

July 14, 2009

The regular meeting of the Council of the City of Martinsville, Virginia, was held on July 14, 2009, in Council Chambers, Municipal Building, at 7:30 PM, with Vice Mayor Kimble Reynolds presiding. Council Members present included: Vice Mayor Kimble Reynolds, Jr., Gene Teague, Mark Stroud, Sr., and Danny Turner. Mayor Kathy Lawson was absent. Staff present included: Clarence Monday, City Manager, Brenda Prillaman, Eric Monday, Eddie Cassady, Wayne Knox, and Gary Cody.

Vice Mayor Reynolds asked for a moment of silence for the Mayor and her family in the loss of her father. Following the invocation by Council Member Danny Turner and Pledge to the American Flag, Vice Mayor Kimble Reynolds welcomed everyone to the meeting as well as Drew Densmore from Senator Mark Warner's office and Ben Pinkston with Boy Scouts.

On a motion by Danny Turner, seconded by Mark Stroud, Council approved with a 4-0 vote, the minutes of May 26, June 8, June 9, and June 23, 2009 meetings.

After brief comments from Wayne Knox, the Vice Mayor opened the public hearing for public comment on amending the zoning ordinance and approving a special use permit for 20 Progress Drive to be used by Henry-Martinsville Social Services. Comments: Alexis Lee of 127 Sellers St. thanked Council for giving citizens a voice in this matter and stated she felt it was a good idea to approve the special use permit and approve the zoning ordinance. Rev. Tyler Millner made the following points: thinks it's a good that an agreement has been reached; suggested Council get a lesson from this process for future problems; does not think the Athena building is the best solution and thinks a facility could have been provided in the Uptown area.

Vice Mayor Reynolds closed the public hearing. On a motion by Gene Teague, seconded by Mark Stroud, with the following 4-0 recorded vote, Mr. Reynolds, aye; Mr. Stroud, aye; Mr. Teague, aye; and Mr. Turner, aye, (Mrs. Lawson was absent) Council approved the ordinance on first reading to amend the zoning ordinance to include governmental uses within the Clearview Business Park. On a motion by Gene Teague, seconded by Mark Stroud, with the following 3-1 recorded vote, Mr. Reynolds, aye; Mr. Stroud, aye; Mr. Teague, aye; and Mr. Turner, nay, (Mrs. Lawson was absent), Council approved granting the special use permit for 20 Progress Drive, allowing the Department of Social Services to locate in the Athena Building. Council comments included: Turner questioned whether the building was marketed properly and it is a

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loss for the area to not use the facility for economic development. Teague explained that the revenue sharing agreements at the Patriot Centre was instrumental in moving this forward and this is a long term win for the community. Stroud pointed out many hours have been into making this decision. Reynolds stated he felt that reviewing the process on this issue can be an opportunity to improve.

Gary Cody, Leisure Services Director, distributed information to Council with statistics on participation in recreational activities from January through June 2009 which showed a lot of interest in all age groups. He also reported on projects completed as well as upcoming projects. Information on Leisure Services activities will be made available on the City website.

Gary Cody, Leisure Services Director, reviewed a power point presentation with Council regarding skateboard park possibilities for Martinsville. He reported on benefits of having a skateboard park and location recommendations. City staff is continuing to secure partners and funding sources. Due to cost constraints, staff strongly recommends utilizing an existing location such as Wilson Park with a tennis court that can be converted. This would be a huge savings on paving/grading and installation of necessary infrastructure. Starting from scratch is cost-excessive making it difficult to attain the necessary funding. Cody pointed out the process will need support from Council, a location picked, and funds attained for a specific goal to reach. He also pointed out that a sub-committee of parents and skaters who will take care of the skate park will be developed to assist in the design. On a motion by Mark Stroud, seconded by Gene Teague, with a 4—0 vote, Council agreed to endorse the project to proceed to obtain funding with a proposal of the project plan brought back to Council for approval. Council pointed out we need to get more input before settling on a location and to be careful not to limit ourselves on a location. It was also suggested that a proposal for Harvest Foundation funding might be worthwhile.

City Manager, Clarence Monday, updated Council on Liberty Street Phase II improvements to provide two additional lanes on Liberty Street between York Street and the north city corporate limits. The project length is .47 miles and will include bicycle lanes and a new sidewalk on the east side. He reported a public comment session is planned for July 16 where details of project will be presented to the public.

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He also discussed possible stimulus funding that is being pursued. A resolution for Council could possibly be ready to bring to Council for consideration in August.

City Manager, Clarence Monday, reported all FY09 funded agencies have submitted their required quarterly reports which were included in Council's agenda packet. Council Member Teague pointed out he would like the agency reporting process to be changed to twice a year rather than quarterly. Vice Mayor Reynolds stressed the need to be sure agencies are accountable for funds and that they are advancing Council's goals. On a motion by Gene Teague, seconded by Danny Turner, with a 4-0 vote, Council agreed to have the agencies go to a 6 month schedule. Reports will be due in September and March as recommended by staff. Funded agencies will be advised of new reporting procedure and reminded they are to account for the funds making sure they are advancing Council's goals.

Council discussed schedule and locations for FY10 City Council Neighborhood meetings and decided to keep the same schedule as previous year except switch the September Neighborhood meeting to be held at Wilson Park for the Druid Hills/Uptown area and the December meeting will cover the Southside area. Staff will secure locations and get dates on the schedule.

On a motion by Gene Teague, seconded by Mark Stroud, with a 4-0 Council approved the following consent agenda:

BUDGET ADDITIONS FOR 07/14/2009

<u>ORG</u>	<u>OBJECT</u>	<u>DESCRIPTION</u>	<u>DEBIT</u>	<u>CREDIT</u>
<u>FY09</u>				
<u>GENERAL FUND</u>				
01100909	490104	Advanced/Recovered Costs		570
01725422	506046	Mustangs - Team Uniforms	570	
		Reimbursement for travel gear		
01100909	490104	Advanced/Recovered Costs		30,289
01413147	506010	Traffic Signals - Signal Maintenance	30,289	
		Reimbursement for new signal at American National Bank		
01100909	490801	Recovered Costs - Senior Citizens		1,836
01100908	480420	Misc Revenue - Donations-Senior Citizens		405
01714212	506016	Senior Citizens - Program Supplies	2,240	
		Bingo and trip fees; dance donations		
01100904	442402	Fines/Forfeitures - Local Confiscated Assets		879
01221082	506118	Commonwealth's Attorney - Local Confiscated Assets	879	
		Local Confiscated Asset funds received in FY09		
01100904	442401	Fines/Forfeitures - Local Confiscated Assets		879
01311085	506118	Police Dept - Local Confiscated Assets	879	
		Local Confiscated Asset funds received in FY09		
01101918	443312	State Grant - JAG Grant - Police		2,575

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01311085	506106	Police Dept - Non-Capital Equipment-JAG Grant Appropriate grant funding	2,575	
Total General Fund:			37,432	37,432
<u>REFUSE FUND</u>				
09103936	407701	Refuse - Loan Proceeds		750,067
09425302	503140	Landfill - Prof.Services - Engineering	103,000	
09425302	508220	Landfill - Plant Expansion	647,067	
Appropriate funds received for Landfill Methane Recovery project				
Total Refuse Fund:			750,067	750,067
<u>ELECTRIC FUND</u>				
14103936	407701	Electric - Loan Proceeds		185,067
14564339	508205	Electric Construction - Vehicles	185,067	
Appropriate funds received for Bucket Truck purchase				
Total Electric Fund:			185,067	185,067
<u>CAPITAL RESERVE FUND:</u>				
16100909	490104	Capital Reserve - Recovered Costs		3,171
16577367	508012	Physical Plant Expansion - Fiber Optic Network Reimbursement from Nichols Construction	3,171	
Total Capital Reserve Fund:			3,171	3,171
<u>FEDERAL PROGRAMS FUND:</u>				
20102926	420171	Categorical Federal - Response to Intervention		12,500
85003701	565503	Response to Intervention - Travel	2,900	
85003701	566013	Response to Intervention - Instructional Materials	9,600	
Appropriate funds for federally-funded program at AHES				
Total Federal Programs Fund:			12,500	12,500

The Vice Mayor asked for business from the floor. Chris Koumparakis of Ridgeway commended Council for working for the people; encouraged Council to look at stimulus funding for the hydro electric dam; asked that Council ask Perriello to go full force after stimulus funding. Wayne Knox extended invitation to Council and the public to attend the July 25 Vision Day session planned for Uptown. Rev. Tyler Millner of Axton raised the following four questions: (1) When and what briefing has the Council received as to the status of the Arena Project? (2) What is the process/action Plan dealing with the issue? What about the leadership for the project? Is there a committee? What is the role and who are the members? Who selected them? What is expected of the committee? (3) When can the community expect an official status report vs. comments mentioned by staff in the local newspaper? (4) What is Council's position on the project? Mr. Reynolds asked that the City Manager provide Council and the public an update and have this on a future Council agenda.

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Comments from City Council: Stroud thanked Sen. Warner's representative for being at the meeting and thanked Gary Cody for improvements he has made in Leisure Services. Turner pointed out the need for crisis intervention assistance to citizens contemplating suicide; he also pointed out that he would like to see the U. S. Flag flying at City Hall on 4th of July, Veterans day and Memorial Day. Reynolds thanked Mr. Densmore for his interest in our city; he pointed out he has spoken to United Way to assist in addressing the suicide issue; reported a listening tour will be in Blairs on July 18 to focus on green issues with Obama administration secretaries to be in attendance. Teague pointed out the Contact hotline can help in crisis situations.

In accordance with Section 2.1-344 (A) of the Code of Virginia (1950, and as amended) and upon a motion by Gene Teague, seconded by Danny Turner, with the following 4-0 recorded vote: Reynolds, aye; Teague, aye; Stroud, aye; and Turner, aye, Council convened in Closed Session, for the purpose of discussing the following matter: (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.

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 said Session. On a motion by Danny Turner, seconded by Gene Teague, with the following recorded 4-0 vote: Reynolds, aye; Teague, aye; Stroud, aye; and Turner, aye, Council returned to Open Session. No action was taken.

There being no further business, Vice Mayor Reynolds adjourned the meeting at 9:50 PM.

Clarence C. Monday
Clerk of Council

Kimble Reynolds
Vice Mayor