

AGENDA--CITY COUNCIL -- CITY OF MARTINSVILLE, VIRGINIA
Council Chambers – Municipal Building
7:00 pm CLOSED SESSION **7:30 pm regular session**
Tuesday, July 9, 2013

7:00--Closed Session

1. Items to be considered in Closed Session, in accordance with the Code of Virginia, Title 2.2, Chapter 37—Freedom of Information Act, Section 2.2-3711(A)—Closed Meetings, the following:
 - A. Appointments to Boards & Commissions as authorized by Subsection 1.
 - B. 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.
 - C. A personnel matter as authorized by Subsection 1.

7:30—Regular Session

Invocation & Pledge to the American Flag-Council Member Gene Teague

1. Consider approval of minutes of May 14, 2013 & May 28, 2013. (2 mins)
2. Hear a staff update on progress of existing and potential Community Development projects. (15 mins)
3. Hear an update regarding the Henry Hotel. (30 mins)
4. Consider approval of a resolution adopting the state’s holiday schedule as the schedule to be observed by City employees. (2 mins)
5. Business from the Floor
This section of the Council meeting provides citizens the opportunity to discuss matters, which are not listed on the printed agenda. In that the Council meetings are broadcast on Martinsville Government Television, the City Council is responsible for the content of the programming. Thus, any person wishing to bring a matter to Council’s attention under this Section of the agenda should:
 - (1) come to the podium and state name and address;**
 - (2) state the matter that they wish to discuss and what action they would like for Council to take;**
 - (3) limit remarks to five minutes;**
 - (4) refrain from making any personal references or accusations of a factually false and/or malicious nature.****Persons who violate these guidelines will be ruled out of order by the presiding officer and will be asked to leave the podium.**
Persons who refuse to comply with the direction of the presiding officer may be removed from the chambers.
6. Comments by members of City Council. (5 minutes)
7. Comments by City Manager. (5 minutes)



City Council Agenda Summary

Meeting Date: July 9, 2013

Item No: 1.

Department: Clerk of Council

Issue: Consider approval of minutes of City Council meeting May 14, 2013 and May 28, 2013.

Summary: None

Attachments: May 14, 2013
May 28, 2013

Recommendations: Motion to approve minutes as presented

May 14, 2013

The regular meeting of the Council of the City of Martinsville, VA, was held May 14, 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, Sharon Brooks Hodge and Danny Turner. Staff present included: City Manager Leon Towarnicki, Brenda Prillaman, Eric Monday, Steve Draper, Ruth Easley, Coretha Gravely, Laura Hopkins, Pam Gill, Kenneth Draper, and Ted Anderson.

Mayor Adkins called the meeting to order and announced an adjustment to the agenda that item #6 regarding electric will be considered at a later meeting. She then 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 Gene Teague, seconded by Mark Stroud, with the following 5-0 recorded vote: Adkins, aye; Teague, aye; Stroud, aye; Hodge, aye; and Turner, aye, Council convened in Closed Session, for the purpose of discussing the following matters: (A) Appointments to boards and commissions as authorized by Subsection 1. (B) 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 Session. On a motion by Mark Stroud, seconded by Danny Turner, with the following recorded 5-0 vote: Adkins, aye; Hodge, aye; Teague, aye; Stroud, aye; and Turner, aye, Council returned to Open Session.

Action taken on Board appointments in Regular Session: A motion was made by Gene Teague, seconded by Mark Stroud, with a 5-0 vote, to appoint Jennifer Doss, 134 East Church St., to the EDC slot on the Arts & Cultural Committee with a term expiring 12/31/16.

Following the invocation by Council Member Stroud and Pledge to the American Flag, the Mayor welcomed everyone to the meeting.

Minutes: On a motion by Gene Teague, seconded by Sharon Brooks Hodge, with a 5-0 vote, Council approved the minutes of the March 20, 2013, March 26, 2013, April 8, 2013 tour and April 8, 2013 meetings.

Proclamation-Elks Lodge: Mayor Adkins presented a proclamation to the representatives of the Martinsville Elks Lodge regarding their 65th anniversary.

Proclamation-National Missing Children's Day: Mayor Adkins presented a proclamation to Lura Woodley and her daughter, Maafoa, regarding National Missing Children's Day.

Public Hearing on FY14 Budget and approval of ordinance 1st reading: Mr. Towarnicki recapped changes to the FY14 Budget from actions at Council's latest budget worksession. Mayor Adkins then opened the public hearing on the budget. 1. Dennis Reeves, 106 Courtney Terrace, asked on behalf of Blue Ridge Airport for an increase in their FY14 funding from \$8,100 to \$20,000. After lengthy discussion as to funding formula for localities contributing to the airport, a motion was made by Gene Teague, seconded by Danny Turner, to add \$900 to Blue Ridge Airport FY14 funding, bringing it to \$9,000, which makes it a 75%-25% split funding with the county. The motion passed with a 5-0 vote. 2. Ural Harris, Stuart Street, expressed his concerns that the proposed budget is not revenue neutral and with city department heads living outside the city. 3. A city resident (no name) from Whittle Road thanked Council for their funding of city schools. 4. Rives Coleman, 603 Mulberry, thanked Council for support of city schools. 5. Bill Kirby, 1315 Valleyview,

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thanked Council for support of city schools. 6. Pam Heath thanked Council for support of schools, pledging responsible use of the funds, and asked for a handshake agreement. Mayor Adkins closed the public hearing on the budget. City Attorney Eric Monday stated that a public disclosure has been signed by Mayor Adkins and Council Member Stroud to participate in the discussion and vote on the city budget. After brief Council comments, Council Member Turner made a motion to eliminate the Assistant City Manager position from the budget. The motion died for lack of a second. Mr. Turner made a motion to cut funding for SBTC-The Launch Place. The motion died for lack of a second. Mr. Turner made a motion to remove the \$1.7 million dollar component from Commonwealth Crossing. The motion died for lack of a second. Mr. Turner made a motion to eliminate the new hire in Finance. The motion died for lack of a second.

On a motion by Gene Teague, seconded by Sharon Brooks Hodge, with the following recorded 4-1 vote: Adkins, aye; Hodge, aye; Teague, aye; Stroud, aye; and Turner, nay, Council approved the following budget ordinance, on first reading:

**City of Martinsville, Virginia--ORDINANCE NO. 2013- U-2
The Budget for Fiscal Year 2013-2014**

BE IT ORDAINED by the Council of the City of Martinsville, Virginia, in regular session assembled May 14, 2013, that the following sums of money be and hereby are appropriated -- by specified Fund -- for the City's fiscal year ending June 30, 2014, from the following Fund sources of estimated revenue:

SUMMARY STATEMENT OF BUDGET ESTIMATES, 2013-2014

	Projected Fund Balance 06/30/13	Projected Revenues FY13-14	Budgeted Exp/Transfers FY13-14	Budgeted Depreciation	Projected Fund Balance 06/30/14	Net (Decrease) Increase
General Fund	\$6,183,809	\$29,332,826	\$30,393,005		\$ 5,123,630	\$ (1,060,179)
Meals Tax	\$ 801,197	\$ 1,900,250	\$ 1,900,250		\$ 801,197	0
Capital Reserve	\$ 37,887	\$ 710,809	\$ 710,809		\$ 37,887	0
TOTAL CAPITAL FUNDS	\$ 839,084	\$ 2,611,059	\$ 2,611,059		\$ 839,084	0
Refuse	\$2,070,034	\$ 1,797,000	\$ 2,097,136	\$ 150,000	\$ 1,919,898	\$ (150,136)
MINET/Fiber	\$ 0	\$ 561,601	\$ 561,601	\$ 0	\$ 0	0
Water	\$ 720,181	\$ 3,306,040	\$ 3,779,567	\$ 250,000	\$ 496,654	\$ (223,527)
Sewer	\$1,245,051	\$ 4,010,012	\$ 4,841,109	\$ 400,000	\$ 813,954	\$ (431,097)
Electric	\$4,979,375	\$17,426,072	\$18,821,027	\$ 400,000	\$ 3,984,420	\$ (994,955)
TOTAL UTILITY FUNDS	\$9,014,641	\$27,100,725	\$30,100,440	\$1,200,000	\$ 7,214,926	\$ (1,799,715)
Cafeteria	\$ 815,490	\$ 1,701,710	\$ 1,701,710		\$ 815,490	0
Schools	\$ (108,298)	\$21,318,895	\$ 21,318,895		\$ (108,298)	0
School Grants	\$ 23,061	\$ 0	\$ 0		\$ 23,061	0
TOTAL SCHOOL FUNDS	\$ 730,253	\$23,020,605	\$ 23,020,605		\$ 730,253	0
CDBG	\$(627,574)	\$ 216,362	\$ 216,362		\$(627,574)	0
Housing Choice	\$ (3,758)	\$ 2,357,275	\$ 2,357,275		\$ (3,758)	0
TOTAL SP REV FUNDS	\$(631,332)	\$ 2,573,637	\$ 2,573,637		\$ (631,332)	0
TOTAL ALL FUNDS	\$16,136,455	\$84,638,852	\$88,698,746	\$1,200,000	\$13,276,561	\$ (2,859,894)

Tax Rates:

Real Estate: \$1.0621 per \$100 assessed value
 Personal Property: \$2.30 per \$100 assessed value (unchanged)
 Machinery & Tools: \$1.85 per \$100 assessed value (unchanged)

Meals Tax Rate:

Six and one-half (6.5) percent on the amount paid for meals purchased from any food establishment, whether prepared in such food establishment or not, and whether consumed on the premises or not.

Proposed Refuse Rate Increases from Current Rates:

Rate Class	Proposed Increase
Residential Service	\$2.25/month = \$18.50/month
Commercial Service	\$1.50/month = \$26.00/month

BE IT FURTHER ORDAINED by said Council that this Ordinance shall be effective on and after July 1, 2013.

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Commissioner of Revenue Ruth Easley asked for clarification regarding a separate codified ordinance on the meals tax. City Attorney Eric Monday reported that is to be addressed at the next Council meeting with an ordinance.

Beaver Creek Reservoir Rules and Regulations: Andy Lash briefed Council on changes in Beaver Creek Reservoir Rules. Staff recently received a request to consider waiving boating fees at the Beaver Creek Reservoir for disabled military veterans. The fee schedule for boating at the reservoir is currently \$3.00 daily, or \$15.00 for an annual permit. In recognition of present and former Military personnel's service and sacrifice to our country, staff has revised the Reservoir Rules and Regulations to waive boating fees for all military personnel – active, retired, and disabled. Revenue impact is estimated to be minimal. Other minor changes in the Reservoir Rules and Regulations have been made as well, reflecting the current operational schedules and maintenance duties. On a motion by Gene Teague, seconded by Danny Turner, with a 5-0 vote, Council approved the Rules and Regulations with the changes as presented:

RULES AND REGULATIONS
GOVERNING THE USE OF BEAVER CREEK RESERVOIR AND
THE ADJACENT AREAS FOR RECREATIONAL PURPOSES

Adopted: June, 1956
Revised: February, 1981; January, 1994; August, 1995; November, 2001;
November 2009; May 2013

GENERAL PROVISIONS:

1. **Departmental Jurisdiction.** Beaver Creek Reservoir, a primary water supply source for the City of Martinsville, and certain areas adjacent to the Reservoir are under direct control and supervision of the Water Resources Department.
2. **Designated Recreation Areas.** The water surface of the Reservoir and approximately 20 acres of adjacent land area are available to the general public for recreation purposes, subject to these rules and regulations.
3. **Types of Recreational Privileges.** Recreational activities shall be generally classified as picnicking, fishing, boating and hiking.
4. **Hours of Operation.** All activities shall be restricted to the period each day from sunrise until sunset, unless special permission is granted otherwise. The City reserves the right to modify these hours as may be deemed to be in the best interest of the City.
5. **Access.** Entrances to the water surface and recreation areas shall be controlled and limited to the gated entrance on Boat Ramp Drive. The designated access shall be strictly observed by the public. Vehicles parked on Reservoir premises after designated hours may be towed at owner's expense.
6. **Prohibited Acts.** No activity shall be allowed that would endanger the reservoir impoundment, contaminate the water, pollute the watershed, or in any other way be detrimental to the public interest. Specifically, no person shall:
 - a. Swim, wade or bathe in the reservoir.
 - b. Allow a pet or domestic animal to enter the water or run at large in the recreation areas.
 - c. Enter the area with firearms or fireworks, nor discharge

- d. Engage in any commercial activity within the area, except pursuant to a specific contract with the City.
 - e. Post, distribute or display private notices or advertisements, except those deemed necessary for the convenience and guidance of the public using the reservoir area for recreational purposes.
 - f. Operate a boat in any manner so as to constitute a menace or hazard.
 - g. Place in the reservoir any boat, trailer or bait container that has been in other water bodies within the previous week, or that has been in other water bodies within three weeks but not within the previous week unless first inspected and approved by the Lake Warden, in order to prevent the introduction of zebra mussels.
 - h. Possess or consume alcohol within the area.
 - i. Commit lewd or licentious acts or use profane language.
 - j. Feed fowl.
7. **Suspension of Recreational Privileges.** By order of the City Manager or his designated agent, the Director of Water Resources recreational privileges may be suspended or discontinued in part or in full and for any length of time required to preserve the safety of the water supply, to abate hazardous conditions or for other appropriate reasons.

8. **Exemptions.** City Manager or his designated agent may make exemptions to these rules and regulations as may be deemed to be in the best interest of the city.

ENFORCEMENT OF REGULATIONS

1. **Responsibility.** Enforcement of these regulations shall be the primary responsibility of an officer of the City designated as the Lake Warden.
2. **Posting of Regulations.** These regulations shall be posted in a conspicuous place(s) at the Reservoir and shall otherwise be made available to all persons entering the area.
3. **Fees.** All fees required by these regulations shall be collected and accounted for by the Lake Warden.
4. **Denial of Admission.** The Lake Warden is empowered to revoke the recreation privileges described herein and/or to deny admission and/or to arrest and take into custody to any person who violates these regulations. All law enforcement situations will be

fulfilled by either Game Warden or Henry County Sheriff's Department.

PICNICKING

1. **Location.** Picnicking activities shall be permitted only in designated areas.
2. **Fires.** Fires shall be allowed only in designated picnic areas and shall be laid only in the cooking grills provided or in privately owned grills, or otherwise to strictly avoid uncontrolled conflagration.
3. **Garbage.** All garbage, rubbish and trash resulting from picnicking shall be deposited in receptacles provided.

FISHING

1. **Licensure.** Persons fishing the Reservoir must be in compliance with all Commonwealth of Virginia game and fish laws and must have in their possession valid state licenses. No other fees or permits shall be required.
2. **Where Allowed.** Fishing shall be allowed from boats, from the shore and from established fishing piers.
3. **Sale of Fish.** Fish taken from the Reservoir may not be sold commercially nor bartered.

BOATING

1. **Permits Required.** Any person desiring to place a boat upon the Reservoir, either for regular or temporary use, shall pay a fee and secure a permit from the Lake Warden.
2. **Permit Types, Terms and Fees.** All permits shall be valid only during the calendar year of issuance and fees shall not be prorated. A permit may be transferred to successive owners of a boat.
 - a. **Annual:** An annual permit may be issued to a boat to be placed on the Reservoir during normal hours of operation upon the payment of \$15.00 per year.
 - b. **Daily:** A one-day permit may be issued to a boat to be placed on the Reservoir during normal hours of operation upon the payment of \$3.00 per day.
 - c. **Disabled, Active Duty and Retired Military:** All Permit fees

Reservoir property by sunset.

4. **Equipment.** All boats shall be equipped with the following:
 - a. **Life Preservers.** All boats shall be equipped with one U.S. Coast Guard approved wearable personal flotation device for each person aboard. In addition, all boats shall be equipped with one throwable personal flotation device.
 - b. **Pails for Sanitary Purposes.** Each boat shall be equipped with a pail or other suitable device to be used only for sanitary purposes.
 - c. **Bailing Equipment.** Each boat shall be equipped with an efficient pumping device or bailing bucket.
 - d. **Oars.** Each boat shall be equipped with one or more oars or paddles.
5. **Power Boats.** All boats equipped with a motor shall be specially regulated as follows:
 - a. The use of gasoline powered motors and the presence of gasoline in containers on the Reservoir shall be prohibited, except by the Lake Warden or other officials during emergencies or enforcement actions.
 - b. Battery powered trolling motors are permitted.
6. **Sailboats.** Permits may be issued to sailboats of small or medium size that are determined by the Lake Warden to be safe and of substantial construction. No person may operate or be a passenger aboard a sailboat unless wearing a U.S. Coast Guard approved life preserver.
7. **Canoes and Kayaks.** Permits may be issued to canoes or kayaks that are determined by the Lake Warden to be safe and of substantial construction. No person may operate or be a passenger in a canoe or kayak unless wearing a U.S. Coast Guard approved life preserver.
 - a. **Waiver of Age Limit.** For the purposes of training or organized excursions, the Lake Warden may authorize the operation of canoes or kayaks by persons under the age of sixteen, and without an adult aboard, when such persons are representing bona fide youth organizations (such as Boy Scouts, Girl Scouts, YMCA) and when such persons are under the immediate supervision of a recognized adult leader.
8. **Inflatable Boats.** Permits may be issued to inflatable boats complying with the following requirements. Rafts and floats are

shall be waived for Disabled, Active Duty and Retired Veterans with appropriate documentation.

3. **General Requirements.** Unless otherwise specifically provided herein, all boats must be equipped and operate in accordance with Virginia Boating Laws and Regulations. Permits will be issued only to boats of a substantial type and structure as determined by the Lake Warden.
 - a. **Capacity.** Limited to two people unless a higher capacity or weight limit is specifically stated on the boat.
 - b. **Juveniles.** No boat shall be operated by a person under sixteen years of age. Persons under sixteen years of age may enter and be passengers in a boat only if accompanied by an adult.
 - c. **Operating Near Spillways.** No boat shall be taken into restricted areas adjoining the spillways and/or intake tower, or in any other area marked by signs as restricted. No boat shall be tied, anchored or moored to the intake tower or its support cable.
 - d. **Passing.** When two boats approach each other on the same course, the operator of each shall keep to his right (starboard), passing the other boat to his left (portside). Boats without power shall at all times have the right-of-way over power boats. No boat shall cross the bow of another boat within a distance of 50 yards.
 - e. **Influence of Alcohol.** No person under the influence of alcohol shall operate or be a passenger in a boat on the Reservoir at any time.
 - f. **Ride the Gunwales.** No person operating a boat shall allow any person to ride or sit on the gunwales or on the deck of the bow of the boat while underway.
 - g. **Speed and Reckless Navigation.** An operator of a boat shall at all times navigate in a careful and prudent manner, at a rate of speed and in such a way as not to endanger the property or physical well-being of any other person.
 - h. **Accidents.** The operator of any boat involved in a collision or other accident resulting in damage to property and/or injury or death of any person shall immediately stop the boat at the scene of the accident and shall give his name, address and permit number to the other parties involved; shall render reasonable assistance to any injured person; and shall immediately report the matter to the Lake Warden prior to leaving the Reservoir area.
 - i. All boaters should be aware of items 4 and 5 under General Provisions and end boating activities in order to exit

not included.

- a. **Air Compartments.** Must have a minimum of four air compartments.
- b. **Bottom.** Must have a solid bottom.
- c. **Capacity.** Limited to two people unless a higher capacity is specifically stated on the boat.

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Set public hearing for School Board vacancy: On a motion by Gene Teague, seconded by Danny Turner, with a 5-0 vote, Council set a public hearing for May 28, 2013 for the purpose of receiving/interviewing citizens interested in appointment for one three-year term beginning July 1, 2013 and ending June 30, 2016 to the City's School Board.

Consent agenda: On a motion by Gene Teague, seconded by Sharon Brooks Hodge, with a 5-0 vote, Council approved the following consent agenda:

BUDGET ADDITIONS FOR 5/14/13				
ORG	OBJECT	DESCRIPTION	DEBIT	CREDIT
FY13				
General Fund:				
01100909	490104	Advance/Recovered Costs		3,990
01331108	501300	Sheriff/Corrections - Part-time & Temporary Wages	2,900	
01331108	502100	Sheriff/Corrections - Social Security	180	
01331108	502110	Sheriff/Corrections - Medicare	42	
01331108	506008	Sheriff/Corrections - Vehicle Equipment & Maint.	580	
01331110	506200	Sheriff/Annex - Prisoner Allowance	288	
		Reimbursement from Henry County for litter pickup - February & March 2013		
01101917	442601	Categorical Other-State - EMS Four for Life		1,782
01322105	506114	Emergency Medical Services - EMS Four for Life	1,782	
		Additional Grant Funding		
01102926	443157	Categorical Federal - Safe Routes to School		1,007
01413146	503140	Street Marking - Prof. Services - Engineering	1,007	
		Reimbursement-Safe Routes to School Project		
01101916	434704	Categorical Shared Expenses - Clerk Circuit Ct - Off Exp		1,977
01216076	506001	Clerk of Circuit Court - Office Supplies	1,977	
		Additional Funding provided by State		
Total General Fund:			8,756	8,756

Ordinance approval 2nd reading for local tax exemption: On a motion by Gene Teague, seconded by Danny Turner, with the following 5-0 recorded vote: Adkins, aye; Hodge, aye; Teague, aye; Stroud, aye; and Turner, aye, Council approved the following ordinance on second reading regarding local tax exemption for STEP, Inc.:

ORDINANCE 2013-2
BE IT ORDAINED by the Council of the City of Martinsville, Virginia, in regular session held on April 23, 2013 and pursuant to Section 58.1-3651 of the Code of Virginia, that Section 21-12 of the City Code be amended to add a subsection N as follows:
N. Taxation exemption for STEP, Inc.
After convening a duly advertised public hearing and considering the factors set forth in Code of Virginia § 58.1-3651(B), the City Council of Martinsville Virginia hereby ordains the following:
1. STEP, Inc., a nonprofit organization, is hereby classified and designated as a charitable organization within the context of Section 6(a)(6) of Article X of the Constitution of Virginia.
2. Personal property owned by STEP, Inc, and used exclusively for charitable purposes on a nonprofit basis, as set forth in paragraph 1 of this subsection, is hereby determined to be exempt from local personal property taxation.
3. Continuance of the exemption shall be contingent on the continued use of the property in accordance with the purpose for which the organization is classified or designated.
Attest:
 Brenda Prillaman, Clerk of Council
<u>May 14, 2013</u> Date Adopted
<u>May 24, 2013</u> Date Effective

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Business from floor: Mayor Adkins read the usual guidelines for Business from the Floor as well as the following statement before opening floor for comments:

In addition to what I have just read, if you are here to ask Council to speak publicly on one of the following two things, I would like for Council and those in attendance to consider the following as it pertains to the removal of a Council member and the displaying or not displaying of the quilt:

1. Removal of a Council Member. For background and for the benefit of the public, City Council has limited authority to remove a member of council except for missing three consecutive meetings or committing a felony while in office and thus any remarks asking for removal of a member or not removing a member is not germane to the actions that this council can take; therefore, I ask that you refrain from such remarks. Furthermore, I have conveyed, along with others on council, that ongoing emotional pleas such as will only further divide our community. We wish to look for ways to bring our community together. If you have suggestions in this area, we will welcome your comments.
2. Display or not display the quilt. After a great deal of thought, Vice-Mayor Teague and I ask Council to consider the following resolution. (See attachment)

I also would like to remind those wishing to speak that when addressing Council, we are here to take your comments under advisement. This is not a time for Q&A or for Council to take action. With these guidelines and considerations in place, would anyone like to address Council from Business from the Floor?

Mayor Adkins asked for Council's consideration of approval of the following resolution:

RESOLUTION

In Recognition of the Piedmont Governor's School

WHEREAS, The Piedmont Governor's School for Mathematics, Science & Technology has a site in Martinsville, Virginia, and serves students from Martinsville and Henry County;

WHEREAS, the Piedmont Governor's School's mission is to provide a challenging, project-driven, research-based curriculum in a technology-infused environment; and

WHEREAS, The Piedmont Governor's School is designed for academically gifted, highly motivated, and high achieving eleventh (11th) and twelfth (12th) grade students from Martinsville and Henry County; and

WHEREAS, The Piedmont Governor's School's class under the direction of Dr. Nina Huff recently completed an extensive survey of the services offered by the City; and

WHEREAS, This class presented their findings to City Council and to the community at large on April 23, 2013, and made several suggestions regarding the city services which we will strive to implement; and

NOW, THEREFORE, City Council does hereby commend Dr. Nina Huff's class for their hard work, quality professional project and the presentation made to the community; and furthermore, City Council accepts their gift of a handmade quilt which was given in the spirit of love for all of Martinsville and agrees to display the quilt for one year, after which, the quilt will be returned to Dr. Huff for her to display as she deems appropriate at the Governor's School.

On a motion by Danny Turner, seconded by Mark Stroud, with the following 4-1 vote (Hodge voting nay), Council approved the resolution for Piedmont Governor's School.

Business from the floor comments: 1. J. C. Richardson of Mt Sinai Church-commented he would be very offended if Council displays the quilt and there should have been more ethnic sensitivity. 2. Malvester Muhammad, 622 Watt St.-commented quilt is offensive and not in favor of displaying the quilt. 3. Tanya Espinosa, 14 Tanyard Rd.-commented she understood metaphorical meaning of the quilt statement and feels this was a misunderstanding. 4. Tyler Millner, 632 Holland Circle-commented on his displeasure in hanging the quilt and asked to let the students change the quilt before hanging. 5. Allen Saunders, 502 Church St.-feels this is not a race issue and the silhouette was used as a symbol. 6. James Dalton, 104 Lincoln St.-commented there are no black and white issues and that his daughter graduated from Governor's School. 7. Melody Cartwright, 713 Jefferson St.-comments on Council member responsibilities and actions. Mayor

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Adkins asked her to take a seat. 8. Naomi Hodge Muse, NAACP President- comments on racism issues and urged that the recent incident be put behind us. 9. Tammy Pearson, 1034 Mulberry-commented she is proud that Council is displaying quilt. 10. Katie Whitlow, 75 Glen Oak Circle-comments that Council should be held to a higher standing. 11. K. Peters, 1037 Barrows Mill Rd.-comments regarding racism and asked that Council bury the quilt. 12. Chris Young, 1301 Mulberry-comments regarding Council member's behavior. Mayor Adkins asked him to take a seat. 13. Johnny Robertson, Cascade, VA-comments regarding racism and evolution. Mayor Adkins asked him to take a seat. 14. Chad Martin-comments on the city's national image and feels peace needs to be brought to this issue and asked for an apology from Council Member Hodge.

Council comments: Turner-congratulated MHS graduating class and is proud to display quilt; Stroud-commented it is time to move forward; Teague-expressed appreciation for all comments and the need to respect each other; Hodge-agreed it is time to move forward.

City Manager comments: none.

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

Brenda Prillaman
Clerk of Council

Kim Adkins
Mayor

May 28, 2013

The regular meeting of the Council of the City of Martinsville, Virginia, was held on May 28, 2013, in Council Chambers, Municipal Building, at 7:30 PM, with Mayor Kim Adkins presiding. Council members present included: Mayor Kim Adkins, Vice Mayor Gene Teague, Mark Stroud, Sharon Brooks Hodge and Danny Turner. Staff present included: Leon Towarnicki, City Manager, Brenda Prillaman, Eric Monday, Linda Conover, and Mike Rogers.

Following the invocation by Mayor Kim Adkins and Pledge to the American Flag, the Mayor welcomed everyone to the meeting.

Minutes: On a motion by Gene Teague, seconded by Mark Stroud, with a 5-0 vote, Council approved the minutes of the April 9, 2013 and April 11, 2013 meetings.

Employee Service Award recognition: Mayor Adkins read the following list of names recognizing city employees for their years of service:

SERVICE AWARD RECIPIENTS FOURTH QUARTER – FISCAL YEAR 12-13 FOR THE PERIOD OF APRIL 1 – THROUGH JUNE 30, 2013

Employee	Department	Service
Danny Cole	Public Works	5
Ronnie Gammons	Public Works	5
Krystal Davis	Sheriff	5
Kenith Shumate	Fire	10
Tim Agee	Electric	15
Steve Burgess	W/W Plant	20
Jackie Dillard	Sheriff	20
Ronald Nance	Utility Billing	25
Jimmy Blankenship	Electric	25
Bobby Phillips	Fire/Safety	35
Donna O'Dell	Human Resources	40

Mayor Adkins also recognized Wayne Davis of Public Works for his Employee Suggestion Award and Mr. Towarnicki briefed Council on Mr. Davis' suggestion and its implementation.

Public hearing School Board applicants: Mayor Adkins reported that pursuant to Code of Virginia Section 22.1-29.1, a public hearing is necessary to introduce and consider names of persons interested in appointment to a vacancy on the Martinsville School Board and to receive the views of citizens within the school division. This state code also states that no nominee or applicant whose name has not been considered at the public hearing shall be appointed as a school board member. Mayor Adkins opened the public hearing. Victor Correa, 1242 Sam Lions Trail, Nancy Baker, 919 Hunting Ridge Rd., Elizabeth Rivera, 701 Forest St., and Rives Coleman, 603 Mulberry Rd. asked to be appointed to the school board. Mayor Adkins closed the public hearing and advised candidates will be interviewed during closed session.

FY14 Budget Ordinance approval on second reading: On a motion by Gene Teague, seconded by Sharon Brooks Hodge, with the following recorded 4-1 vote: Adkins, aye; Hodge, aye; Teague, aye; Stroud, aye; and Turner, nay, Council approved the following FY14 Budget Ordinance on second reading:

City of Martinsville, Virginia ORDINANCE NO. 2013- U-2 The Budget for Fiscal Year 2013-14

BE IT ORDAINED by the Council of the City of Martinsville, Virginia, in regular session assembled May 14, 2013, that the following sums of money be and hereby are appropriated – by specified Fund – for the City’s fiscal year ending June 30, 2014, from the following Fund sources of estimated revenue:

SUMMARY STATEMENT OF BUDGET ESTIMATES, 2013-14

	Projected Fund Balance 06/30/13	Projected Revenues FY13-14	Budgeted Exp/Transfers FY13-14	Budgeted Depreciation	Projected Fund Balance 06/30/14	Net (Decrease) Increase
General Fund	\$6,183,809	\$29,332,826	\$30,393,005		\$ 5,123,630	\$ (1,060,179)
Meals Tax	\$ 801,197	\$ 1,900,250	\$ 1,900,250		\$ 801,197	0
Capital Reserve	\$ 37,887	\$ 710,809	\$ 710,809		\$ 37,887	0
TOTAL CAPITAL FUNDS	\$ 839,084	\$ 2,611,059	\$ 2,611,059		\$ 839,084	0
Refuse	\$2,070,034	\$ 1,797,000	\$ 2,097,136	\$ 150,000	\$ 1,919,898	\$ (150,136)
MINET/Fiber	\$ 0	\$ 561,601	\$ 561,601	\$ 0	\$ 0	0
Water	\$ 720,181	\$ 3,306,040	\$ 3,779,567	\$ 250,000	\$ 496,654	\$ (223,527)
Sewer	\$1,245,051	\$ 4,010,012	\$ 4,841,109	\$ 400,000	\$ 813,954	\$ (431,097)
Electric	\$4,979,375	\$17,426,072	\$18,821,027	\$ 400,000	\$ 3,984,420	\$ (994,955)
TOTAL UTILITY FUNDS	\$9,014,641	\$27,100,725	\$30,100,440	\$1,200,000	\$ 7,214,926	\$(1,799,715)
Cafeteria	\$ 815,490	\$ 1,701,710	\$ 1,701,710		\$ 815,490	0
Schools	\$ (108,298)	\$21,318,895	\$ 21,318,895		\$ (108,298)	0
School Grants	\$ 23,061	\$ 0	\$ 0		\$ 23,061	0
TOTAL SCHOOL FUNDS	\$ 730,253	\$23,020,605	\$ 23,020,605		\$ 730,253	0
CDBG	\$(627,574)	\$ 216,362	\$ 216,362		\$(627,574)	0
Housing Choice	\$ (3,758)	\$ 2,357,275	\$ 2,357,275		\$ (3,758)	0
TOTAL SP REV FUNDS	\$(631,332)	\$ 2,573,637	\$ 2,573,637		\$(631,332)	0
TOTAL ALL FUNDS	\$16,136,455	\$84,638,852	\$88,698,746	\$1,200,000	\$13,276,561	\$ (2,859,894)

Tax Rates:

Real Estate: \$1.0621 per \$100 assessed value
 Personal Property: \$2.30 per \$100 assessed value (unchanged) Machinery & Tools: \$1.85 per \$100 assessed value (unchanged)

Meals Tax Rate:

Six and one-half (6.5) percent on the amount paid for meals purchased from any food establishment, whether prepared in such food establishment or not, and whether consumed on the premises or not.

Proposed Refuse Rate Increases from Current Rates:

Rate Class	Proposed Increase
Residential Service	\$2.25/month = \$18.50/month
Commercial Service	\$1.50/month = \$26.00/month

BE IT FURTHER ORDAINED by said Council that this Ordinance shall be effective on and after July 1, 2013.

Meals Tax Ordinance, first reading: City Attorney, Eric Monday, briefed Council on the ordinance reporting that while the meals tax has been increased from 6% to 6.5% in the FY13 Budget Ordinance, the levy also appears in Section 21-75 of the City Code, which must also be amended as follows (deletions in ~~strike through~~, additions in *italicized underlined*). On a motion by Gene Teague, seconded by Danny Turner, with the following 5-0 recorded vote, Adkins, aye; Teague, aye; Stroud, aye; Hodge, aye; and Turner, aye, Council approved the following ordinance, on first reading:

Ordinance No. 2013-4

BE IT ORDAINED by the Council of the City of Martinsville, Virginia, in Regular Session held on June 11, 2013, that Section 21-75 of the Code of the City of Martinsville, be, and hereby is, amended to read as follows:

Sec. 21-75. Levy.

There is hereby imposed and levied by the city on each person a tax at the rate of ~~six (6)~~ *six and one-half (6 ½)* percent on the amount paid for meals purchased from any food establishment, whether prepared in such food establishment or not, and whether consumed on the premises or not.

May 28, 2013

Transportation Safety Commission Bylaws change: Mr. Towarnicki and Ralph Lawson briefed Council on the bylaws change request from the Transportation Safety Commission.

For the past several years, the Transportation Safety Commission has had difficulty in maintaining enough regular members to effectively conduct the commission's business, even though efforts to recruit new members have failed. Some of the current serving members have either resigned from the commission or moved into the County. The commission is currently set up to have 9 regular members; however current attendance averages between 3 and 4 members. At the Transportation Safety Commission's regularly scheduled meeting of April 8, 2013, the members unanimously voted to submit proposed changes to the commission's bylaws to allow Henry County residents to serve on the commission, and to reduce the number of members present, required for a quorum, from 4 to 3 regular members. During the City Manager's normal weekly meeting with the Mayor and Vice-Mayor, an idea was discussed of possibly folding the work/responsibilities of TSC into the activities of the Planning Commission. The idea was vetted to the Planning Commission on May 7, 2013, and after much discussion and consideration, the Planning Commission voted to not assume the responsibilities of the Transportation Safety Commission.

After Council discussion and agreement that City Council would have control of how many TSC members were county residents, Council agreed to Bylaws changes presented by the Transportation Safety Commission allowing members of the TSC to be citizens of the City of Martinsville or County of Henry and a quorum consisting of at least 3 regular members. A motion was made by Mark Stroud, seconded by Danny Turner to approve amending the proposed changes to TSC Bylaws, and with a 5-0 vote, the motion was approved.

Consent Agenda: On a motion by Gene Teague, seconded by Mark Stroud, with a 5-0 vote, Council approved the following consent agenda:

BUDGET ADDITIONS FOR 5/28/13				
ORG	OBJECT	DESCRIPTION	DEBIT	CREDIT
FY13				
General Fund:				
01100909	490136	Recovered Costs - Fire Training ATM		500
01321102	505500	Fire Department - Travel & Training	100	
01321102	503171	Fire Department - Fire Burn Bldg Maint - Labor	100	
01321102	506130	Fire Department - Fire Burn Bldg Maint - Materials	300	
		Recovered costs from April 2013 ATM course		
01101917	442402	Categorical Other State - Confiscated Assets - C Atty		301
01221082	506105	Comm Atty - Conf Assets State	301	
01101917	442401	Categorical Other State - Confiscated Assets - Police		902
01311085	506078	Police Dept - Conf Assets State	902	
		state asset forfeitures		
01102926	443157	Categorical Federal - Safe Routes to School		2,250
01413146	503140	Street Marking - Prof. Services - Engineering	2,250	
		Reimbursement-Safe Routes to School Project		
01100909	490801	Recovered Costs - Senior Citizens		6,156
01100908	480420	Misc. - Donations/Senior Citizens		350
01714212	506016	Senior Center - Program Supplies	2,309	
01714212	501300	Senior Center - Part-time Wages	2,602	
01714212	502100	Senior Center - Social Security	161	
01714212	502110	Senior Center - Medicare	38	
01714212	506049	Senior Center - Vehicle Fuels	1,396	
		Transportation Grant & Donations		
Total General Fund:			10,459	10,459
Capital Reserve Fund:				
16101918	416506	Grants - State - Rescue Squad Assistance Fund		16,187
16572362	508081	Major Tools & Equipment - EMS	16,187	
		Additional grant reimbursement for purchase of (2) defibrillators		
Total Capital Reserve Fund:			16,187	16,187

Business from floor: Alfonzo Martin, 1006 Independence Drive-need for more frequent road clearing on Independence during winter weather and the need to slow trucks down. Ethan Harr, 157 Wedgewood Rd.-inquiry on expanding the skateboard slab at Wilson Park. Pam Heath, 217 Arrowhead Trail-expressed appreciation to Council for their support of schools.

Council comments: Turner-announced Mustangs first home game is this week and remembered two local D-Day veterans along with a reminder about Memorial Day services on Sunday. Stroud-thanked veterans for their service, especially his uncle, Mr. Ingram.

City Manager comments: 1. Clarified that the city has not sent out letters to citizens about insurance policies for water and sewer lines. 2. Reported sidewalk repairs are starting and the paving

May 28, 2013

schedule is beginning. 3. Reported the city is using two NCI interns this summer, Caroline Dionne and Rebekah Moore.

Closed Session: 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 Mark Stroud, with the following 5-0 recorded vote: Adkins, aye; Teague, aye; Stroud, aye; Hodge, aye; and Turner, aye, Council convened in Closed Session, for the purpose of discussing the following matters: (A) Appointments to boards and commissions as authorized by Subsection 1. (B) 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 Session. On a motion by Gene Teague, seconded by Mark Stroud, with the following recorded 5-0 vote: Adkins, aye; Hodge, aye; Teague, aye; Stroud, aye; and Turner, aye, Council returned to Open Session.

Action taken:

Blue Ridge Library Board appointment—on a motion by Mark Stroud, seconded by Sharon Brooks Hodge, with a 5-0 vote, Council appointed Melanie Soulos to the Blue Ridge Library Board for a 4 year term ending 6/30/17.

Resolution settlement agreement with Confederated Tribes and Bands of the Yakama Nation—on a motion by Mark Stroud, seconded by Danny Turner, with a 5-0 vote, Council approved the following resolution regarding the settlement agreement:



RESOLUTION

WHEREAS, there is currently open and pending in the United States District Court for the Eastern District of Washington state a case styled *Confederated Tribes and Bands of the Yakama Nation v. Eric Holder, et al.*, case number CV-11-3028-RMP, to which the City is a party defendant; and

WHEREAS, counsel for the various parties have negotiated a resolution of this case and have recommended approval of this resolution to their respective clients; and

WHEREAS, this Council deems in the best interest of the City to accept this resolution:

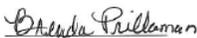
NOW THEREFORE, BE IT RESOLVED that the City Council of Martinsville, Virginia hereby accepts the settlement agreement attached hereto as an exhibit and incorporated herein as if fully set forth, and

BE IT FURTHER RESOLVED, that the City Manager is authorized to execute this settlement agreement on behalf of the City.



Kim Adkins, Mayor

Attest:


Brenda Prillaman,
Clerk of Council

May 28, 2013
Date Adopted

SETTLEMENT AGREEMENT

This Settlement Agreement is entered into by and between the Confederated Tribes and Bands of the Yakama Nation, a federally-recognized Indian tribal government and as *parens patriae* on behalf of the Enrolled Members of the Confederated Tribes and Bands of the Yakama Nation, ("Yakama Nation"), and the County of Marshall, Mississippi, the City of Tupelo, Mississippi, the County of Roanoke, Virginia, the City of Martinsville, Virginia, the Town of Vinton, Virginia, and the County of Benton, Washington ("Settling Defendants") (singularly "Party"; collectively "the Parties"), relating to matters alleged in *Confederated Tribes and Bands of the Yakama Nation v. Eric Holder, et al.*, a lawsuit pending in U.S. District Court for the Eastern District of Washington under Cause No. CV-11-3028-RMP ("the Lawsuit"). This Agreement shall become effective upon the final signature by the Parties at bottom, the date of that final signature shall be the "Effective Date" of this Agreement.

RECITALS

In June 2011, the Yakama Nation initiated the Lawsuit against each of the Settling Defendants and various federal law enforcement agencies and employees thereof ("Federal Defendants"), in relation to a federal law enforcement entry upon Yakama Reservation trust lands on February 16, 2011 ("the Entry").

The Parties wish to avoid costly and lengthy litigation and to settle and compromise any and all claims and disputes of any kind or nature whatsoever between the Parties, relating to the Entry.

The Parties enter into this Agreement without admitting any liability. This Agreement shall not be construed as an admission of any wrongdoing, liability, any fact, or evidence of such, or admission of any violation of law by any of the Parties.

By entering into this Agreement, no Party is making any concessions about its rights, powers, authorities, or responsibilities, or otherwise expressing any conclusions about the sovereignty, Treaty-interpretation, constitutional, or other legal issues in the Lawsuit involving the Parties to this Agreement or other individuals and entities.

By virtue of this Agreement, the Yakama Nation does not waive, alter, or otherwise diminish the rights, privileges, remedies, authority, or services guaranteed by the Treaty With The Yakama. 12 Stat. 951 (1859). Nor does the Yakama Nation waive, alter or otherwise diminish its Sovereign Immunity, whether expressed or implied, by virtue of this Agreement or any action that may arise directly or indirectly from the same.

AGREEMENT

Based upon the foregoing, and in consideration for each and every term of this Agreement, including the above Recitals, the Parties agree as follows:

1. The Parties hereby settle and release all claims against one another. The Parties hereby fully release any and all existing or previously existing claims and disputes of any kind or nature whatsoever, against each other and any Party's present and former officers, employees, agents, and law enforcement officers (whether federally deputized or not), as well as any Party's insurance carrier (collectively "Released Parties") – whether such claims or disputes are known or unknown, asserted or unasserted, and which related to the Entry (the "Released Claims").

2. The Plaintiff, Yakama Nation, agrees that it will not reinstate any lawsuit, claim or legal action against Released Parties related to the Entry or to any and all allegations and claims set forth in the Complaint and Amended Complaints filed in United States District Court, Eastern District of Washington, Case No. CV-11-3028-RMP. Notwithstanding the foregoing, if any Released Party infringes upon or threatens Yakama territory, jurisdiction, or rights, nothing in this Agreement shall prevent Yakama Nation or any other injured person from bringing any suit, claim or legal action to protect its rights. The Yakama Nation shall dismiss its claims, Complaints and Amended Complaints against the Settling Defendants without prejudice and without costs, attorneys' fees or expenses to any Party, by stipulating to and filing Joint Motion To Dismiss papers within seven (7) business days of the Effective Date. Said Joint Motion and Order shall provide:

Plaintiff and Defendants the County of Marshall, the City of Tupelo, Mississippi, the County of Roanoke, the City of Martinsville, the Town of Vinton, Virginia, and the County of Benton, Washington, jointly move for an order dismissing Plaintiffs' claims against each other, only, without prejudice and without fees or costs to any Party.

The Parties to this joint motion have reached a compromise and wish to dismiss all claims against each other, without prejudice, and without fees or costs to any party.

A proposed Order is filed herewith.

3. The Settling Defendants shall not enter upon Yakama Indian Country (as defined by 18 U.S.C. 1151 and related federal and state law) without compliance with applicable federal, tribal, and state law and applicable treaties. Notwithstanding the foregoing, the Settling Defendants shall make all reasonable efforts to seek and obtain advance permission, if required by applicable federal, tribal and state law and applicable Treaties, should they wish to enter upon Yakama Indian Country.

4. This Agreement shall be binding and inure to the benefit of the Parties and the Parties' respective legal representatives, heirs, successors, assigns, employees, agents, and law enforcement officers (whether federally deputized or not). No other person or entity shall have any rights, interest or claims hereunder or be entitled to any benefits under or on account of this Agreement as a third-party beneficiary or otherwise.

5. Neither this Agreement or any term or provision hereof, may be changed, waived, discharged, amended, modified or terminated orally, or in any manner other than by an instrument in writing signed by all of the Parties hereto. This Agreement may be signed in counterparts. For all purposes, a facsimile or email copy of a signature shall be deemed and given the same force and effect as an original manual signature. Each Party shall take any and all reasonable steps and execute, acknowledge and deliver any and all further documents that any other Party may reasonably request to effectuate the intent and purposes of this Agreement.

6. This Agreement contains the entire agreement and understanding of the Parties with respect to the entire subject matter hereof, and there are no representations, inducements, promises or agreements, oral or otherwise, not embodied herein. The above recitals are hereby made a part of this Agreement. This Agreement shall be deemed to have been drafted by all the Parties hereto, since all Parties were assisted by their counsel in reviewing and consenting to this Agreement, and no ambiguity shall be resolved against any party by virtue of its participation in the drafting of this Agreement.

7. Each Party has the full right and actual authority to enter into this Agreement.

Confederated Tribes and Bands of the Yakama Nation	County of Marshall, Mississippi
By: _____	By: _____
Its: _____	Its: _____
Date: _____	Date: _____
City of Tupelo, Mississippi	County of Roanoke, Virginia
By: _____	By: _____
Its: _____	Its: _____
Date: _____	Date: _____

City of Martinsville, Virginia	Town of Vinton, Virginia
By: <u>Tom Sawanek</u>	By: _____
Its: <u>City Manager</u>	Its: _____
Date: <u>May 28th, 2013</u>	Date: _____

County of Benton, Washington

By: _____

Its: _____

Date: _____

There being no further business, the meeting adjourned at 10:15pm.

Brenda Prillaman
Clerk of Council

Kim Adkins
Mayor



City Council Agenda Summary

Meeting Date: July 9, 2013

Item No: 2.

Department: Community Development

Issue: Hear a staff update on progress of existing and potential Community Development projects

Summary: Hear a staff update on progress of existing and potential Community Development projects including CDBG and NSP3 Projects.

Attachments: None

Recommendations: Information only; No action necessary



City Council Agenda Summary

Meeting Date: July 9, 2013

Item No: 3.

Department: City Manager

Issue: Hear an update regarding the Henry Hotel.

Summary: Staff will provide an update for Council regarding efforts to redevelop the Henry Hotel.

Attachments: None

Recommendations: Will be discussed at the Council meeting

Meeting Date: July 9, 2013

Item No: 4.

Department: City Manager

Issue: Consider approval of a resolution adopting the state's holiday schedule as the schedule to be observed by City employees.

Summary: Section 2.1 of the City Code stipulates that leave regulations affecting City employees shall be established by Council ordinance or resolution. Several years ago at the recommendation of the City Manager, City employees began observing the state's holiday schedule as approved by the Governor for state employees, primarily to establish uniformity for holiday observances by both City and Constitutional offices in the Municipal Building. The change has eliminated confusion among staff and citizens regarding observed holiday closures. Although the change was made, official action by Council either by ordinance or resolution has not occurred. This item is being placed on the agenda to provide compliance with Section 2.1 of the City Code.

Attachments: Resolution

Recommendations: Motion to approve the attached resolution



RESOLUTION

WHEREAS, Section 2-1 of the City Code states that leave regulations for City employees under the jurisdiction of the City Manager shall be established by ordinance or resolution; and

WHEREAS, the City Administration recommends City employees continue to accrue and accumulate annual leave and sick leave at the current rates and limits; and

WHEREAS, the City Administration recommends the City continue to observe the state holiday schedule officially designated and approved by the Governor of Virginia, unless otherwise approved by the City Manager, as contained in Chapter VII of the Employee Manual; now, therefore,

BE IT RESOLVED by the Council of the City of Martinsville, Virginia, in regular session assembled on July 9, 2013, that it does hereby approve the observance of the official state holiday schedule, and the accrual and accumulation rates for annual and sick leave, as incorporated in the employee manual, for all full-time City employees under the jurisdiction of the City Manager, to be effective January 1, 2013.

Attachment

Attest:

Brenda H. Prillaman, Clerk of Council

July 9, 2013
Date Adopted

January 1, 2013
Date Effective