Committee had no issues with the proposed manual, and agreed to recommend Town Council adopt the concept of a Policy and Procedure Manual for the Farmville Police Department.

REQUEST AUTHORIZATION OF PAYMENT FROM THE NARCOTIC'S FUND

On motion by Mr. Reid, seconded by Mr. Overton, and with a recorded vote with Council members Hunter, Thompson, Pairet, Overton, Reid and Gordon voting "aye", Council authorized the payment of \$65.00 from the narcotic's fund to Third Street Wrecker Service for towing fees.

RECOMMENDATIONS FROM THE FARMVILLE PLANNING COMMISSION ON REZONING THE M-1 DISTRICT

Mr. Spates informed Town Council that members of the Planning Commission will be attending Council's July 6, 2011 work session in order to present their recommendations of rezoning the M-1 District. Members were provided copies of the draft minutes of the May 3, 2011 Farmville Planning Commission meeting.

REQUEST APPROVAL OF MINUTES OF REGULAR WORK SESSION MEETING HELD ON JUNE 1, 2011

On motion by Dr. Gordon, seconded by Mr. Pairet, and with all Council members voting "aye", the minutes of the June 1, 2011 regular work session meeting were approved, as presented.

REQUEST APPROVAL OF MINUTES OF THE SPECIAL CALLED JOINT MEETING OF THE FARMVILLE TOWN COUNCIL AND THE BOARD OF SUPERVISORS OF PRINCE EDWARD COUNTY HELD ON JUNE 3, 2011

On motion by Dr. Gordon, seconded by Mr. Pairet, and with all Council members voting "aye", the minutes of the June 3, 2011 special called joint meeting of the Farmville Town Council and the Board of Supervisors of Prince Edward County were approved, as presented.

REQUEST AUTHORIZATION FOR THE MAYOR TO SIGN RESOLUTION OPTING OUT OF THE VRS MANAGED LINE OF DUTY ACT

On motion by Mr. Hunter, seconded by Mrs. Thompson, and with a recorded vote with Council members Hunter, Thompson, Pairet, Overton, Reid, and Gordon voting “aye”, Council granted Mayor Newman authorization to sign the following resolution:

RESOLUTION

WHEREAS, pursuant to Item 258 of the Appropriations Act, paragraph B, the Virginia General Assembly has established the Line of Duty Act Fund (the “Fund”) for the payment of benefits prescribed by and administered under the Line of Duty Act (Va. Code §9.1-400 et seq.); and

WHEREAS, for purposes of administration of the Fund, a political subdivision with covered employees (including volunteers pursuant to paragraph B2 of Item 258 of the Appropriations Act) may make an irrevocable election on or before July 1, 2012, to be deemed a non-participating employer fully responsible for self-funding all benefits relating to its past and present covered employees under the Line of Duty Act from its own funds; and

WHEREAS, it is the intent of the Farmville Town Council to make this irrevocable election to be a non-participating employer with respect to the Fund.

NOW, THEREFORE, IT IS HEREBY RESOLVED that the Farmville Town Council hereby elects to be deemed a non-participating employer fully responsible for self-funding all benefits relating to its past and present covered employees under the Line of Duty Act from its own funds; and it is further

RESOLVED that the following entities, the Farmville Police Department and the Farmville Volunteer Fire Department, to the best of the knowledge of the Farmville Town Council constitute the populations of its past and present covered employees under the Line of Duty Act; and it is further

RESOLVED that, as a non-participating employer, the Town of Farmville agrees that it will be responsible for, and reimburse the State Controller for, all Line of Duty Act benefit payments (relating to existing, pending or prospective claims) approved and made by the State Comptroller on behalf of the Town of Farmville on or after July 1, 2010; and it is further

RESOLVED that, as a non-participating employer, the Town of Farmville agrees that it will reimburse the State Comptroller an amount representing costs incurred and associated, directly and indirectly, with the administration, management and investment of the Fund, and it is

RESOLVED that the Town of Farmville shall reimburse the State Comptroller on no more than a monthly basis from documentation provided to it from the State Comptroller.

Adopted in Farmville, Virginia this 8th day of June, 2011.

Mayor S.C. Newman, Jr.

Lisa M. Hricko, Clerk

Mr. Spates stated that the Virginia Retirement System (“VRS”) is requiring localities choosing to opt out of the VRS managed Line of Duty Act to adopt the above resolution. At the May 2011 regular Council meeting, Town Council agreed to opt out of the VRS system and selected coverage through the Virginia Municipal League (“VML”).

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

Mr. Spates provided a verbal update and/or report on various town projects and activities. Mentioned were:

Overtime report

VML Annual Conference

ICA report

Unsafe building – 1309 Gilliam Drive

Main Street Phase II project

Milnwood Road project

National Night Out, August 2, 2011

2010 Gold Award for the Water Treatment Plant from the Virginia Department of Health

Sarah Terry Trail

Farmers Market

Chief Mooney provided a departmental update and spoke on various community events that the police department is involved in.

On motion by Mr. Hunter, seconded by Mrs. Thompson, and with all Council members voting “aye”, members agreed to continue this meeting until 6:00 pm on Thursday, June 16, 2011.

Mayor S.C. Newman, Jr.

Lisa M. Hricko, Clerk

