

**ROCKY MOUNT TOWN COUNCIL
REGULAR MEETING MINUTES
JANUARY 11, 2016**

The January 11, 2016 regular 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
- Bobby M. Cundiff
- P. Ann Love
- Robert L. Moyer
- Jon W. Snead
- Billie W. Stockton

The following staff members were also present:

- John Boitnott, Town Attorney
- Tim Burton, Wastewater Treatment Plant Superintendent
- Bob Deitrich, Water Treatment Plant Superintendent
- Rebecca Dillon, Interim Executive Assistant
- C. James Ervin, Town Manager
- Josh Gibson, Town Planner
- Matthew Hankins, Assistant Town Manager
- Mark Lovern, Lieutenant, Rocky Mount Police Department
- Cecil Mason, Public Works Director
- Linda 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

Motion: To approve the agenda.

Motion By: Council Member Stockton

Second: Council Member Love

Motion Discussion: None

Ayes: Cundiff, Love, Moyer, Snead, Stockton, Walker

Nays: None

Action: Agenda approved by a unanimous vote

SPECIAL ITEMS

Introduction of new Community Development Administrative Assistant Jessica Heckman.

PUBLIC HEARINGS

Mayor Angle recessed the meeting to go into public hearing.

Franklin County Public Safety has requested to replace an existing tower on Grassy Hill with a new, taller one capable of supporting the radio and microwave equipment necessary for the new county emergency radio communications system. The Planning Commission held its public hearing January 5, and unanimously recommends the application receive your approval with two conditions. These two conditions were shared with Council by Town Attorney, Mr. John Boitnott. The commission's recommendation was that the special exception permit be granted on the condition that the site will continue to be developed in substantial conformity with the concept plan prepared and submitted with the application indicating that the height of the new tower will not exceed 195 feet and that the applicant will have 90 days after constructing the new tower to remove the existing tower. Mr. Pat Regan, Emergency Management Communications Coordinator with Franklin County Public Safety spoke of the original construction of the tower in 2005 and how the tower has failed structural analysis considering the new equipment that has to go on the tower and the equipment that is now already on the tower.

At this time the Mayor opened the floor that if anyone wished to speak to Council to come forward.

Mr. Mark Crump of 170 Virginia Key Drive, Union Hall, Virginia spoke regarding concerns he has about the tower and its ability to be a co-location.

Motion: to continue the public hearing and table the special use permit application until the next meeting on February 8, 2016.

Motion By: Council Member Snead

Second: Council Member Stockton

Motion Discussion: None

Ayes: Cundiff, Love, Moyer, Snead, Stockton, Walker

Nays: None

Action: to continue the public hearing and table the special use permit application until the next regularly scheduled Town Council Meeting.

APPROVAL OF MINUTES

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

- December 14, 2015 Regular Meeting Minutes

Motion: To approve the draft minutes as presented

Motion By: Council Member Snead

Second: Vice Mayor Walker

Motion Discussion: None

Ayes: Cundiff, Love, Moyer, Stockton, Snead, Walker

Nays: None

Action: The draft minutes presented were approved by a unanimous vote

APPROVAL OF CONSENT AGENDA

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

(1) Miscellaneous Action:

Each year we submit to you a list of meeting dates and deadlines for the Planning Commission, Board of Zoning Appeals and Town Council. Attached is the list for 2016.

(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: Vice Mayor Walker

Second: Council Member Moyer

Motion Discussion: None

Ayes: Cundiff, Love, Moyer, Snead, Stockton, Walker

Nays: None

Action: Consent agenda approved by a unanimous vote

HEARING OF CITIZENS

Mayor Angle opened the floor to any other citizens wishing to speak. Let the record show no one came forward.

OLD BUSINESS:

Let the record show that there was no old business.

NEW BUSINESS

Extension of Cable Television Franchise Agreement with Shentel. The original cable television franchise held by Shenandoah Cable Television, LLC will expire on March 31, 2016. Shentel has expressed an interest in renewing the franchise under identical terms and conditions for an additional ten year term. Town staff will initiate the renewal process outlined in State and Federal code (47 U.S.C. § 546 and Virginia § 12.2-2100) but it is not likely that these steps can be concluded by the end of the current franchise term. It is proposed that the existing franchise be extended for one year to allow for the renewal process to be initiated and completed. The resolution extends the current franchise, in entirety, for one year to a new expiration date of March 31, 2017.

Discussion: Council considered the steps required for a renewal and indicated that they wanted ample opportunity for public input.

Motion: To extend the franchise agreement for one year

Motion By: Council Member Cundiff

Second: Council Member Stockton

Motion Discussion: None

Ayes: Cundiff, Love, Moyer, Snead, Stockton, Walker

Nays: None

Action: Request approved as presented by a unanimous vote

The Town's current FOG policies are codified in Section §58-77(b)(17) of our code which simply states that Fats, Oils or greases of animal or vegetable origin in concentrations greater than 100 milligrams per liter are prohibited. This simple policy is not in keeping with EPA expectations and guidelines and also fails to enumerate the steps the Town should take to verify compliance or to register those who discharge such items. The proposed policy addresses those concerns and sets a new limit of 200 milligrams per liter and is drafted in keeping with industry guidelines, with consultation with other public utilities and with substantial review by Town officials as it relates to business support while balancing the functioning of our public utility.

Discussion: Council clarified through discussion with Mr. Tim Burton, Waste Water Treatment Plant Superintendent, the applicability of these rules to existing utility customers. Mr. Burton clarified that per the proposed rules, an existing utility customer would not be required to obtain a discharge permit unless they violated the limits established in the proposed policy. Council Member Moyer raised concerns regarding the potential costs associated with bringing a discharging facility into compliance.

Motion: was made to approve the new discharge policy.

Motion By: Council Member Love

Second: Vice Mayor Walker

Motion Discussion: None

Ayes: Cundiff, Love, Moyer, Snead, Stockton, Walker

Nays: None

Action: Request approved by a unanimous vote.

Council, after consultation with Mr. Boitnott, Town Attorney, discussed tabling the special use permit application until the February Council Meeting and continuing the public hearing to that date. Mr. Crump was advised to take his concerns to the Franklin County Board of Supervisors so that their reply could be factored into Council's action on the special use permit.

COMMITTEE REPORTS

The Public Utilities Committee met on January 4, 2016 to consider three items:

Maple Avenue Water Pressure:

Thompson and Litton's (one of our engineering partners) plan to boost water pressure on Maple Avenue was considered alongside an alternate suggestion to offer residents a tankless booster system. It was the consensus of the committee that the in-home tankless system was considerably cheaper, both to purchase and to operate, than a new dedicated pump station feeding just a 2" residential segment. The committee advised staff to offer the new tankless technology to those on Maple Avenue with inadequate water pressure in accordance with our existing policies on Town subsidized pumping systems (the Town has several in place). It was the consensus of Council to extend the Town's current policy to those on Maple Avenue by offering to supply a pump to home owners willing to pay to have it installed.

Refuse Collection Rules:

The committee received an update from the Town Manager and the Public Works Director. The committee recommended that the town proceed to the issuance of fines following a notice in the Franklin News Post advising of the start of fines after two collection cycles of new warnings.

Motion: The implementation of a fine beginning on or about February 15, 2016 for violation of trash ordinance.

Motion By: Council Member Cundiff

Second: Council Member Snead

Motion Discussion: None

Ayes: Cundiff, Love, Moyer, Snead, Stockton, Walker

Nays: None

Action: The implementation of a fine will begin February 15, 2016.

Motion: To approve the recommendation by staff to boost water pressure on Maple Avenue.

Motion By: Vice Mayor Walker

Second: Council Member Moyer

Motion Discussion: None

Ayes: Cundiff, Love, Moyer, Snead, Stockton, Walker

Nays: None

Action: To offer the new tankless technology to those on Maple Avenue with inadequate water pressure.

OTHER MATTERS & CONCERNS

Assistant Town Manager Hankins appeared on *Rise and Shine Franklin County* this morning, with Mr. Dick Shoemaker as host.

CLOSED MEETING AND ACTION

Enter Closed Meeting:

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

Time: 8:10 p.m.

Virginia Code Sections:

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, specifically right-of-way for street construction.

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 a prospective tenant for the Cox property.

Motion By: Council Member Moyer

Second: Vice Mayor Walker

Motion Discussion: None

Ayes: Cundiff, Love, Moyer, Snead, Stockton, Walker

Nays: None

Action: Adjourned by a unanimous vote.

ADJOURNMENT

Motion: To adjourn meeting

Time: 8:40 p.m.

Motion By: Vice Mayor Walker

Second: Council Member Snead

Motion Discussion: None

Ayes: Cundiff, Love, Moyer, Snead, Stockton, Walker

Nays: None

Action: Adjourned by a unanimous vote

Steven C. Angle, Mayor

ATTEST:

Rebecca H. Dillon, Acting Town Clerk