

**ROCKY MOUNT TOWN COUNCIL  
REGULAR MEETING MINUTES  
SEPTEMBER 12, 2016**

The September 12, 2016 Regular Council Meeting of the Rocky Mount Town Council (hereafter referred to as "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:

- Mayor Steven C. Angle
- Vice Mayor Gregory B. Walker
- Robert L. Moyer
- Mark H. Newbill
- Jon W. Snead

The following staff members were also present:

- Allan Arrington, Lieutenant of Investigations
- John Boitnott, Town Attorney
- Tim Burton, Waste Water Superintendent
- Robert Deitrich, Water Plant Superintendent
- Rebecca H. Dillon, Executive Administrative Assistant
- C. James Ervin, Town Manager
- Josh Gibson, Town Planner
- Matthew Hankins, Assistant Town Manager
- Mark Lovern, Lieutenant of Patrol
- Brian Schofield, Public Works Superintendent
- Linda P. Woody, Finance Director

The meeting was called to order by Mayor Steven C. Angle.

**PLEDGE OF ALLEGIANCE**

Mayor Angle led in saying the Pledge of Allegiance.

**APPROVAL OF AGENDA**

Prior to the meeting, Council had received the agenda for review and consideration of approval. Let the record show that the agenda was amended due to adding a second closed meeting agenda item.

**Motion: To approve an amended agenda**

**Motion By: Vice Mayor Walker**

**Second: Council Member Snead**

**Motion Discussion: None**

**Ayes: Moyer, Snead, Walker, Newbill**

**Nays: None**

**Action: Approved the amended agenda by a unanimous vote**

### **SPECIAL ITEMS**

There were two special items.

1. Certificate of Achievement for Excellence in Financial Reporting for Finance Director, Linda P. Woody.

The finance department was recognized for the tenth consecutive year in a row with a certificate from the Government Finance Officer's Association, for an outstanding achievement in excellence in financial reporting through the budget and audit process.

2. Resolution to Declare October 1, 2016 as Law Enforcement Day in the Town of Rocky Mount.

Retail Merchants Association would like to recognise those in Rocky Mount in the law enforcement community. Submitted for Council's consideration is a resolution naming October 1, 2016 as Law Enforcement Day in Rocky Mount.

**Discussion: None**

**Motion: To approve October 1, 2016 as Law Enforcement Day in the Town of Rocky Mount with a resolution.**

**Motion by: Council Member Snead**

**Second: Vice Mayor Walker**

**Motion Discussion: None**

**Ayes: Moyer, Newbill, Snead, Walker**

**Nays: None**

**Action: Approved the motion by a unanimous vote.**

### **PUBLIC HEARING**

Let the record show there was no public hearing at this time.

### **APPROVAL OF MINUTES**

Received by Council in their packet for this scheduled meeting were draft minutes for review and consideration of approval:

- August 8, 2016 – Regular Meeting Minutes

**Discussion: None**

**Motion: To approve the minutes as presented.**

**Motion By: Council Member Snead**

**Second: Vice Mayor Walker**

**Motion Discussion: None**

**Ayes:** Moyer, Newbill, Snead, Walker

**Nays:** None

**Action:** Approved the motion by a unanimous vote.

### **APPROVAL OF CONSENT AGENDA**

This month's consent agenda consists of the following items:

- (1) **Miscellaneous Action:** None at this time
- (2) **Miscellaneous Resolutions/Proclamations:** None at this time
- (3) **Department Monthly Reports**
  - Community Development Department
  - Finance Department
  - Fire Department
  - Police Department
  - Public Works Department
  - Wastewater Department
  - Water Department

**Discussion:** None

**Motion:** To approve the consent agenda as presented

**Motion By:** Council Member Snead

**Second:** Vice Mayor Walker

**Motion Discussion:** None

**Ayes:** Moyer, Snead, Walker, Newbill

**Nays:** None

**Action:** Approved the consent agenda as presented by a unanimous vote

### **HEARING OF CITIZENS**

Mayor Angle opened the floor to any citizens wishing to speak.

Let the record show that no one came forward.

### **OLD BUSINESS:**

There were two items of old business.

1. Review and Consideration for Town Manager to Negotiate and Enter into a Contract Regarding Scuffling Hill Road Improvements.

Presented to Council in their packets were two items that were together as they were under the same contractor. The Scuffling Hill Road Improvements and the Veterans' Memorial Park Repair Project. The Scuffling Hill Road Improvements were discussed first at \$462,500 for curbing and guttering along Scuffling Hill as well as \$65,000 was in the budget for sewer improvements. VDOT has pledged \$451,317 to this project giving a total project amount of cash in hand of \$978,817. A bid of \$944,482 was taken from Fielder's Choice

Enterprises of which \$73,000 has already been spent on this project. The total project amount was \$1,021,482. The Town plans to seek an amendment to the VDOT grant to cover half of the increase which would be approximately \$57,000. With the VDOT adjustment, the total bid was within the Towns estimate of acceptable variance. Staff asked Council to authorize the Town to negotiate with Fielder's Choice Enterprises to sign and enter into a contract not to exceed the bid amount. There was no agreement in place at the time of the meeting because Staff planned to combine these two items to hold down the mobilization cost for each of the two projects since the sites were close together.

Council Member Moyer stated the price was unreasonable and that he would like to see the projects done a little bit cheaper. Council Member Snead stated that he would like to see the Town negotiate with them for a lower price. Mr. Ervin stated that he could check with Thompson and Litton and then hold a Special Called Meeting to discuss the status of the projects and their mobilization costs. Let the record show that Council would also like to hold a Special Meeting to review the cost of the projects and the mobilization fees for each.

2. Review and Consideration for Town Manager to Negotiate and Enter into a Contract Regarding Veterans' Memorial Park Erosion Repair Project.

This project was discussed with the previous project.

## **NEW BUSINESS**

1. Review and Consideration of a Ghost Walking Tour on the sidewalks of Rocky Mount on October 7, 14<sup>th</sup> and 21<sup>st</sup>, 2016.

Mr. James Williams from Glade Hill, Virginia spoke regarding the plans for the Ghost Walking Tour. Mr. Williams shared with Council his route through town which has been approved by the Rocky Mount Police Department and, the dates and the times of the tours. There was a \$15.00 fee to participate in the walk.

**Discussion: None**

**Motion: To approve the Ghost Walking Tour.**

**Motion By: Council Member Newbill**

**Second: Vice Mayor Walker**

**Motion Discussion: None**

**Ayes: Moyer, Newbill, Snead, Walker**

**Nays: None**

**Action: Approved the request for the Ghost Walking Tour.**

2. An overview of the current strategic planning effort being undertaken by West Piedmont Planning District by Mr. David R. Hoback, Executive Director of the WPPD.

West Piedmont Planning District is a regional planning organization that serves the counties of Franklin, Patrick, Henry and Pennsylvania County in addition to the Town of Rocky Mount and the cities of Martinsville and Danville. Mr. Hoback from the West Piedmont Planning District spoke to Council on several things. Here are a few of those

items:

- Hazzard Mitigation Plan
- Water Supply Plan for the region
- Regional Bicycle Plan
- Extensive GIS and Mapping Capability
- Street Maps for Rocky Mount and Franklin County

The West Piedmont Planning District asked for our regions continued support and participation of their endeavors.

3. Review and Consideration of Equipment Bid Authorization for a Mini-Excavator for the Public Works Department.

Assistant Town Manager, Matthew Hankins spoke regarding some of the needs of the Public Works Department since the transition from the former Public Works Director to the current director, Mr. Brian Schofield. A new commerical lawn mower has been procured as well as a new trailer and a new dump truck has been ordered that should be arriving this month. There is also use for a Mini-Excavator for tight quarters. There was an allocation in the current year budget of \$40,000 to pay for replacing the sewer line on Hillcrest Drive in Rocky Mount. The line has been checked by Mr. Burton and his crew from the Wastewater Treatment Plant with a camera and found that only one section of line needed to be replaced. After replacing that section of line, a camera was run through the line again and everything appeared to be functioning properly thus Staff doesn't believe the line needs to be replaced at this time and would like Council's authorization to proceed with soliciting bids towards the purchase of a mini-excavator. Staff would like to ask if the \$40,000 that was allocated for Hillcrest Drive could be used to make the mini-excavator purchase.

Council Member Moyer asked why the money was in the budget to replace the lines on Hillcrest Drive. Mr. Hankins replied that there was a problem with the line but it had been unclear of how extensive the problem was, thus the money was set aside for repairs.

**Discussion: None**

**Motion: To approve the soliciting of bids for a mini-excavator for the Public Works Department.**

**Motion By: Vice Mayor Walker**

**Second: Council Member Snead**

**Motion Discussion: None**

**Ayes: Moyer, Snead, Walker, Newbill**

**Nays: None**

**Action: Approved the authorization to receive bids for a mini-excavator up to \$40,000.**

## **COMMITTEE REPORTS**

- The Public Utilities Committee Meeting from August 24, 2016.

The meeting was held to review the Town's burning code. The Public Utilities Committee met with the Fire Chief and the Fire Marshal and the consensus of the committee was to continue to discourage burning without a barrel. The burn code currently requires that if you are going to burn leaves or debris that you do so in an approved container such as a burn barrel or the equivalent. The committee recommended no changes to Town Council.

- The Streets, Sidewalks and Streetlights Committee Meeting from September 7, 2016.

The committee reviewed the proposed list to bid out for the Town's current cycle of paving. The budget amount was \$550,000 which would be \$300,000 in the current year and \$250,000 carried over in VDOT funds from the prior year. The committee directed Staff to go ahead and bid out the roads and to bring a recommended paving list back to the committee when it was available.

A motion was made by Council Member Newbill and a Second by Vice Mayor Walker however, no motion was needed because no action was required unless Council wanted to make changes therefore, let the record show that the motion was withdrawn by Council Member Newbill.

### **OTHER MATTERS & CONCERNS**

- Mr. Ervin was on Rise and Shine with Mr. Shoemaker on September 12, 2016.
- Council Member Newbill inquired about the progress of the Power Dam. Mr. Burton summarized that all seemed to be going well and shared with Council that the demolition had not affected the Wastewater Treatment Plant at all.
- Vice Mayor Walker asked for an update regarding Gilley's Pond. The park area looks better after cleaning up from the geese. The Lilly pads had been sprayed but will take a little while for them to die out.

### **CLOSED MEETING AND ACTION**

Enter Closed Meeting:

**Motion:** To go into closed session under the Virginia Code Sections cited below.

**Time:** 7:45 p.m.

**Virginia Code Section:**

Section 2.2-3711(A).3

Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body.  
(Industrial Park)

## 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.

**Motion By: Council Member Moyer**

**Second: Council Member Newbill**

**Motion Discussion: None**

**Ayes: Moyer, Newbill, Snead, Walker**

**Nays: None**

**Action: Meeting convened into a closed session by a unanimous vote.**

### **ADJOURNMENT**

**Motion: To adjourn meeting**

**Time: 8:13 p.m.**

**Motion By: Vice Mayor Walker**

**Second: Council Member Snead**

**Motion Discussion: None**

**Ayes: Moyer, Newbill, Snead, Walker**

**Nays: None**

**Action: Meeting convened**

Certificate of Closed Meeting Discussion:

**Council certified unanimously that nothing was discussed in the closed meeting other than what was stated in the motion to enter the closed meeting. No action was taken during the closed meeting.**

Whereas, the Rocky Mount Town Council has convened a closed meeting on Monday, March 14, 2016 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 (1950), as amended, 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

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Steven C. Angle, Mayor

ATTEST:

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Rebecca H. Dillon, Acting Town Clerk