

September 9, 2014

The regular meeting of the Council of the City of Martinsville, Virginia, was held on September 9, 2014, 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, Sharon Brooks Hodge, Mark Stroud and Danny Turner. Staff present included: Leon Towarnicki, City Manager, Brenda Prillaman, Eric Monday, Wayne Knox, Tony Turner, Kris Shrader, Lane Shively, Kenneth Draper, and Ruth Easley.

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 Danny Turner, seconded by Mark Stroud, with the following 5-0 recorded vote: Adkins, aye; Teague, aye; Hodge, aye; Stroud, aye; and Turner, aye, Council convened in Closed Session, for the purpose of discussing the following matters: (A) A prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community as authorized by Subsection 5. (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 the Session. On a motion by Mark Stroud, seconded by Sharon Brooks Hodge, with the following recorded 5-0 vote: Adkins, aye; Teague, aye; Hodge, aye; Stroud, aye; and Turner, aye, Council returned to Open Session.

Board actions taken: On a motion by Sharon Brooks Hodge, seconded by Mark Stroud, with 5-0 vote, Council appointed Debbie Hall, P. O. Box 3246, to an unexpired 3 year term ending March 31, 2017 on the Architectural Review Board. On a motion by Gene Teague, seconded by Danny Turner, with a 5-0 vote, Council appointed Debbie Hall, P. O. Box 3246, to an unexpired 3 year term ending December 31, 2016 on the Arts & Cultural Committee to serve as the Architectural Review Board representative.

Following the invocation by Vice Mayor Teague and Pledge to the American Flag, the Mayor welcomed everyone to the meeting and announced there will be an agenda item added to present proclamations.

Minutes: On a motion by Gene Teague, seconded by Sharon Brooks Hodge, with a 5-0 vote, Council approved the minutes of the July 22, 2014 meeting.

Addendum-Proclamation-Constitution Month: Mayor Adkins read and presented a proclamation to representatives of the Daughters of the American Revolution regarding Constitution Week 2014.

Addendum-Proclamation-Suicide Prevention Awareness Month: Mayor Adkins read and presented a proclamation to representatives of CONTACT regarding Suicide Prevention Awareness Month 2014.

Update from Economic Development Corporation: Mark Heath updated Council on recent activities programs and events. Questions from Council regarding occupancy rate of retail locations in the city were asked and Mr. Heath reported he will get that information to Council. Council remarked on absence of several city retail businesses on the tourism map recently distributed.

ISO Rating update from Fire Dept.: Chief Kenneth Draper and Deputy Chief Kris Shrader briefed Council on the City's ISO (Insurance Services Office) Public Protection Classification rating. The Martinsville Fire Department along with other City staff recently completed efforts regarding the Public Protection

Classification (PPC) survey which is analyzed by ISO to determine the City's ISO Public Protection Classification rating. ISO's PPC program plays an important role in the underwriting process at insurance companies with most U.S. insurers using PPC information as part of their decision-making when deciding what businesses to write, coverage to offer, or prices to charge for personal or commercial property insurance. As a result of the efforts of Martinsville Fire and other City staff involved in the process, the City's ISO rating has improved from a previous rating of 4 to the new rating of 3. Fire Department personnel provided an update for Council regarding this change and the potential impact to the City.

<p>City of Martinsville's ISO Public Protection Classification</p> <p>ISO analyzes relevant data using their Fire Suppression Rating Schedule (FSRS) PPC ranges from 1 to 10 Class 1 generally represents superior property fire protection Class 10 indicates that the area's fire-suppression program doesn't meet ISO's minimum criteria. Basically, it is a way of classifying a community's ability to suppress fires</p>	<p>Recognizes the efforts of communities to provide fire protection services Investment in fire mitigation is a proven and reliable predictor of future fire losses Insurance companies use PPC information to help establish fair premiums for fire insurance The most significant benefit of the PPC program is its effect on losses</p>																					
<p>PPC info plays an important part in the decisions insurers make affecting the underwriting and pricing of property insurance Insurance companies, not ISO, establish the premiums they charge to policyholders In general, assuming all other factors are equal, the price of property insurance in a community with a good PPC is lower than in a community with a poor PPC</p>	<p>To determine a community's PPC, ISO conducts a field survey to evaluate four major areas: Emergency communications systems (10 points) Fire department (50 points) Water supply (40 points) Community risk reduction (5.5 points)</p>																					
<p>Distribution of Communities by PPC Class After December 1, 2014, Martinsville will be in the top 7% in the United States</p> <p>Distribution of Communities by PPC Class After December 1, 2014, Martinsville will be in the top 2% in Virginia</p>	<table border="1" data-bbox="771 1066 1356 1281"> <thead> <tr> <th>FSRS Item</th> <th>Credit Available</th> <th>Earned Credit</th> </tr> </thead> <tbody> <tr> <td>Emergency Reporting (Communications)</td> <td>10</td> <td>7.78</td> </tr> <tr> <td>Fire Department</td> <td>50</td> <td>31.97</td> </tr> <tr> <td>Water Supply</td> <td>40</td> <td>28.11</td> </tr> <tr> <td>Community Risk Reduction</td> <td>5.5</td> <td>4.20</td> </tr> <tr> <td><i>Divergence</i></td> <td>--</td> <td>-1.27</td> </tr> <tr> <td>Total Credit</td> <td>105.5</td> <td>70.79</td> </tr> </tbody> </table> <p>Final Community Public Protection Classification = Class 03</p> <p>PPC program evaluates a community's overall capability to prevent and suppress structure fires Communities whose PPC improves may get lower insurance prices PPC also provides fire departments with a valuable benchmark</p>	FSRS Item	Credit Available	Earned Credit	Emergency Reporting (Communications)	10	7.78	Fire Department	50	31.97	Water Supply	40	28.11	Community Risk Reduction	5.5	4.20	<i>Divergence</i>	--	-1.27	Total Credit	105.5	70.79
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Fleet/Garage/Vehicle Replacement report: Fleet Manager Lane Shively presented the following information: during the FY15 budget review work sessions, Council expressed interest in hearing information related to the decision-making process that occurs regarding replacement of City vehicles and equipment. Mr. Shively provided Council an update on City garage/fleet operations as well as information utilized by the Garage and City staff in determining vehicle/equipment replacement recommendations and schedule.

<p>9 total staff members including:</p> <ul style="list-style-type: none"> • Fleet Manager • Shop Supervisor • 6 Technicians • Parts / Service Writer 	<ul style="list-style-type: none"> • 8 Master ASE Certifications • 1 Fluid Power Certification • 8 State Inspector Certifications 																																													
<p>368 rolling pieces of equipment. This includes Schools, but does not include support equipment, chain saws, weed-eaters, push mowers, etc. Also the GE Jenbacher natural gas generator is maintained and serviced by our staff</p> <p>Total equipment approximately 500</p>	<p>Vehicles and Equipment are evaluated on current life in years compared to life expectancy in years, life-to-date mileage, compared to life expectancy mileage. Also repair dollars spent to original cost. Also considered is the overall body condition, accident history.</p>																																													
<p>Priority/consideration given to:</p> <ul style="list-style-type: none"> • Employee safety • Vehicle use (patrol car vs "light" use) • How critical in fleet (multiple vehicles?) • Age, availability of parts (obsolete?) • Ability to recycle to lower tier use 	<p>Fuel is managed using Fuel Master system software. Each piece of equipment is monitored and recorded for fuel usage, including persons using the fuel system</p> <p>Average gallons used per year: 88,000 Gasoline & 94,000 Diesel</p>																																													
<p>All equipment is recorded using Faster system software. All repairs, including parts and labor are recorded and is used for vehicle cost analysis replacement recommendations.</p>	<p>Vehicle Asset #: <u>1336</u> Dept. code <u>1413149</u></p> <p>Year/Make/Model: <u>1987 CHEVROLET 1/2 TON PICKUP STANDARD BED</u></p> <hr/> <p>Age: In Service Date: <u>3/19/1987</u> Total Time (months): <u>331</u> Points: <u>24</u></p> <p>Mileage: Mileage or hours: <u>108,118</u> Points: <u>19</u></p> <p>Type of Service: Description: <u>Traffic signal</u> Points: <u>1</u></p> <p>Reliability: Avg. WO Each Month: <u>2</u> Road calls: <u>5</u> Points: <u>3</u></p> <p>M&R Costs: Total Maintenance: \$ <u>\$22,772.23</u> Replacement Cost: \$ <u>\$25,000.00</u> % of Replacement Cost: <u>91%</u> Points: <u>5</u></p> <p>Condition: Any Accidents: <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If yes, how many: _____ Paint/Body: <u>POOR</u> Interior: <u>SATISFACTORY</u> Exterior: <u>SATISFACTORY</u> Drive Train: <u>POOR</u> Points: <u>3</u></p> <p>Was vehicle physically inspected? Yes <input checked="" type="checkbox"/> No <input type="checkbox"/></p> <p>Comments: Truck was painted overall in 2004 trans replaced in 03 & 07. Fuel pump and gas tank replaced in 2011. Engine replaced with salvage engine 09</p> <p>Total Points: <u>55</u></p> <p>0-17 Excellent Do not Replace. 18-22 Good Re-evaluate for following year budget. 23-27 Satisfactory Qualifies for replacement this year if budget allows. 28+ Poor Needs priority replacement.</p> <p>Prepared by: <u>Lane Shively</u> Date: <u>9/5/2014</u></p>																																													
<p>Vehicle/Equipment replacement suggested schedule</p> <table border="1"> <thead> <tr> <th>Vehicle Description</th> <th>Vehicle Mileage</th> </tr> </thead> <tbody> <tr> <td>Car / Pool</td> <td>20 year / 150,000 +</td> </tr> <tr> <td>Police Pursuit Car</td> <td>5 year / 100,000</td> </tr> <tr> <td>Police Investigator Cars</td> <td>15 year / 150,000</td> </tr> <tr> <td>Sheriff Cars (Transport)</td> <td>15 year / 150,000</td> </tr> <tr> <td>Sheriff Car (Non-Transport)</td> <td>15 year / 150,000</td> </tr> <tr> <td>Pickups, Sport utility vehicles, Vans (Passenger & Cargo)</td> <td>15 year / 100,000</td> </tr> <tr> <td>Medium & Heavy dump trucks, Utility trucks & Flatbed trucks</td> <td>15 year / 60,000</td> </tr> <tr> <td>Front loading Refuse trucks</td> <td>15 year / 80,000</td> </tr> <tr> <td>Rear loading Refuse trucks</td> <td>15 year / 100,000</td> </tr> <tr> <td>Bucket Trucks (Service Call)</td> <td>15 year / 100,000</td> </tr> <tr> <td>Bucket/Derrick Trucks line construction</td> <td>15 year / 100,000</td> </tr> <tr> <td>School Busses 64 and 71 Passenger</td> <td>10 year / 150,000</td> </tr> <tr> <td>School Busses with Wheel Chair Lift</td> <td>12 year / 150,000</td> </tr> <tr> <td>Fire apparatus, Pumpers, Ladder,</td> <td>20 years / 50,000</td> </tr> <tr> <td>Fire Rescue: Crash truck</td> <td>20 years / 50,000</td> </tr> <tr> <td>Fire Rescue: ambulance</td> <td>10 years / 100,000</td> </tr> <tr> <td>Fire support vehicles: cars</td> <td>20 years / 120,000</td> </tr> <tr> <td></td> <td>Vehicle hours</td> </tr> <tr> <td>Construction equipment, Excavator, Backhoe, Rubber tire loader</td> <td></td> </tr> <tr> <td>Paving machine, Roller, Track loader & Tractors</td> <td>12 year / 10,000 hrs</td> </tr> <tr> <td>Mowers, Sprayers & Small engine equipment</td> <td>10 year / 6000 hrs</td> </tr> <tr> <td>Trailers and Non-Motorized Equipment: Snow Plows & Sal; Spreaders</td> <td>15 year</td> </tr> </tbody> </table> <p>Vehicles/equipment are evaluated on a 15-point scale by the Faster Fleet Management software. Vehicles/equipment are evaluated as follows: current life in years compared to the life expectancy in Years, life-to-date mileage, compared to life expectancy mileage. Repair dollars spent compared to Original cost. Also considered are the overall condition of the body, rust, interior condition, accident status and Anticipated repairs. Vehicle report evaluation is typically done per-Department request and at the end of each fiscal year.</p>	Vehicle Description	Vehicle Mileage	Car / Pool	20 year / 150,000 +	Police Pursuit Car	5 year / 100,000	Police Investigator Cars	15 year / 150,000	Sheriff Cars (Transport)	15 year / 150,000	Sheriff Car (Non-Transport)	15 year / 150,000	Pickups, Sport utility vehicles, Vans (Passenger & Cargo)	15 year / 100,000	Medium & Heavy dump trucks, Utility trucks & Flatbed trucks	15 year / 60,000	Front loading Refuse trucks	15 year / 80,000	Rear loading Refuse trucks	15 year / 100,000	Bucket Trucks (Service Call)	15 year / 100,000	Bucket/Derrick Trucks line construction	15 year / 100,000	School Busses 64 and 71 Passenger	10 year / 150,000	School Busses with Wheel Chair Lift	12 year / 150,000	Fire apparatus, Pumpers, Ladder,	20 years / 50,000	Fire Rescue: Crash truck	20 years / 50,000	Fire Rescue: ambulance	10 years / 100,000	Fire support vehicles: cars	20 years / 120,000		Vehicle hours	Construction equipment, Excavator, Backhoe, Rubber tire loader		Paving machine, Roller, Track loader & Tractors	12 year / 10,000 hrs	Mowers, Sprayers & Small engine equipment	10 year / 6000 hrs	Trailers and Non-Motorized Equipment: Snow Plows & Sal; Spreaders	15 year
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September 9, 2014

BPOL ordinance 1st reading: Ruth Easley briefed Council with the following information noting the ordinance changes proposed would be effective January 1, 2015: as part of its 2014 budgeting process, Council approved reform of the city's Business Professional and Occupational Licensing (BPOL) to align the city's gross receipts threshold amount with that utilized by Henry County. Henry County currently requires a \$30 license fee for BPOL gross receipts under \$100,000. At the July 22, 2014 Council meeting, Council also directed the addition of a second threshold for a no-fee license for BPOL gross receipts under \$10,000. Businesses with gross receipts over \$100,000 will continue to pay the gross receipts tax at the current established rates. On a motion by Gene Teague, seconded by Sharon Brooks Hodge, with the following 5-0 recorded vote: Adkins, aye; Teague, aye; Hodge, aye; Stroud, aye; and Turner, aye, Council approved the revisions to the BPOL Ordinance on first reading. Second and final reading will take place at the September 23, 2014 meeting.

Electronic summons court assessment fee 2nd reading ordinance: Eric Monday briefed Council on the proposed ordinance regarding the electronic summons court assessment. The 2014 General Assembly passed legislation allowing localities to assess a maximum of \$5.00 on every criminal and traffic case, to fund software, hardware, and associated equipment costs for the implementation and maintenance of an electronic summons system. This assessment has been requested by the Circuit Court Clerk and the Police Department. On a motion by Gene Teague, seconded by Mark Stroud, with the following 5-0 recorded vote: Adkins, aye; Teague, aye; Hodge, aye; Stroud, aye; and Turner, aye, Council approved the following ordinance on second reading:

<p style="text-align: center;">ORDINANCE NO. 2014-1</p> <p style="text-align: center;">ELECTRONIC SUMMONS SYSTEM COURT ASSESSMENT</p> <p>BE IT ORDAINED by the Council of the City of Martinsville, Virginia, in regular session assembled on September 9, 2014, that section 1-15 of the Code of the City of Martinsville, be amended as follows:</p> <p>Sec. 1-15. Special court costs assessments.</p> <p>(a) <i>Law library.</i></p> <p>(1) Two dollars (\$2.00) shall be assessed, as part of the costs incident to each civil action filed in both the courts of record and the courts not of record in the city, pursuant to section 42.1-70 of the Code of Virginia. Such assessment shall be collected by the clerk of the court in which the action is filed and such collections shall be remitted, at the end of each month, to the city treasurer, to be deposited and held by such treasurer subject to disbursements authorized by the city council or its agent for the acquisition of law books and law periodicals for the establishment, use and maintenance of a law library, which library shall be open for the use of the public, and for such other purposes as are allowed by section 42.1-70 of the Code of Virginia.</p> <p>(2) The assessment provided for in this section shall be in addition to all other costs prescribed by law, but shall not apply to any action in which the commonwealth or any political subdivision thereof or the federal government is a party and in which the costs are assessed against the commonwealth or any political subdivision thereof or the federal government.</p> <p>(b) <i>Jail and court-related facilities; construction, maintenance, etc.</i></p> <p>(1) The sum of two dollars (\$2.00) be, and it hereby is, assessed as part of the costs in each civil action filed in the general district court of the city, the juvenile and domestic relations district court of the city, and the circuit court of the city, and in each criminal and traffic case in said general district court, juvenile and domestic relations district court or said circuit court in which the defendant is charged with a violation of any statute or ordinance, which assessment shall be collected by the clerk of the court in which the action is filed and remitted to the city treasurer and held by such treasurer subject to disbursement by the council for the construction, renovation or maintenance of courthouse or jail and court-related facilities and to defray increases in the cost of heating, cooling, electricity and ordinary maintenance.</p>	<p>(2) The assessment provided for herein shall be in addition to any other fees prescribed by law.</p> <p><u>(c) Electronic summons system</u></p> <p>(1) <u>The sum of five dollars (\$5.00) is hereby assessed as part of the costs in each criminal or traffic case in the juvenile and domestic relations court, general district court and circuit court of the city, in which the defendant is charged with a violation of any statute or ordinance. The assessment shall be collected by the clerk of the court in which the action is filed, remitted to the city treasurer, and held by the city treasurer subject to disbursements by the city council to any local law-enforcement agency solely to fund software, hardware, and associated equipment costs for the implementation and maintenance of an electronic summons system.</u></p> <p>(2) <u>The assessment provided for herein shall be in addition to any other fees prescribed by law.</u></p> <p><i>(Statutory authority for subsection c: Code of Virginia § 17.1-279.1)</i> <i>(Code 1971, § 1-8; Ord. No. 92-12, 7-28-92; Ord. No. 98-1, 1-13-98, Ord. 14-1, 7-7-14)</i></p> <p style="text-align: center;">*****</p> <p>Attest:</p> <p> Brenda Prillaman, Clerk of Council</p> <p>9/9/14 9/9/14 Date Adopted Date Effective</p>
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Business from floor: Eric Monday of Mulberry Road pointed out statewide recognition received by our community in recent Virginia Living magazine.

Council comments: Hodge-reminder about West End Working Group meeting on September 11 and voiced her disappointment that the new map just distributed by the EDC did not include the Sportsman's Club and Carter's Uptown store; Teague-excited for open house at NCI; Stroud-excited about NCI open house and turning over keys for Henry Hotel and asked that all citizens remember September 11; Turner-reminder

September 9, 2014

about September 16 Small Business Caucus at the incubator and expressed appreciation for recognition of Constitution Week.

City Manager comments: reminder about events: NCI dedication on September 12 at 10 am, Patriot Centre shell building dedication September 17 at 2pm, September 16 Roundtable event at incubator; September 11 is Patriot Day and flags will be at half-staff; nominations for Veteran of the Year award being accepted until October 10, 2014.

There being no further business, the meeting adjourned at 9:00 pm.

Brenda Prillaman
Clerk of Council

Kim Adkins
Mayor