

TOWN OF SCOTTSVILLE

Town Council Regular Session

Monday, June 21, 2004, 7:00 p.m.
Victory Hall
401 Valley Street
Scottsville, Virginia

Mayor
R. Stephen Phipps

Town Council
Lillian M. Copeland
Heinz H. Gadiant
James P. Hogan
Jeannette E. Kerlin
Robert C. Mellow
Craig N. Stratton

MINUTES

1. CALL TO ORDER – Mayor R. Stephen Phipps called the meeting to order at 7:00 p.m.
2. PLEDGE OF ALLEGIANCE TO THE FLAG
3. ROLL CALL of Town Council – Clerk of Council Amy Moyer called the roll. Present were Councilmembers Copeland, Gadiant, Hogan, Kerlin, Mellow, and Stratton. Also in attendance were Town Administrator Barry Clark, Town Attorney Lindsay Dorrier, and many members of the community.

4. CONSENT CALENDAR

4.1. Financial Report for May 2004 (Tab 1.5)

4.2. Approval of Agenda

4.3. Minutes of Regular Town Council Meeting of May 17, 2004 (Tab 5.1)

Upon a motion by Mr. Hogan, seconded by Mr. Mellow, the consent calendar was adopted by voice vote.

5. MAYOR'S REPORT

Mayor Phipps reported that the Batteau Festival would be in Scottsville on Wednesday, June 23. He also detailed the Independence Day festivities scheduled for July 3.

6. PUBLIC FORUM

Mr. Denny King rose to speak, stating his dissatisfaction with what he characterized as over-governing, inconsistency, financial mismanagement, and other issues. He remarked on the need to restore peace and tranquility to the community.

7. PUBLIC HEARING ON FY 2005 BUDGET (Tab 3.1)

No one rose to speak on the FY 2005 budget. Mr. Stratton motioned to accept the proposed budget. Ms. Kerlin seconded the motion, and a roll-call vote ensued.

Ms. Copeland Yes

Mr. Hogan Yes

Mr. Mellow Yes

Mr. Gadiant Yes

Ms. Kerlin Yes

Mr. Stratton Yes

The motion passed 6-0.

8. PUBLIC HEARING ON REQUEST FOR OFF-STREET PARKING REQUIREMENTS WAIVER FOR 550 VALLEY STREET (Tab 4.2)

Mr. Clark related that the BZA denied Mr. Kuttner a parking variance for lack of proof of hardship. He stated that Mr. Kuttner went to the ARB with plans to expand parking, and the ARB requested a waiver to eliminate parking at the front of the property. Mr. Clark reported that Town Council met at the property and came up with an alternative, which they will discuss with Mr. Kuttner. No public hearing or vote was conducted on this matter.

9. BANKING RESOLUTION AUTHORIZING CREDIT LINE WITH BB&T FOR STREETScape PROJECT (Tab 4.4)

Mr. Clark related that this short-term loan would be used if a contractor needs to be paid before receipt of a VDOT drawdown. The loan would be available July 1 through the end of FY 2005. The interest is at the prime rate with no loan fee. Mr. Mellow expressed trepidation that the loan would be used on a longer term to cover a shortage of funds, and that the operating budget deficit would expand with interest payments. Mr. Gadiant commented that the loan is appropriate as long as it is only used to cover a lapse in reimbursement; he noted the need to review the loan agreement carefully for any additional terms and conditions.

Mayor Phipps read the resolution authorizing a credit line with BB&T for the Streetscape Project; a copy of the resolution is attached. Mr. Gadiant motioned to approve the resolution. Mr. Stratton seconded the motion, and a roll-call vote ensued.

Ms. Copeland	<u>Yes</u>	Mr. Hogan	<u>Yes</u>	Mr. Mellow	<u>No</u>
Mr. Gadiant	<u>Yes</u>	Ms. Kerlin	<u>Yes</u>	Mr. Stratton	<u>Yes</u>

The motion passed 5-1.

10. PLANNING COMMISSION APPOINTMENTS FOR TERMS EXPIRING JUNE 30, 2005; JUNE 30, 2007; AND JUNE 30, 2008

- Jennifer Kane
- Steven Meeks
- Dolores Rogers
- James Svetich

Mayor Phipps noted that one seat is to be filled by a council representative, Mr. James Svetich. All other candidates were interviewed for the remaining two positions. Ms. Kerlin motioned to appoint Ms. Jennifer Kane to the Planning Commission for a term ending June 30, 2005. Mr. Gadiant seconded the motion, commenting that Ms. Kane is his neighbor and demonstrates excellent character and citizenship. A roll-call vote was conducted.

Ms. Copeland	<u>Yes</u>	Mr. Hogan	<u>Yes</u>	Mr. Mellow	<u>Yes</u>
Mr. Gadiant	<u>Yes</u>	Ms. Kerlin	<u>Yes</u>	Mr. Stratton	<u>Yes</u>

The motion passed 6-0.

Mr. Gadiant motioned to appoint Mr. Steven Meeks to the Planning Commission for a term ending June 30, 2007. Mr. Gadiant noted Mr. Meeks's knowledge and experience and strongly encouraged his reappointment. Mr. Stratton seconded the motion, and a roll-call vote ensued.

Ms. Copeland	<u>No</u>	Mr. Hogan	<u>No</u>	Mr. Mellow	<u>No</u>
Mr. Gadiant	<u>Yes</u>	Ms. Kerlin	<u>No</u>	Mr. Stratton	<u>Yes</u>

With two in favor and four against, the motion failed.

Ms. Copeland motioned to appoint Ms. Dolores Rogers to the Planning Commission for a term ending June 30, 2007. Mr. Hogan seconded the motion. Mr. Gadiant expressed concern with many people from one family holding positions, as Ms. Kerlin's husband may be appointed to the BZA. A roll-call vote was conducted.

Ms. Copeland	<u>Yes</u>	Mr. Hogan	<u>Yes</u>	Mr. Mellow	<u>No</u>
Mr. Gadiant	<u>No</u>	Ms. Kerlin	<u>Abstain</u>	Mr. Stratton	<u>Yes</u>

The motion passed 3-2.

11. ACCEPTANCE OF PROPOSAL FROM BUCK CREEK NURSERY, INC. FOR LANDSCAPE MAINTENANCE AT CANAL BASIN SQUARE, AT A COST OF \$978.00 PER YEAR (Tab 4.1)

Mr. Stratton noted that the costs of hiring an employee rather than a contractor for this work would far exceed this cost. Mr. Mellow motioned to accept the proposal from Buck Creek Nursery for landscape maintenance at Canal Basin Square, at a cost of \$978.00 per year. Ms. Kerlin seconded the motion, and a roll-call vote ensued.

Ms. Copeland	<u>Yes</u>	Mr. Hogan	<u>Yes</u>	Mr. Mellow	<u>Yes</u>
Mr. Gadiant	<u>Yes</u>	Ms. Kerlin	<u>Yes</u>	Mr. Stratton	<u>Yes</u>

The motion passed 6-0.

12. ACCEPTANCE OF PROPOSAL FROM BUCK CREEK NURSERY, INC. FOR LANDSCAPE MAINTENANCE AT BRUCE PARK AND LEVEE WALK, AT A COST OF \$702.00 PER YEAR (Tab 4.1)

Mr. Gadiant motioned to accept the proposal from Buck Creek Nursery for landscape maintenance at Bruce Park, at a cost of \$702.00 per year.

Ms. Copeland	<u>Yes</u>	Mr. Hogan	<u>Yes</u>	Mr. Mellow	<u>Yes</u>
Mr. Gadiant	<u>Yes</u>	Ms. Kerlin	<u>Yes</u>	Mr. Stratton	<u>Yes</u>

The motion passed 6-0.

13. REPORTS OF CHARTERED COMMITTEES AND PLANNING COMMISSION

Public Safety, Traffic, and Infrastructure: Mr. Stratton reported on emergency response practices. He noted that Officer Morris had dispersed a group of 20 by himself.

Planning Commission: Mr. Mellow reported that the Planning Commission had considered a request for a private road and plans for building a veterinary clinic on the former Swissway site.

Government Services: Ms. Kerlin reported that her committee did not meet in May due to the Planning Commission interviews.

Quality of Life: Mr. Hogan reported on the storm drain project. He reported that Jim Tocci is the new Farmers' Market manager, and he commended Linda LaFontaine for her years of service in that position. Mr. Hogan noted that food vendors must have a health department permit to participate in the market.

Tourism: Mr. Gadiant thanked Linda LaFontaine for her wonderful job with the Farmers' Market and solicited volunteers to help with the town website.

14. TOWN ATTORNEY'S REPORT – Mr. Dorrier had no report.

15. TOWN ADMINISTRATOR'S REPORT

Mr. Clark noted that the 4th of July events would be held on Saturday, July 3. Valedictory speeches were made by departing members of the Town Council, and Mayor Phipps thanked Mr. Gadiant and Mr. Mellow for their service to the town.

16. ADJOURNMENT – The meeting was adjourned at 7:43 p.m.