

TOWN OF SCOTTSVILLE

Town Council
Regular Session
Monday, March 21, 2005
Victory Hall
401 Valley Street
Scottsville, Virginia

Mayor
R. Stephen Phipps

Town Council
Lillian M. Copeland
James P. Hogan
Jeannette E. Kerlin
Robert E. O'Halloran
Craig N. Stratton
James M. Svetich

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. Councilors Copeland, Hogan, Kerlin, O'Halloran, and Svetich were present. Also in attendance were Town Administrator Barry Clark, Town Attorney Lindsay Dorrier, and several observers.
4. CONSENT CALENDAR
 - 4.1. Financial Report for February 2005 (Tab 1.4)
 - 4.2. Approval of Agenda
 - 4.3. Minutes of Regular Town Council Meeting of February 22, 2005 (Tab 5.1)
 - 4.4. Adoption of Fee Policy for FOIA Requests (Tab 4.3)

Upon a motion of Mr. Svetich, seconded by Ms. Kerlin, the consent calendar was adopted by voice vote.

5. MAYOR'S REPORT – Mayor Phipps reported that the next budget work session would occur in April.
6. PUBLIC FORUM

Mr. Michael Phelan rose to express concerns regarding the membership composition of the Planning Commission. Mr. Phelan provided a copy of his remarks, which is attached to the original of these minutes.

Ms. Penny Phelan stated that her remarks were directed to Ms. Kerlin, in response to comments made at the previous work session. Ms. Phelan clarified that she had never asked for or had a lease with Walter Neighbors, and she stated that she had spoken to Mr. Neighbors regarding the importance of a liaison with the ARB prior to renovations. Ms. Phelan requested that Ms. Kerlin be more accurate in her public remarks.

7. APPROVAL OF CONTRACT IN THE AMOUNT OF \$1,910 FOR LANDSCAPE MAINTENANCE BY BUCK CREEK NURSERY (Tab 3.2)

Mayor Phipps noted that Buck Creek has provided landscape maintenance for the last few years at Bruce Park, Levee Walk, Canal Basin Square, and the police department. Mr.

Hogan commented that this was a fair price, and more complete reporting would be requested on future visits. Mr. Svetich moved to approve the contract with Buck Creek Nursery. Mr. Hogan seconded the motion, and a roll-call vote ensued.

Ms. Copeland <u>Yes</u>	Ms. Kerlin <u>Yes</u>	Mr. Stratton <u>Absent</u>
Mr. Hogan <u>Yes</u>	Mr. O'Halloran <u>Yes</u>	Mr. Svetich <u>Yes</u>

The motion passed 5-0.

8. APPROPRIATION OF \$3,385 FOR HEAT PUMP AND COIL REPLACEMENT BY W. E. BROWN, INC. (Tab 3.3)

Mr. Svetich moved to appropriate \$3,385 for heat pump and coil replacement by W. E. Brown, Inc. Mr. Hogan seconded the motion. Mr. Svetich commented that Town Council had considered estimates over two months trying to get the best price and product. A roll-call vote was conducted.

Ms. Copeland <u>Yes</u>	Ms. Kerlin <u>Yes</u>	Mr. Stratton <u>Absent</u>
Mr. Hogan <u>Yes</u>	Mr. O'Halloran <u>Yes</u>	Mr. Svetich <u>Yes</u>

The motion passed 5-0.

9. RESOLUTION OF OPPOSITION TO JAMES RIVER PIPELINE PROPOSAL (Tab 4.2)

Mayor Phipps explained that the Rivanna Water and Sewer Authority is looking for long-term water supply alternatives. He encouraged residents to contact county supervisors with concerns about the environmental and economic impacts of a James River pipeline. Mr. Hogan thanked Paula Beazley for her attendance at the work session. Councilors expressed apprehension that the pipeline would lead to lower water levels in the James River and increased development in southern Albemarle. Mayor Phipps read the resolution aloud.

Mr. Svetich moved to adopt the resolution opposing the James River pipeline proposal. Ms. Kerlin seconded the motion. Ms. Copeland moved to strike "in the amount of 15 million gallons per day" from the last paragraph. Ms. Kerlin seconded the amendment, and a roll-call vote ensued.

Ms. Copeland <u>Yes</u>	Ms. Kerlin <u>Yes</u>	Mr. Stratton <u>Absent</u>
Mr. Hogan <u>Yes</u>	Mr. O'Halloran <u>Yes</u>	Mr. Svetich <u>Yes</u>

By a vote of 5-0, the following resolution was adopted:

WHEREAS, the Rivanna Water & Sewer Authority is considering a number of alternatives to address the long-term water supply problem in Central Virginia; and

WHEREAS, Gannett Fleming, consultant for the Rivanna Water & Sewer Authority, presented a James River Raw Water Supply Concept; and

WHEREAS, this concept for the James River withdrawal and pipeline project included intake near

Scottsville with the pipeline ending at Observatory Mountain and a peak flow of 15 million gallons per day; and

WHEREAS, the proposal of the consultant Gannett Fleming concluded there would be minimal environmental impacts without presenting any data; and

WHEREAS, the consultant Gannett Fleming acknowledged that cultural resource constraints and archeological assessments would be required and that wetlands, streams, and recreation would be threatened; and

WHEREAS, the Town of Scottsville is presently constructing a Streetscape Project to revitalize downtown Scottsville and has just completed a Canal Basin Square Project to draw tourists to the Town; and

WHEREAS, the Town of Scottsville plans to utilize the mighty James River as a recreation and environmental resource for future generations and an asset to the Town in development of its tourist base; and

WHEREAS, the Town of Scottsville and southern Albemarle County are local, state, and national historic treasures deserving preservation and special protection for agricultural, forestry, and tourist reasons; and

WHEREAS, the Rivanna Water & Sewer Authority has many other possible sources of water that do not threaten the property, health, well-being, environmental security, economic progress, recreational benefits, and historic preservation of the Town of Scottsville and southern Albemarle County; and

WHEREAS, the Town of Scottsville has a special relationship with the James River which transcends local economic gain and approaches the spiritual, with the mighty James deeply intertwined with Scottsville's past, present, and future; and

WHEREAS, it is in the best interests of the citizens of Virginia that the James River Raw Water Supply facility not be built at or near Scottsville;

THEREFORE, the Town of Scottsville hereby petitions the Rivanna Water & Sewer Authority to eliminate the proposed intake of raw water from the James River near Scottsville with a pipeline ending at Observatory Mountain as being environmentally unsound, historically inappropriate, recreationally deficient, and economically impractical.

10. RESOLUTION REQUIRING FUTURE UTILITIES TO BE LOCATED UNDERGROUND

Mayor Phipps commented that this resolution emphasizes Zoning Ordinance provisions regarding utility burial. He then read the resolution aloud. Mr. Svetich moved to adopt the resolution requiring burial of future utilities within the historic district. Mr. O'Halloran seconded the motion, and a roll-call vote ensued.

Ms. Copeland Yes
Mr. Hogan Yes

Ms. Kerlin Yes
Mr. O'Halloran Yes

Mr. Stratton Absent
Mr. Svetich Yes

By a vote of 5-0, the following resolution was adopted:

WHEREAS, the Town of Scottsville has approved a Streetscape Project which will place selected utility lines in the town underground; and

WHEREAS, the placement of utility lines underground will render more attractive the streets of the town; and

WHEREAS, the future utility lines installed in the Town of Scottsville, for aesthetic reasons, should be placed underground;

WHEREAS, unless there is a safety, administrative, or funding reason which precludes the placement of the utility lines underground;

THEREFORE, BE IT RESOLVED that the Town of Scottsville hereby agrees to require all future utility lines, to include but not limited to natural gas lines, in the historic district of the Town of Scottsville to be located underground.

11. REPORTS OF CHARTERED COMMITTEES AND PLANNING COMMISSION

Historic Preservation: Ms. Copeland reported that the revolving fund committee was now in place to accept applications for exterior work. Fundraising for the publication is ongoing.

Government Services: Ms. Kerlin reported that Town Code amendments making property owners responsible for the quarterly trash bill would be presented at the April work session, and her committee is drafting an employee salary scale.

Quality of Life: Mr. Hogan reported that the Farmers' Market would open April 7, with music and children's events. Volkert is preparing final amended Streetscape plans for VDOT approval. Mr. Hogan reported that property owners' approvals were being secured for the bicycle and walking path, and town officials met with Perry Foundation representatives regarding the Streetscape Project.

Economic Development: Mayor Phipps reported that the CDBG planning grant was extended through the end of April, with a meeting scheduled in the next week to finalize the local innovation grant application.

Planning Commission: Mr. Svetich reported that the public hearing on parking ordinance amendments would be deferred for further discussion. Comprehensive Plan updates incorporating Census 2000 data are to be considered at the April meeting, and the Thomas Jefferson Planning District Commission is pursuing grant funding to work with the town.

12. TOWN ATTORNEY'S REPORT – Mr. Dorrier announced his resignation as town attorney, commenting that issues coming before the Board of Supervisors with respect to Scottsville might present a conflict of interest. Mr. Dorrier received a standing ovation for his years of service, and Mayor Phipps announced that a reception would follow the April meeting.

13. TOWN ADMINISTRATOR'S REPORT – Mr. Clark reported that Columbia Gas would be relocating lines from the north to south side of Main Street to minimize disruption during Streetscape.

14. ADJOURNMENT – The meeting was adjourned at 7:35 p.m.