

**ROCKY MOUNT TOWN COUNCIL  
REGULAR MEETING MINUTES  
May 11, 2020  
7:00 p.m.**

The May 11, 2020 Regular Meeting of the Rocky Mount Town Council (here after 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 5:00 p.m. with Mayor Steven C. Angle presiding.

The following members of Council were present:

- Mayor Steven C. Angle
- Vice Mayor Billie Wayne Stockton
- Bobby M. Cundiff
- Robert L. Moyer
- Mark H. Newbill
- Jon W. Snead
- Gregory B. Walker

The following staff members were present:

- John T. Boitnott, Town Attorney
- Rebecca H. Dillon, Town Clerk/Executive Administrative Assistant
- C. James Ervin, Town Manager

**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, with Mayor Steven C. Angle presiding.**

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**1. Roll Call**

The Town Clerk called each member of the Rocky Mount Town Council by name to account that each one was present.

There were only 10 people in the meeting room when the meeting began.

**2. Pledge of Allegiance**

Mayor Angle led in saying the Pledge of Allegiance.

**3. Approval of Agenda**

The agenda was amended for 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. (Town Manager's Office)

**Motion: To approve the amended agenda.**

**Motion By: Council Member Moyer**

**Second: Vice Mayor Stockton**

**Motion Discussion: None**

**Ayes: (6): Vice Mayor Stockton, Council Member Cundiff, Council Member Moyer, Council Member Newbill, Council Member Snead, and Council Member Walker  
Approved (6 to 0)**

**6. Approval of Draft Minutes**

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

6.1 April 13, 2020 - Regular Meeting Minutes

**Motion: To approve the draft minutes for April 13, 2020 as presented.**

**Motion By: Council Member Moyer**

**Second: Council Member Walker**

**Motion Discussion: None**

**Ayes: (6): Vice Mayor Stockton, Council Member Cundiff, Council Member Moyer, Council Member Newbill, Council Member Snead, and Council Member Walker  
Approved (6 to 0)**

6.2 April 20, 2020 - FY2021 Proposed Budget Work Session #1

**Motion: To approve the draft minutes for April 20, 2020 as presented.**

**Motion By: Council Member Moyer**

**Second: Council Member Walker**

**Motion Discussion: None**

**Ayes: (6): Vice Mayor Stockton, Council Member Cundiff, Council Member Moyer, Council Member Newbill, Council Member Snead, and Council Member Walker  
Approved (6 to 0)**

6.3 April 23, 2020 - FY2021 Proposed Budget Work Session #2

**Motion: To approve the draft minutes for April 23, 2020 as presented.**

**Motion By: Council Member Moyer**

**Second: Council Member Walker**

**Motion Discussion: None**

**Ayes: (6): Vice Mayor Stockton, Council Member Cundiff, Council Member Moyer, Council Member Newbill, Council Member Snead, and Council Member Walker  
Approved (6 to 0)**

6.4 May 4, 2020 - FY2021 Proposed Budget Public Hearing

**Motion: To approve the draft minutes for May 4, 2020 as presented.**

**Motion By: Council Member Moyer**

**Second: Council Member Walker**

**Motion Discussion: None**

**Ayes: (6): Vice Mayor Stockton, Council Member Cundiff, Council Member Moyer, Council Member Newbill, Council Member Snead, and Council Member Walker  
Approved (6 to 0)**

## **7. Approval of Consent Agenda**

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

- 7.1 Miscellaneous Action
  - 7.1.1 Harvester Performance Center Quarterly Meeting Calendar
- 7.2 Miscellaneous Resolutions/Proclamations (none at this time)
- 7.3 Departmental Monthly Reports
  - 7.3.1 Community Development
  - 7.3.2 Finance Department
  - 7.3.3 Fire Department
  - 7.3.4 Police Department
  - 7.3.5 Public Works Department
  - 7.3.6 Wastewater Department
  - 7.3.7 Water Department

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

**Motion By: Council Member Walker**

**Second: Council Member Newbill**

**Motion Discussion: None**

**Ayes: (6): Vice Mayor Stockton, Council Member Cundiff, Council Member Moyer, Council Member Newbill, Council Member Snead, and Council Member Walker  
Approved (6 to 0)**

## 8. Hearing of the Citizens

Mayor Angle stated that no one could come to the meeting due to the COVID-19 restrictions.

Mayor Angle asked if anyone had sent in any comments to the Town Clerk prior to the meeting.

Town Clerk Dillon stated that she did not receive any comments.

## 9. Old Business

### 9.1 Town of Rocky Mount Fiscal Year 2021 Approval of Budget

Council Member Snead shared that he was not comfortable casting a vote of approval for the Town FY2021 Proposed Budget due to Council having not being given the 2019 financials from the Harvester Performance Center. The financials being referred to was for the Harvester Performance Center, LLC which Town Manager Ervin stated were audited differently than the financial records of the Town and were not part of the budget being brought before Council for this meeting.

**Motion: To table the voting for the FY2021 Proposed Budget until the June Regular Council Meeting.**

**Motion was then amended to table the voting for the FY2021 Proposed Budget until the June 8, 2020 Regular Council Meeting.**

**Motion By: Vice Mayor Stockton**

**Second: Council Member Moyer**

**Motion Discussion: None**

**Ayes: (6): Vice Mayor Stockton, Council Member Cundiff, Council Member Moyer, Council Member Newbill, Council Member Snead, and Council Member Walker**

**Approved (6 to 0)**

### 9.2 Town of Rocky Mount Fiscal Year 2021 Approval of Tax Rates and Fees

A vote will be taken on this item of the agenda at the June 8, 2020 Town Council Regular Meeting.

**Motion: To table the voting for the FY2021 Proposed Budget until the June Regular Council Meeting.**

**Motion was then amended to table the voting for the FY2021 Proposed Budget until the June 8, 2020 Regular Council Meeting.**

**Motion By: Vice Mayor Stockton**

**Second: Council Member Moyer**

**Motion Discussion: None**

**Ayes: (6): Vice Mayor Stockton, Council Member Cundiff, Council Member Moyer, Council Member Newbill, Council Member Snead, and Council Member Walker**

**Approved (6 to 0)**

## 10. New Business

### 10.1 Review and Consideration for the Deadline Extension of Business License Fees

The deadline date was taken into consideration as there were businesses that may like to take advantage of an extension. Town Attorney Boitnott stated that Council could not extend the deadline for which the business licenses would be due but could reduce the penalty to zero.

**Motion: To approve the ordinance that was submitted by the Town Attorney which would extend the business license fees, penalties and collections deadline until September 1, 2020.**

**Motion By: Council Member Newbill**

**Second: Council Member Moyer**

**Motion Discussion: None**

**Ayes: (6): Vice Mayor Stockton, Council Member Cundiff, Council Member Moyer, Council Member Newbill, Council Member Snead, and Council Member Walker**

**Approved (6 to 0)**

### 10.2 Economic Development use of the Farmers Market space through Fall

Town Manager Ervin stepped out of the room so Assistant Town Manager Hankins could come into the room to present to Council the item on the agenda requesting use of the Farmers Market.

In an effort to minimize the hardship cash flow for the Harvester Performance Center, downtown businesses and performers, Assistant Town Manager Hankins asked if it would be possible to use the Farmers Market for performances such as regular outdoor concert space through the end of the fall. Mayor Angle stated that such an endeavor would be contingent upon if Virginia's Governor would allow the gathering of many people. Assistant Town Manager Hankins shared that the gates for the events if approved would open at 6:00 p.m., the opening act would be scheduled for 7:00 p.m. and the event would conclude by 9:00 p.m. in an effort to get everyone home by 10:00 p.m.

**Motion: To approve the use of the Farmers Market for regular outdoor concert space through the end of the fall.**

**Motion By: Council Member Snead**

**Second: Vice Mayor Stockton**

**Motion Discussion: None**

**Ayes: (6): Vice Mayor Stockton, Council Member Cundiff, Council Member Moyer, Council Member Newbill, Council Member Snead, and Council Member Walker**

**Approved (6 to 0)**

### 10.3 Tanyard Signal Replacement

Assistant Town Manager Hankins exited the room followed by Town Manager Ervin coming back into the room.

Town Manager Ervin presented to Council a contract that came in under bid at \$257,758 from J.B. Moore Electrical Contractor, Inc. of Lynchburg, Virginia. J.B. Moore Electrical Contractor will have a 210-day window for completion of the traffic signal replacement at the Tanyard Road intersection where Rocky Mount Plaza is located. However, it is likely that the steel needed for the project will take longer than is usual to reach the Town of Rocky Mount as there is such a demand for steel at this time. The project will be paid using VDOT maintenance funds and was in the FY2020 budget and as it will not be completed in the FY2020 timeline, the funds will be carried over into the FY2021 for completion. Town Manager Ervin stated that the recommendation was to authorize the Town Manager or his designee both to enter into a contract with the bidder based on the RFP pricing and to give notice to proceed.

**Motion: To approve for the Town Manager or his designee to enter into a contract of 210-days with J.B. Moore Electrical Contractor to complete the traffic signal replacement as presented to Council.**

**Motion By: Council Member Walker**

**Second: Vice Mayor Stockton**

**Motion Discussion: None**

**Ayes: (6): Vice Mayor Stockton, Council Member Cundiff, Council Member Moyer, Council Member Newbill, Council Member Snead, and Council Member Walker**

**Approved (6 to 0)**

**12. Other Matters, Concerns and Rise 'N Shine Appearances**

Town Manager Ervin shared with Council that the Angle Bridge repairs were released for bid.

The 1st Responders Memorial has been under construction for a good amount of time, but the memorial is finally looking more like a memorial in that more construction has been done on it. The Town will wait though until folks would be able to come out safely to see the memorial before holding a dedication for the memorial.

**13. Closed Meeting and Action**

Mayor Angle read aloud the section.

Enter Closed Meeting

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

**Time: 7:30 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. (Historical Preservation)

**Motion By: Council Member Moyer**

**Second: Vice Mayor Stockton**

**Motion Discussion: None**

**Ayes: (6): Vice Mayor Stockton, Council Member Cundiff, Council Member Moyer, Council Member Newbill, Council Member Snead, and Council Member Walker**

**Action: To go into a closed meeting**

**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

14. **Adjournment**

**Motion: To adjourn meeting**

**Time: 7:30 p.m.**

**Motion By: Council Member Moyer**

**Second: Vice Mayor Stockton**

**Motion Discussion: None**

**Ayes: (6): Vice Mayor Stockton, Council Member Cundiff, Council Member Moyer, Council Member Newbill, Council Member Snead, and Council Member Walker**

**Approved (6 to 0)**

**Action: Meeting was adjourned**

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Steven C. Angle, Mayor

ATTEST:

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Rebecca H. Dillon, Town Clerk