

**ROCKY MOUNT TOWN COUNCIL  
REGULAR COUNCIL MEETING  
MARCH 12, 2012**

The March 12, 2012 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, Jerry W. Greer, Sr., P. Ann Love, Robert L.  
Moyer, and Robert W. Strickler

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, 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 under *Closed Meeting*:

- Section 2.2-3711(A).29 – Discussion of the award of a public contract involving the expenditure of public funds, including interviews of bidders or offerors, and discussion of the terms of scope of such contract, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body (specifically: contract negotiations).

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

- Motion was made by Council Member Greer to approve the amended agenda as presented, seconded by Vice Mayor Walker and carried unanimously by those present.

## **SPECIAL ITEMS**

The Mayor commented to the public that this meeting was the first time Council would be using the iPads to review Council agenda items.

## **PUBLIC HEARING**

Let the record show the Mayor recessed the meeting to hold the following public hearing:

### **A. Special Use Request of Mary Thelma Wray**

A special use request was submitted by Mary Thelma Wray for a mural sign to be erected on the north side of the Artisan Center building located at 224 Franklin Street and known as Franklin County Tax Map and Parcel Number 2070037200. The proposed mural will depict the theme of "people, places and things that make this area special" and will be painted by the artisans from the Center. Pursuant to Article 28-15(E) of the *Zoning & Development Ordinance*, a special use permit is required for all new signs of this type.

Matthew C. Hankins, Assistant Town Manager and Community Development Director, came before Council, stating the following:

- Mary Wray is working with local artists who will design various artistic scenes showing the "People, Places and Things" which make Rocky Mount and Franklin County special. The mural will be composed of 16 each 4'x8' composite panels, which will then be affixed to the wall.
- The Planning Commission held its site visit and public hearing on March 6, 2012 and Mrs. Wray was the only one that showed up and the only one that spoke before the Planning Commission. She indicated that the Artisan Center will maintain the mural going forward, that the panels will be attached by a professional sign company, and that framing, if necessary, may be added to enhance the visual appeal of the mural.

Patrick Rust, Town Planner, presented to Council the Planning Commission recommendation, which was to approve Mrs. Wray's special use request on the condition that: (1) Mrs. Wray work with the Community Development Director to insure that the mural does not have advertising or offensive content; and (2) that the maximum size of the mural shall be 512 square feet.

There was discussion amongst the Community Development Director and Council regarding future maintenance of the sign, with the Community Development Director informing Council that Mrs. Wray and her husband stated that they will make sure the sign is maintained and that they will use good quality paint and material for the sign. He further pointed out to Council that in the Town's sign ordinance, he can ask that the sign be removed if it ever becomes dilapidated.

The Mayor opened the floor for public comments. Let the record show that no one from the public came to speak before Council.

There being no further comments, the Mayor reconvened the meeting back into regular session.

There being no further discussion regarding this portion of the public hearing, the Mayor entertained a motion.

- Motion was made by Council Member Greer to approve the special use request of Mary Thelma Wray, along with conditions as recommended by the Planning Commission, with motion on the floor being seconded by Council Member Strickler. There being no discussion, let the record show that the motion on the floor passed unanimously by those present.

### **APPROVAL OF MINUTES**

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

- February 13, 2012 Regular Rocky Mount Town Council Meeting
- March 5, 2012 Special Work Session Rocky Mount Town Council Meeting

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

- Motion was made by Vice Mayor Walker to approve the draft Council meeting 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
  - Review and consideration of authorizing funding for the ultraviolet upgrades at the Waste Water Treatment Plant and execution of Memorandum of Understanding.
- Departmental Monthly Report
- Bill List

There being no comments, the Mayor entertained a motion.

- Motion was made by Council Member Moyer to approve the draft *Consent Agenda*, 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.

### **HEARING OF CITIZENS**

Let the record show that no one had contacted the Town Clerk prior to the meeting wanting to come before Council to speak.

The Mayor opened the floor at this time for anyone wishing to come before Council to speak. Let the record show that no one came forward.

### **OLD BUSINESS**

#### **A. VML/VACo Bond Resolution for Waste Water Treatment Plant Ultraviolet Project**

The Town Manager informed Council that during the February 13, 2012 regular Rocky Mount Town Council meeting, Council approved accepting proposals for financing options for replacement of ultraviolet equipment at the Waste Water Treatment Plant. Due to this, Council had before them for review and consideration of approval a draft "Authorization for the Purchase of Replacement of Ultra Violet Disinfection Equipment for the Waste Water Treatment Plant and the Execution of a Tax-Exempt Lease/Purchase Agreement for Said Equipment".

The Town Manager confirmed to Council Member Cundiff and Council that the Town has the right to pay off the loan at any time without a penalty and that the draft resolution only authorizes him to execute the necessary documents.

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

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

### **NEW BUSINESS**

#### **A. Consideration of Eliminating Town of Rocky Mount Vehicle Decals**

As a point of interest, the Franklin County Board of Supervisors during their regular

Board meeting had voted to eliminate the vehicle decal effective with the 2014 decal. Franklin County residents must purchase a decal this year and in 2013, but after that, a license fee will be added to their personal property tax bill, starting December 5, 2013.

The Town Manager informed Council that the elimination of Town decals has been discussed in the past, and that Franklin County had cited their reasons for doing so as being cost savings from printing of decals, forms and postage to mail notices, and saved man-hours. The Town Manager stated that his recommendation to Council would be to follow suit with Franklin County, even though the Town's Finance Director has said it may cost a little more to do so. He further stated that the Finance Director has done a great deal of research regarding the Division of Motor Vehicle (DMV) stop that the Town could use to help collect the fees, if the Town so chooses to eliminate the printing of decals.

There was discussion amongst the Town Manager, Finance Director and Council on the best route to take regarding collection of fees if the Town so chooses to eliminate the decals, the costs involved to do so, and using the DMV stop method. Also discussed briefly that if the Town chooses to eliminate the decal, the Town would have to change its Town Code ordinance to coincide with how the Town would collect such fees.

The Town Manager pointed out that if Council wishes to eliminate the Town decal, the following need to be resolved prior to drafting the required changes to the Town Code:

- When would such an elimination take effect?
- Will the fee be placed on the personal property tax bill as in the case of Franklin County?

Let the record show that at this time, it was the consensus of Council for the Town Manager, Finance Director and Town Attorney to get background work done regarding having to change the Town Code ordinance, then bring this matter back before Council.

B. Grant Application Regarding Erosion at Old Furnace Creek

Prior to the meeting, Council had received a grant application that addressed the erosion at Old Furnace Creek, along with a draft resolution regarding the grant.

The Town Manager informed Council of the following:

- Anderson & Associates is assisting the Town of Rocky Mount with the design of a solution to the erosion at Old Furnace Creek. This design will be conducted with Virginia Department of Transportation (VDOT) and implemented when the bridge is replaced. He has also asked Anderson & Associates to make application on behalf of the Town for a grant from the Department of Conservation and Recreation (DCR) to fund the repair.

- DCR, in partnership with the National Park Service, has approximately \$1 million to award through the Land and Water Conservation Fund. The deadline for preliminary applications is March 19, 2012. A draft application was given to Council prior to the meeting for review, with Anderson & Associates having a final ready to submit prior to the deadline date.
- The project is estimated to cost \$300,000. The Town is seeking a grant for \$150,000 to assist with the project. A draft "Resolution by the Rocky Mount Town Council for Land & Water Conservation Fund Authorizing Application for Federal Funding Assistance from the Land and Water Conservation & Recreation As Provided by the Land and Water Conservation Fund Act of 1965 (as amended)" is before Council for their review and consideration of approval also.

Chris Fewster, representing Anderson & Associates, came before Council, briefing them on the project. He confirmed to the Mayor that the project could not be fully funded with this grant. Mr. Fewster also commented that a big plus for this application was that it would be tying into the Town's trail and erosion and sediment control. He also pointed out that the land that benefits from the program has to stay in the program, which is only the land below the bank level where the erosion is occurring, and it excluded the Veterans' Memorial Park and parking area, along with the walkway to Lynch Landing.

The Town Manager confirmed to Council that by the Town applying for these funds, it will help offset costs to the Town's tax payers.

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

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

C. Request of Beautification and Urban Design Commission (BUD) for Reappointment Consideration

On behalf of BUD Commission Chairman Lorinda Lionberger, the Town Manager presented their request for Council to consider the reappointment of Commission Member Jerry Trotter to a three-year term as a voting member, with Mr. Trotter agreeing to serve, if reappointed.

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

- Motion was made by Council Member Love to approve the BUD request as presented for the reappointment of Commission Member Jerry Trotter to a three-year term as a voting member, with motion on the floor being seconded by Council Member Greer. There being no discussion, let the record show that the motion on the floor passed unanimously by those present.

D. Request of Franklin County Humane Society

Let the record show that prior to the meeting, the request was withdrawn.

E. STEP, Inc. Presentation

Mr. Jon Morris, Executive Director of STEP, Inc., came before Council, briefing them on their Economic Impact and giving Council an update on their agency:

- How many employees they have.
- Have 23 programs now being offered, with one being a tax program that people have benefited from.
- Explained their business-to-business impact, with them trying to keep as much local in Franklin County and the Town as much as possible.

In conclusion, Mr. Morris invited Council to come and take a tour of STEP, Inc.

Council Member Greer thanked Mr. Morris for STEP, Inc. helping to build a house on Woodlawn Avenue, stating that every time he looks at it, he is grateful for STEP's assistance.

The Mayor thanked Mr. Morris for coming.

F. Security Measures at Town of Rocky Mount Facilities

The Town Manager informed Council that recently, items have been stolen from the Public Works Department, with entry possibly coming from the open access to the department storage areas from the rear of the property, with this area never being fenced when the new building was constructed. It is estimated that the cost will be \$18,000 to fence in this area. Also, the Chief of Police has requested that when a contractor is selected to install the fence at the Public Works property, that the same contractor be used to repair the impound lot fence, with this price being unknown at this time, but it would likely be under \$3,000. Additionally, due to an alleged brandishing of a firearm at the Town's Farmers' Market last summer, and the area being frequently used by skate boarders that are damaging the tables, it is recommended by staff that a security camera system be installed at this facility, which will provide additional assistance to the Town's Police Department in providing for the safety and security of this Town facility. The cost for the security camera system is estimated at \$5,000. The Town currently has \$27,000 in its General Fund contingency, and given that the Town is approaching the end of its current budget year and is in the process of developing a budget for next year, staff is proposing that these funds be used now to address these security and safety issues rather than including them as budget items for Fiscal Year 2013.

The Public Works Director confirmed to Council that he was not sure what was stolen out of the Public Works Building other than old meters, metal, fittings, etc.

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

- Motion was made by Council Member Greer to approve the request to use the funds from General Fund contingency to pay for the security measures as requested, with motion on the floor being seconded by Council Member Love. There being no discussion, let the record show that the motion on the floor passed unanimously by those present.

## **COMMITTEE REPORTS**

### **A. Public Utilities Committee**

The Public Utilities Committee met on February 28, 2012 to review and consider two items, being: (1) review and geographical analysis of the Town of Rocky Mount's water distribution system; and (2) consideration of hiring a consulting firm for a leak detection survey.

The Town Manager informed Council of the following:

- The results of a comprehensive meter audit was reported to the Committee. Every parcel contiguous to the Town's water distribution system was identified and all meters were located using GPS technology. Parcels on the Town's system, with structures, were identified for investigation. In-town, there were 12 parcels with structures and no identifiable water meter. These parcels were field verified to determine if the meter was located outside of the parcel or if they were on a well. All 12 parcels were accounted for. There are many parcels that were identified in the County of Franklin that had structures, were adjacent to the Town's water system, but did not have a meter. These parcels are assumed to be operating on wells, but a list is being provided to the Public Works Department, which will inspect each parcel in the coming months. At present, all parcels in the Town have been accounted for from a water billing perspective.

- A proposal was reviewed to hire a firm to perform leak detection services in the Town. Prior to the Council meeting, Council members had received a sample report that the firm had prepared when performing a leak detection survey. Based on a review of their methods, they should be able to identify issues for the Town to address down to the nearest foot. They do this by using complex computer listening devices at valves, service meters, and fire hydrants. With the data gathered, they are able to model the sounds they detect into a graphical representation of a leak's location and size. The Committee discussed the merits of the offered service and reviewed the results from other communities where the work has been performed.

The Town Manager pointed out to Council that it is staff's recommendation to appropriate the Town's remaining Fiscal Year 2012 Utility Fund contingency to have this work performed in an effort to address the Town's accountability numbers. Staff will have to issue Requests for Proposals (RFP) for the services and have it

performed this summer. Also for Council's review and consideration of approval was a draft "Town of Rocky Mount Supplemental Appropriation Resolution for the Fiscal Year Ending June 30, 2012" that would appropriate supplemental expenditure from the Utility Fund contingency for Fiscal Year 2012 to conduct the water leak detection survey in the amount of \$16,700.

Chair of the Public Utilities Committee, Council Member Bobby Cundiff, stated that the Committee did discuss this during the meeting, but it was his personal feelings that the Town should first continue their efforts at locating other types of water loss, specifically verifying that the Town is accounting for use through the Town's fire suppression connections.

There was discussion regarding the time difference of waiting until the fire suppression figures come in, which would be approximately 12 months; or, hire a firm to do the water leak detection, which would be approximately six months. The Public Works Director confirmed to Council that since he has been with the Town, a leak detection study has not been done. The Town Manager confirmed to Council that he feels confident in such a report from looking at the report given to Council and from other localities using them, but until actually they do the work for the Town, it is all theory. He also stated that from what he has read from Council regarding staff trying to get a handle on the water leaks, they are asking him to go full court press on the issue. Council Member Greer mentioned that every time Council meets, the water leak issue is discussed. Vice Mayor Walker indicated that Council needs to find out what is going on regarding the water leaks. Council Member Love questioned that if the leaks are found, where would the money be coming from to fix them. The Town Manager indicated that the firm would do a prioritized list in the draft report given to Council, and this is where the Public Works Director would figure out a schedule to tackle the leaks and a funding mechanism; but at least, Council would have a plan on what to fix. Council Member Moyer stated that he kind of agrees with Council Member Cundiff in that there is a huge amount of water being lost and he would like to look at other possibilities before spending money on getting a firm to find the water leaks. Vice Mayor Walker questioned how much money the Town has already spent. The Town Manager indicated that the Town has spent approximately \$100,000 on trying to find where the water leaks are (such as calibration and replacement of meters); with \$25,000 of the \$100,000 coming from state money. Council Member Strickler indicated that he believes the Town needs to proceed with hiring a firm to find the water leaks and indicated that he would put this in a form of a motion.

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

- Motion was made by Council Member Strickler to authorize the Town Manager to proceed with the RFP and see if there was any grant money available, with motion on the floor being seconded by Council Member Greer. A roll call vote was taken. Voting in favor of the motion on the floor were Vice Mayor Walker and Council Members Greer, Love and Strickler. Voting in opposition to the motion on the floor

were Council Members Cundiff and Moyer. Let the record show that the motion on the floor passed four to two.

**B. Performance Center Committee**

The Assistant Town Manager reported to Council that the Performance Center Committee has met over the past month to review, interview, and select a firm to complete the design of the Performance Center at the Lynch Hardware Building. After diligently and thoroughly reading proposals, interviewing architects and designers, and deliberating merits of each firm, the Committee has made its selection to recommend review and approval by Council. At the direction of the Committee, he has been negotiating with the selected firm for the past week in an effort to complete a draft contract for Council's review. In order to keep the project close to schedule, Town staff will request that Council hold a special Council meeting in order to review the proposal by the recommended firm and to review the proposed contract.

It was the consensus of Council to approve the direction of the Committee as outlined by the Assistant Town Manager.

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

**A. Referrals to Planning Commission from Town Council**

Let the record show there were no referrals from Council to the Planning Commission at this time.

**B. Rise 'N Shine Appearances**

Let the record show that the Town Manager had appeared on the *Rise 'N Shine* show this morning.

**COUNCIL CONCERNS**

Let the record show there were no Council concerns at this time.

**CLOSED MEETING**

At 8:12 p.m., motion was made by Council Member Greer 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.
- *Section 2.2-3711(A).29* – Discussion of the award of a public contract involving the expenditure of public funds, including interviews of bidders or offerors, and discussion of the terms of scope of such contract, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body (specifically: contract negotiations).

At 8:56 p.m., motion was made by Council Member Strickler 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 Greer 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 Greer 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 Vice Mayor Walker. The Mayor swore to adopt the motion on the floor by Council Member Greer 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, Jerry W. Greer, Sr., P. Ann Love, Robert L. Moyer, and Robert W. Strickler.

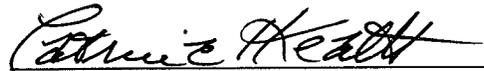
The Mayor reported that no action was taken.

**ADJOURNMENT**

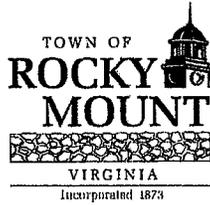
At 9:00 p.m., motion was made by Council Member Moyer to adjourn, seconded by Council Member Love and carried unanimously by those present.

  
\_\_\_\_\_  
Steven C. Angle, Mayor

ATTEST:

  
\_\_\_\_\_  
Patricia H. Keatts/Town Clerk

/phk



**COPY**

**AUTHORIZATION FOR THE PURCHASE OF REPLACEMENT ULTRA VIOLET  
DISINFECTION EQUIPMENT FOR THE WASTEWATER TREATMENT PLANT AND THE  
EXECUTION OF A TAX-EXEMPT LEASE/PURCHASE AGREEMENT FOR  
SAID EQUIPMENT**

WHEREAS, it is deemed necessary and advisable that the Town of Rocky Mount, (the "Town") purchase certain ultra violet disinfection equipment for use within the Town (the "Equipment"); and

WHEREAS, the Town desires to enter into a tax-exempt lease/purchase agreement to finance the Equipment (the "Agreement"); and

WHEREAS, The Industrial Development Authority of the County of Stafford and the City of Staunton, Virginia (the Authority) has agreed to acquire the Agreement under terms favorable to this Council; and

NOW, THEREFORE, BE IT RESOLVED BY THE TOWN, as follows:

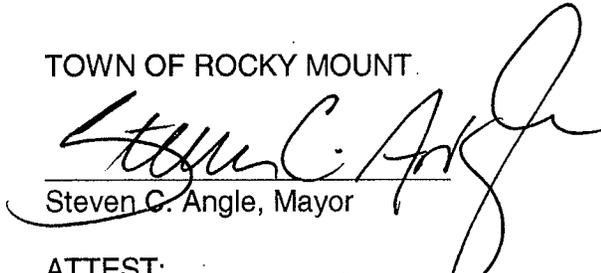
Section 1. The Town hereby authorizes the Town Manager, (the "executing official") on behalf of the Town and without further action by the Council, to negotiate the terms of, and execute and deliver the Agreement and other related documentation necessary to carry out this Resolution and obtain financing for the Equipment.

Section 2. Maintenance of Tax-Exempt Status. The Town covenants not to take any action or omit any action if the taking or omission would cause interest paid pursuant to the Agreement to be includable in gross income for federal income tax purposes pursuant to Section 103(a) of the Internal Revenue Code of 1986, as amended (the "Code"). The Executing Official may enter into additional covenants on behalf of the Town to protect the tax-exempt status of interest which is payable under the Agreement.

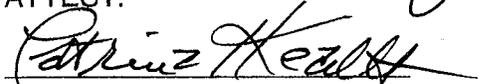
This resolution shall become effective immediately upon its adoption.

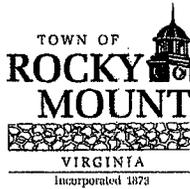
ADOPTED by the Council of the Town, at a regular meeting thereof held this 12<sup>th</sup> day of March, 2012.

TOWN OF ROCKY MOUNT.

  
Steven C. Angle, Mayor

ATTEST:

  
Patricia H. Keatts, Town Clerk



**COPY**

**RESOLUTION BY THE  
ROCKY MOUNT TOWN COUNCIL FOR  
LAND & WATER CONSERVATION FUND  
AUTHORIZING APPLICATION FOR FEDERAL FUNDING ASSISTANCE  
FROM THE LAND AND WATER CONSERVATION FUND TO THE  
VIRGINIA DEPARTMENT OF CONSERVATION & RECREATION  
AS PROVIDED BY THE LAND AND WATER CONSERVATION FUND ACT OF 1965 (AS AMENDED)**

**WHEREAS**, under the provisions of Land and Water Conservation Fund, federal funding assistance is requested to aid in financing the cost of land acquisition and/or facility development; and

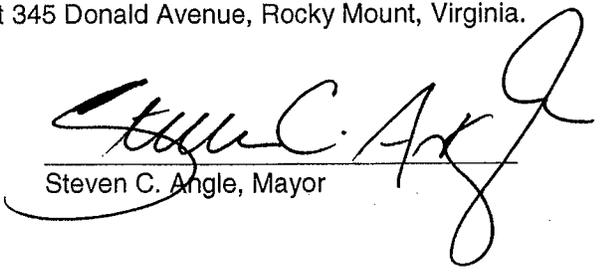
**WHEREAS**, Town of Rocky Mount considers it in the best public interest to complete the land acquisition and/or development project described in the application.

**NOW, THEREFORE BE IT RESOLVED** that:

1. The Town Manager be authorized to make formal application to Virginia Department of Conservation & Recreation for funding assistance.
2. Any fund assistance received be used for implementation and completion of improvements to Veterans' Memorial Park.
3. Town of Rocky Mount hereby certifies that project funding is currently available and is committed for this project.
4. We are aware that the grant, if approved by the National Park Service, will be paid on a reimbursement basis. This means we may only request payment after eligible and allowable costs have already been paid to our vendors and evidence of such has been provided to Virginia Department of Conservation & Recreation in the format required.
5. We acknowledge that any property acquired and/or developed with financial aid from the Land & Water Conservation Fund must be placed in use and be retained in perpetuity as a public outdoor recreation area in accordance with the provisions and requirements of the Land & Water Conservation Fund Act of 1965, as amended.
6. We acknowledge that for any property no non-recreational uses may be made of the property without undergoing a conversion of use process and obtained approval from the Department of Conservation and Recreation and the U.S. Department of Interior/National Park Service.
7. We acknowledge that we are responsible for compliance with the National Environmental Policy Act, Endangered Species Act, Historic Preservation Act, and all other applicable state and federal laws.
8. We acknowledge that appropriate opportunity for public comment will be provided on this application and evidence of such is a required component for approval.
9. This resolution becomes part of a formal application to the Virginia Department of Conservation & Recreation.

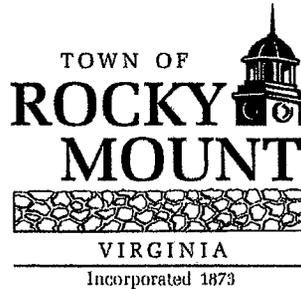
This resolution was adopted by the Rocky Mount Town Council during the meeting held March 12, 2012 held at the Rocky Mount Municipal Building located at 345 Donald Avenue, Rocky Mount, Virginia.

Given under my hand this 12<sup>th</sup> day of March 2012.

  
Steven C. Angle, Mayor

ATTEST:

  
Patricia H. Keatts, Town Clerk



**COPY**

**TOWN OF ROCKY MOUNT  
SUPPLEMENTAL APPROPRIATION RESOLUTION  
FOR THE FISCAL YEAR ENDING JUNE 30, 2012**

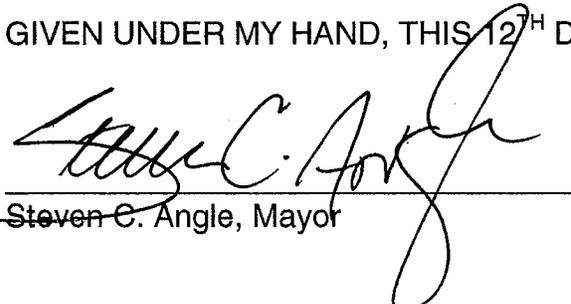
**WHEREAS**, the Town Council of Rocky Mount approved a budget for the fiscal year beginning July 1, 2011 through June 30, 2012, hereafter known as FY 2012; and

**WHEREAS**, Utility Services Associates, a company that specializes in water leak detection, has submitted an estimate of \$19,000 to test the 70 miles of the Town's water system, and there is \$16,700 available in the Utility Fund contingency with the balance of the funds (\$2,300) to come from expenditure reductions in the Utility Fund.

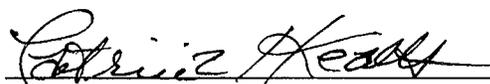
**NOW, THEREFORE, BE IT RESOLVED**, that the Town Council of Rocky Mount does hereby appropriate the following supplemental expenditure from contingency for FY 2012 to conduct the water leak detection study:

Expenditure:		
Account 02.5000.0000.0000.3004 (Contractual Services)		\$16,700
Contingency:		
Account 02.6900.0000.0000.9959 (Contingency)		\$16,700

GIVEN UNDER MY HAND, THIS 12<sup>TH</sup> DAY OF MARCH 2012

  
\_\_\_\_\_  
Steven C. Angle, Mayor

ATTESTED:

  
\_\_\_\_\_  
Patricia H. Keatts, Town Clerk