

**ROCKY MOUNT TOWN COUNCIL
REGULAR MEETING MINUTES
JANUARY 9, 2017**

The January 9, 2017 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
- Bobby M. Cundiff
- Robert L. Moyer
- Jon W. Snead
- Billie W. Stockton

The following staff members were also present:

- John Boitnott, Town Attorney
- Tim Burton, Waste Water Superintendent
- Ken Criner, Chief of Police
- 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
- 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 closed meeting agenda item.

Motion: To approve an amended agenda under Section 2.2-3711(A).1

Motion By: Vice Mayor Walker

Second: Council Member Cundiff

Motion Discussion: None

Ayes: Cundiff, Moyer, Snead, Stockton, Walker

Nays: None

Action: Approved the amended agenda by a unanimous vote

SPECIAL ITEMS

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

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:

- December 12, 2016 - regular meeting minutes
- December 30, 2016 - special meeting minutes

Discussion: None

Motion: To approve the draft minutes

Motion By: Vice Mayor Walker

Second: Council Member Stockton

Motion Discussion: None

Ayes: Cundiff, Moyer, Snead, Stockton, 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**

1. Appointment of Lester H. Hutchinson, Jr., to the Rocky Mount Economic Development Authority

(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 Stockton

Second: Vice Mayor Walker

Motion Discussion: None

Ayes: Cundiff, Moyer, Snead, Stockton, Walker

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 no one came forward.

OLD BUSINESS:

1. Review and Consideration on Adoption of Cable Franchise and Cable Television Ordinance

The Town was in the process of advertising the renewal of Shentel to buy and sell cable television services in the Town of Rocky Mount. The services were governed by the Federal Communication Commission Code Section 42 and Virginia Code 12.2. The Town has held two essential public hearings to solicit citizens to come out and give the Town ideas of what should be in the agreement and give the Town guidance as to how to negotiate with Shentel. The first public hearing was on February 4, 2016. The Town ran an ad in the paper soliciting on what items should be included in a new franchise. No citizens showed up, however; Council was present and had a good discussion. The Town took the input that was collected in that public hearing and over the next several months, negotiated a franchise document. The document was made available during the months of November and December of 2016. A public hearing comment session was held on December 12, 2016. Mr. Ervin stated that he did not receive any comments at the meeting. He received only one comment by phone that was negative regarding what the caller perceived as a lack of service.

There were two items for adoption. The first item was a collection of laws that govern the owner's cable called the Cable Television Ordinance. The second item was a franchise giving Shentel the nonexclusive right to provide cable television to the Town of Rocky Mount for a period of 10 years. The Town did solicit for other cable TV providers for the Town and did not receive any.

The Mayor asked if anyone from Shentel was present this evening. Mr. Ervin replied they were not, due to the bad weather. Mr. Ervin shared with Council that the Town's extension was good through March of 2017, therefore the Town could wait until the February Town Council meeting

to give another opportunity for a Shentel representative to come to the Council meeting and speak. The Mayor had some questions to ask the representative.

Discussion: Regarding a Shentel representative being present to answer questions prior to the review and adoption of the franchise and ordinance.

Motion: To table the review and adoption of the Cable Franchise and Cable Television Ordinance until the February Town Council meeting or whenever Council could have a Shentel representative be present.

Motion By: Council Member Stockton

Second: Vice Mayor Walker

Motion Discussion: None

Ayes: Cundiff, Moyer, Snead, Stockton, Walker

Nays: None

Action: Motion approved to table the review and adoption by a unanimous vote.

2. Review and Consideration of Municipal Building Security Improvements

Mr. Hankins spoke regarding the 2017 budget and the \$60,000 that was allocated to the Municipal Building Security Improvements. The police department and your staff have worked with an architect to come up with the design and elements that are necessary to make the upgrades and design changes. If Council approves, Staff intends to bid out in January and February and then follow up by reporting back to you in March for your approval and consideration on the upgrades.

The Mayor asked if once the bids were returned, could Mr. Hankins discuss with Council the process. The plans are available for Council's review at this time as a working document.

NEW BUSINESS

1. Review and Consideration for YMCA Y Resolve 5k/10k event on Jan 21, 2017

Mr. Ervin spoke regarding the letter the Town received from the YMCA requesting permission for the event. Mr. Ervin stated that the police department has reviewed the plans with the YMCA.

Also in attendance representing the YMCA was Mr. Randy Simpson, of 3523 Turner's Creek Road, Ferrum, Virginia 24088, who spoke regarding the request. Mr. Simpson stated that the event was a rain or shine event.

Police Chief Criner stated that the route was the same as last year.

Discussion: None

Motion: To approve the YMCA Y Resolve 5k/10k event

Motion By: Council Member Snead

Second: Council Member Moyer

Motion Discussion: None

Ayes: Cundiff, Moyer, Snead, Stockton, Walker

Nays: None

Action: Motion to approve the YMCA Y Resolve 5k/10k event by a unanimous vote.

2. Review and Consideration for Franklin County Parks & Recreation Chug for the Jug 5K, Kids Fun Run and Carilion Health Walk on April 29, 2017

Mr. Ervin spoke regarding the letter the Town received from Franklin County Parks & Recreation requesting permission from Council to hold the Chug for the Jug race. The letter stated that everything was the same this year except the race will start and finish at the Farmer's Market.

Discussion: None

Motion: To approve the Franklin County Parks & Recreation Chug for the Jug 5k, Kids Fun Run and Carilion Health Walk

Motion By: Council Member Stockton

Second: Council Member Snead

Motion Discussion: None

Ayes: Cundiff, Moyer, Snead, Stockton, Walker

Nays: None

Action: Motion approved by a unanimous vote

3. Review and Consideration for 2018 Budget Calendar

Mr. Ervin spoke regarding the 2018 Budget Calendar. This proposed budget calendar was submitted by Ms. Linda Woody. The calendar calls for two work sessions, a third if needed and then the legally required advertising and public hearing schedule. The Town hopes to adopt a budget by the May 2017 Council Meeting.

Discussion: None

Motion: To approve the purposed budget calendar for FY 2018

Motion By: Vice Mayor Walker

Second: Council Member Stockton

Motion Discussion: None

Ayes: Cundiff, Moyer, Snead, Stockton, Walker

Nays: None

Action: Approved the motion by a unanimous vote

4. Review and Consideration for Town of Rocky Mount Parking and Street Regulations

Mr. Ervin spoke regarding the Town of Rocky Mount Parking and Street Regulations submitted to Council but before Mr. Ervin began, he took a moment to make honorable mention of Public Works Director, Mr. Brian Schofield and his department, regarding the snow cleanup from the previous weekend and particually during the cold temperatures the Town had been experiencing.

Mr. Ervin stated that there had been some complaints from some of the Council Members and quite a bit of internal discussion regarding the topic of an individual(s) parking too close to the street. The individual(s) are not in the road but are too close to the road. This has resulted in a good deal of frustration for Staff and Council. Mr. Ervin stated he had spoken with the Town

Attorney regarding parking regulations for the Town by the Town Code Section 62-101 where it listed 19 items of where a citizen can't park. The Town Attorney has looked at the code and does not think that this code fits the issue. Mr. Ervin asked, does the code need to be amended? In the recent snow storm, the Town could not plow as close to the driveway as it would have liked to and if on coming traffic is coming to pass on the street; passing is difficult. The State Code of 46.2-1220 does not give the Town guidance. Mr. Ervin added that he and Mr. Boitnott had performed a quick survey of other localities and parking regulations and they are very similar to the Town of Rocky Mount.

Council Member Cundiff asked if (12) "On the roadway side of any vehicle at the edge or curb of a street" would apply to this situation. Mr. Boitnott interpreted that as double parking.

Council Member Moyer spoke stating that the driveway in question had fiberglass rods up and there were 4X4s as well, in his driveway. Council Member Moyer also stated that he had received several complaints from neighbors in that neighborhood regarding the situation.

The Mayor asked Council Member Stockton to hold a committee meeting to review.

COMMITTEE REPORTS

The Public Utilities Committee Meeting on January 4, 2017.

Mr. Ervin stated that the Public Utilities Committee met on January 4 to discuss the new refuse collection truck. The current primary refuse collection truck is over a decade old with over 100,000 miles and over 15,000 hours on it. Due to the age, miles and hours of the current truck in use and in getting the men off the back of the garbage truck, Mr. Ervin presented the concept of a new refuse collection truck, with town issued 95 gallon cans to each household. Staff reported that it had a truck from Roanoke County come to visit the Town to navigate our most challenging streets. The truck handled the streets as well or even better than our current truck.

To start the new service, approximately 2,500 refuse cans would be needed as well as the cost of acquiring a new or used truck. Staff reported to the committee that the city of Murray, Kentucky had a used refuse truck available for sale. Staff recommended using the \$88,000 that is pooled in the utility capital fund from the prior \$1.00 refuse rate increase and the \$475,000 that is surplus in the Carter Bank borrowing to go ahead and make the purchase by June 30th or July 1st as the Carter Bank funds have to be used by June 30th.

The committee recommended that the full Council hear the report and discuss the options. Additionally, the committee recommended for Council to hold a public hearing possibly during the February meeting on the Town's refuse collection. The committee also recommended authorizing Staff to make a bid on the used refuse collection truck in Murray Kentucky, for the Town to use as a backup truck.

The current refuse collection rate is approximately \$5.00 for a residential pickup and approximately \$10.00 for a business pickup.

Mr. Hankins spoke regarding the refuse truck from Roanoke County and walked Council through the powerpoint presentation that Mr. Hankins had assembled on the refuse truck the day the Roanoke County truck came to visit.

For the record, the powerpoint presentation in its entirety can be found attached to the minutes in the minute book.

OTHER MATTERS & CONCERNS

Due to the weather, Rise and Shine was cancelled.

ADJOURNMENT

Motion: To adjourn meeting

Time: 8:11 p.m.

Motion By: Vice Mayor Walker

Second: Council Member Stockton

Motion Discussion: None

Ayes: Cundiff, Moyer, Snead, Stockton, Walker

Nays: None

Action: Meeting convened

Steven C. Angle, Mayor

ATTEST:

Rebecca H. Dillon, Acting Town Clerk