

October 22, 2013

The regular meeting of the Council of the City of Martinsville, Virginia, was held on October 22, 2013, in Council Chambers, Municipal Building, at 7:30 PM, Closed Session beginning at 7:00PM, with Mayor Kim Adkins presiding. Council Members present included: Mayor Kim Adkins, Vice Mayor Gene Teague, Mark Stroud, Danny Turner and Sharon Brooks Hodge. Staff present included: Leon Towarnicki, City Manager, Brenda Prillaman, Linda Conover, Eric Monday, Eddie Cassady, Ted Anderson, Jeff Joyce, and Mike Scaffidi.

Mayor Adkins called the meeting to order and advised Council will go into Closed Session. In accordance with Section 2.1-344 (A) of the Code of Virginia (1950, and as amended) and upon a motion by Sharon Brooks Hodge, seconded by Gene Teague, with the following 5-0 recorded vote: Adkins, aye; Teague, aye; Stroud, aye; and Hodge, aye, Turner, aye, Council convened in Closed Session, for the purpose of discussing the following matters: (A) Consultation with legal counsel and briefings by staff members, attorneys or consultants pertaining to actual or probable litigation, or other specific legal matters requiring the provision of legal advice by such counsel, as authorized by Subsection 7. (B) Appointments to boards and commissions as authorized by Subsection 1. At the conclusion of Closed Session, each returning member of Council certified that (1) only public business matters exempt from open meeting requirements were discussed in said Closed Session; and (2) only those business matters identified in the motion convening the Closed Session were heard, discussed, or considered during Session. On a motion by Mark Stroud, seconded by Sharon Brooks Hodge, with the following recorded 5-0 vote: Adkins, aye; Teague, aye; Stroud, aye; and Hodge, aye; Turner, aye, Council returned to Open Session.

Board appointment action taken: (1) A motion was made by Gene Teague, seconded by Danny Turner, with a 5-0 vote, to appoint Smith Chaney, 55 General Longstreet Court, to a 4 year unexpired term on the Transportation Safety Commission ending 12/31/14. (2) A motion was made by Mark Stroud, seconded by Sharon Brooks Hodge, with a 5-0 vote, to appoint the following three persons to the Board of Zoning Appeals: Cristy Geneva Reynolds, 731 Craig St.-5 year unexpired term ending 9/12/15; Page Brockenbrough, 907 Clarke Rd.-5 year full term ending 9/26/18; Michael Allen Hendricks, P. O. Box 3266, Martinsville-5 year unexpired term ending 9/22/14.

Following the invocation by Mayor Kim Adkins and Pledge to the American Flag, the Mayor welcomed everyone to the meeting. The Mayor recognized Boy Scout Sam Dickerson who was present working toward his Eagle Scout badge. The Mayor announced that information will be running on the MGTV screen during the televised meeting with a number to to call VEC Manager directly for jobs information.

Proclamation-Domestic Violence Awareness Month: Mayor Adkins presented the proclamation to representatives of Citizens Against Family Violence.

Property Maintenance Staff Update: Ted Anderson and Andy Powers presented the following information regarding the property maintenance process and staffing:

<p>Process Timeline Summary</p> <ul style="list-style-type: none"> Complainant calls or emails complaint to our office Process begins Inspector investigates complaint 2-5 Days N.O.V. is sent to owner with time for abatement 3 days for mail to be delivered+3-14 days to abate Inspector re-inspects for compliance 1-5 days after abatement time Abatement turned over to PW for abatement 1-2 days average <p>Total time=2-4 weeks</p>	<p>Consequences of Current Staffing</p> <ul style="list-style-type: none"> Current office staffing of four reduced from seven over the last five years, savings of over \$100,000 annual Inability to be Proactive on Fire Inspections & Property Maintenance/Nuisance Ordinance Inspections One Fire Investigation Trumps Everything for Staff Members (Several arson cases awaiting trial) Inability to Move Forward on Goals No State Mandated Backflow Preventer Inspections <ul style="list-style-type: none"> Now being handled by Andy Lash No State Mandated Elevator Inspections <ul style="list-style-type: none"> Trying to work into fire inspections Difficulty in Meeting FLSA Inability to Provide Programs for Contractors Pub Ed Suffering (FSH, Hot Shots, Community Events) 	<p>Backlog</p> <ul style="list-style-type: none"> Average Backlog of Nuisance Complaints <ul style="list-style-type: none"> 20-40 ROW Complaints pending (2011) 5-10 ROW Complaints pending (2013) Have seen backlog of 80+ (2011) 30+ prior to Keith (2013) Perfect scenario of time <ul style="list-style-type: none"> Investigate complaint on same day received, with 10 day correction period = two-three week completion period Realistic expectation under current staffing <ul style="list-style-type: none"> Add backlog to above = greater than two months completion period
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Comparisons				
	Martinsville	Henry County	Radford	Danville
Population	15,416	54,151	16,408	43,055
Square Miles	12	382	9.5	43.9
PM/Nuisance Inspectors	½	0	2 Rental	3 Pm 2 Rent 2 Nuisance
PM Code	Yes	No	Yes (rental)	Yes
Nuisance Ord.	Yes	Not by inspections	Yes	Yes
Full Time Atty.	No	Yes	Yes	2 (3?)
PM Inspections	60	0	231	1800
Nuisance Insp.	587	0	3	3,809
Backyards	No	No	No	Yes (no warrants)
Proactive	No	No	Yes (rental)	Yes

Possible Backyard Process	
• Council will select 4 per year (1 per quarter) from a list prioritized by Inspections	
• Council will determine these properties to be a nuisance through legislative action	
• The City Attorney and Inspections Dept. will pursue compliance through legal system	
• Health & Safety Issues Remain Priority	
• Consider Current Responsibilities of Department	

Staff Recommendations	
• Unfreeze Full Time PM Position Allowing for Better Fulfillment of Current Job Responsibilities (\$42k)	
• Respond more timely	
• Become proactive on fire inspections	
• Become proactive on PM & nuisance ordinance concerns	
• Easier to comply with FLSA	
• Would help permit tech with data entry	

Going Forward-Recent Issues

- Length of Time to Respond/Abate
- Landlords that Dump Entire Home Contents at the Street
- Repeat Offenders
- Backyard Policy Implementation

Council discussion: potential for shifting some of the responsibilities to other departments; continued interest in developing a backyard policy and possibly declaring properties as public nuisance; process streamlining may require redistributing duties to other staff; asked for updates on average time in resolving complaints at Council Neighborhood meetings; Council asked the City Manager to take the recommendations and do some analysis and bring back recommendation to Council.

Due to the lateness of the hour, the Mayor asked for Business From the Floor comments before going forward with remainder of agenda. Comments from Business From the Floor: Shelby Wyatt-expressed her concerns regarding the recent injury to her son at a Martinsville Middle School football game. Mayor Adkins reported Council will hear an update from school officials on this issue at the November 12 Council meeting.

Telecommunications Staff Update: Director of Telecommunications Department, Mike Scaffidi, presented the following update:

<p>Current customer base</p> <ul style="list-style-type: none"> • September 30, 2013 <ul style="list-style-type: none"> ◦ Fifty-one (51) Customers • Sixteen (16) Companies Waiting <ul style="list-style-type: none"> ◦ Waiting for Fiber Build • Twelve (12) Companies <ul style="list-style-type: none"> ◦ Evaluating MINet 	<table border="1"> <caption>Customer Base Growth (2009-2012)</caption> <thead> <tr> <th>Year</th> <th>Customers</th> </tr> </thead> <tbody> <tr> <td>2009</td> <td>7</td> </tr> <tr> <td>2010</td> <td>13</td> </tr> <tr> <td>2011</td> <td>29</td> </tr> <tr> <td>2012</td> <td>51</td> </tr> </tbody> </table>	Year	Customers	2009	7	2010	13	2011	29	2012	51	<table border="1"> <caption>Gross and Net Income (2009-2012)</caption> <thead> <tr> <th>Year</th> <th>Gross Income</th> <th>Net Income</th> </tr> </thead> <tbody> <tr> <td>2009</td> <td>\$50,000.00</td> <td>\$40,000.00</td> </tr> <tr> <td>2010</td> <td>\$80,000.00</td> <td>\$60,000.00</td> </tr> <tr> <td>2011</td> <td>\$130,000.00</td> <td>\$120,000.00</td> </tr> <tr> <td>2012</td> <td>\$200,000.00</td> <td>\$180,000.00</td> </tr> </tbody> </table>	Year	Gross Income	Net Income	2009	\$50,000.00	\$40,000.00	2010	\$80,000.00	\$60,000.00	2011	\$130,000.00	\$120,000.00	2012	\$200,000.00	\$180,000.00
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<ul style="list-style-type: none"> • CUSTOMER BASE <ul style="list-style-type: none"> • Sixteen Customers in Waiting • Three Existing Customers Awaiting Upgrades • Goal 20 New Customers by Calendar January 2015 • PROJECTED INCOME <ul style="list-style-type: none"> • January 2014 <ul style="list-style-type: none"> • Exceed \$230,000.00 Gross Income • January 2015 <ul style="list-style-type: none"> • Exceed \$300,000.00 Gross Income 	<p>Government savings-cost comparison</p> <ul style="list-style-type: none"> • City Telephone Ports <ul style="list-style-type: none"> ◦ 432 Phone and Data ports <ul style="list-style-type: none"> • \$15,120.00 - CLEC Customary Charge <ul style="list-style-type: none"> • Per month per port (without special features) • \$ 2,484.00 - Monthly MINet Operation Cost <ul style="list-style-type: none"> • Per month per port (includes all features) • School Telephone Ports <ul style="list-style-type: none"> ◦ 247 Phone and Data ports <ul style="list-style-type: none"> • \$8,645.00 - CLEC Customary Charge <ul style="list-style-type: none"> • Per month per port (without special features) • \$ 1,420.00 - Monthly MINet Operation Cost <ul style="list-style-type: none"> • Per month per port (includes all features) 	<p>Obstacles</p> <ul style="list-style-type: none"> • BACKBONE - FIBER BUILD <ul style="list-style-type: none"> ◦ Time Consuming ◦ Expensive <ul style="list-style-type: none"> • Contract Labor • Lack of Specialized Equipment • RESOURCES (future) <ul style="list-style-type: none"> ◦ Sales Executive ◦ Construction Crew 																									

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Refuse Staff Update: Jeff Joyce, Public Works Director, presented the following update on the Refuse Fund for first quarter FY14:

<ul style="list-style-type: none"> • Residential and commercial solid waste collection • Bulk trash and brush collection programs • 8 yard container rental program • Post closure care of the closed landfill • Recycling and reuse program • Power generation from landfill gas at the closed landfill 	<p>The City provides refuse collection for approximately 6,000 residential customers and approximately 135 commercial customers. The program includes rental of 8 yard collection containers and bulk/brush collection programs. The refuse fund also includes the post closure care and maintenance of the closed landfill as required by VDEQ regulations.</p>	<p>Recyclables are collected and marketed from the following operations.</p> <ul style="list-style-type: none"> • Drop-off collection center on Market Street • Bulk trash collection program • Office and mixed paper collected from City offices. • Metal cans collected from the Jail and school cafeterias. • Wood waste collected by various City departments
<ul style="list-style-type: none"> • Surplus and waste materials from the City Shop and Garage. • Christmas trees collected and ground into mulch <p>Other items such as milled asphalt and broken concrete are reused by the Public Works, Water Resources, and Parks & Recreation departments.</p>	<p>Total Collections Revenue = \$427,007 Total Recycling Revenue = \$6,654 Total Cost Collection/Disposal = \$197,163 Total Cost Post Closure Landfill = \$17,234</p> <p>Net Revenue = \$219,264</p>	<p>Power Generation from LFG Generator Energy Produced During First Quarter = 1159 MW</p> <p>Stabilized Rate For Electricity = \$69.97</p> <p>Total Avoided Cost - \$69.97 x 1159 MW = \$81,095</p> <p>Operation Cost For Generator Site = \$63,972</p> <p>Net Avoided Energy Cost = \$17,123</p>

Council comments: Turner-welcomed race fans to the community; Stroud-encouraged blood donations and bone marrow donations and wishes for good racing weather this week; Hodge-appreciated work done on property maintenance report and urged use of the data to improve the system.

City Manager comments: Mr. Towarnicki reported on VML award received for Depot Street project and thanked city staff members who worked on this project; reported statistics on PART bus ridership noting that this service is definitely meeting a need as seen in the increase in ridership.

There being no further business, the meeting adjourned at 9:45 pm.

Brenda Prillaman
Clerk of Council

Kim Adkins
Mayor