

**ROCKY MOUNT TOWN COUNCIL
REGULAR MEETING MINUTES
MAY 13, 2019**

The May 13, 2019 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 Billie W. Stockton
- Bobby M. Cundiff
- Robert L. Moyer
- Mark H. Newbill
- Jon W. Snead
- Gregory B. Walker

The following staff members were also present:

- Allan Arrington, Lt. of Investigations
- Tim Burton, Waste Water Treatment Superintendent
- Ken Criner, Chief of Police
- Rebecca H. Dillon, Town Clerk/Executive Administrative Assistant
- C. James Ervin, Town Manager
- Ed "Jeff" Gauldin, Water Superintendent
- Matthew Hankins, Assistant Town Manager
- Mark Lovern, Lt. of Patrol
- Brian Schofield, Public Works Superintendent
- Justin Woodrow, Fire Chief
- 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 to add one additional closed session item.

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 an amended agenda

Motion By: Council Member Newbill

Second: Council Member Snead

Motion Discussion: None

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

Nays: None

Action: Approved the amended agenda by a unanimous vote.

SPECIAL ITEMS

A resolution for Law's Barber Shop was read and presented to Mrs. Verdella Law-Williamson in special honor of her late father, Mr. Herman Law, for the contribution that Law's Barber Shop made to the community in Rocky Mount and Franklin County during over 70 years that the Law's Barber Shop was in business. Law's Barber Shop opened June 28, 1948 and closed on March 29, 2019. Law's Barber Shop was ran by both Mr. Law and later by his daughter Verdella.

PUBLIC HEARING

None 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:

- April 11, 2019 – Budget Work Session No. 2 - Meeting Minutes
- May 6, 2019 – FY2020 Budget and CIP Public Hearing – Meeting Minutes

Discussion: None

Motion: To approve both sets of draft minutes

Motion By: Council Member Newbill

Second: Vice Mayor Stockton

Motion Discussion: None

Ayes: Cundiff, Moyer, Newbill, 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** (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 Stockton

Second: Council Member Moyer

Motion Discussion: None

Ayes: Cundiff, Moyer, Newbill, 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 that no one came forward.

OLD BUSINESS:

1. Town of Rocky Mount Fiscal Year 2020 Approval of the Budget

Council was presented a draft budget on April 8, 2019 that was reviewed during two work sessions on April 9th and April 11, 2019. The proposed budget was advertised for public input and a public hearing was held on May 6, 2019. There was no public input received at the public hearing.

Discussion: None

Motion: To approve the budget as presented.

Motion By: Vice Mayor Stockton

Second: Council Member Walker

Motion Discussion: None

MEMBERS	ATTENDANCE	VOTE
Bobby M. Cundiff	Present	No
Robert L. Moyer	Present	Yes
Mark H. Newbill	Present	Yes
Jon W. Snead	Present	Yes
Billie W. Stockton	Present	Yes
Gregory B. Walker	Present	Yes

Ayes: 5

Nays: 1

Action: Mayor Angle voted yes to approve the budget. The motion to approve the budget for FY2020, including Mayor Angle, was approved on a vote of 6 to 1 in favor of the budget.

2. Town of Rocky Mount Fiscal Year 2020 Approval of Tax Rates and Fees

There were no proposed changes in the tax rates of 13 cents per \$100 of assessed value for real estate, 51 cents per \$100 for personal property and 17 cents per \$100 for machinery and tools. Interest was still at 10% per annum. The General Fund was advertised at \$6,852,150, the Utility Operating Fund was advertised at \$3,419,267; the Utility Capital Fund was advertised at \$810,209; and the Harvester Performance Center was advertised at \$440,684.

Discussion: None

Motion: To approve the tax rates and fees as presented.

Motion By: Council Member Snead

Second: Council Member Walker

Motion Discussion: None

MEMBERS	ATTENDANCE	VOTE
Bobby M. Cundiff	Present	Yes
Robert L. Moyer	Present	Yes
Mark H. Newbill	Present	Yes
Jon W. Snead	Present	Yes
Billie W. Stockton	Present	Yes
Gregory B. Walker	Present	Yes

Ayes: 6

Nays: 0

Action: Mayor Angle voted yes to approve the Tax Rates and Fees. The motion to approve the Tax Rates and Fees for FY2020, including Mayor Angle, was passed on a vote of 7 to 0 in favor of the Tax Rates and Fees.

2. Arts and Culture District

Town Council was requested by staff to add a second arts and culture district along North Main Street. Adding a second arts and culture district would provide for changes to Article 42 in the Zoning and Development Ordinance of the Town of Rocky Mount, Virginia. Upon passing, the ordinance would establish one or more of the arts and culture districts that would raise awareness, support and cooperation among organizations and compliment businesses in the same area.

There were business incentives to adding one or more arts and culture districts to the Town such as in year one the rebate based on gross receipts would be 50%. In year two, the rebate would be 40%. In year three, the rebate would be 30%. In year four, the rebate would be 20% and in year five, the rebate would be 10%. The organization should establish the qualifications for the benefits on an annual basis.

Discussion: None

Motion: To approve the request for a second arts and culture district as presented.

Motion By: Council Member Moyer

Second: Council Member Newbill

Motion Discussion: None

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

Nays: None

Action: Approved the second arts and culture district as presented by a unanimous vote.

NEW BUSINESS

1. Fire Department Extrication Tool Approval

The Rocky Mount Volunteer Fire Department recently underwent a change in transition and at that time was able to determine that the department lacked some equipment, namely extrication tools to safely remove trapped occupants from vehicle wrecks. Fire department members have attended recent demonstrations of such tools at other departments and have also invited manufacturers to demonstrate equipment at the fire department in Rocky Mount. Mr. Hankins presented to Council and recommended the purchase of the TNT Rescue Tools cutter and spreader from Blue Ridge Rescue Suppliers of Montvale in the amount of \$17,779.25 from current year funds. Fire Chief, Justin Woodrow spoke regarding the tools that the Fire Department personnel had reviewed and shared the warranty of the products as well as the long term use of the products being proposed to Council for purchase.

Discussion: None

Motion: To approve the purchase of extrication tools for the Rocky Mount Volunteer Fire Department using current budget year funds.

Motion By: Council Member Cundiff

Second: Council Member Newbill

Motion Discussion: None

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

Nays: None

Action: Approved the motion by a unanimous vote.

2. Review and Consideration for Town Council Member to Lie in State in Council Chambers

The Town of Rocky Mount records indicated that there had been a former Member of Council previously allowed to “Lie in State” at the Municipal Building after passing. To “Lie in State” is to “be laid in a public place of honor prior to burial”. This time is considered a specific and official period of visitation. In the Town records, Council Member Alpheus N. (Runt) Angle was allowed to Lie in State in 1982. Staff has researched prior Council action and can find no definitive ruling that would authorize an event like this to take place. Staff interprets this precedent as approval for the practice and will respond to requests to Lie in State accordingly unless directed differently by Town Council.

No motion was necessary at this time but it was the consensus of Council to allow such a request as there were no objections voiced by Council.

3. Mandatory FOIA Training on June 25, 2019

All elected officials must undergo periodic training on the Freedom of Information Act as has been established by the state legislature in Virginia. The same set of rules and guidelines that we as a municipality must follow to govern meetings also governs the methods of requesting and releasing public records. In Virginia, the FOIA Counsel interprets and assists localities in FOIA compliance. The Town Clerk and the Town Attorney will be performing a required training on June 25th from 10:00 a.m. to 11:30 a.m. that will be held in a “webinar” format in the Council Chambers. The Town Clerk will call and advertise a special meeting of Council for that date and time.

No action was needed at this time.

4. Commonwealth of Virginia Voluntary Group Long-Term Care Insurance Program

Genworth is an insurance program that the Commonwealth of Virginia partnered with to provide for the cost of in home care or nursing facility care for government employees. The Town can participate in the insurance program and offer the program to the Town’s employees as an optional employee paid benefit should Council so choose to do so. The Genworth insurance program is a long term health care program with fees that range from \$20.00 a month premium to \$100.00 a month.

Mayor Angle stated that offering the insurance program to the Town employees would be an employee only choice that the employee would be responsible to sign up and pay for.

Discussion: None

Motion: To approve making the Genworth Insurance Program available to employees of the Town of Rocky Mount if the employee wishes to participate and pay for the program themselves.

Motion By: Council Member Snead

Second: Council Member Walker

Motion Discussion: None

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

Nays: None

Action: Approved the motion by a unanimous vote.

5. Town of Rocky Mount Water Treatment Plant 2018 Silver Award

The Rocky Mount Water Treatment Plant was awarded a Silver Water Treatment Plant Performance Award for Excellence. The award is given to municipal drinking water facilities that meet certain criteria set by the Virginia Department of Health Optimization Program.

No action was needed at this time.

6. Community Partnership for Revitalization Events

The Community Partnership for Revitalization asked permission for the following three events.

- The 5th annual “Court Day” on June 8, 2019 in Downtown Rocky Mount from 8:00 to 3:00 p.m.
- Christmas Tree Lighting on November 29, 2019 on the Courthouse Lawn from 5:00 to 6:00 p.m.
- Come Home to a Franklin County Christmas on December 6, 2019 in Downtown Rocky Mount from 5:00 to 9:00 p.m.

Your police department have reviewed and approved the plans for the events.

Barbara Chauncey of 25 Orchard Avenue, Rocky Mount, Va. addressed Council regarding the street closures and how many years the Community Partnership for Revitalization has been holding the named events.

Discussion: None

Motion: To approve the request for the three annual events.

Motion By: Council Member Newbill

Second: Council Member Moyer

Motion Discussion: None

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

Nays: None

Action: Approved the motion by a unanimous vote.

COMMITTEE REPORTS

None at this time

REFERRALS TO PLANNING

None at this time

OTHER MATTERS AND CONCERNS

Mr. Ervin was on Rise n' Shine today.

Chief Criner addressed Council regarding the Kabota UTV vehicle that the Police Department recently acquired from Rocky Mount Tractor. Chief Criner stated that Mr. Wayne Blankenship of Rocky Mount Tractor had donated the UTV vehicle to the Police Department for their use for 1 year. A press release will be forth coming in regard of the UTV vehicle.

CLOSED MEETING AND ACTION

Enter Closed Meeting

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

Time: 7:35 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. (Weaver Street)

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. (Downtown)

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 By: Council Member Snead

Second: Council Member Newbill

Motion Discussion: None

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

Nays: None

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.

Steven C. Angle, Mayor

ADJOURNMENT

Motion: To adjourn meeting

Time: 8:45 p.m.

Motion By: Council Member Newbill

Second: Council Member Snead

Motion Discussion: None

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

Nays: None

Action: Adjourned by a unanimous vote

Steven C. Angle, Mayor

ATTEST:

Rebecca H. Dillon, Town Clerk

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