

ROCKY MOUNT TOWN COUNCIL  
AGENDA  
REGULAR COUNCIL MEETING  
TO BE HELD IN COUNCIL CHAMBERS  
ROCKY MOUNT MUNICIPAL BUILDING  
345 DONALD AVENUE  
ROCKY MOUNT, VIRGINIA  
AUGUST 11, 2014  
AT 7:00 P.M.

**NOTE: WHEN SPEAKING BEFORE TOWN COUNCIL, PLEASE COME TO THE PODIUM AND GIVE YOUR NAME AND ADDRESS, ADDRESSING TOWN COUNCIL AND NOT THE AUDIENCE. WHEN GIVING COUNCIL ANY DOCUMENTATION, COPIES ARE TO BE GIVEN TO THE TOWN CLERK PRIOR TO SPEAKING. ALL CELLULAR PHONES MUST BE TURNED OFF DURING COUNCIL MEETING. THE TOWN OF ROCKY MOUNT IS PLEASED TO OFFER ASSISTANCE DEVICES AT ITS MEETING FOR THOSE ATTENDING WITH SPECIAL HEARING NEEDS. ASK ANY STAFF MEMBER OR THE TOWN CLERK AND A DEVICE WILL BE LOANED TO YOU.**

- I. Roll Call
- II. Pledge of Allegiance
- III. Approval of Agenda
- IV. Special Items *(none at this time)*
- V. Public Hearing(s) *(none at this time)*
- VI. Approval of Draft Minutes
  - July 14, 2014 Regular Council Meeting
  - July 21, 2014 Special Council Meeting
- VII. Approval of Consent Agenda
  - Miscellaneous Resolutions/Proclamations *(none at this time)*
  - Miscellaneous Action *(none at this time)*
  - Departmental Monthly Reports
    - Community Development Department
    - Finance Department
    - Fire Department
    - Police Department
    - Public Works Department
    - Wastewater Department
    - Water Department
- VIII. Hearing of Citizens
- IX. Old Business
  - A. Review and consideration of implementing erosion repair plan in Fiscal Year 2015 at Veterans' Memorial Park.
  - B. Review and consideration of approval of proposal to repair roof leaks for the Rocky Mount Volunteer Fire Department located at Emergency Services Building on North Main Street.

- X. New Business
  - A. Review of new duties for Rocky Mount Police Department personnel.
  - B. Review and consideration of approval of draft resolution in lieu of bond for Virginia Department of Transportation revenue sharing project (State Route 40 East sidewalk project that is required by Virginia Department of Transportation).
  - C. Review and consideration of approval of draft resolution to extend Virginia Department of Transportation's bond moratorium, with a letter of credit from the Town of Rocky Mount from Town of Rocky Mount for Economic Development Access Program projects to establish qualifying investment from August 2, 2014 to August 2, 2016.
  
- XI. Committee Reports
  - A. Public Utilities Committee
    - Update on the exploratory well drilled at the Town of Rocky Mount Municipal Building.
  
- XII. Other Matters, Concerns and Rise 'N Shine Appearances
  - A. Referrals to Planning Commission from Rocky Mount Town Council
  - B. Rise 'N Shine Appearances
  
- XIII. Closed Meeting and Action
  - Section 2.2-3711(A).1 - Discussion, consideration or interviews of prospective candidates for employment, assignment, appointment, promotion, performance, demotion, salaries, disciplining or resignation of specific public officers, appointees or employees of any public body (appointments to the Microenterprise Loan Board).
  
- XIV. Adjournment

*Copies of the agenda packet are available for review at the Town Clerk's Office located at the Rocky Mount Municipal Building, 345 Donald Avenue, Rocky Mount, Virginia, Monday through Friday, during normal working hours (8 a.m. to 5 p.m.), or by going to Town of Rocky Mount website: [www.rockymountva.org](http://www.rockymountva.org).*

*Notice of intent to comply with Americans With Disabilities Act: Special assistance is available for disabled persons addressing Town Council. Efforts will be made to provide adaptations or accommodations based on individual needs of qualified individuals with disability, provided that reasonable advance notification has been received by the Town Clerk's Office. For assistance, please contact the Town Clerk's Office, Town of Rocky Mount, 345 Donald Avenue, Rocky Mount, Va. 24151, or by calling (540) 483-7660.*

*Thank you for taking the time to participate in your Town Council meeting. The Mayor and members of Council invite and encourage you to attend whenever possible because good government depends on the interest and involvement of citizens.*

**ROCKY MOUNT TOWN COUNCIL  
REGULAR COUNCIL MEETING  
JULY 14, 2014**

The July 14, 2014 regular Council meeting of the Rocky Mount Town Council was held in the Council Chambers of the Rocky Mount Municipal Building located at 345 Donald Avenue, Rocky Mount, Virginia at 7:00 p.m. with Mayor Steven C. Angle presiding. The following members of Council were present:

Vice Mayor Gregory B. Walker and Council Members  
Bobby M. Cundiff, Robert L. Moyer, Jon W. Snead, and Billie  
W. Stockton

Let the record show that Council Member P. Ann Love was absent due to being out-of-town.

The meeting was called to order by Mayor Angle.

For the record, the following were present: All members of Town Council as noted, Town Manager C. James Ervin, Assistant Town Manager/Community Development Director Matthew C. Hankins (and Planning & Zoning Administrator), Town Attorney John T. Boitnott, Chief of Police David Cundiff, Finance Director Linda Woody, Public Works Director Cecil R. Mason, Town Planner Patrick Rust, Superintendent of Water Department Robert Deitrich, Superintendent of Wastewater Department Timothy Burton, Fire Chief Charles Robertson, and Town Clerk Patricia H. Keatts.

The Mayor led the *Pledge of Allegiance*.

### **APPROVAL OF AGENDA**

Prior to the meeting, Council had received the agenda for review and consideration of approval.

The Mayor requested that the agenda be amended to include: (1) under "New Business" a request of FRESH Coalition to hold an event at the Town's Farmers' Market; (2) consideration of nominating Vice Mayor Gregory Walker to serve on West Piedmont Planning District Commission Executive Committee; and (3) "Closed Meeting" item dealing with legal consultation.

#### **Motion Action Taken:**

***Motion was made by Council Member Cundiff to approve to amend the agenda as requested, with motion on the floor being seconded by Vice Mayor Walker and carried unanimously by those present.***

## **SPECIAL ITEMS**

Let the record show there were no special items to discuss at this time.

## **PUBLIC HEARING(S)**

Let the record show there were no public hearing(s) at this time.

## **APPROVAL OF MINUTES**

Prior to the meeting, Council had received for consideration of approval the following draft minutes:

- June 9, 2014 regular Council meeting
- June 16, 2014 special Council work session
- June 30, 2014 special Council meeting
- July 1, 2014 Council reorganizational meeting

The Mayor asked if there were any changes to the draft minutes, and there being none, the Mayor entertained a motion.

### **Motion Action Taken:**

*Motion was made by Council Member Stockton to approve the draft minutes as presented, with motion on the floor being seconded by Council Member Cundiff. There being no discussion, let the record show that the motion on the floor passed unanimously by those present.*

## **APPROVAL OF CONSENT AGENDA**

The approval of the *Consent Agenda* consists of approving any miscellaneous resolutions/proclamations, miscellaneous action, departmental monthly reports, and bill list that were submitted prior to the meeting for Council's review and consideration.

- Miscellaneous Resolutions/Proclamations
- Miscellaneous Action
- Departmental Monthly Report
  - Community Development
  - Finance Department
  - Fire Department
  - Police Department
  - Public Works Department
  - Waste Water Department
  - Water Department
- Bill List

There being no comments, the Mayor entertained a motion.

**Motion Action Taken:**

*Motion was made by Vice Mayor Walker to approve the "Consent Agenda" as presented, with motion on the floor being seconded by Council Member Cundiff. There being no discussion, let the record show that the motion on the floor passed unanimously by those present.*

**HEARING OF CITIZENS**

Let the record show that no one had contacted the Town Clerk's Office wishing to come before Council to speak.

At this time, the Mayor opened the floor to anyone wishing to come forward to speak. Let the record show that no one came forward.

**OLD BUSINESS**

Let the record show there were no items Under "Old Business" to discuss at this time.

**NEW BUSINESS**

- A. Review and consideration of request of Franklin County High School regarding holding their annual homecoming parade.

Prior to the meeting, the Town Clerk's Office had received a letter of request from Ms. Anitra L. Holland, Teacher & Student Council Association Faculty Sponsor at Franklin County High School, asking permission from Rocky Mount Town Council to sponsor their annual homecoming parade on Thursday, October 16, 2014, beginning at 5:00 p.m.

Danielle Foutz, resident of Boones Mill, Virginia, a Junior at Franklin County High School, and Junior Class President and Vice President of FSA, came before Council requesting that they be allowed to have the homecoming parade (as specified in the letter that was presented to Council prior to the meeting). The Chief of Police confirmed to the Mayor that the route had been approved by the police department.

There being no further comments, the Mayor entertained a motion.

**Motion Action Taken:**

*Motion was made by Council Member Snead to approve the request as presented, with motion on the floor being seconded by Vice Mayor Walker. There being no discussion, let the record show that the motion on the floor passed unanimously by those present.*

B. Review and consideration of request of Blue Ridge Association for Sickle Cell Anemia to hold a walk-a-thon.

The Town Manager informed Council that prior to the meeting, the Town Clerk's Office had received a letter from Blue Ridge Association for Sickle Cell Anemia (BRASCA) asking for permission from Rocky Mount Town Council to hold a walk-a-thon scheduled for Sunday, September 28, 2014. The Chief of Police confirmed that he has reviewed the proposed route and it meets his approval.

There being no further comments, the Mayor entertained a motion.

**Motion Action Taken:**

***Motion was made by Council Member Stockton to approve the request as presented, with motion on the floor being seconded by Council Member Cundiff. There being no discussion, let the record show that the motion on the floor passed unanimously by those present.***

C. Review and consideration of Beautification and Urban Design (BUD) Commission regarding appointment to Commission.

The Assistant Town Manager informed Council that his office had received a request from Ann Cook, Chair of the Rocky Mount Beautification and Urban Design (BUD) Commission, requesting Rocky Mount Town Council's review and consideration of appointing Mr. Dennis Headington to a three-year term as a voting member of the BUD Commission, with Mr. Headington agreeing to serve.

At the request of the Mayor, the Assistant Town Manager had contacted Mrs. Cook to see what Mr. Headington's qualifications were since none of Council knew who he was. The Assistant Town Manager stated Mrs. Cook informed him that Mr. Headington lives in Beverly Hills Subdivision (just west of Town); is a hobbyist gardener; has experience in public relations in the nuclear industry; believes he would be a good asset to not only help the Commission in his ability to assist in marketing the Commission in bringing in sponsors, but helpful in community work for the Commission to the general public; and he has lived in the area for about seven to eight years.

The Assistant Town Manager informed Council that the Commission has had difficulty in getting a quorum due to members resigning or moving. He further informed Council that he was supposed to advertise and ask for more people to serve on the Commission, but has yet to do that. He confirmed to Council that he personally does not know Mr. Headington.

The Mayor stated that he also does not know Mr. Headington, and that no one else on Council knew him either. Due to this, the Mayor requested the Assistant Town Manager to inform Mr. Headington that he needed to come before Council and introduce himself prior to an appointment being made.

**Consensus Action Taken:**

***Since no one on Council knew Mr. Headington, it was the consensus of Council that he come before Council to introduce himself.***

D. Review and consideration of holding a Council retreat.

The Town Manager indicated to Council that it had been many years since Council engaged in a retreat. He stated that the prior retreat had established many long-term goals and objectives, the majority of which had been accomplished. He informed Council that staff proposes a facilitated retreat during the first or second weekend in September, traveling on a Friday to Abingdon, Virginia and working during Saturday with a representative from Weldon Cooper Center for Government.

There was discussion regarding saving the Town money by not having a retreat away from the area, saving the Town expense on overnight lodging, and the dates given would not work.

***Consensus Action Taken:***

*It was the consensus of Council to have the Town Manager to come back before Council with other dates than what had been presented to them to have the retreat, and a place locally it could be held at, saving the Town the expense of overnight lodging.*

E. Review and consideration of abandonment of paper alleys.

The Town Manager pointed out to Council the following:

- Over the years, many developers had created small subdivisions in Rocky Mount and filed plats of record dedicating portions of land as an alley or as public access space.
- Though the majority of these spaces were never improved to Town standards, they exist as a matter of record and are technically referred to as “paper alleys” (they exist on paper but not in practice).
- Periodically, the Town is drawn into a dispute over such paper alleys. Examples include a request to improve and maintain them; requests to remove trees from them planted by prior homeowners; requests to enforce access; and requests to remove encroachments. The Town declines these requests because the alley was created with no permission from the Town and was never improved to the point it could be maintained. This practice is not allowed today.
- Code of Virginia has specific provisions for abandoning such paper alleys (along with any other public right-of-ways).

The Town Manager informed Council that he would like to have the Town’s planning staff work with the Town Attorney to begin bringing Council actionable items to implement the legal abandonment of such unimproved paper alleys. He further informed Council that the Town does not approve these creations of paper alleys, and with Council’s blessings, would like to get rid of them within the next six to eight months, with Council deciding on a case-by-case basis on the abandonment. If Council approves getting rid of these paper alleys, the Town would split down the middle and deed one-half to each property owner.

***Consensus Action Taken:***

*It was the consensus of Council for the Town Manager to have the Town’s planning staff work with the Town Attorney as proposed by the Town Manager.*

F. Request of FRESH Coalition (amended agenda item).

The Assistant Town Manager informed Council that FRESH (Focus on Response and Education to Stay Healthy) Coalition is requesting Council's approval for them to use the Town's Farmers' Market to hold a family fun day for parents and their children on September 22, 2014 from 4:00 p.m. to 7:00 p.m. He further informed Council that this event is being held in conjunction with CASA's Family Day, which is a national movement to celebrate parental engagement as an effective tool to help keep America's kids substance free. He also pointed out that staff recommends approval of the request as the event is designed to strengthen communities and neighborhoods. He also confirmed to Council that the day of the event will not interfere with any Harvester performances as it is set on a Monday.

There being no further comments, the Mayor entertained a motion.

**Motion Action Taken.**

**Motion was made by Vice Mayor Walker to approve the request, with motion on the floor being seconded by Council Member Stockton. There being no discussion, let the record show that the motion on the floor passed unanimously by those present.**

G. Review and consideration of nominating Vice Mayor Gregory Walker to serve on the West Piedmont Planning District Commission Executive Committee.

Due to former Council Member Jerry W. Greer, Sr. no longer serving as a liaison between the Rocky Mount Town Council and West Piedmont Planning District Commission (WPPDC) Executive Committee, the Town Clerk's Office was contacted to have Council consider nominating someone to replace Mr. Greer on said Committee.

The Mayor stated that since Vice Mayor Walker is currently serving on the WPPDC, and has done so for some time now, he would like to nominate him to serve on their Executive Committee per WPPDC's request for a replacement of Mr. Greer. Let the record show no other name was submitted at this time.

There being no further comments, the Mayor entertained a motion.

**Motion Action Taken.**

**Motion was made by Council Member Cundiff to appoint Vice Mayor Walker to serve on West Piedmont Planning District Commission's Executive Committee, with motion on the floor being seconded by Council Member Stockton. There being no discussion, let the record show that the motion on the floor passed unanimously by those present.**

## **COMMITTEE REPORTS**

Let the record show there were no committee reports at this time.

**OTHER MATTERS, CONCERNS AND RISE 'N SHINE APPEARANCES**

A. Referrals to Planning Commission from Town Council

The Assistant Town Manager confirmed to Council that there were no referrals at this time.

B. Rise 'N Shine Appearances

The Assistant Town Manager confirmed to Council that he appeared on the *Rise 'N Shine* show this morning, along with Harvester Performance Center Assistant General Manager, Sheila Silverstein.

**COUNCIL CONCERNS**

Vice Mayor Walker

1. Questioned Assistant Town Manager regarding fees that would be charged to the public for renting space at the Harvester Performance Center.

The Assistant Town Manager stated that he did not feel comfortable quoting fees for the rental of space located in downstairs portion of the Harvester at this time without having the fee schedule in front of him. He did confirm, however, that the facility had received its Certificate of Occupancy and is now ready to rent.

2. Questioned Assistant Town Manager regarding if the lights at Farmers' Market were now working.

The Assistant Town Manager confirmed that someone had covered the sensors and now they are fixed. Regarding the rheostat that had been damaged by an electrical surge, the part has been ordered to replace it.

Update by Town Attorney Regarding 20 Spring Street

The Town Attorney gave Council a brief update on 20 Spring Street:

- Now have court order authorizing demolition, which will be exercised during the last week of July or first week of August.
- Will have contractor in to remove structure and turn into a flat piece of property.
- Will notify adjacent property owners on what will be taking place.
- Contractor will be giving Town staff about one week lead-time.

The Assistant Town Manager stated he made on behalf of the Town to the property owner an offer well below the market value to purchase the property, but she indicated that her answer was essentially "no".

## **CLOSED MEETING**

At 7:35 p.m., motion was made by Council Member Moyer to go into *Closed Meeting*, and seconded by Council Member Snead and carried unanimously to discuss the following:

- Section 2.2-3711(A).7 - Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body; and consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel. For the purposes of this subdivision, "probable litigation" means litigation that has been specifically threatened or on which the public body or its legal counsel has a reasonable basis to believe will be commenced by or against a known party. Nothing in this subdivision shall be construed to permit the closure of a meeting merely because an attorney representing the public body is in attendance or is consulted on a matter.

At 8:00 p.m., motion was made by Council Member Moyer to come out of *Closed Meeting* and to reconvene the meeting back into open session, with motion on the floor being seconded by Council Member Cundiff and carried unanimously by those present.

## **CERTIFICATE OF CLOSED MEETING**

Whereas, the Town of Rocky Mount 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 certification by this council that such *Closed Meeting* was conducted in conformity with Virginia Law.

Now, Therefore, Be It Resolved that the Rocky Mount Town Council hereby certifies that, to the best of each members' knowledge: (1) only public business matters lawfully exempted from open meeting requirements under this chapter; and (2) only such public business matters as were identified in the motion by which the *Closed Meeting* was convened were heard, discussed, or considered in the meeting by the public body.

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Steven C. Angle, Mayor

- Motion was made by Council Member Moyer certifying that: (1) only public business matters lawfully exempted from open meeting requirements under this chapter was discussed; and (2) only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting by the public body was discussed. Motion was seconded by Council Member Stockton. The Mayor swore to adopt the motion on the floor by Council Member Moyer

that this was all that was discussed as defined in Section 2.2-3712 Code of Virginia. Voting yes were Vice Mayor Gregory B. Walker and Council Members Bobby M. Cundiff, Robert L. Moyer, Jon W. Snead, and Billie W. Stockton.

The Mayor reported that no action was taken.

**ADJOURNMENT**

At 8:02 p.m., motion was made by Council Member Snead to adjourn, seconded by Vice Mayor Walker and carried unanimously by those present.

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Steven C. Angle, Mayor

ATTEST:

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Patricia H. Keatts/Town Clerk

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**ROCKY MOUNT TOWN COUNCIL  
SPECIAL MEETING  
JULY 21, 2014**

The Rocky Mount Town Council held a special meeting at the Rocky Mount Municipal Building located at 345 Donald Avenue, Rocky Mount, Virginia on July 21, 2014 at 5:00 p.m. with Mayor Steven C. Angle presiding.

On behalf of the Rocky Mount Town Council, the meeting was called to order by Mayor Angle, with the following members of Council being present:

Vice Mayor Gregory B. Walker and Council Members Bobby M. Cundiff, P. Ann Love, Robert L. Moyer, Jon W. Snead and Billie W. Stockton

For the record, the following were present: All members of Town Council as noted, Town Manager C. James Ervin and Town Clerk Patricia H. Keatts

**APPROVAL OF AGENDA**

Prior to the meeting, Council had received the agenda for review and consideration of approval.

The Town Manager requested that the agenda be amended to add two items:

1. *Closed Meeting* item pertaining to perspective business, which has yet to be made public involving the Industrial Park. The Town Clerk informed Council that this was already on the agenda.
2. Open session item regarding the Harvester Performance Center.

The Mayor gave the floor to the Town Manager to present the open session item.

The Town Manager informed Council of the following:

- The Town had submitted the Harvester Performance Center project to Virginia Municipal League (VML) for an award.
- This past Friday, his office had been notified that the Town of Rocky Mount had won the award for populations in the State of Virginia that were 5,000 and under.
- The Town had also received the President's Award for best project in the State of Virginia, regardless of the size of population.
- The VML Conference will be held October 5-7, 2014 at the Hotel Roanoke in Roanoke, Virginia.
- The awards will be announced during the VML Conference during the banquet on Tuesday, October 7<sup>th</sup>.

- If any Council member wishes to attend the conference, they would need to contact the Town Clerk to let her know so she can register them. The banquet tickets are included in the conference fee.
- If any Council member wishes to attend the banquet only, arrangements will be made by the Town Manager to obtain banquet tickets only, but the Town Clerk will still need to know who on Council is planning on attending.
- Mentioned other guests involved in the project being invited to the banquet: Mr. Haven Price of Price Buildings, Inc. (architect for project); some of the Economic Development Authority staff; engineers on the project; and would like Council's blessings to invite former Council members involved with the project, Mr. Robert Strickler and Mr. Jerry Greer.

Let the record show there were no objections voiced by Council on the Town Manager inviting the two former Council members to the VML banquet.

Let the record further show there was no motion to approve the agenda as amended.

### **CLOSED MEETING**

At 5:06 p.m., motion was made by Council Member Stockton to go into *Closed Meeting*, and seconded by Council Member Love and carried unanimously to discuss the following:

- Section 2.2-3711(A).5 - Discussion concerning a prospective business or industry, or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community (specifically, Town of Rocky Mount/Franklin County Industrial Park).
- Section 2.2-3711(A).1 - Discussion, consideration or interviews of prospective candidates for employment, assignment, appointment, promotion, performance, demotion, salaries, disciplining or resignation of specific public officers, appointees or employees of any public body (specifically, Town Clerk's office).

At 6:10 p.m., motion was made by Council Member Moyer to come out of *Closed Meeting* and to reconvene the meeting back into open session, with motion on the floor being seconded by Council Member Cundiff and carried unanimously by those present.

### **CERTIFICATE OF CLOSED MEETING**

Whereas, the Town of Rocky Mount 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 certification by this council that such *Closed Meeting* was conducted in conformity with Virginia Law.

Now, Therefore, Be It Resolved that the Rocky Mount Town Council hereby certifies that, to the best of each members' knowledge: (1) only public business matters lawfully exempted from open meeting requirements under this chapter; and (2) only such public business matters as were identified in the motion by which the *Closed Meeting* was convened were heard, discussed, or considered in the meeting by the public body.

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Steven C. Angle, Mayor

- Motion was made by Council Member Moyer certifying that: (1) only public business matters lawfully exempted from open meeting requirements under this chapter was discussed; and (2) only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting by the public body was discussed. Motion was seconded by Council Member Stockton. The Mayor swore to adopt the motion on the floor by Council Member Moyer that this was all that was discussed as defined in Section 2.2-3712 Code of Virginia. Voting yes were Vice Mayor Gregory B. Walker and Council Members Bobby M. Cundiff, Robert L. Moyer, Jon W. Snead, and Billie W. Stockton.

The Mayor reported that no action was taken.

### **ADJOURNMENT**

At 6:12 p.m., motion was made by Council Member Love to adjourn, seconded by Council Member Snead and carried unanimously.

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Steven C. Angle, Mayor

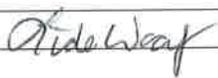
ATTEST:

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Patricia H. Keatts, Town Clerk

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## MONTHLY STAFF REPORT

<b>DATE:</b>	August 5 2014
<b>TO:</b>	Rocky Mount Town Council
<b>FROM:</b>	Linda Woody, Finance Director 
<b>DEPARTMENT:</b>	Finance Department
<b>MONTH:</b>	August meeting

This report contains the following monthly information for July 2014 activity:

New businesses obtaining a business license during the month

Investment portfolio from the latest bank statement

Revenue comparisons from this fiscal year to last fiscal year

Meals tax collections chart

Local sales tax collections chart

Expenditure comparisons from this fiscal year to last fiscal year

Available contingency funds status

Capital project expenses for the Performance Venue

Utility billing profiles on customers and consumption

Water Customer Cut-off's chart

Water accountability reconciliation of finished water gallons pumped vs. metered water gallons consumed

Utility profiles on water production and wastewater flow

Customer flow for the Finance Department:

830 walk-in transactions

705 drive-thru transactions

1228 mail transactions

**TOWN OF ROCKY MOUNT  
NEW BUSINESS LICENSES  
DURING JULY 2014**

The following new businesses obtained their business licenses during the month:

**RETAIL:**

Wood Grains LLC, 355 S. Main St, furniture & home décor

**CONTRACTOR:**

Smith Building & Remodeling, job on Orchard Ave.

**REPAIRS / PERSONAL SERVICE:**

Catjam, 527 S. Main St, consignment shop

**TOWN OF ROCKY MOUNT**  
**Investment Portfolio**  
**at June 30, 2014**

<u>Security</u>	<u>Call Date</u>	<u>Maturity Date</u>	<u>Bond</u>	<u>Market Price</u>	<u>Market Value</u>	<u>Market Yield</u>	<u>Yield to Maturity</u>	<u>Cusip Number</u>	<u>Estimated Annual Interest</u>
<b>Fixed Income / Bonds:</b>									
FNMA	12/26/2013	12/26/2017	500,000	98.933	494,665.00	1.01%	1.00%	3135G0SJ3	5,000.00
FNMA	9/27/2013	9/27/2017	255,000	100.101	255,257.55	0.69%	0.70%	313G0E64	1,785.00
<b>Bond Totals</b>			<u>755,000</u>		<u>749,922.55</u>	0.85% avg. return			<u>6,785.00</u>
<b>Certificates of Deposits:</b>									
Am Express Centurion		11/17/2015	225,000	101.605	228,611.25	1.72%	1.75%	02587DGX0	3,937.50
BMW Salt Lake City UT		10/11/2018	245,000	100.706	246,729.70	2.03%	2.05%	05568P5S2	5,022.50
Bank Hampton Rds. VA		9/27/2017	245,000	99.452	243,657.40	1.00%	1.00%	062492BH5	2,450.00
Bank of Perry Co. Tenn		2/20/2018	248,000	100.044	248,109.12	1.24%	1.25%	06425KBN8	3,100.00
CIT BK Salt Lake UT		10/13/2016	190,000	100.022	190,041.80	0.99%	1.00%	17284CBJ2	1,900.00
Com Bk Harrogate TN		8/25/2016	245,000	100.031	245,075.95	0.99%	1.00%	20143PCV0	2,450.00
Compass Bk Birmingham		12/29/2014	230,000	100.294	230,676.20	0.99%	1.00%	20451PAC0	2,300.00
Discover Bk Greenwood		9/4/2018	245,000	100.633	246,550.85	2.03%	2.05%	254671VH0	5,022.50
Essa BK Stroudsburg PA		11/30/2016	245,000	99.795	244,497.75	1.00%	1.00%	29667RGE7	2,450.00
GE Cap Fin'l Retail		12/29/2016	245,000	102.500	251,125.00	2.04%	2.10%	36160YMM4	5,145.00
Goldman Sachs NYC		11/3/2014	245,000	99.833	244,590.85	1.95%	1.50%	38143AAP0	4,777.50
Natl Rep Chicago CTF		1/25/2016	245,000	100.365	245,894.25	0.99%	1.00%	63736QRT0	2,450.00
Safra Nat'l NY NY		2/9/2015	245,000	100.145	245,355.25	0.74%	0.74%	786580YW4	1,837.50
Security Bk Aiken SC		7/27/2016	245,000	100.052	245,127.40	1.24%	1.24%	81423LAV4	3,062.50
Soverign Bk Willimngton DE		9/26/2020	245,000	100.121	245,296.45	0.74%	0.75%	84603M2V7	1,837.50
Synchrony Bk Retail CTF I		6/13/119	230,000	99.352	228,509.60	2.01%	2.00%	87164YAP9	4,600.00
<b>CD Totals</b>			<u>3,818,000</u>		<u>3,829,848.82</u>	1.36% avg. return			<u>52,342.50</u>
<b>Total Investments</b>			<u>4,573,000</u>		<u>4,579,771.37</u>	1.30% avg. return			<u>59,127.50</u>

<u>Month</u>	<u>LGIP</u>	<u>Effective</u>
	<u>Balance</u>	<u>Yield</u>
Jun-13	1,462,419.95	0.10%
Jul-13	1,485,391.80	0.11%
Aug-13	1,059,777.16	0.11%
Sep-13	1,431,414.99	0.11%
Oct-13	948,361.06	0.12%
Nov-13	965,054.02	0.10%
Dec-13	1,330,260.31	0.09%
Jan-14	847,014.84	0.10%
Feb-14	864,003.17	0.10%
Mar-14	1,219,124.62	0.11%
Apr-14	735,621.09	0.10%
May-14	277,966.56	0.10%
Jun-14	634,175.42	0.09%

**TOWN OF ROCKY MOUNT  
REVENUE COMPARISONS  
AS OF JULY 31, 2014**

REVENUE SOURCE	MONTH		YEAR TO DATE		BUDGET	% OF
	THIS YEAR	LAST YEAR	THIS YEAR	LAST YEAR	THIS YEAR	BUDGET THIS YEAR
<b>GENERAL FUND - Local Revenues:</b>						
Real Estate Tax	745	536	745	536	583,313	0.13%
Public Service Tax	-	-	-	-	27,690	0.00%
Personal Property Tax	667	202	667	202	268,932	0.25%
Machinery & Tools Tax	-	-	-	-	97,316	0.00%
Penalties on Tax	112	94	112	94	4,000	2.79%
Interest on Tax	10	-	10	-	1,700	0.62%
Local Sales Tax	15,006	14,087	15,006	14,087	165,600	9.06%
Meals Tax	111,448	110,701	111,448	110,701	1,287,518	8.66%
Utility Tax	26,751	25,257	26,751	25,257	324,000	8.26%
Communications Tax	16,502	15,341	16,502	15,341	223,416	7.39%
Decals	-	1,265	-	1,265	-	0.00%
Bank Stock Tax	-	-	-	-	228,070	0.00%
Penalty-Meals Tax	129	87	129	87	2,000	6.43%
Interest-Meals Tax	2	1,223	2	1,223	1,100	0.18%
Lodging Tax	9,483	8,332	9,483	8,332	92,880	10.21%
Cigarette Tax	10,185	7,466	10,185	7,466	100,300	10.15%
BPOL-Retail	606	11,965	606	11,965	322,800	0.19%
BPOL-Professional	7,782	7,155	7,782	7,155	135,700	5.73%
BPOL-Contractor	67	2,862	67	2,862	13,750	0.49%
BPOL-Repairs/Services	1,039	510	1,039	510	120,000	0.87%
BPOL-Alcoholic Beverages	-	-	-	-	575	0.00%
BPOL-Penalty/Interest	1,247	2,211	1,247	2,211	2,000	62.36%
BPOL-Amusement	-	-	-	-	200	0.00%
BPOL-Utility	-	-	-	-	11,800	0.00%
BPOL-Miscellaneous	-	-	-	-	1,800	0.00%
Solicitor Permits	-	-	-	-	-	0.00%
Farmer's Market Fees	203	40	203	40	2,600	7.81%
Welcome Center Fees	430	120	430	120	3,500	12.29%
Planning/Zoning Fees	10	3,249	10	3,249	6,500	0.15%
Court Fines	4,449	4,697	4,449	4,697	48,960	9.09%
Parking Fines	-	45	-	45	100	0.00%
Interest Earnings	2,200	3,000	2,200	3,000	46,424	4.74%
Return Check Fees	100	40	100	40	600	16.67%
Rental of Property	-	-	-	-	420	0.00%
Mortgage Payments	256	512	256	512	3,073	0.00%
Sale of Materials	-	-	-	-	-	0.00%
Sale of Property	-	-	-	-	-	0.00%
Bond Proceeds	-	-	-	-	-	0.00%
Grave Preparation	800	-	800	-	1,500	53.33%
Security Services	-	-	-	-	4,000	0.00%
Passport Service Fees	423	906	423	906	12,000	3.53%
Police Reports	-	201	-	201	1,700	0.00%
Fingerprint Service Fees	-	-	-	-	300	0.00%
Garbage Collection Fees	7,755	9,389	7,755	9,389	86,016	9.02%
Truck Rental Program	-	-	-	-	100	0.00%
Miscellaneous Services	138	23	138	23	750	18.40%
Transfer from Utility Fund	-	-	-	-	-	0.00%
Donations	11	-	11	-	-	0.00%
Merchandise Sales	45	3	45	3	200	22.50%
Miscellaneous	918	538	918	538	830	110.54%
Curb & Gutter Recoveries	1,440	-	1,440	-	-	0.00%
Recoveries	12	1,656	12	1,656	250	4.78%
Bond Proceeds	-	-	-	-	-	0.00%
Appropriated Fund Balance	-	-	-	-	719,585	0.00%
<b>Total Local Revenues</b>	<b>220,970</b>	<b>233,710</b>	<b>220,970</b>	<b>233,710</b>	<b>4,955,868</b>	<b>4.46%</b>

**TOWN OF ROCKY MOUNT  
REVENUE COMPARISONS  
AS OF JULY 31, 2014**

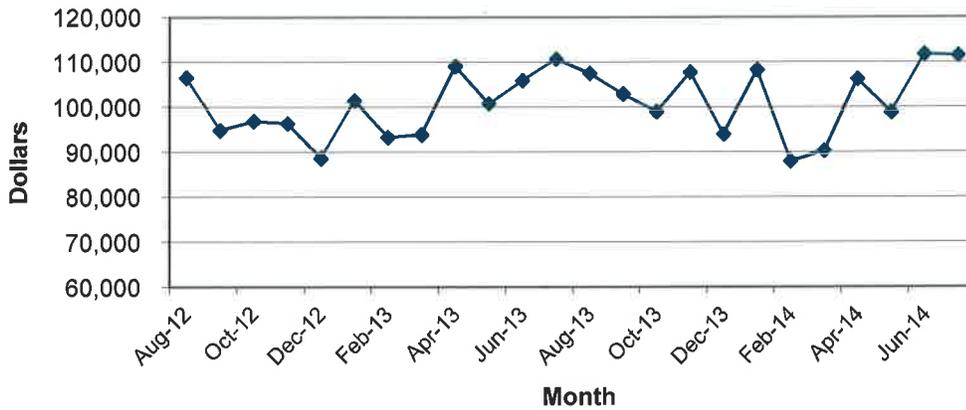
REVENUE SOURCE	MONTH		YEAR TO DATE		BUDGET	% OF
	THIS YEAR	LAST YEAR	THIS YEAR	LAST YEAR	THIS YEAR	BUDGET THIS YEAR
<b>GENERAL FUND - State Revenues:</b>						
Rolling Stock Tax	-	-	-	-	3,600	0.00%
Litter Tax	-	-	-	-	2,100	0.00%
Other Categorical Aid	-	-	-	-	-	0.00%
Fire Programs	-	-	-	-	12,134	0.00%
PPTRA from the State	-	-	-	-	53,861	0.00%
DMV Grants	-	-	-	-	-	0.00%
DMV Mini Grants	-	-	-	-	-	0.00%
Street Maintenance	-	-	-	-	1,274,502	0.00%
Volunteer Fire Dept.	-	-	-	-	30,000	0.00%
Law Enforcement-599 Funds	-	-	-	-	108,460	0.00%
Police Grants	-	-	-	-	-	0.00%
Va. Commission of the Arts Grant	-	-	-	-	-	0.00%
Other Categorical Aid-Schools	-	-	-	-	29,632	0.00%
Total State Revenues	-	-	-	-	1,514,289	0.00%
<b>TOTAL GENERAL FUND REVENUES</b>	<b>220,970</b>	<b>233,710</b>	<b>220,970</b>	<b>233,710</b>	<b>6,470,157</b>	<b>3.42%</b>
<b>UTILITY FUND REVENUES:</b>						
Water Sales	65,609	88,168	65,609	88,168	1,070,400	6.13%
gallons billed	20,372,229	22,991,238	20,372,225	22,991,238		
Water Connections	15,198	-	15,198	-	24,440	62.18%
Reconnect Fees	700	800	700	800	7,350	9.52%
Penalties	2,105	1,718	2,105	1,718	18,500	11.38%
Bulk Water Purchases	1,262	540	1,262	540	2,000	63.11%
Health Dept.	-	-	-	-	-	0.00%
Sewer Collection Charges	32,626	51,664	32,626	51,664	680,040	4.80%
gallons billed	14,519,459	16,959,636	14,519,459	16,959,636		
Sewer Connections	3,000	-	3,000	-	12,500	24.00%
Cell Tower Rent	3,910	5,668	3,910	5,668	46,534	8.40%
Recoveries	287	-	287	-	1,600	17.95%
Bond Proceeds	-	-	-	-	-	0.00%
Meals Tax Transfer (in fund 05 for fy 15)	-	-	-	-	-	0.00%
Appropriated Fund Balance	-	-	-	-	780,053	0.00%
<b>TOTAL UTILITY FUND REVENUES</b>	<b>124,698</b>	<b>148,558</b>	<b>124,698</b>	<b>148,558</b>	<b>2,643,417</b>	<b>4.72%</b>
<b>CAPITAL PROJECTS REVENUES:</b>						
Uptown Loan Repayments	-	405	-	405	-	0.00%
CBDG Grant	-	-	-	-	-	0.00%
TEA-21 Grant	-	-	-	-	-	0.00%
Tobacco Grant	-	-	-	-	500,000	0.00%
Private Foundations / Grants	-	-	-	-	-	0.00%
Historic Tax Credits	-	-	-	-	200,000	0.00%
Bonds / Loans	-	-	-	-	-	0.00%
Transfers from General Fund	-	-	-	-	-	0.00%
Appropriated Fund Balance	-	-	-	-	-	0.00%
<b>TOTAL CAPITAL PROJECTS REVENUES</b>	<b>-</b>	<b>405</b>	<b>-</b>	<b>405</b>	<b>700,000</b>	<b>0.00%</b>



**TOWN OF ROCKY MOUNT  
MEALS TAX COLLECTIONS**

Month	Collections
Aug-12	106,556
Sep-12	94,971
Oct-12	96,938
Nov-12	96,452
Dec-12	88,770
Jan-13	101,446
Feb-13	93,419
Mar-13	93,992
Apr-13	109,083
May-13	100,779
Jun-13	105,948
Jul-13	110,701
Aug-13	107,466
Sep-13	102,900
Oct-13	98,981
Nov-13	107,697
Dec-13	94,103
Jan-14	108,245
Feb-14	88,119
Mar-14	90,391
Apr-14	106,223
May-14	98,887
Jun-14	111,723
Jul-14	111,448

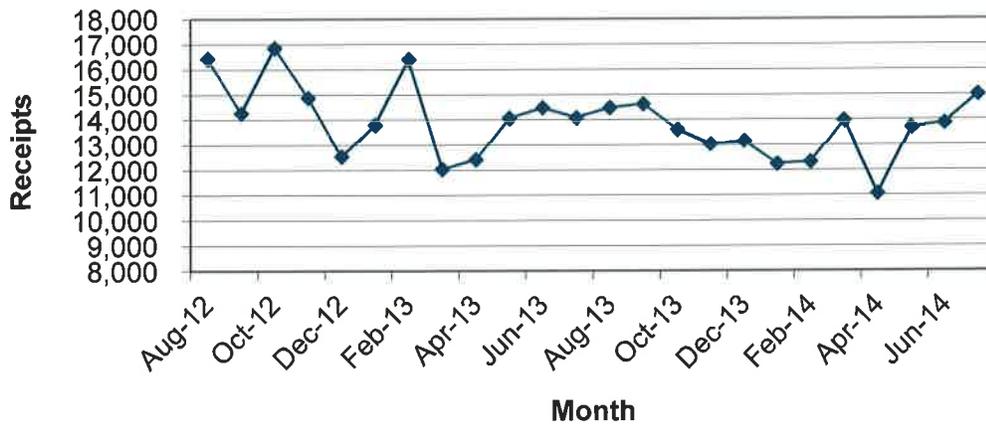
**Meals Tax Collections**



Town of Rocky Mount  
Local Sales Tax

Aug-12	16,412
Sep-12	14,269
Oct-12	16,860
Nov-12	14,877
Dec-12	12,543
Jan-13	13,810
Feb-13	16,378
Mar-13	12,044
Apr-13	12,428
May-13	14,068
Jun-13	14,480
Jul-13	14,087
Aug-13	14,475
Sep-13	14,621
Oct-13	13,625
Nov-13	13,042
Dec-13	13,170
Jan-14	12,249
Feb-14	12,323
Mar-14	13,976
Apr-14	11,061
May-14	13,709
Jun-14	13,862
Jul-14	15,006

Local Sales Tax



**TOWN OF ROCKY MOUNT  
EXPENDITURE COMPARISONS  
AS OF JULY 31, 2014**

ACTIVITY	MONTH		YEAR TO DATE		BUDGET	% OF
	THIS YEAR	LAST YEAR	THIS YEAR	LAST YEAR	THIS YEAR	BUDGET THIS YEAR
<b>GENERAL FUND:</b>						
Mayor & Council	16,407	14,211	16,407	14,211	80,642	20.35%
Town Manager	17,078	16,918	17,078	16,918	211,187	8.09%
Town Attorney	-	-	-	-	36,100	0.00%
Finance Department	53,554	53,454	53,554	53,454	358,452	14.94%
Electorial Board	-	-	-	-	-	0.00%
Police Department	176,881	171,571	176,881	171,571	1,833,954	9.64%
Volunteer Fire Dept.	32,122	17,824	32,122	17,824	188,648	17.03%
Public Works Admin.	939	1,311	939	1,311	17,105	5.49%
Street Lights	8,762	8,159	8,762	8,159	113,148	7.74%
Traffic Control & Parking	4,597	2,087	4,597	2,087	79,242	5.80%
Streets	214,042	40,258	214,042	40,258	1,134,093	18.87%
Sidewalks & Curbs	3,711	445	3,711	445	17,876	20.76%
Grassy Hill Guardrails	-	1,925	-	1,925	-	0.00%
40 East Sidewalks/Crosswalks	1,542	865	1,542	865	-	0.00%
Street Cleaning	2,940	610	2,940	610	22,394	13.13%
Refuse Collection	20,101	10,631	20,101	10,631	175,826	11.43%
Snow Removal	449	-	449	-	26,497	1.69%
Municipal Building	8,308	5,361	8,308	5,361	75,644	10.98%
Emergency Services Bldg.	4,191	10,911	4,191	10,911	136,369	3.07%
Public Works Building	1,992	6,926	1,992	6,926	22,580	8.82%
Cemetery	1,531	1,814	1,531	1,814	23,844	6.42%
Playgrounds	5,203	2,589	5,203	2,589	68,092	7.64%
Veterans Memorial Park erosion	10,872	2,259	10,872	2,259	557,985	1.95%
Pigg River Dam Safety	-	-	-	-	-	0.00%
Planning & Zoning	8,977	8,172	8,977	8,172	139,183	6.45%
Community Development	11,574	12,319	11,574	12,319	285,608	4.05%
Citizen's Square	799	1,868	799	1,868	13,510	5.91%
Hospitality Center	2,366	2,133	2,366	2,133	63,792	3.71%
Passport Services Expenses	453	36	453	36	3,600	12.59%
Performing Arts Venue	-	-	-	-	-	0.00%
Economic Development Authority	-	-	-	-	10,638	0.00%
Remediation of Blighted Structures	-	-	-	-	20,000	0.00%
<b>Non-Departmental:</b>						
Wages & Fringes	1,667	8,274	1,667	8,274	95,551	1.74%
Employee Wellness Program	-	-	-	-	4,000	0.00%
Employee Drug Testing	-	-	-	-	1,300	0.00%
Insurance	67,853	-	67,853	-	68,788	98.64%
Contributions to Others	21,500	21,750	21,500	21,750	22,500	95.56%
Debt Service-Principal	-	-	-	-	175,800	0.00%
Debt Service-Interest	23,800	53,410	23,800	53,410	79,070	30.10%
Transfer to Utility Capital Fund	-	-	-	-	257,139	0.00%
Transfer to Capital Proj. Fund	-	-	-	-	-	0.00%
Transfer to Performance Operations	-	-	-	-	-	0.00%
Contingency	-	-	-	-	50,000	0.00%
Contingency - to reimburse fund balance	-	-	-	-	-	0.00%
<b>TOTAL GENERAL FUND EXPENDITURES</b>	<b>724,211</b>	<b>478,091</b>	<b>724,211</b>	<b>478,091</b>	<b>6,470,157</b>	<b>11.19%</b>

**TOWN OF ROCKY MOUNT  
EXPENDITURE COMPARISONS  
AS OF JULY 31, 2014**

ACTIVITY	MONTH		YEAR TO DATE		BUDGET	% OF
	THIS YEAR	LAST YEAR	THIS YEAR	LAST YEAR	THIS YEAR	BUDGET THIS YEAR
<b>WATER &amp; SEWER FUND:</b>						
Water System Operation	14,034	5,164	14,034	5,164	125,869	11.15%
Meter Reading	5,787	2,678	5,787	2,678	50,217	11.52%
Water Plant	71,893	61,439	71,893	61,439	592,303	12.14%
Wastewater System Operation	6,512	11,522	6,512	11,522	140,978	4.62%
Wastewater Treatment Plant	36,261	24,106	36,261	24,106	470,826	7.70%
Utility Billing & Administration	20,849	21,720	20,849	21,720	159,375	13.08%
<b>Non-Departmental:</b>						
Wages & Fringes	-	-	-	-	6,567	0.00%
Insurance	22,618	-	22,618	-	22,925	98.66%
Debt Service-Principal	-	-	-	-	210,200	0.00%
Debt Service-Interest	1,472	24,029	1,472	24,029	61,605	2.39%
Transfer to Capital Projects Fund	-	-	-	-	-	0.00%
Transfer to General Fund	-	-	-	-	-	0.00%
Contingency	-	-	-	-	22,500	0.00%
Contingency - to reimburse fund balance	-	-	-	-	-	0.00%
Depreciation	-	-	-	-	780,053	0.00%
<b>TOTAL WATER &amp; SEWER FUND EXPENSES</b>	<b>179,426</b>	<b>150,659</b>	<b>179,426</b>	<b>150,659</b>	<b>2,643,418</b>	<b>6.79%</b>
<b>CAPITAL IMPROVEMENTS FUND:</b>						
Uptown Redevelopment Project	-	-	-	-	-	0.00%
Industrial Park - Site Improvements	-	-	-	-	-	0.00%
Performance Venue Renovations	142,504	44,365	142,504	44,365	-	0.00%
Transfer to General Fund	-	-	-	-	700,000	0.00%
<b>TOTAL CAPITAL PROJECTS EXPENDITURES</b>	<b>142,504</b>	<b>44,365</b>	<b>142,504</b>	<b>44,365</b>	<b>700,000</b>	<b>20.36%</b>
<b>UTILITY CAPITAL FUND:</b>						
Water Distribution Utility Projects	-	-	-	-	322,000	0.00%
Water Treatment Plant Utility Projects	-	-	-	-	183,021	0.00%
Wastewater Collectino Utility Projects	-	-	-	-	40,000	0.00%
Wastewater Treatment Plant Utility Projects	-	-	-	-	106,000	0.00%
Contingency	-	-	-	-	60,000	0.00%
Reserved Fund Balance Transfer	-	-	-	-	100,000	0.00%
<b>TOTAL UTILITY CAPITAL EXPENDITURES</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>811,021</b>	<b>0.00%</b>



TOWN OF ROCKY MOUNT  
CONTINGENCY FUNDS  
FISCAL YEAR 2015

	<u>GENERAL FUND</u>	<u>UTILITY FUND</u>	<u>UTILITY CAPITAL FUND</u>
BUDGETED CONTINGENCY	50,000	22,500	60,000
COMMITTED: none at this time			
AVAILABLE CONTINGENCY FUND BALANCE Available / (overexpended)	<u>50,000</u>	<u>22,500</u>	<u>60,000</u>

		<b>TOWN OF ROCKY MOUNT</b>	
		<b>VENUE RENOVATIONS (04.8123)</b>	
		<b>PROJECT TO DATE EXPENSES</b>	
		<b>This Month</b>	<b>Project to Date</b>
<b>Building Purchase</b>		-	248,922.30
<b>Design</b>		-	138,224.58
<b>Renovations</b>		142,504.42	2,778,676.23
<b>Grand Total</b>		142,504.42	3,165,823.11
			3,165,823.11
			-

TOWN OF ROCKY MOUNT  
UTILITY BILLING  
WATER CONSUMPTION PERCENTAGES  
FOR THE MONTH OF JUNE 2014

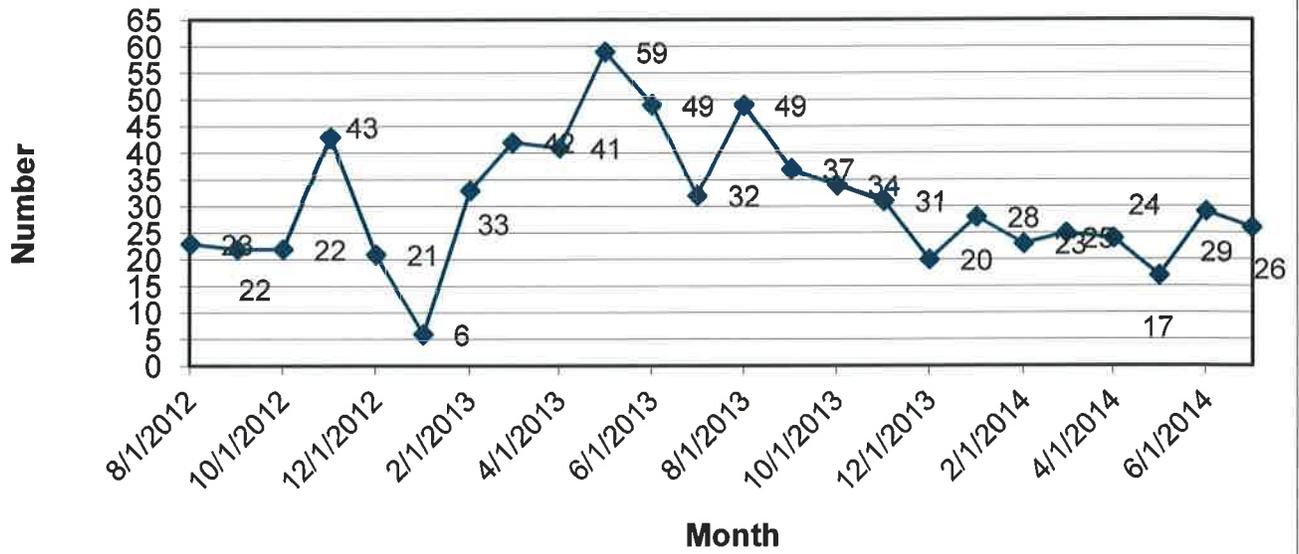
	TOTAL METERS	TOTAL GALLONS	TOTAL REVENUES	% METERS	% GALLONS	% REVENUES
<b>IN-TOWN CUSTOMERS</b>						
RESIDENTIAL	1,766	7,326,755	\$ 37,676	61%	34%	33%
COMMERCIAL	339	6,502,320	\$ 26,704	12%	30%	23%
INDUSTRIAL	48	3,332,250	\$ 11,628	2%	16%	10%
<b>TOTAL</b>	<b>2,153</b>	<b>17,161,325</b>	<b>\$ 76,008</b>	<b>74%</b>	<b>80%</b>	<b>66%</b>
<b>OUT-OF-TOWN CUSTOMERS</b>						
RESIDENTIAL	663	2,758,970	\$ 27,431	23%	13%	24%
COMMERCIAL	74	1,400,510	\$ 11,797	3%	7%	10%
INDUSTRIAL	2	33,300	\$ 235	0%	0%	0%
<b>TOTAL</b>	<b>739</b>	<b>4,192,780</b>	<b>\$ 39,463</b>	<b>26%</b>	<b>20%</b>	<b>34%</b>
<b>GRAND TOTAL (ALL CUSTOMERS)</b>						
RESIDENTIAL	2,429	10,085,725	\$ 65,107	84%	47%	56%
COMMERCIAL	413	7,902,830	\$ 38,501	14%	37%	33%
INDUSTRIAL	50	3,365,550	\$ 11,863	2%	16%	10%
<b>TOTAL</b>	<b>2,892</b>	<b>21,354,105</b>	<b>\$ 115,471</b>	<b>100%</b>	<b>100%</b>	<b>100%</b>

TOWN OF ROCKY MOUNT  
 UTILITY BILLING  
 PERCENT CONSUMPTION & PERCENT REVENUE  
 PER CUSTOMER CLASS  
 FISCAL YEAR 2015

Month	In Town								Out of Town							
	Residential		Commercial		Industrial		Total		Residential		Commercial		Industrial		Total	
	% Gal.	% Rev.	% Gal.	% Rev.	% Gal.	% Rev.	% Gal.	% Rev.	% Gal.	% Rev.	% Gal.	% Rev.	% Gal.	% Rev.	% Gal.	% Rev.
Jul-14	34%	33%	30%	23%	16%	10%	80%	66%	13%	24%	7%	10%	0%	0%	20%	34%
Aug-14																
Sep-14																
Oct-14																
Nov-14																
Dec-14																
Jan-15																
Feb-15																
Mar-15																
Apr-15																
May-15																
Jun-15																
Average	34%	33%	30%	23%	16%	10%	80%	66%	13%	24%	7%	10%	0%	0%	20%	34%

\*\*\*NOTE: The above chart shows the breakdown of in-town customer gallons and revenues vs. out-of-town. It also breaks those gallons & revenues into residential, commercial, and industrial customers for FY 2015 (year ended 6/30/15).

### Number of Water Cut-off's



TOWN OF ROCKY MOUNT  
WATER ACCOUNTABILITY  
June-14

Water Plant Finished Water Pumped		<u>29,860,000</u>
Water Consumption Billed	20,372,229	
Meters Read and Not Billed	1,010,800	
Water Obtained from Water Plant (to bill)	49,700	
Water Obtained from Public Works Hydrant (to bill)	-	
Flushing Water Lines Reported to WTP or PW	91,000	
Flow Meter Checks at Hydrants	-	
 Grand Total of Water Metered / Consumed / Tracked		 <u>21,523,729</u>
 Percent Finished Water Accounted		 72.08%

Meters Read and Not Billed

001-0122-10-01	Mary Bethune Park	1,800
001-0188-00-01	Impound Lot	-
002-0317-20-01	Public Works Bldg	60
002-0317-30-01	Public Works Bldg-new bldg	1,000
004-1067-00-01	Veteran's Memorial Park	4,100
005-1300-00-01	Mary Elizabeth Park	400
005-1343-10-01	Harvester Performance Center	6,000
005-1384-00-01	Farmer's Market	4,610
005-1457-00-01	Municipal Bldg.	3,000
006-1710-00-01	Welcome Center / Depot	430
009-2523-50-01	Emergency Services Bldg.	15,400
011-0050-90-01	Rt 122 Pump Station	-
041-0034-00-01	WasteWater Treatment Plant	311,000
	Water Plant Process	663,000

TOTAL Meters Not Billed		<u>1,010,800</u>
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Water Line Repairs by Public Works during the month:

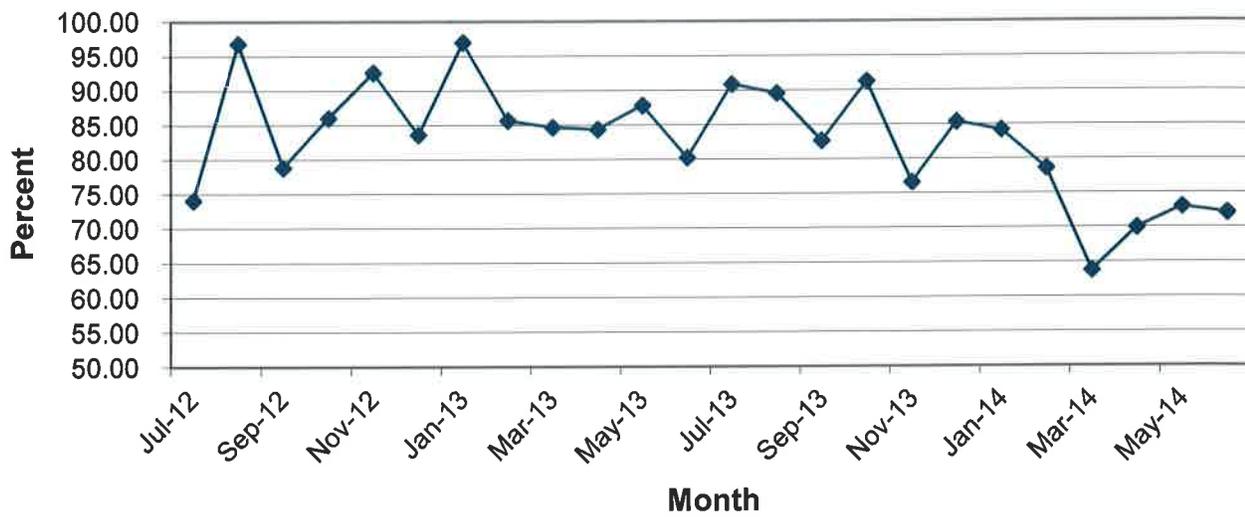
- 8" line on Market Place Drive
- 2 - 2" lines at Claybrook
- 2" line on Belmont

Sewer Line Repairs by Public Works during the month:

none

TOWN OF ROCKY MOUNT WATER ACCOUNTABILITY FISCAL YEAR 2014						
Month	Finished Water Treated	Total Water Gallons Accounted	Percent Accounted	Monthly Gallons Variance	Average Accounted Variance per Quarter	Average Monthly Variance per Quarter
Jul-13	24,370,000	22,147,894	90.88%	2,222,106		
Aug-13	27,000,000	24,190,478	89.59%	2,809,522		
Sep-13	25,900,000	21,408,437	82.66%	4,491,563	87.71%	3,174,397
Oct-13	26,100,000	23,823,011	91.28%	2,276,989		
Nov-13	25,300,000	19,380,434	76.60%	5,919,566		
Dec-13	24,500,000	20,908,470	85.34%	3,591,530	84.41%	3,929,362
Jan-14	26,500,000	22,316,135	84.21%	4,183,865		
Feb-14	24,900,000	19,572,795	78.61%	5,327,205		
Mar-14	28,800,000	18,369,101	63.78%	10,430,899	75.53%	6,647,323
Apr-14	28,800,000	20,146,238	69.95%	8,653,762		
May-14	30,850,000	22,509,895	72.97%	8,340,105		
Jun-14	29,860,000	21,523,729	72.08%	8,336,271	71.67%	8,443,379
AVG.	26,906,667	21,358,051	79.83%	5,548,615	79.83%	5,548,615
TOTAL	322,880,000	256,296,617		66,583,383		
Monthly Avg. Percent Unaccounted =			20.17%			
Monthly Avg. Percent Accounted =			79.83%			
6 out of 12 months this fiscal year > 80% accountability						

### Water Accountability %



**TOWN OF ROCKY MOUNT  
UTILITY PROFILE  
FISCAL YEAR 2014**

Month	Plant Hr.	Raw Water Drawn	Monthly Avg. % of capacity	Finished water Treated ©	Monthly Avg. % of capacity	Total Water Gallons Accounted (A)(B)	Pct. Account ed	Connections	Wastewater Monthly Flow	Monthly Avg. % of Capacity	Total Sewer Gallons Billed	Pct. Account ed
Jul-13	310.00	23,970,000	38.66%	24,370,000	39.31%	22,147,894	90.88%	2,855	26,350,000	42.50%	15,471,138	58.71%
Aug-13	330.00	26,000,000	41.94%	27,000,000	43.55%	23,170,908	85.82%	2,862	21,328,000	34.40%	17,583,721	82.44%
Sep-13	318.00	25,300,000	42.17%	25,900,000	43.17%	21,408,437	82.66%	2,864	19,050,000	31.75%	15,439,582	81.05%
Oct-13	341.00	26,400,000	42.58%	26,100,000	42.10%	23,823,011	91.28%	2,866	20,336,000	32.80%	17,520,385	86.15%
Nov-13	336.00	25,000,000	41.67%	25,300,000	42.17%	19,380,434	76.60%	2,839	19,980,000	33.30%	13,992,414	70.03%
Dec-13	325.50	24,200,000	39.03%	24,500,000	39.52%	20,908,470	85.34%	2,872	29,667,000	47.85%	15,033,940	50.68%
Jan-14	353.40	26,400,000	42.58%	26,500,000	42.74%	22,316,135	84.21%	2,874	27,063,000	43.65%	16,203,465	59.87%
Feb-14	322.00	24,200,000	43.21%	24,900,000	44.46%	19,572,795	78.61%	2,880	27,664,000	49.40%	13,995,485	50.59%
Mar-14	356.50	28,800,000	46.45%	29,000,000	46.77%	18,369,101	63.34%	2,880	27,962,000	45.10%	13,146,296	47.01%
Apr-14	330.00	29,000,000	48.33%	28,800,000	48.00%	20,146,238	69.95%	2,888	28,950,000	48.25%	14,137,048	48.83%
May-14	347.20	31,870,000	51.40%	30,850,000	49.76%	22,509,895	72.97%	2,892	22,010,000	35.50%	15,498,805	70.42%
Jun-14	344.10	29,680,000	49.47%	29,860,000	49.77%	21,523,729	72.08%	2,893	18,011,000	30.02%	14,519,459	80.61%
<b>AVG.</b>	<b>334.48</b>	<b>26,735,000</b>	<b>43.96%</b>	<b>26,923,333</b>	<b>44.28%</b>	<b>21,273,087</b>	<b>79.48%</b>	<b>2,872</b>	<b>24,030,917</b>	<b>39.54%</b>	<b>15,211,812</b>	<b>65.53%</b>
NOTE (A): "Total Water Gallons Accounted" consists of gallons billed and gallons read but not billed plus bulk water sold at the Water Plant plus water used to flush lines or hydrants plus gallons used to fill water tanks.												
NOTE (B): For any given month, "total water gallons accounted" are for "finished water treated" that month. For example, for the month of July, "water gallons accounted" would be water consumed during the month of July by customers and read by the meter readers during the first week of August. Those gallons, however, would not be billed to customers until the end of August during that month's billing cycle. However, those gallons consumed are displayed on the July line to match usage with water plant production ("finished water treated").												
NOTE ©: The raw water flow meter is 30 years old and no longer provides accurate readings. At \$25,000 to replace, it will be put in the FY 2015 budget as a capital item. An identical meter on the finished water line split open in 2010 partially flooding the basement of the plant.												

**TOWN OF ROCKY MOUNT  
UTILITY PROFILE  
AVERAGES PER FISCAL YEAR**

Year	Plant Hrs	Raw Water Drawn	Monthly Avg. % of capacity	Finished water Treated	Monthly Avg. % of capacity	Total Gallons Billed / Adjusted	Pct. Accounted Connection	Wastewater Monthly Flow	Monthly Avg. % of Capacity	Total Gallons Billed	Pct. Accounted	
2007	345.18	30,738,825	50.52%	30,278,917	49.77%	24,204,592	80.10%	2,734	25,968,250	42.68%	19,339,355	75.74%
2008	351.64	33,186,892	54.56%	31,090,875	51.10%	26,697,630	85.90%	2,785	23,964,042	39.43%	20,673,894	86.99%
2009	340.12	28,322,983	46.53%	27,514,983	45.21%	23,341,464	84.95%	2,789	24,485,958	40.24%	18,234,486	76.77%
2010	330.11	26,492,500	43.55%	25,756,667	42.34%	21,532,686	83.56%	2,785	25,705,333	42.33%	15,574,151	66.10%
2011	320.48	27,410,000	45.05%	26,000,833	42.72%	21,303,773	82.10%	2,824	22,158,333	36.41%	15,958,818	73.68%
2012	316.13	27,816,667	45.73%	26,852,500	44.14%	21,334,614	79.50%	2,836	22,224,500	36.51%	14,951,204	68.68%
2013	318.81	25,600,000	42.08%	24,610,000	40.45%	21,115,811	85.99%	2,855	21,115,000	34.71%	15,111,054	75.29%
2014	334.48	26,735,000	43.96%	26,923,333	44.28%	21,273,087	79.48%	2,872	24,030,917	39.54%	15,211,812	65.53%
<b>AVG.</b>	<b>332.12</b>	<b>28,287,858</b>	<b>46.50%</b>	<b>27,378,514</b>	<b>45.00%</b>	<b>22,600,457</b>	<b>82.70%</b>	<b>2,810</b>	<b>23,706,542</b>	<b>38.98%</b>	<b>16,881,847</b>	<b>73.60%</b>

8 yrs

**TOWN OF ROCKY MOUNT  
UTILITY PROFILE  
FISCAL YEAR 2015**

Month	Plant Hrs.	Raw Water Drawn	Monthly Avg. % of capacity	Finished water Treated	Monthly Avg. % of capacity	Total Water Gallons Accounted (A)(B)	Pct. Accounted	Connections	Wastewater Monthly Flow	Monthly Avg. % of Capacity	Total Sewer Gallons Billed	Pct. Accounted
Jul-14	337.90	28,070,000	45.27%	27,730,000	44.73%		0.00%		17,701,000	28.55%		0.00%
Aug-14			0.00%		0.00%					0.00%		
Sep-14			0.00%		0.00%					0.00%		
Oct-14			0.00%		0.00%					0.00%		
Nov-14			0.00%		0.00%					0.00%		
Dec-14			0.00%		0.00%					0.00%		
Jan-15			0.00%		0.00%					0.00%		
Feb-15			0.00%		0.00%					0.00%		
Mar-15			0.00%		0.00%					0.00%		
Apr-15			0.00%		0.00%					0.00%		
May-15			0.00%		0.00%					0.00%		
Jun-15			0.00%		0.00%					0.00%		
<b>AVG.</b>	<b>337.90</b>	<b>28,070,000</b>	<b>45.27%</b>	<b>27,730,000</b>	<b>3.73%</b>	<b>0</b>	<b>0.00%</b>	<b>0</b>	<b>17,701,000</b>	<b>28.55%</b>	<b>0</b>	<b>0.00%</b>

NOTE (A): "Total Water Gallons Accounted" consists of gallons billed and gallons read but not billed plus bulk water sold at the Water Plant plus water used to flush lines or hydrants plus gallons used to fill water tanks.

NOTE (B): For any given month, "total water gallons accounted" are for "finished water treated" that month. For example, for the month of July, "water gallons accounted" would be water consumed during the month of July by customers and read by the meter readers during the first week of August. Those gallons, however, would not be billed to customers until the end of August during that month's billing cycle. However, those gallons consumed are displayed on the July line to match usage with water plant production ("finished water treated").

in budget document.

\*\*\*NOTE: For FY 2011 (year ended 6/30/11), The Water Treatment Plant's monthly average output was 27,473,750 gallons (or 45.22% of capacity). The average monthly water gallons accounted for was 21,356,783 for an 80.63% accountability (of finished water treated). The Wastewater Treatment Plant's monthly average output was 20,962,125 gallons (or 34.51% of capacity). The average sewer gallons billed monthly was 16,714,461.

## MONTHLY STAFF REPORT

<b>DATE:</b>	August 1, 2014
<b>TO:</b>	Rocky Mount Town Council
<b>FROM:</b>	Charles Robertson, Fire Chief
<b>DEPARTMENT:</b>	Rocky Mount Fire Department
<b>MONTH:</b>	June 2014

- The Rocky Mount Fire Department answered a total of 41 calls for the month of June 2014.
  - There were a total of 16 calls answered inside the Town limits, and a total of 25 calls answered in the County.
  - There were a total of 978 miles traveled on all Town vehicles on these calls.
  - The Department used a total of 67.7 gallons of gasoline, and a total of 180.3 gallons of diesel fuel for the month.
  - Total of calls are as follows: 6 structure fires; 6 motor vehicle fires; 4 woods and grass fires; 16 motor vehicle accidents; 4 false alarms; 2 service (sprinkler) calls; and 3 assistance to rescue squad.
  
- The date of June 30<sup>th</sup> brought about the end of the physical year of 2013/2014. The Department has seen a steady increase in call volume each year.
  - The Department answered a total of 414 countable calls for the year.
  - A countable call for the Department is one that a State Report has been submitted.
  - This is the first time the Department has crossed the 400 threshold for countable calls.
  
- The month of June is also the time of year that the Department appoints their officers for the upcoming physical year. The officers for the following physical year are as follows:
  - Line Officers:
    - Chief: Charlie Robertson
    - Assistant Chief: Justin Woodrow
    - 1<sup>st</sup> Lieutenant: Theodore Hodges
    - 2<sup>nd</sup> Lieutenant: Jody Whitt
  - Executive Officers:
    - Secretary: Mathew Overfelt
    - Treasurer: Ullis Chitwood
    - Chaplains: Richard Gore  
Jeffrey C. Hodges

## MONTHLY STAFF REPORT

<b>DATE:</b>	August 1, 2014
<b>TO:</b>	Rocky Mount Town Council
<b>FROM:</b>	David Cundiff, Chief of Police
<b>DEPARTMENT:</b>	Police
<b>MONTH:</b>	July 2014

Please see attached monthly report for July statistics.

ROCKY MOUNT POLICE DEPARTMENT  
MONTHLY REPORT TO COUNCIL

ADM #1

DATE: **JULY 2014**

MAY

JUNE

**JULY**

	MAY	JUNE	<b>JULY</b>
TRAFFIC ARRESTS	122	74	<b>60</b>
TRAFFIC STOPS	247	124	<b>143</b>
CRIMINAL ARRESTS "MISDEMEANOR"	34	26	<b>23</b>
CRIMINAL ARRESTS "FELONY"	14	20	<b>9</b>
BOLO'S (Be On Look Out)	123	88	<b>129</b>
TRAINING HOURS:	187.5	43.25	<b>135.5</b>
FOLLOW-UP'S	49	66	<b>58</b>
ALARM RESPONSES	39	33	<b>48</b>
ACCIDENTS INVESTIGATED (TREDS)	14	13	<b>8</b>
INCIDENTS ADDRESSED	2410	2028	<b>1961</b>
INCIDENTS, OFFENSES REPORTABLE	86	72	<b>77</b>
BUSINESSES, RESIDENCES CHECKED "FOOT PATROLS"	1223	1133	<b>968</b>
SCHOOL CHECKS	244	138	<b>174</b>
OPEN DOORS, WINDOWS, ETC. UNSECURED	2	5	<b>5</b>
MOTORIST AIDES	70	84	<b>72</b>
BREAKING & ENTERING REPORTS	0	0	<b>1</b>
BREAKING & ENTERING WARRANTS	0	0	<b>0</b>
GRAND LARCENY WARRANTS	0	0	<b>0</b>
UNIFORM TRAFFIC SUMMONS ISSUED	121	74	<b>60</b>
DUI	6	2	<b>4</b>
SPEEDING TICKETS ISSUED	44	18	<b>12</b>
COURT HOURS	39.55	29.25	<b>30.25</b>
SPECIAL ASSIGNMENT HOURS:	29	30	<b>29.75</b>
HARVESTOR HOURS WORKED:	67.5	106.50	<b>93.5</b>

**TRAFFIC ENFORCEMENT:**

- ◇ Moving and stationary radar: throughout the Town, Bernard Road, Greenview Drive, North & South Main Street, Grassy Hill Road, Tanyard Road, Pell Avenue, State Street, Old Franklin Turnpike, Scuffling Hill Road, Glenwood Drive, Green Meadow Lane and Windy Lane.
- ◇ There were 8 reportable accidents with 8 of the accidents on our public streets.

**COMMUNITY OUTREACH:**

- ◇ Residential Foot Patrols: Anderson street, Bernard Road, Booker T. Washington Hwy, Candlewood Apartments, Circle Drive, Claiborne Avenue, Cornell Road, Cromwell Drive, Dent Street, Diamond Avenue, East Court Street, Grassy Hill Road, Green Meadow Lane, Harvey Street, Highland Hills, Hillcrest Drive, Leonor Street, Mamie Avenue, Maynor Street, Montview Avenue, Mountainview Drive, North Main Street, Old Fort Road, Old Franklin Turnpike, Orchard Avenue, Pell Avenue, Riverview Street, Scott Street, Scuffling Hill Road, Summit Drive, Sycamore Street, Tanyard Village, Trail Drive, West Church Street, West College Street, Whitten Street, Willow Street, Wilson Street and Windy Lane.
- ◇ Business Foot Patrols: Angle Hardware, Applebee's, BB&T Bank, BFMS, Carter Bank & Trust, Christian Heritage Academy, Comfort Inn, Cox's, CVS, DMV, Eagle Cinema, El Rio, El Rodeo, Empire Foods, Farmer's Market, Franklin County High School, Fleetwood Homes, Franklin Center, Franklin Community Bank, Franklin Memorial Hospital, Franklin Street, Free Clinic, Gusler's, Hardee's, Harvester Center, Haywood's, Holiday Inn Express, Ippy's, Kentucky Fried Chicken, Lee M. Waid, Lowe's, Martinsville DuPont Credit Union, Mary Bethune Park, Member One, Newbold, North Main Street, Old Franklin Turnpike, Peeble's, Pell Animal Clinic, Pet Clinic, PlyGem, Rocky Mount Bowling Center, Rocky Mount Elementary, Schewel's, School Board Road, Sheetz, Shoe Show, South Main Street, Subway, Trinity Missions, Wal-Mart and YMCA.

**MISCELLANEOUS:**

- ◇ July 2<sup>nd</sup>, 2014 – Open Door “467 Franklin Street”
- ◇ July 3<sup>rd</sup>, 2014 – Rocky Mount Rotary Club Independence Day Celebration
- ◇ July 8<sup>th</sup>, 2014 – Open Door “450 School Service Road”
- ◇ July 9<sup>th</sup>, 2014 – Traffic Control “Ribbon Cutting Ceremony” Bootlegger Café
- ◇ July 11<sup>th</sup>, 2014 – Open Door “Lee M. Waid” Elementary
- ◇ July 16<sup>th</sup>, 2014 – National Incident Based Reporting (NIBRS) “Lt. Brabham & Regina Stanley”
- ◇ July 26<sup>th</sup>, 2014 – Open Door “Senior Citizen Bldg” on Technology Drive
- ◇ July 28<sup>th</sup>, 2014 – Open Door “1255 Franklin Street”
- ◇ July 30<sup>th</sup>, 2014 – Meeting @ Town Bldg. ref: Noise Ordinance/Eco Commit (Chief Cundiff)

**TRAFFIC CONTROL UPDATES:**

◇ No new updates for this month.

**INVESTIGATIONS:**

- ◇ New Criminal Investigations: 15
- ◇ New Drug Investigations: 2
- ◇ Cases Cleared: 17
- ◇ Misdemeanor charges: 8
- ◇ Felony Charges: 1
- ◇ Pending Cases: 9
- ◇ Child Abuse Cases: 1
- ◇ Search Warrants: 0
- ◇ Traffic Stops: 4
- ◇ Drug/Currency Seizures: 1
- ◇ On-Duty Court Time: 6

MEETINGS:

- ◇ FRESH Event @ Kroger (Brabham/Divers)
- ◇ Meetings w/Commonwealth Attorney - X7 (Brabham/Harris/Norton/Divers)
- ◇ Family Pharmacy Drop Box Emptied on 07/03/2014 (Norton)
- ◇ Family Pharmacy Drop Box Emptied on 07/24/2014 (Brabham)
- ◇ CART Meeting – X2 (Norton)
- ◇ Sexual Abuse Response Team (Brabham/Norton/Divers)
- ◇ Assist VSP w/Narcotics Investigations – X8 (Harris)

TRAINING:

- ◇ No Training this month

CLASSES TAUGHT:

- ◇ No classes this month

## **CRIMINAL ARRESTS & LOCATIONS:**

Distribution of Marijuana	North Main Street
Possession of Marijuana	Franklin Street
Possession of Marijuana	Old Franklin Turnpike
Possession of a Schedule I or II Drug	Old Franklin Turnpike
Possession of Schedule II Drug	Old Franklin Turnpike
Possession of a Schedule III Drug	Old Franklin Turnpike
Possession of a Schedule IV Drug	Old Franklin Turnpike
Driving Under the Influence	North Main Street (x 2)
Driving Under the Influence	Virgil H. Goode Highway
Driving Under the Influence	Old Franklin Turnpike
Drunk In Public	Windy Lane
Possession of Alcohol Underage	Old Franklin Turnpike (x 4)
Destruction of Private Property	Windy Lane
Destruction of Private Property	East Court Street
Hit & Run	Old Franklin Turnpike
Hit & Run	East Court Street
Contribute to the Delinquency of a Minor	Old Franklin Turnpike
Shoplifting – 3 <sup>rd</sup> Offense	Franklin Street
Shoplifting	Old Franklin Turnpike
Petit Larceny	Old Franklin Turnpike (x 3)
False Pretense	Old Franklin Turnpike
Larceny of a Credit Card	Floyd Avenue
Larceny of a Credit Card	Patterson Avenue

Simple Assault

Simple Assault

Simple Assault

Domestic Assault

Trespassing

Credit Card Fraud

Emergency Custody Order

Temporary Detaining Order

Emergency Custody Order

Emergency Custody Order

Tanyard Road

Franklin Street

North Main Street

Wilson Street

East Court Street (x 2)

Patterson Avenue (x 2)

Windsor Drive

Harvey Street

Windy Lane

Floyd Avenue

## **SPEEDING TICKETS ISSUED**

State Street (x 3)

Pell Avenue (x 3)

North Main Street (x 3)

Tanyard Road (x 2)

Bernard Road

## MONTHLY STAFF REPORT

<b>DATE:</b>	August 7, 2014
<b>TO:</b>	Rocky Mount Town Council
<b>FROM:</b>	Cecil R. Mason, Public Works Director
<b>DEPARTMENT:</b>	Public Works Department
<b>MONTH:</b>	July 2014

1. Swept streets: July 1, 3, 18, 21.
2. Did cleanup for three days.
3. Did water taps outside of town: 2 each 5/8" meter.
4. Changed 3 each 5/8" meters.
5. Read meters for three days.
6. Repaired 6" line on College Street.
7. Repaired 8" line on Scuffling Hill Road.
8. Repaired leak at Hammocks Trailer Court.
9. Did water taps in-town: 1 each 1" meter; 1 each 1 1/2" meter; 1 each 5/8" meter.
10. Repaired water leak on Warren Street.
11. Removed three tress from water tank lot on Woodale Drive.
12. Repaired drain line from Tank Hill water tank.
13. Repaired 3/4" copper line on Patterson Avenue.
14. Removed light base at the Harvester Performance Center.
15. Started 6" water line at Belmont Drive to replace 2" (approximately 1,330').
16. Opened one grave.
17. Repaired water line hit by bridge crew on South Main Street (3/4").
18. Repaired 1" water line for Boones Mill.
19. Made sewer tap for Sherrad Bennett's car wash.
20. Sprayed curb, gutters and sidewalks.
21. Mowed.

## MONTHLY STAFF REPORT

<b>DATE:</b>	August 4, 2014
<b>TO:</b>	Rocky Mount Town Council
<b>FROM:</b>	Tim Burton, Superintendent
<b>DEPARTMENT:</b>	WWTP
<b>MONTH:</b>	July 2014

Average Daily Flow	0.571 MGD
TSS Reduction	99 %
BOD Reduction	99 %
Leachate (F.C. Landfill)	90,000 gallons
VPDES Violations	None
Sludge (Land filled @ F.C.)	56.00 Tons
Rain Total      3.33 inches	Snow Total      0 inches

Request: None

Respectfully Submitted,

Tim Burton

## MONTHLY STAFF REPORT

<b>DATE:</b>	August 1, 2014
<b>TO:</b>	Rocky Mount Town Council
<b>FROM:</b>	Bob Deitrich, Water Plant Superintendent
<b>DEPARTMENT:</b>	Water Department
<b>MONTH:</b>	July 2014

### **Operation and Production Summary:**

There is a lot to be positive about at the Rocky Mount Water Plant. A number of recent projects have made our water treatment plant more reliable. We have continued to exceed health department expectations. Pending projects will further improve water quality, safety, and reliability. There is still more to do but the good news is, we're doing it.

For July, the actual water production time (filtering of water) for the entire month averaged 10.9 hours per day which yielded approximately 895,000 gallons of water per day. Water demand seems to be easing slightly. With the reduction in demand and recent flow meter calibrations, our overall accountability numbers should improve.

Total Raw Water Pumped:	28.07 million gallons
Total Drinking Water Produced:	27.73 million gallons
Average Daily Production:	895,000 gallons per day
Ave Percent of Production Capacity:	45%
Flushing of Hydrants/Tanks/ FD Use:	491,000 gallons (larger Pendleton St. Tank drained)
Plant Process Water:	613,000 gallons (finished water used by the plant)
Bulk Water Sold @ WTP:	71,000 gallons

### **Operational Issues:**

- All routine monthly water samples were within normal parameters.
- Lead and copper tap sampling (collected every 3 years by our customers) is underway. Results so far have been better than the last round in 2011. We have made some minor treatment adjustments that seem to have had the desired effect of making our water even more neutral in terms of its effects on copper plumbing.

### **Repairs/Maintenance:**

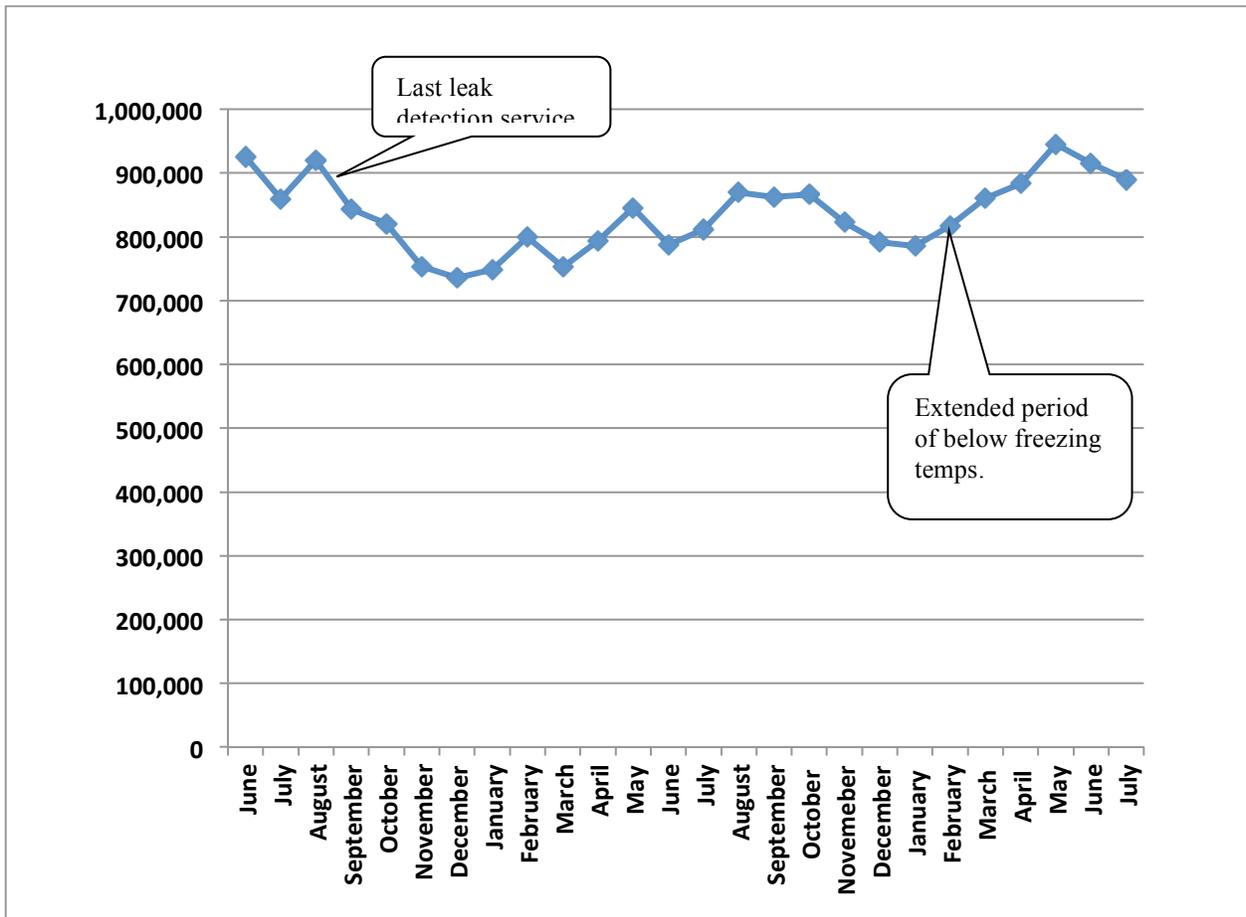
- Hydrant testing was conducted in a number of areas, including East Court Street and various streets along South Main just below the hospital.

### **Upcoming:**

- Bleach Conversion Project – engineering plans under development
- Tank Hill Project – bid package to be prepared. Pre-bid meeting scheduled for Aug 26.
- Filter Turbidimeter Replacement

## Water Plant Production in Gallons Per Day (July 2012 to July 2014)

In order to show the pattern of water demand since January, an 8% correction has been added to coincide with the latest calibration check. Otherwise it would have appeared that the drop in production this month would have been more significant than it actually was. We are heading in the right direction, however.



ITEM(S) TO BE CONSIDERED UNDER:

- Hearing of Citizens   
  Consent Item   
  Old Business   
  New Business  
 Committee Report   
  Other

FOR COUNCIL MEETING DATED:	August 11, 2014
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STAFF MAKING REQUEST:	C. James Ervin, Town Manager
BRIEF SUMMARY OF REQUEST:	<p><u>Veteran's Memorial Park</u></p> <p>The Town anticipated implementing our erosion repair plan this fiscal year at Veterans' Memorial Park. We have budgeted approximately \$500,000 to accomplish this work based on the cost estimates provided the Town. The project was put to bid in June, but the lowest bid price was approximately \$850,000. A summary of the bids is attached.</p> <p>Staff needs Council's guidance on how to proceed with this project. Here are three possible options:</p> <ul style="list-style-type: none"> <li>-Carry the current funding forward to the next fiscal year and delay the project.</li> <li>-Take the funding shortfall out of fund balance.</li> <li>-Use debt to do the entire project (or the unfunded portion) and place the budgeted funds back into fund balance.</li> </ul>
ACTION NEEDED:	<p>Recommendation: Given that the project is currently permitted and given that the permitting process was difficult due to the endangered species, the project should not be delayed. Staff recommends not taking the needed funds out of fund balance as we have tapped our fund balance to the point where prudence is advised when considering additional reductions. Staff recommends completing the project in the current budget cycle, but doing so with debt and placing the budgeted funds back into fund balance, so that the draining of the Utility Capital fund can be replenished.</p>

Attachment(s): Yes

FOLLOW-UP ACTION: (To be completed by Town Clerk)
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environmental and civil

exceeding expectations confidently

July 1, 2014

Mr. James Ervin, Town Manager  
Town of Rocky Mount  
345 Donald Ave.  
Rocky Mount, VA 24151

RE: Furnace Creek Box Culvert Extension  
Project 13-089

Dear Mr. Ervin:

Three bids were received for the Furnace Creek Box Culvert Extension on June 26, 2014. A copy of the bid tabulation is attached. The low bid for the project was submitted by Alleghany Construction Co. in the amount of \$843,500. Burleigh Construction Co. submitted a bid in the amount of \$893,700, and Cleco Corporation submitted a bid in the amount of \$1,987,600. Our original estimate for the project with contingency was approximately \$465,000.

We have reviewed the bids submitted by Alleghany Construction Co. and Burleigh Construction Co., and we have discussed them with the respective contractors to determine the reason for the higher than expected bid price. Based on our discussions, we feel that the bid price was higher than expected for several reasons. Material costs for concrete, paving and piping has increased significantly over the last few years since the design of the project began. Alleghany Construction Co. has also had a 25% increase in labor costs in the same period of time. Both contractors also noted the difficulty of the site access and work within the stream channel. The proximity of the overhead power lines makes use of the crane for setting the box culverts very difficult and time consuming. Both contractors also felt that the existing parking area and curbing at the park would be damaged and require replacement. Additionally several areas of landscaping would have to be replaced.

We have considered some options to reduce costs, such as poured in place concrete, but there would not be any significant savings and some additional construction issues may be encountered. The only option that may provide significant savings would be to install only the bank stabilization measures and harden the existing scour hole, but these changes would require a permit modification and additional time for approvals.

We feel that Alleghany Construction Co. has submitted a valid bid for the project. We have reviewed their qualification statement and supporting information. We would recommend that the Town award the contract to Alleghany Construction Co. if suitable funding for the project is available.

Earth Environmental and Civil, Inc.  
235 Clayborne Ave.  
Rocky Mount, VA 24151

Phone: (540) 483-5975  
Toll Free: (888) 663-9719  
Fax: (540) 483-2221

Email: [earth@earthenv.com](mailto:earth@earthenv.com)  
Website: [www.earthenv.com](http://www.earthenv.com)





If you have any questions regarding the bids received or our recommendation, please do not hesitate to contact me.

Sincerely,

Earth Environmental and Civil

Christopher S. Fewster, PE  
Senior Engineer

cc – Gary Crouch – Anderson & Associates, Inc.

ITEM(S) TO BE CONSIDERED UNDER:

- Hearing of Citizens**     **Consent Item**     **Old Business**     **New Business**  
 **Committee Report**     **Other**

FOR COUNCIL MEETING DATED: August 11, 2014

STAFF MAKING REQUEST:	Matthew C. Hankins, Community Development Director
BRIEF SUMMARY OF REQUEST:	<u>Fire Department Roof Repair Emergency</u> The Community Development Director has presented in the attached memorandum the history of the roof leaks that have occurred at the North Main Street Fire Department building, along with a proposal from McNeil Roofing, Inc. outlining scope of work.
ACTION NEEDED:	Approval/denial to accept proposal as submitted by McNeil Roofing, Inc.

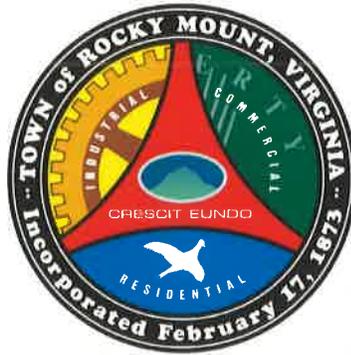
Attachment(s): Yes

FOLLOW-UP ACTION:  
(To be completed by Town Clerk)

TOWN OF ROCKY MOUNT  
345 DONALD AVE.  
ROCKY MOUNT, VIRGINIA 24151

540.483.7660  
FAX : 540.483.8830

E-MAIL: MHANKINS@ROCKYMOUNTVA.ORG  
WWW.ROCKYMOUNTVA.ORG



TOWN COUNCIL  
STEVEN C. ANGLE, *MAYOR*  
GREGORY B. WALKER, *VICE MAYOR*

BOBBY M. CUNDIFF      BOBBY L. MOYER  
P. ANN LOVE              JON W. SNEAD  
BILLIE W. STOCKTON

MATTHEW C. HANKINS  
*Assistant Town Manager*  
*Director, Community Development*

## MEMORANDUM

To: Mayor Angle & Members of Council  
C. James Ervin, Town Manager

From: Matthew C. Hankins, Community Development Director

Date: August 6, 2014

Re: Fire Department Roof Repair Emergency

### Members of Council:

Since soon after the completion of the Town Public Safety Building in 2001, the building has experienced repeated leaks, damaged drywall and ceilings and other issues related to water infiltration. Previous town managers, councils, fire chiefs, police chiefs and several contractors have worked to resolve the problem.

For the most part, the issues related to the Police Department have been resolved. However, the fire department continues to have serious roof leaks and drywall damage. Without urgent action, it is likely that repair bills will continue to mount.

In an effort to determine what action is needed, Chief Robertson used his contacts within the construction business to ask McNeil Roofing, a specialty contractor, to review current roofing conditions, locate the source of the water leaks, identify problems with the roof construction and propose solutions.

The attached list of problems and remedies was developed in support of your current budget development, and totals \$33,800. John Williams with McNeil will be at the meeting Monday to outline the repairs and graphically illustrate the problems with the building's construction and other issues which have developed over time, including splits in the roofing material.

Your staff has reviewed the issues with Mr. Williams, and based on that review, I believe the repairs to be necessary and emergency in nature and the costs to be in line with what we would expect from a bid. Chief Robertson and I ask that the council accept the attached proposal as an emergency bid and authorize the Town Manager to execute the proposal in order to have the repairs begin in September and be complete in time for winter.

Council budgeted this repair in the FY 2015 capital budget.



Industrial & Commercial  
Va. License #2701002141A  
540 774-7091  
504 989-4692

PROPOSAL

PROJECT: Emergency Roof Repairs at Rocky Mount Fire Dept.

July 16, 2014

SUBMITTED TO: attn.: Charles Robertson  
Town of Rocky Mount Emergency Services Building  
1250 North Main Street  
Rocky Mount, Va. 24151

Scope of Work

- Kitchen/ Meeting Room
  1. Remove existing wall coping and dispose of.
  2. Install .045 rubber wall flashings fully adhered over the parapet wall covering the wood blocking.
  3. Fabricate and install new 24 ga. Kynar 500 painted metal coping over the parapet walls.
  4. Reflash 2 scuppers on the roof.
  5. Repair holes and splits in the existing rubber roof .
  6. Remove back left corner of the rubber roof where water is trapped under roof membrane and install new roof cricket and adhered roof membrane (approx.. 12'x12') area.
  7. Reflash vent pipe.
  8. Top off pitch pocket at a/c/ unit.
  9. Install 4 walkway protection mats at a/c/ unit to provide extra protection to roof membrane.
  
- Truck Bay Roof
  1. Remove existing metal wall flashings.
  2. Install rubber wall flashing between roof pan and wall.
  3. Saw cut groove into the masonry for installation of new metal flashings.
  4. Fabricate and install new metal flashings between roof panel and masonry wall lead wedged and caulked.
  5. Remove vent pipe and heater stack flashings and install new flashings.
  6. Flash backside of 3 exhaust fans.
  7. Check all seams in metal roof and flashings and caulk as needed.
  8. Repair approximately 3' of ridge that is damaged by removing and install new cap.
  
- Main High Roof Area
  1. Remove existing gutter on both sides of roof area in order to expose the soffit.
  2. Install flashings at the soffit in order to anchor the soffit properly into the wall.
  3. Reflash all pipes in the metal roof.

4. Reinstall existing gutter.
5. Flash back left corner of roof between panel and wall where a rag has been stuffed into the end of the flashing.
6. Check all seams in metal roof and flashings and caulk as needed.

- ❖ Clean up and haul away all debris caused by this job.
- ❖ 2 year warranty on all repairs.
- ❖ Approximate start date will be September 8, 2014

THE COST FOR THE ABOVE WORK IS \$ 33,800.00

***Payment to be made as follows: NET UPON COMPLETION.***

Invoices are due within 10 Days of their date of submissions. Any collection action taken by McNeil Roofing Inc, the customer will be responsible for all cost of collection including Reasonable attorneys' fee. All material is guaranteed to be as specified. All work to be completed in a workmanlike manner according to standard practices. Any alteration or deviation from the above specifications involving extra cost will be executed only upon written orders, and will become an extra charge over and above the estimate. All agreements contingent upon strikes, accidents or delays beyond our control, owner to carry fire, tornado and other necessary insurance. Our workers are fully covered by Workman's Compensation insurances

AUTHORIZED SIGNATURE : John Williams

This proposal may be withdrawn by us if not accepted within 30 days

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**ACCEPTANCE OF PROPOSAL-** The above prices, specifications and conditions are satisfactory and are hereby accepted. You are authorized to do the work as specified. Payment will be made as outlined above.

Signature \_\_\_\_\_

Signature \_\_\_\_\_

Date of Acceptance: \_\_\_\_\_

ITEM(S) TO BE CONSIDERED UNDER:

- Hearing of Citizens**   
 **Consent Item**   
 **Old Business**   
 **New Business**  
 **Committee Report**   
 **Other**

FOR COUNCIL MEETING DATED:	
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STAFF MAKING REQUEST:	C. James Ervin, Town Manager
BRIEF SUMMARY OF REQUEST:	<p><u>New Duties for Police Personnel</u></p> <p>Recent changes to § 37.2-808 and § 37.2-810 (attached) have increased the amount of time required for law enforcement officers to transport and detain individuals subject to emergency custody orders. Additionally, the State’s Attorney General has opined (attached) that it is the duty of the local law enforcement agency to provide such transportation and detention supervision services. As such, your police department will be transporting periodic detainees in areas outside of Rocky Mount.</p> <p>The Town’s Police Department will monitor these transport and supervision duties and will address them with a staffing plan in next year’s budget. For the remainder of the current fiscal year, these needs will be met with staff available and overtime hours.</p>
ACTION NEEDED:	No action needed.

Attachment(s): Yes

FOLLOW-UP ACTION:  
(To be completed by Town Clerk)



# COMMONWEALTH of VIRGINIA

Office of the Attorney General

Kenneth T. Cuccinelli, II  
Attorney General

October 21, 2011

900 East Main Street  
Richmond, Virginia 23219  
804-786-2071  
FAX 804-786-1991  
Virginia Relay Services  
800-828-1120  
7-1-1

Karen T. Mullins, Esquire  
County Attorney, Wise County  
Post Office Box 570  
Wise, Virginia 24293-0570

Dear Ms. Mullins:

I am responding to your request for an official advisory opinion in accordance with § 2.2-505 of the *Code of Virginia*.

## Issue Presented

You seek clarification regarding which law enforcement agency should be tasked with executing an order of emergency custody under § 37.2-808, or a temporary involuntary detention order under § 37.2-810 of the *Code of Virginia*, as well as orders for the transport of persons subject to emergency custody or temporary involuntary detention. Specifically, you ask who, for purposes of those statutes, serves as "the primary law-enforcement agency" for towns that have established police departments but that are located in a county that relies on the sheriff's office for law enforcement functions.

## Response

It is my opinion that when a magistrate orders a law enforcement agency to execute an order subjecting a person to emergency custody or temporary detention, or providing for the transportation of such persons, the magistrate should specify the police department of the town as the "primary law-enforcement agency of the jurisdiction" when a town is served by its own police department. If the town is not served by its own police department, the sheriff's office of the surrounding county is tasked with executing such orders and with transporting persons subject to such orders.

## Applicable Law and Discussion

Sections 37.2-808 and 37.2-810 govern the procedures for the execution of emergency custody orders and orders of involuntary commitment, and the associated need to transport such persons. Section 37.2-808 provides, in relevant part:

C. The magistrate issuing an emergency custody order shall specify the *primary law-enforcement agency and jurisdiction* to execute the emergency custody order and provide transportation. . . . When transportation is ordered to be provided by an alternative transportation provider, the magistrate shall order the *specified primary law-enforcement agency* to execute the order, to take the person into custody, and to transfer custody of the person to the alternative transportation provider identified in the order. . . .

D. In specifying the *primary law-enforcement agency and jurisdiction* for purposes of this section, the magistrate shall order the *primary law-enforcement agency* from the jurisdiction served by the community services board that designated the person to perform the evaluation required in subsection B to execute the order and, in cases in which transportation is ordered to be provided by the *primary law-enforcement agency* [as opposed to an alternative transportation provider], provide transportation. If the community services board serves more than one jurisdiction, the magistrate shall designate the *primary law-enforcement agency* from the particular jurisdiction within the community services board's service area where the person who is the subject of the emergency custody order was taken into custody or, if the person has not yet been taken into custody, the *primary law-enforcement agency* from the jurisdiction where the person is presently located to execute the order and provide transportation. (Emphasis added.)

The provision addressing the transportation of persons subject to temporary detention similarly requires the magistrate to "specify the law enforcement agency to execute the order and provide transportation," and provides that in "specifying the primary law-enforcement agency and jurisdiction ... the magistrate shall specify . . . the law-enforcement agency of the jurisdiction in which the person resides to execute the order and, in cases in which transportation is ordered to be provided by the primary law-enforcement agency, provide transportation."<sup>2</sup>

Your inquiry concerns two issues: 1) whether the sheriff's office or the police department serves as the primary law enforcement agency of a jurisdiction, and 2) whether the term "jurisdiction" as used in §§ 37.2-808 and 37.2-810 refers to counties only or also includes political subdivisions located within the boundaries of county.

With respect to the first aspect of your question, Virginia law affords localities options with respect to law enforcement. Generally, every county and city is required to elect a sheriff.<sup>3</sup> The duties of a sheriff include the duty to enforce the law, to assist in the judicial process, and to oversee the custody and maintenance of all prisoners confined in the jail.<sup>4</sup> In addition, § 15.2-1701 authorizes any locality, which includes towns,<sup>5</sup> to "provide for the organization of its authorized police forces." If a locality opts to have a police department, the chief of police serves as the chief law-enforcement officer of that locality and the police force is given the primary law-enforcement responsibility for that jurisdiction.<sup>6</sup>

A 2004 opinion of this Office has addressed this issue in the context of emergency custody and temporary detention orders.<sup>7</sup> It concluded that "the General Assembly intends the city and county police

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<sup>1</sup> VA. CODE ANN. § 37.2-810(B) (2010).

<sup>2</sup> Section 37.2-810(A). Note, however, that if the nearest boundary of the jurisdiction in which the person resides is more than 50 miles from the nearest boundary of the jurisdiction in which the person is located, the law-enforcement agency of the jurisdiction in which the person is located must execute the order and provide transportation.

<sup>3</sup> VA. CODE ANN. § 15.2-1609 (2008).

<sup>4</sup> *Id.*

<sup>5</sup> "Locality" "shall be construed to mean a county, city, or town . . ." Section 15.2-102 (2008).

<sup>6</sup> Section 15.2-1701 (2008).

<sup>7</sup> 2004 Op. Va. Att'y Gen. 155. See also 1996 Op. Va. Att'y Gen. 161, 162-63 (providing explanation of the respective responsibilities of sheriffs' offices and police departments in fulfilling the requirements of the predecessor statutes to current §§ 37.2-808 and 37.2-810 and noting that any law-enforcement officer requested by a court to execute either order should do so without delay).

departments and, and sheriff's offices in counties without police departments, that perform the primary law-enforcement functions to execute emergency custody orders and provide transportation for emergency medical evaluation or treatment."<sup>8</sup> The opinion, however, further concluded that the magistrate, in issuing temporary detention and transportation orders, could specify either the police department or the sheriff's office to execute them.<sup>9</sup> This second conclusion was based on the fact that, while the statute providing for emergency custody orders required specification of the *primary* law-enforcement agency, the statute governing temporary detention orders did not include the modifier "primary" thereby giving the magistrate discretion. The temporary detention statute subsequently was amended in 2009, with "primary" inserted in relevant portions, and now reads more like the emergency custody and transportation statute.<sup>10</sup> I therefore now conclude that in jurisdictions served by police departments, the police department rather than the sheriff is to execute both emergency custody and temporary detention orders and to provide transportation pursuant to such orders.

Turning to what constitutes the appropriate "jurisdiction" under the statutes, I note that the 2004 opinion also addressed this issue, stating "when a particular word in a statute is not defined therein, and the word should be accorded its ordinary meaning" and "in the absence of a statutory definition, the plain and ordinary meaning of the term in controlling."<sup>11</sup> "Jurisdiction" remains undefined in the current statutes. As the prior opinion found, "jurisdiction" generally means a "geographic area within which political or judicial authority may be exercised."<sup>12</sup> As such, "jurisdiction" encompasses any locality or political subdivision, so that if a town has organized its own police department, that department, rather than the surrounding county's sheriff's office or police department is the primary law-enforcement agency. If the town does not have its own police department, then the responsibility for the orders and accompanying transportation falls to the county police department if there is one, and to the sheriff's office if there not.

This conclusion is supported by the language of § 37.2-810(C), which provides that a law enforcement officer "may lawfully go or be sent beyond the territorial limits of county, city or *town* in which he serves . . . for the purpose of executing any temporary detention order pursuant to [§ 37.2-810,]" and by § 15.2-1724, which similarly provides that "[w]henver the necessity arises . . . during execution of the provisions . . . relating to orders for temporary detention or emergency custody . . . the police officers and other officers, agents and employees of *any* locality . . . may . . . lawfully go or be sent beyond the territorial limits of such locality." (Emphasis added). These provisions demonstrate that the Code clearly contemplates that the police departments of towns may be specified by a magistrate to execute emergency custody and temporary detention orders and to provide transportation for those subject to them.

In sum, I conclude that, as with counties and cities,<sup>13</sup> the General Assembly intends the "primary law-enforcement agency" of a town to mean the town's police department in towns that have established

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<sup>8</sup> 2004 Op. Va. Att'y Gen. at 158.

<sup>9</sup> *Id.*

<sup>10</sup> 2009 Va. Acts ch. 112; 2009 Va. Acts ch. 697. I note that § 37.2-810 does not use the adjective "primary" to modify every use of the term "law-enforcement agency," but the fact that § 37.2-810(A) now reads "In specifying the *primary* law-enforcement agency and jurisdiction for purposes of *this section*, the magistrate shall specify...." is significant and, in my view, dispositive. VA. CODE ANN. § 37.2-810(A) (emphasis added).

<sup>11</sup> 2004 Op. Va. Att'y Gen. at 158.

<sup>12</sup> *Id.*

<sup>13</sup> *Id.* at 157-58.

Karen T. Mullins, Esq.  
October 21, 2011  
Page 4

such departments, and the sheriff's office of the surrounding county only when no police department serves the town or county.

#### Conclusion

Accordingly, it is my opinion that when a magistrate orders a law enforcement agency to execute an order subjecting a person to emergency custody or temporary detention, or providing for the transportation of such persons, the magistrate should specify the police department of the town as the "primary law-enforcement agency of the jurisdiction" when a town is served by its own police department. If the town is not served by its own police department, the sheriff's office of the surrounding county is tasked with executing such orders and with transporting persons subject to such orders.

With kindest regards, I am

Very truly yours,

A handwritten signature in black ink, appearing to read "Ken C II". The signature is written in a cursive style with a horizontal line under the "II".

Kenneth T. Cuccinelli, II  
Attorney General

§ 37.2-810. Transportation of person in the temporary detention process.

A. In specifying the primary law-enforcement agency and jurisdiction for purposes of this section, the magistrate shall specify in the temporary detention order the law-enforcement agency of the jurisdiction in which the person resides, or any other willing law-enforcement agency that has agreed to provide transportation, to execute the order and, in cases in which transportation is ordered to be provided by the primary law-enforcement agency, provide transportation. However, if the nearest boundary of the jurisdiction in which the person resides is more than 50 miles from the nearest boundary of the jurisdiction in which the person is located, the law-enforcement agency of the jurisdiction in which the person is located shall execute the order and provide transportation.

B. The magistrate issuing the temporary detention order shall specify the law-enforcement agency to execute the order and provide transportation. However, in cases in which the temporary detention order is based upon a finding that the person who is the subject of the order has a mental illness and that there exists a substantial likelihood that, as a result of mental illness, the person will, in the near future, suffer serious harm due to his lack of capacity to protect himself from harm or to provide for his basic human needs but there is no substantial likelihood that the person will cause serious physical harm to himself or others as evidenced by recent behavior causing, attempting, or threatening harm and other relevant information, the magistrate shall consider any request to authorize transportation by an alternative transportation provider in accordance with this section, whenever an alternative transportation provider is identified to the magistrate, which may be a person, facility, or agency, including a family member or friend of the person who is the subject of the temporary detention order, a representative of the community services board, or other transportation provider with personnel trained to provide transportation in a safe manner upon determining, following consideration of information provided by the petitioner; the community services board or its designee; the local law-enforcement agency, if any; the person's treating physician, if any; or other persons who are available and have knowledge of the person, and, when the magistrate deems appropriate, the proposed alternative transportation provider, either in person or via two-way electronic video and audio or telephone communication system, that the proposed alternative transportation provider is available to provide transportation, willing to provide transportation, and able to provide transportation in a safe manner. When transportation is ordered to be provided by an alternative transportation provider, the magistrate shall order the specified law-enforcement agency to execute the order, to take the person into custody, and to transfer custody of the person to the alternative transportation provider identified in the order. In such cases, a copy of the temporary detention order shall accompany the person being transported pursuant to this section at all times and shall be delivered by the alternative transportation provider to the temporary detention facility. The temporary detention facility shall return a copy of the temporary detention order to the court designated by the magistrate as soon as is practicable. Delivery of an order to a law-enforcement officer or alternative transportation provider and return of an order to the court may be accomplished electronically or by facsimile.

The order may include transportation of the person to such other medical facility as may be necessary to obtain further medical evaluation or treatment prior to placement as required by a physician at the admitting temporary detention facility. Nothing herein shall preclude a law-

enforcement officer or alternative transportation provider from obtaining emergency medical treatment or further medical evaluation at any time for a person in his custody as provided in this section. Such medical evaluation or treatment shall be conducted immediately in accordance with state and federal law.

C. In cases in which an alternative facility of temporary detention is identified and the law-enforcement agency or alternative transportation provider identified to provide transportation in accordance with subsection B continues to have custody of the person, the local law-enforcement agency or alternative transportation provider shall transport the person to the alternative facility of temporary detention identified by the employee or designee of the community services board. In cases in which an alternative facility of temporary detention is identified and custody of the individual has been transferred from the law-enforcement agency or alternative transportation provider that provided transportation in accordance with subsection B to the initial facility of temporary detention, the employee or designee of the community services board shall request, and a magistrate may enter an order specifying, an alternative transportation provider or, if no alternative transportation provider is available, willing, and able to provide transportation in a safe manner, the local law-enforcement agency for the jurisdiction in which the person resides or, if the nearest boundary of the jurisdiction in which the person resides is more than 50 miles from the nearest boundary of the jurisdiction in which the person is located, the law-enforcement agency of the jurisdiction in which the person is located, to provide transportation.

D. A law-enforcement officer may lawfully go to or be sent beyond the territorial limits of the county, city, or town in which he serves to any point in the Commonwealth for the purpose of executing any temporary detention order pursuant to this section. Law-enforcement agencies may enter into agreements to facilitate the execution of temporary detention orders and provide transportation.



Light Circle is the 50 mile radius around Rocky Mount

Blue Section is the 50 driving mile radius from Rocky Mount

§ 37.2-808. Emergency custody; issuance and execution of order.

A. Any magistrate shall issue, upon the sworn petition of any responsible person, treating physician, or upon his own motion, an emergency custody order when he has probable cause to believe that any person (i) has a mental illness and that there exists a substantial likelihood that, as a result of mental illness, the person will, in the near future, (a) cause serious physical harm to himself or others as evidenced by recent behavior causing, attempting, or threatening harm and other relevant information, if any, or (b) suffer serious harm due to his lack of capacity to protect himself from harm or to provide for his basic human needs, (ii) is in need of hospitalization or treatment, and (iii) is unwilling to volunteer or incapable of volunteering for hospitalization or treatment. Any emergency custody order entered pursuant to this section shall provide for the disclosure of medical records pursuant to § 37.2-804.2. This subsection shall not preclude any other disclosures as required or permitted by law.

When considering whether there is probable cause to issue an emergency custody order, the magistrate may, in addition to the petition, consider (1) the recommendations of any treating or examining physician or psychologist licensed in Virginia, if available, (2) any past actions of the person, (3) any past mental health treatment of the person, (4) any relevant hearsay evidence, (5) any medical records available, (6) any affidavits submitted, if the witness is unavailable and it so states in the affidavit, and (7) any other information available that the magistrate considers relevant to the determination of whether probable cause exists to issue an emergency custody order.

B. Any person for whom an emergency custody order is issued shall be taken into custody and transported to a convenient location to be evaluated to determine whether the person meets the criteria for temporary detention pursuant to § 37.2-809 and to assess the need for hospitalization or treatment. The evaluation shall be made by a person designated by the community services board who is skilled in the diagnosis and treatment of mental illness and who has completed a certification program approved by the Department.

C. The magistrate issuing an emergency custody order shall specify the primary law-enforcement agency and jurisdiction to execute the emergency custody order and provide transportation. However, in cases in which the emergency custody order is based upon a finding that the person who is the subject of the order has a mental illness and that there exists a substantial likelihood that, as a result of mental illness, the person will, in the near future, suffer serious harm due to his lack of capacity to protect himself from harm or to provide for his basic human needs but there is no substantial likelihood that the person will cause serious physical harm to himself or others as evidenced by recent behavior causing, attempting, or threatening harm and other relevant information, the magistrate shall consider any request to authorize transportation by an alternative transportation provider in accordance with this section, whenever an alternative transportation provider is identified to the magistrate, which may be a person, facility, or agency, including a family member or friend of the person who is the subject of the order, a representative of the community services board, or other transportation provider with personnel trained to provide transportation in a safe manner, upon determining, following consideration of information provided by the petitioner; the community services board or its designee; the local law-enforcement agency, if any; the person's treating physician, if any; or other persons who are

available and have knowledge of the person, and, when the magistrate deems appropriate, the proposed alternative transportation provider, either in person or via two-way electronic video and audio or telephone communication system, that the proposed alternative transportation provider is available to provide transportation, willing to provide transportation, and able to provide transportation in a safe manner. When transportation is ordered to be provided by an alternative transportation provider, the magistrate shall order the specified primary law-enforcement agency to execute the order, to take the person into custody, and to transfer custody of the person to the alternative transportation provider identified in the order. In such cases, a copy of the emergency custody order shall accompany the person being transported pursuant to this section at all times and shall be delivered by the alternative transportation provider to the community services board or its designee responsible for conducting the evaluation. The community services board or its designee conducting the evaluation shall return a copy of the emergency custody order to the court designated by the magistrate as soon as is practicable. Delivery of an order to a law-enforcement officer or alternative transportation provider and return of an order to the court may be accomplished electronically or by facsimile.

Transportation under this section shall include transportation to a medical facility as may be necessary to obtain emergency medical evaluation or treatment that shall be conducted immediately in accordance with state and federal law. Transportation under this section shall include transportation to a medical facility for a medical evaluation if a physician at the hospital in which the person subject to the emergency custody order may be detained requires a medical evaluation prior to admission.

D. In specifying the primary law-enforcement agency and jurisdiction for purposes of this section, the magistrate shall order the primary law-enforcement agency from the jurisdiction served by the community services board that designated the person to perform the evaluation required in subsection B to execute the order and, in cases in which transportation is ordered to be provided by the primary law-enforcement agency, provide transportation. If the community services board serves more than one jurisdiction, the magistrate shall designate the primary law-enforcement agency from the particular jurisdiction within the community services board's service area where the person who is the subject of the emergency custody order was taken into custody or, if the person has not yet been taken into custody, the primary law-enforcement agency from the jurisdiction where the person is presently located to execute the order and provide transportation.

E. The law-enforcement agency or alternative transportation provider providing transportation pursuant to this section may transfer custody of the person to the facility or location to which the person is transported for the evaluation required in subsection B, G, or H if the facility or location (i) is licensed to provide the level of security necessary to protect both the person and others from harm, (ii) is actually capable of providing the level of security necessary to protect the person and others from harm, and (iii) in cases in which transportation is provided by a law-enforcement agency, has entered into an agreement or memorandum of understanding with the law-enforcement agency setting forth the terms and conditions under which it will accept a transfer of custody, provided, however, that the facility or location may not require the law-enforcement agency to pay any fees or costs for the transfer of custody.

F. A law-enforcement officer may lawfully go or be sent beyond the territorial limits of the county, city, or town in which he serves to any point in the Commonwealth for the purpose of executing an emergency custody order pursuant to this section.

G. A law-enforcement officer who, based upon his observation or the reliable reports of others, has probable cause to believe that a person meets the criteria for emergency custody as stated in this section may take that person into custody and transport that person to an appropriate location to assess the need for hospitalization or treatment without prior authorization. A law-enforcement officer who takes a person into custody pursuant to this subsection or subsection H may lawfully go or be sent beyond the territorial limits of the county, city, or town in which he serves to any point in the Commonwealth for the purpose of obtaining the assessment. Such evaluation shall be conducted immediately. The period of custody shall not exceed [REDACTED] from the time the law-enforcement officer takes the person into custody.

H. A law-enforcement officer who is transporting a person who has voluntarily consented to be transported to a facility for the purpose of assessment or evaluation and who is beyond the territorial limits of the county, city, or town in which he serves may take such person into custody and transport him to an appropriate location to assess the need for hospitalization or treatment without prior authorization when the law-enforcement officer determines (i) that the person has revoked consent to be transported to a facility for the purpose of assessment or evaluation, and (ii) based upon his observations, that probable cause exists to believe that the person meets the criteria for emergency custody as stated in this section. The period of custody shall not exceed [REDACTED] from the time the law-enforcement officer takes the person into custody.

I. Nothing herein shall preclude a law-enforcement officer or alternative transportation provider from obtaining emergency medical treatment or further medical evaluation at any time for a person in his custody as provided in this section.

J. A representative of the primary law-enforcement agency specified to execute an emergency custody order or a representative of the law-enforcement agency employing a law-enforcement officer who takes a person into custody pursuant to subsection G or H shall notify the community services board responsible for conducting the evaluation required in subsection B, G, or H as soon as practicable after execution of the emergency custody order or after the person has been taken into custody pursuant to subsection G or H.

K. The person shall remain in custody until a temporary detention order is issued, until the person is released, or until the emergency custody order expires. An emergency custody order shall be valid for a period not to exceed eight hours from the time of execution.

L. Any person taken into emergency custody pursuant to this section shall be given a written summary of the emergency custody procedures and the statutory protections associated with those procedures.

ITEM(S) TO BE CONSIDERED UNDER:

- Hearing of Citizens**     **Consent Item**     **Old Business**     **New Business**  
 **Committee Report**     **Other**

FOR COUNCIL MEETING DATED:	August 6, 2014
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STAFF MAKING REQUEST:	C. James Ervin, Town Manager Patrick N Rust, Town Planner
BRIEF SUMMARY OF REQUEST:	Attached is a draft resolution in lieu of bond for Virginia Department of Transportation (VDOT) revenue sharing project (State Route 40 East sidewalk project that is required by VDOT).
ACTION NEEDED:	Approval/denial of draft resolution in lieu of bond.

Attachment(s): Yes

FOLLOW-UP ACTION: (To be completed by Town Clerk)
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**TOWN OF ROCKY MOUNT  
RESOLUTION  
RESOLUTION IN LIEU OF BOND FOR VDOT REVENUE SHARING PROJECT  
40 EAST SIDEWALK PROJECT**

**WHEREAS**, it becomes necessary from time to time for the Town of Rocky Mount of Franklin County to obtain land use permits from the Virginia Department of Transportation to install, construct, maintain and operate certain public works and public utilities projects along, across over and upon highway systems of the Commonwealth of Virginia; and,

**WHEREAS**, expense, damage or injury may be sustained by the Commonwealth of Virginia growing out of granting to the Town of Rocky Mount by the Virginia Department of Transportation of said permits for the work aforesaid;

**NOW, THEREFORE, BE IT RESOLVED** by the Rocky Mount Town Council on this 11th day of August, 2014:

**Section 1:** That in accordance with the provisions of Section 24VAC30-151-720 of the Land Use Permit Regulations of the Virginia Department of Transportation, the Town of Rocky Mount does hereby grant assurances to the Virginia Department of Transportation (VDOT) that it shall in all respects comply with all of the conditions of the permit or permits that have been, or will be, granted to the Town of Rocky Mount and that said jurisdiction does hereby certify that it will carry liability insurance for personal injury and property damage that may arise from the work performed under permit and/or from the operation of the permitted activity as follows: up to one-million dollars (\$1,000,000) each occurrence to protect the Commonwealth Transportation Board members and the Virginia Department of Transportation's agents or employees; seventy-five thousand dollars (\$75,000) each occurrence to protect the Commonwealth Transportation Board, the Virginia Department of transportation or the Commonwealth of Virginia in the event of suit.

**Section 2:** That the County Administrator, City or Town Mayor, or their designee, be, and hereby is authorized to execute on behalf the Town of Rocky Mount all land use permits and related documents of the Virginia Department of Transportation.

**Section 3:** That this resolution shall be a continuing resolution and shall not be revoked unless and until sixty (60) days written notice of any proposed revocation be submitted to the Virginia Department of Transportation.

**Section 4:** That the Town of Rocky Mount shall, if requested by the Virginia Department of Transportation, provide a letter that commits to using the surety provided by its contractor or to have the contractor execute a dual obligation rider that adds the Virginia Department of Transportation as an additional obligee to the surety bond provided to the locality, with either of these options guaranteeing the work performed within state maintained right-of-way under the terms of the land use permit for that purpose.

**BE IT STILL FURTHER RESOLVED** that the County Administrator, City or Town Mayor, or their designee, be, and hereby is authorized and directed to procure insurance required by Section 1 herein.

GIVEN UNDER MY HAND, THIS 11<sup>TH</sup> DAY OF AUGUST 2014:

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Steven C. Angle, Mayor

ATTESTED:

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Patricia H. Keatts, Town Clerk

ITEM(S) TO BE CONSIDERED UNDER:

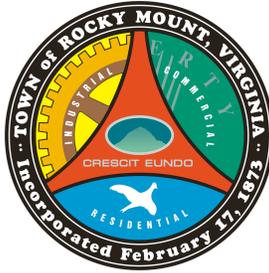
- Hearing of Citizens**     **Consent Item**     **Old Business**     **New Business**  
 **Committee Report**     **Other**

FOR COUNCIL MEETING DATED:	August 11, 2014
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STAFF MAKING REQUEST:	C. James Ervin, Town Manager Linda Woody, Finance Director
BRIEF SUMMARY OF REQUEST:	Attached is a draft resolution to extend Virginia Department of Transportation's (VDOT) bond moratorium, with a letter of credit from the Town of Rocky Mount for Economic Development Access Program projects to establish qualifying investment from August 2, 2014 to August 2, 2016.
ACTION NEEDED:	Denial/approval of letter of credit extension from August 2, 2014 to August 2, 2016.

Attachment(s): Yes.

FOLLOW-UP ACTION: (To be completed by Town Clerk)
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**TOWN OF ROCKY MOUNT  
RESOLUTION  
FOR LETTER OF CREDIT WITH VDOT AS BENEFICIARY  
FOR THE FISCAL YEAR ENDING JUNE 30, 2015**

**WHEREAS**, the Virginia Department of Transportation (VDOT) awarded the Town Economic Development Access Program funds for project 9999-157-720, N501 of \$334,000 for the construction of a new roadway into the joint County / Town industrial park; and

**WHEREAS**, under the local-state agreement dated December 11, 2008, requiring that an eligible industry be constructed or under firm contract no later than June 19, 2013 in order for the grant of \$334,000 to not be repaid by Town funds to VDOT; and

**WHEREAS**, no eligible contract has been initiated by the expiration date, VDOT has extended a new deadline until August 2, 2016 for the location of an eligible industry along the Weaver Street extension which requires a new letter of credit naming VDOT as the beneficiary should the grant have to be repaid.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Council of Rocky Mount does hereby authorize Carter Bank and Trust to issue a new letter of credit in the amount of \$334,000 with VDOT as the beneficiary to expire no later than August 2, 2016.

GIVEN UNDER MY HAND, THIS 11<sup>TH</sup> DAY OF AUGUST 2014:

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Steven C. Angle, Mayor

ATTESTED:

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Patricia H. Keatts, Town Clerk

ITEM(S) TO BE CONSIDERED UNDER:

- Hearing of Citizens**   
 **Consent Item**   
 **Old Business**   
 **New Business**  
 **Committee Report**   
 **Other**

FOR COUNCIL MEETING DATED:	
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STAFF MAKING REQUEST:	C. James Ervin, Town Manager
BRIEF SUMMARY OF REQUEST:	<p>The Public Utilities Committee met on July 23, 2014 to continue consideration of the potential well sources on the Town's property located at 345 Donald Avenue.</p> <p>The Committee instructed Town of Rocky Mount staff to contract with the initial well driller for a flow rate analysis and while that analysis was being performed, for staff to sample and thoroughly test the water. Once the results of these tests are known, the Committee agreed to meet again and determine if a contract should be signed with one of our engineering partners for further study.</p>
ACTION NEEDED:	Approval/denial to accept Committee's recommendation as stated.

Attachment(s): No

<p>FOLLOW-UP ACTION: (To be completed by Town Clerk)</p>
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