

TOWN OF SCOTTSVILLE

Town Council
Regular Session
Monday, June 20, 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. All members were present. Also in attendance were Town Administrator Barry Clark; Jack Hodge, of Volkert & Associates, Inc.; Susan Caruvana, of the Virginia Tech Office of Economic Development; and several members of the community.
4. CONSENT CALENDAR
 - 4.1. Financial Report for May 2005 (Tab 1.4)
 - 4.2. Approval of Agenda
 - 4.3. Minutes of Regular Town Council Meeting of May 16, 2005 (Tab 5.1)
 - 4.4. Minutes of Special Meeting of June 1, 2005 (Tab 5.2)
 - 4.5. Minutes of Special Meeting of June 8, 2005 (Tab 5.3)
 - 4.6. Minutes of Working Session of June 13, 2005
 - 4.7. Minutes of Special Meeting of June 16, 2005

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

5. STREETScape / DRAINAGE IMPROVEMENT PROJECT UPDATE – Jack Hodge, Volkert & Associates, Inc.

Mr. Hodge updated the audience as to the status of the Streetscape Project. Due to administrative changes in the VDOT approval process, as well as plan revisions required by regulation changes since the storm sewer was originally designed, the project is behind schedule. Mr. Hodge stated that rights-of-way for the project have been certified, with one exception. If timely approval is received, the project would be advertised in mid-to-late July, with the project to be completed by Thanksgiving. Mr. Hodge noted that construction cannot begin until all storm sewer materials are delivered to Keene. Mike Sheets has been hired to relocate utility connections to the rear of the buildings, as soon as VDOT allows. Mr. Hodge explained that access would be maintained to all businesses throughout the project, and contractors would work to clean up and finish as they go. He cautioned that bids may exceed

estimates due to increases in crude oil, cement, and steel prices.

Mr. Hogan remarked that the Town continues to seek grant opportunities to assist with project funding. No one from the audience had any questions or comments.

6. PUBLIC HEARING ON COMMUNITY DEVELOPMENT BLOCK GRANT PROPOSAL FOR SCOTTSVILLE ENTREPRENEURSHIP DEVELOPMENT PROJECT (Tab 3.1)

Mr. Hogan gave an overview of the process leading up to the grant application; he noted that this hearing is only on whether to make application for the grant, not whether to accept funding. Ms. Caruvana summarized the proposed application (a fact sheet on the application is attached to the original of these minutes), and then opened the floor to public comment.

Mr. Tim Small questioned why the outcome measurement is job creation when the grant objective is marketing.

Ms. Caruvana responded that, after meeting with town businesses and the Chamber of Commerce, it was ascertained that the businesses want more visitors and customers; and more employees would be needed to serve the increased number of visitors. She explained that the project must benefit low-to-moderate income people to be eligible for this type of funding.

Mr. Stratton commented that most town businesses are “mom and pops” with few or no employees, and this could help businesses make the transition to the 6 to 10 employee level.

Mr. Small asked whether, considering the demographics of the community, there are unemployed people with marketable skills. Mr. Svetich queried what is considered a new hire.

Ms. Caruvana stated that new hires can be the result of either the growth of existing businesses or the formation of new businesses.

Mr. O’Halloran asked what would happen if the grant requirements for new jobs are not fulfilled.

Ms. Caruvana replied that, as long as an effort is made, DHCD will take that into consideration.

There being no further comments from the public, the hearing then concluded.

7. APPLICATION RESOLUTION FOR LOCAL INNOVATION GRANT (Tab 3.1)

Mr. Hogan moved to approve the recommended grant application. Ms. Kerlin seconded the motion. Mayor Phipps read a resolution authorizing the submission of the Local Innovation Grant application. A roll-call vote was then conducted.

Ms. Copeland Yes Ms. Kerlin Yes Mr. Stratton Yes
Mr. Hogan Yes Mr. O'Halloran Yes Mr. Svetich Yes

By a vote of 6-0, the resolution was adopted.

8. MAYOR'S REPORT – Mayor Phipps reported on the upcoming Batteau Festival and Independence Day celebrations.

9. PUBLIC FORUM – No one from the public rose to speak.

10. APPOINTMENT OF TOWN ATTORNEY

- Applicants: James M. Bowling, IV; Frederick D. Kelly; Frederick W. Payne

Mr. Svetich moved to appoint Frederick D. Kelly as Town Attorney. Mr. Stratton seconded the motion. Mr. Svetich commented on Mr. Kelly's experience and affordability relative to the budget appropriation for the position. Mr. Stratton concurred that the need to be prudent with funds outweighs the greater experience of other applicants. Ms. Copeland expressed concern regarding Mr. Kelly's lack of government experience. After a brief discussion, a roll-call vote was conducted.

Ms. Copeland No Ms. Kerlin No Mr. Stratton Yes
Mr. Hogan No Mr. O'Halloran No Mr. Svetich Yes

By a vote of 2-4, the motion failed.

Ms. Kerlin moved to appoint James M. Bowling, IV, as Town Attorney. Mr. O'Halloran seconded the motion. Ms. Copeland commented that there would be a probationary period in the contract to assess any additional expenses. Mr. Svetich asked what would happen if an attorney is required for Planning Commission meetings. Mayor Phipps replied that the Planning Commission has a budget of \$2,500 for professional consultation, including legal counsel. A roll-call vote was then conducted.

Ms. Copeland Yes Ms. Kerlin Yes Mr. Stratton No
Mr. Hogan Yes Mr. O'Halloran Yes Mr. Svetich No

By a vote of 4-2, the motion passed.

11. PUBLIC HEARING ON FISCAL YEAR 2006 BUDGET (Tab 3.3)

Mayor Phipps opened the public hearing on the proposed budget for Fiscal Year 2006.

Mr. Tim Small stated that he appreciated the amount of effort that went into the budget, calling it a job well done.

There were no further comments from the public. After a brief discussion among members

about the fiscal impact of the increased attorney fees, Mr. Hogan moved to approve the FY 2006 budget as proposed. Ms. Kerlin seconded the motion, and a roll-call vote ensued.

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

By a vote of 6-0, the budget was adopted.

12. APPROPRIATION OF \$2,500 FOR FOURTH OF JULY TOURISM PROMOTION

Mr. O'Halloran moved to appropriate \$2,500 for a Fourth of July T-shirt program. Ms. Kerlin seconded the motion. Mr. O'Halloran noted that the shirts would be purchased locally, and sales proceeds would cover the cost of the shirts. A roll-call vote was then conducted.

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

By a vote of 6-0, the appropriation was approved.

13. PUBLIC HEARING ON PARKS AND RECREATION FACILITIES ORDINANCE (Tab 4.1)

Ms. Kerlin gave a brief explanation of the proposed ordinance pertaining to Canal Basin Square, Bruce Park, the Levee Walk, and the Van Clief Nature Area. Mayor Phipps then opened the public hearing.

No one from the public wished to speak to this topic, and the public hearing was then closed. Mr. Hogan moved to adopt the parks and recreation facilities ordinance as proposed. Mr. Svetich seconded the motion, and a roll-call vote ensued.

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

By a vote of 6-0, the ordinance was adopted.

14. APPROPRIATION OF \$995 FOR PAINTING OF COUNCIL CHAMBERS BY C&T PAINTING AND REPAIR (Tab 4.2)

Ms. Kerlin moved to appropriate \$995 for painting the Council Chambers. Mr. O'Halloran seconded the motion. Mayor Phipps commented that there had been some leakage problems in the room, and this was the lowest bid. Mr. Svetich suggested that this expenditure be deferred for another year. Mr. Stratton concurred that painting was unnecessary. After further discussion, a roll-call vote was conducted.

Ms. Copeland	<u>Yes</u>	Ms. Kerlin	<u>Yes</u>	Mr. Stratton	<u>No</u>
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Mr. Hogan No Mr. O'Halloran Yes Mr. Svetich No

Mayor Phipps cast a tie-breaking vote in the affirmative. The appropriation was approved by a vote of 4-3.

15. RESOLUTION FOR PUBLIC SAFETY MONTH (Tab 4.3)

Mr. Stratton commented that this resolution was appropriate to heighten awareness of safety officials during the July 4 parade. Mayor Phipps then read a resolution proclaiming July to be public safety month. Mr. Svetich moved to adopt the resolution as read. Mr. Hogan seconded the motion, and a roll-call vote ensued.

Ms. Copeland Yes Ms. Kerlin Yes Mr. Stratton Yes
Mr. Hogan Yes Mr. O'Halloran Yes Mr. Svetich Yes

By a vote of 6-0, the resolution was adopted.

16. APPOINTMENT OF JAMES V. KERLIN TO THE PLANNING COMMISSION FOR A TERM ENDING JUNE 30, 2009 (Tab 4.4)

Mr. Svetich moved to appoint James V. Kerlin to the Planning Commission for a term ending June 30, 2009. Mr. Hogan seconded the motion, and a roll-call vote ensued.

Ms. Copeland Yes Ms. Kerlin Abstain Mr. Stratton Yes
Mr. Hogan Yes Mr. O'Halloran Yes Mr. Svetich Yes

By a vote of 5-0, with one abstention, the appointment was approved.

17. RESOLUTION OF PROPERTY TRANSFER FROM ALBEMARLE COUNTY SERVICE AUTHORITY TO TOWN OF SCOTTSVILLE, TAX MAP 130A(2), PARCELS 65 & 68 (Tab 4.6)

Mayor Phipps explained that this parcel is currently a small garden maintained by the 4Gs garden club, who would like to improve the garden with a path and additional plantings. The Albemarle County Service Authority has agreed to give the parcel to the town, retaining a utility easement through the property. Mayor Phipps read a resolution accepting the property transfer.

Mr. Stratton moved to accept the resolution as read. Mr. Svetich seconded the motion, and a roll-call vote ensued.

Ms. Copeland Yes Ms. Kerlin Yes Mr. Stratton Yes
Mr. Hogan Yes Mr. O'Halloran Yes Mr. Svetich Yes

By a vote of 6-0, the resolution was adopted. Mr. Hogan requested that the Council send a letter of thanks to ACSA, and Mr. Stratton recommended that the 4Gs suggest a name for the

park.

18. APPROPRIATION OF \$1,932 FOR HERBICIDE SPRAYING OF BUCKINGHAM PROPERTY

Mr. Stratton moved to appropriate \$1,932 for herbicide spraying at the Buckingham timber tract. Mr. Hogan seconded the motion, and a roll-call vote ensued.

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

By a vote of 6-0, the appropriation was approved.

19. REPORTS OF CHARTERED COMMITTEES AND PLANNING COMMISSION

Planning Commission: Mr. Svetich reported that the Planning Commission discussed and approved changes to the Comprehensive Plan, which will be subject to a public hearing at next month's Town Council meeting.

Public Safety, Traffic, and Infrastructure Committee: Mr. Stratton reported that his committee did not meet in June; however, there have been several bluegrass festival meetings, with the festival scheduled for August 27. Mr. Stratton commented that noise complaints have been received, but the town does not have a noise ordinance because of the enforcement difficulties. He recommended that residents call 911 when a police response is needed, so that dispatch records are created and the closest available personnel can respond.

Quality of Life Committee: Mr. Hogan reported that the Farmers' Market is doing well, and he is awaiting further contact from the state regarding the bicycle and walking path.

Government Services: Ms. Kerlin reported that the next meeting would be June 23.

Historic Preservation: Ms. Copeland reported that the Architecture in Action exhibit would be open during the Batteau Festival and on July 4.

20. TOWN ADMINISTRATOR'S REPORT – Mr. Clark had no report.

21. ADJOURNMENT – The meeting was adjourned at 8:27 p.m.