

July 8, 2008

The regular meeting of the Council of the City of Martinsville, Virginia, was held on July 8, 2008, in Council Chambers, Municipal Building, at 7:30 PM, with Mayor Kathy Lawson presiding. Council Members present included: Mayor Kathy Lawson, Vice Mayor Kimble Reynolds, Jr., Gene Teague, Mark Stroud, Sr., and Danny Turner. Staff present included: Clarence Monday, City Manager, Leon Towarnicki, Brenda Prillaman, Eric Monday, Linda Conover, Mike Rogers, Wayne Knox, John Dyches, Dennis Bowles, Chris Morris, and Sheriff Steve Draper.

Following the invocation by Council member Gene Teague and Pledge to the American Flag, Mayor Lawson welcomed everyone to the meeting.

On a motion by Gene Teague, seconded by Kimble Reynolds, Council approved with a 3-0 vote with Mark Stroud and Danny Turner abstaining, the minutes of June 24 and July 1, 2008 meetings.

Jeannie Frisco of Activate Martinsville Henry County gave an update to Council on programs and activities of the organization as well as explaining the Safe Routes to School program and 100% grant funding possibilities. She explained there are two distinct types of funding opportunities: infrastructure projects (engineering improvements) and non-infrastructure related activities (such as education, enforcement and encouragement programs). She pointed out that a decision will need to be made as to whether to submit the grant for all three city schools or submit a separate application for each school which cannot be done during same period as we would be competing against ourselves. She stated FY09 grant guidelines will be released in August and may increase the maximum amount of funding available for non-infrastructure requests and she will continue to update Council. Once the guidelines for funding opportunities are released, she will bring information back to Council. She pointed out that Council Member Teague serves on the Advisory Team and any questions or concerns from Council may be relayed through him.

Mark Heath of the Martinsville-Henry County Economic Development Corporation gave his monthly update reviewing the EDC Annual Report noting accomplishments. Mr. Heath pointed out he will be going over information in greater detail at Council's July 31 worksession regarding EDC issues as well as shell building information. Comments from Council included: RTI performance contract viewing availability; EDC involvement in I-73 options to which Mr. Heath said that would be a

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policy decision of the EDC board; question on if enough time is being spent to strategically develop product to have what is needed to market our area; DuPont site inquiry with Mr. Heath responding there are environmental issues with that site, but it is being marketed; questions regarding tourism efforts.

Mayor Lawson asked for Council members' comments regarding outside agency quarterly reports from FY08 funded agencies. No comments were made.

On a motion by Kimble Reynolds, Jr., seconded by Gene Teague, Council approved with 5-0 vote, the following resolution supporting Martinsville's participation in a regional water supply plan, authorizing the West Piedmont Planning District Commission to manage further developments of the plan and providing financial support to complete the final Phase III portion of the plan:

A Resolution Regarding Participation in Phase III (Final), Regional Water Supply Planning

Whereas the Virginia General Assembly has mandated the development of local and regional water supply plans throughout the Commonwealth and the State Water Control Board has developed regulations to implement this planning process; and
Whereas, based upon these regulations, the City of Martinsville is required to complete a water supply plan that fulfills the regulations by deadlines based on population, specifically:

- November 2, 2008 for local governments with populations in excess of 35,000
- November 2, 2009 for local governments with populations between 15,001 and 35,000
- November 2, 2010 for local governments with populations 15,000 or less

Whereas, local governments may elect to join one or more other local governments to develop a regional water supply plan for which a deadline of November 2, 2011 has been established.

Whereas, the following elements must be included in all local or regional water supply programs:

- A description of existing water sources in accordance with 9 VAC 25-780-70;
- A description of existing water use in accordance with the requirements of 9 VAC 25-780-80;
- A description of existing water resource conditions in accordance with the requirements of 9 VAC 25-780-90;
- An assessment of projected water demand in accordance with the requirements of 9 VAC 25-780-100;
- A description of water management actions in accordance with the requirements of 9 VAC 25-780-110 and 9 VAC 780-120;
- A statement of need in accordance with the requirements of 9 VAC 25-780-130;
- An alternatives analysis that identifies potential alternatives to address projected deficits in water supplies in accordance with the requirements of 9 VAC 25-780-130;
- A map or maps identifying important elements of the program that may include existing environmental resources, existing water sources, significant existing water uses, and proposed new sources;
- A copy of the adopted program documents including any local plans or ordinances or amendments that incorporate the local program elements required by this chapter; A resolution approving the plan from each local government that is party to the plan; and
- A record of the local public hearing, a copy of all written comments and the submitter's response to all written comments received, and

Whereas, it is reasonable and prudent for the following local governments to coordinate and collaborate in the development of a regional water supply plan: Henry County, Patrick County, Pittsylvania County, City of Danville, City of Martinsville, Town of Ridgeway; Town of Stuart, Town of Chatham, Town of Gretna, and Town of Hurt; and

Whereas the Virginia Department of Environmental Quality has been working cooperatively with the indicated localities and West Piedmont Planning District Commission on a regional basis so as to offset some of the costs related to the development of these water supply plans; and

Whereas, regional water supply planning is a sensible approach to developing a water supply plan since watershed boundaries do not follow political boundaries and since there will likely be cost savings to all jurisdictions participating; and

Whereas, for purposes of the water supply plan's development, the City of Martinsville will participate within a water supply region consisting of the localities of Henry County, Patrick County, Pittsylvania County, City of Danville, City of Martinsville, Town of Ridgeway; Town of Stuart, Town of Chatham, Town of Gretna, and Town of Hurt; and

Whereas, the West Piedmont Planning District Commission has previously managed the development of successful regional water supply plans and other regional plans and is a logical entity to organize and manage the regional water supply planning process; and

Whereas, the West Piedmont Planning District Commission's consultant is concluding Phase II of the Plan and Phase III needs to be concluded to finalize the Regional Water Supply Plan and this Phase III shall be initiated in FY 2009 and concluded; and

Whereas, the West Piedmont Planning District Commission desires to manage and develop a regional water supply plan for the region, and participating localities in the region agree with this approach, and

NOW, THEREFORE BE IT RESOLVED that the City of Martinsville agrees to participate with Henry County, Patrick County, Pittsylvania County, City of Danville, Town of Ridgeway; Town of Stuart, Town of Chatham, Town of Gretna, and Town of Hurt in the development of a regional water supply plan and authorizes the West Piedmont Planning District Commission to manage and develop said regional water supply plan that will comply with mandated regulations; and

BE IT FURTHER RESOLVED that Robert W. Dowd, Executive Director, West Piedmont Planning District Commission, is requested to contract with the consultant and execute any other appropriate documents related to the completion of Phase III of development of the regional source water supply plan so that this plan shall be completed in its final form, and

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BE IT FURTHER RESOLVED that the City of Martinsville intends to provide up to \$4,948, its per capita share of the Phase III cost, for work performed within the organization and by the consultant to meet the requirements of the regional water supply plan effort and complete final Phase III, and BE IT FINALLY RESOLVED that the State Water Control Board and the Department of Environmental Quality should consider this resolution from each of the participating localities their Letters of Intent to participate in a regional water supply plan with a completion due date of November 2, 2011, in accordance with 9 VAC 25-780-50.B.4.

On a motion by Gene Teague, seconded by Kimble Reynolds, Jr., with the following recorded vote: Lawson, aye; Reynolds, aye; Teague, aye; Stroud, aye; and Turner, aye, Council approved, on second reading and final adoption, the following amendments to the City of Martinsville Water & Sewer Services Terms & Conditions which were effective 7/1/08 after ordinance was passed on an emergency basis on June 24, 2008:

ARTICLE V Water Service

Sec. 5.1 Separate Services Required

There shall be a separate service connection from the water main to each residence or commercial enterprise in the City. In no case shall water be served to two or more residences or commercial enterprises through a single meter except as permitted below.

Industrial buildings, under a single ownership and situated on an undivided parcel of land, may receive water service through a single service connection and a single meter, provided that the owner of the buildings pay all connection fees to secure an appropriately sized service connection.

Apartment buildings, mobile home courts and unified housing projects developed and operated in conformance with the City's Zoning Ordinance may receive water service through a single service connection and a single meter, and; shopping centers situated on an undivided parcel of land may receive water service through one or more service connections and one or more meters serving multiple commercial establishments, provided:

- a. That the facility is under a single ownership;
- b. That the owner of the facility pays all connection fees to provide an appropriately sized service connection;
- c. That the owner pay a water rate for each apartment, living unit, or usable mobile home space, or commercial establishment as though each apartment, living unit mobile home space, or commercial establishment were separately metered and in accordance with the City's water rate schedule for 3/4-inch metering regardless of the master meter size. *The number of applicable apartments, living units, mobile home spaces or commercial establishments for minimum water/sewer service billing shall be determined by the number of functional electric meters serving the facility, except as allowed below.*

Whenever the electric service to a unit has been inactive for more than 30 days, the owner may request, by completing a form available from the Billing Office, that the corresponding charge for water/sewer also be deleted. Normal minimum charges will be reinstated upon the owner or tenant reactivating the electric service. Minimum charges within each billing

ARTICLE VIII Payment of Service Charges

Sec. 8.1 Regular

Water meters will be read and service charges for both water and sewer computed from those readings on a monthly basis, *except as noted herein*. Readings may be estimated on occasion as necessary, but all initial and final bills will be based on actual meter readings. In the event of a bypass, the stoppage of or the failure of any meter to register the full amount of water consumed, the customer will be billed for such period on an estimated consumption based upon his use of water in a similar period of like use. ~~In the event of a water leak exterior to the structure being served and on the customer's side of the meter, a billing credit may be given on normal sewer charges, based upon prior records of water consumption. (Moved to Sec. 8.2 below)~~

A delayed payment service charge will be applied to all accounts if a bill is not paid within twenty-two (22) days of the billing date. The delayed payment charge shall be ten (10) percent of any balance in arrears. The delayed payment charge shall not apply to any amount of the bill which the City collects as a consumer utility tax.

The customer will be charged a service charge of \$20.00 for any check received by the City and returned by a bank. Postmarks are not acceptable as proof of payment. To avoid late charges, the payment must be in the Treasurer's office before 5:00 p.m. on the due date.

Sec. 8.2 Water Leaks

In the event of a water leak exterior to the structure being served and on the customer's side of the meter, a billing credit may be given on normal sewer charges, based upon prior records of water consumption.

Sec. 8.3 Irrigation Water

Sewer charges may be deleted from a separately metered non-domestic water service dedicated to irrigation or other usage with absolutely no return to sewer, if requested by the owner and verified to qualify by the city.

Sec. 8.4 Other Water Source

Where a customer secures all or any part of his water service from a source other than the City, all or part of which is discharged into the City's sewers, that customer shall install and maintain at his expense a water meter of a type approved by the City. Such meter shall be read regularly by the City to determine the volume of water secured from the other source and sewer service charges shall be computed from such readings.

Sec. 8.5 Place of Payment

All bills are payable at the City Treasurer's Office. Drive through and night depository facilities are available for customer convenience.

Sec. 8.6 Direct Payment (Debit) by Bank Option

All customers with satisfactory records of payment shall have the option to have their bills paid directly by cooperating local banks. Such an arrangement shall require execution by a customer of a standard authorization form to be supplied by the City. Upon acceptance of the authorization form by the City and the customer's bank, the customer's bill will be forwarded to the customer's bank for direct debiting to the customer's checking account. The customer will receive a duplicate of the bill, stamped "Advisory Notice" three to five days before the original of the bill is processed by the bank. Upon receiving the bill, the bank will handle it as though the bill were a check, debiting the account and forwarding payment to the City Treasurer within three working days. The customer's portion of the bill will be forwarded by the bank to the customer in accordance with the bank's standard procedures.

In the event a bank returns a debit bill, the customer will be required to pay a \$20.00 service charge. Should a second such incident occur, a second charge will be incurred and the customer's option for Direct Payment (Debit) by Bank will be terminated.

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On a motion by Gene Teague, seconded by Kimble Reynolds, Jr., with the following recorded vote: Lawson, aye; Reynolds, aye; Teague, aye; Stroud, aye; and Turner, aye, Council approved, on second reading and final adoption, the following proposed amendments to the City of Martinsville Electric Terms & Conditions reflecting the re-wording of Section 3.2 Contract which was approved by Council at the June 24, 2008 meeting as well as proposed additional changes recommended by the City Manager to Section 8.3 Reconnection (recommendation fees will be applied only after service has been disconnected):

Terms and Conditions Proposed Changes

Article I. Rates, Types of Service and Use of Energy

Section 1.1 Rates

Rates and/or fuel costs charged to customers are established by the City Council and are normally identical to those charged by AEP Virginia; however, Council may levy a surcharge or set a higher rate at any time. The current rates and/or fuel costs are reflected in Appendix A for all schedules and types of service.

Change to read: **Rate charges to customers are established by the City Council and a surcharge or higher rate may be set at anytime. The current rates are reflected in Appendix A for all schedules and types of service.**

Article III Determination of Schedule and Contract

Section 3.2 Contract

Each service will be provided under the terms of a written contract, signed by the customer in his capacity as the owner, the agent of the owner, or tenant of the property to be served. Samples of the various contracts are to be found in Appendix B.

A copy of contract will be furnished to the customer.

Where a single customer desires service at more than one point of delivery, each such point of delivery will require a separate contract and separate billing.

Add the following: **All customers may complete contracts by facsimile or electronically with proper identification.**

For joint accounts, obtain individual social security numbers and/or identification number for collections.

Article IV Deposits

Section 4.1 Required

a. As security for the payment of bill, a deposit will be required of a customer. Such deposit is set forth in Appendix F, and is due at the time the contract is executed. At the request of a residential customer, a schedule will be arranged to allow payment of the required deposit in no more than three (3) equal monthly installments. Failure to pay the deposit installments when due will result in discontinuance of service. In such cases, service will not be reconnected until the deposit is paid in full and all utility charges. In lieu of a deposit, a customer may present documentation demonstrating a satisfactory credit record.

Add the following: **An agency may pay a portion of the deposit equal to but not less than 1/3 of the deposit for a customer at which time service will be connected. The remaining balance of the deposit would be applied to customers account in one (1) or two (2) equal payments.**

b. Industrial Service

As security for the payment of electric bills a deposit equal to the two (2) highest monthly bills within the previous twelve (12) month period will be required from a customer. Such deposit shall be based upon the experience of the previous tenant unless the customer can demonstrate to the Electric Department the proposed use of the facility is substantially different from that of the previous tenant. In the case of a new facility the Electric Department or Utility Billing will establish a deposit based upon a survey of the facility and an assessment of its intended use. Such deposit is payable in full prior to connection. Additionally, the City reserves the right to require additional deposits if a customer's payment record and/or consumption experiences reflect that a higher deposit is necessary to protect the interest of the City.

Replace first two (2) lines of b. as follows:

b. As security for the payment of electric bills a deposit equal to the average twelve (12) month billing times two (2).

c. Good residential credit cannot be used to waive deposit of Professional/Commercial/Industrial account. Deposits for a second or third business may be waived if good credit exists on a City located business and the owner agrees to allow recourse against an existing business in case of non-payment.

However a security bond or an irrevocable letter of credit from a lending organization will be accepted in lieu of such deposit.

Add the following changes to replace the first sentence.

c. Satisfactory residential credit can be used to waive deposit on Professional, Commercial and Industrial account.

Article VI

Section 6.1 Payments

Postmarks are not acceptable as proof of payment. To avoid late charges, the payment must be in the hands of the Treasurer's Office before 5:00 P.M. on the due date.

Add the following changes: **Regular payments are due by 5:00 P.M. of the due date, except Saturday, Sunday and Holidays. Payments are then due the next business day by 5:00 P.M. in the Treasurer's Office.**

Section 6.2 Budget Plan

Residential customers with a satisfactory payment record shall have the option of paying bills under the City's equal payment plan (Budget Plan), whereby the total electric service for the succeeding twelve-month period will be estimated in advance, and bills will be rendered monthly on the basis of one-twelfth of the twelve-month estimate. The City may, at anytime during the twelve-month period, adjust the estimate to conform more nearly with the actual charge for service being experienced. The normal equal payment period will be twelve months, commencing in any month selected by the City, but those cases where billing is commenced during a month which leaves less than twelve months until the beginning of the next normal equal payment period to which the customer is assigned, payment shall be calculated on the basis of the months in such period.

Add the following change: **The City or customer may, at anytime during the twelve-month period, request an adjustment to the budget amount.**

Section 6.3 Place of Payment

All bills are payable at the City Treasurer's office. Drive through and night depository facilities are available for customer convenience.

Add the following: **Online payments are also available at: <http://martinsville-va.munisselfservice.com>**

Section 6.4 Direct Payment (Debit) by Bank Option

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All customers with satisfactory records of payment shall have the option to have their bills paid directly by cooperating banks.

Change to read as follows: **All customers with current paid in full accounts shall have the option to have their bills paid directly by any cooperating banks from either checking or saving accounts.**

Article VIII

Section 8.1 Disconnection for Non-Payment

A customer whose bill remains unpaid on the 10th day after the final notice will have his service disconnected, subject to the following conditions or exceptions:

c. Service shall not be disconnected when the outside temperature is below 35 degrees.

Change to read as follows:

c. Service shall not be disconnected when the outside temperature is below 35 degrees or higher than 92 degrees.

g. Disconnection for delinquent final bills with more than one current account can be subject to disconnections of active locations.

h. Payment agreements will be accepted up to two (2) times per twelve (12) month period. Exceptions to this will be at the discretion of the Billing Department Supervisor or Management.

i. Arrangements should be made on or before the due date shown on bill.

Section 8.2 Disconnection for Fraud or Violation of Rules

In cases where electric service is reconnected fraudulently to a residence after the City has disconnected service, the City will cut electrical power to the residence by any means necessary. The customer will be required to pay a \$100.00 reconnection fee.

Change to read as follows: **In cases where electric service is reconnected fraudulently to a residence after the City has disconnected service, the City will cut electrical power to the residence by any means necessary. The customer will be required to pay a \$100.00 reconnection fee per metered service and cost of reconnection of service. Additional cost may be incurred depending on severity of fraudulent actions or damages to equipment. Service will be reconnected within 24 hours of payment.**

Article VIII cont.

Section 8.3 Reconnection

In cases of disconnection for non-payment, the City will levy a reconnection charge, as follows:

a. For residential and small general service customers a \$10.00 charge multiplied by the number of times the customer has been disconnected for non-payment over the last twelve (12) months.

b. For all other customers--actual cost.

Customers will be required to pay the reconnection fee once personnel have left the municipal building to disconnect the service.

Change to read as follows:

a. For residential and small general service customers a \$30.00 reconnection fee will be charged between 8:00 A.M – 5:00 P.M and \$60.00 after regular business hours.

Reconnection fees will be applied only after service has been disconnected.

On a motion by Kimble Reynolds, Jr., seconded by Gene Teague, with the following recorded vote: Lawson, aye; Reynolds, aye; Teague, aye; Stroud, aye; and Turner, aye, Council approved, on second reading, to repeal Sections 22-85 and 22-88 deregulating taxi rates and the free market be allowed to determine the rates. The City Attorney pointed out that Council has the option to re-regulate the rates if the need arises and taxi rates are required to be published with no price gouging allowed.

Chris Morris, Project Engineer, briefed Council on surplus city owned property. He pointed out that as a part of Council's Goals & Initiatives, staff was asked to review properties owned by the City of Martinsville and the Housing and Redevelopment Authority and there are approximately 40 tracts that staff has recommended for disposition that are not utilized by the city. These properties can be disposed of through public sale, sale at assessed value, negotiation, or donation. Some of the larger tracts could be timbered, yet remain the property of the city. After discussion, Council asked for a staff recommendation to be brought to the August 12 Council meeting with a strategy formulated on the properties grouped into categories for Council's review and approval.

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Chris Morris briefed Council on updates required to bring the existing flood plain ordinance into compliance with updated National Flood Insurance Program regulations. No changes have been made to the city's flood plain maps and no substantial revisions have been made to alter our existing ordinance. This is basically a housekeeping issue to match our flood plain ordinance with newly dated maps. On a motion by Gene Teague, seconded by Kimble Reynolds, Jr., with the following recorded vote: Lawson, aye; Reynolds, aye; Teague, aye; Stroud, aye; and Turner, aye, Council approved, on first reading, the updated Flood Plain ordinance.

City Attorney Eric Monday explained to Council that Stone Ambulance contracts with the City to apply as-needed emergency transport; the contract requires liability coverage of \$1,000,000.00. Their pool insurance carrier changed this year and will give them a lower premium rate if the coverage is required by ordinance as opposed to merely by contract. Stone is applying for insurance renewals now; this would need to be adopted on an emergency basis so as to become effective July 8, 2008. On a motion by Gene Teague, seconded by Mark Stroud, with the following recorded vote: Lawson, aye; Reynolds, aye; Teague, aye; Stroud, aye; and Turner, aye, Council approved, on an emergency basis so as to become effective July 8, 2008, amending Sec. 22.1 to change ambulance insurance requirements.

After discussion, Council agreed to appoint Mark C. Stroud, Sr. to serve as the Council Member representative on the School Joint Capital Projects Committee.

On a motion by Gene Teague, seconded by Kimble Reynolds, Jr., Council unanimously approved the following consent agenda:

BUDGET ADDITIONS FOR 07/08/2008

| ORG | OBJECT | DESCRIPTION | DEBIT | CREDIT |
|----------------------------|--------|---|--------|--------|
| <u>FY08</u> | | | | |
| GENERAL FUND: | | | | |
| 01102926 | 436401 | Categorical Federal - Fed Confiscated Assets - PD | | 38,269 |
| 01311085 | 506079 | Police Department - Federal Asset Forfeitures | 38,269 | |
| 01100909 | 490104 | Recovered Costs | | 3,942 |
| 01713211 | 506010 | Park Maintenance - Maint & Materials | 269 | |
| 01713211 | 503190 | Park Maintenance - Prof Serv - Bldg & Grds Maint | 1,273 | |
| 01713211 | 503210 | Park Maintenance - Tree Trimming/Removal (Insurance claim - tree fell on neighboring property) | 2,400 | |
| 01100909 | 490801 | Recovered Costs - Senior Citizens | | 2,700 |
| 01714212 | 506016 | Senior Citizens - Program Supplies (trips & Bingo) | 2,700 | |
| Total General Fund: | | | 44,912 | 44,912 |
| SCHOOL FUND: | | | | |
| 18103919 | 443130 | Private Grants - Harvest Foundation Grant | | 85,000 |

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|---------------------------|--------|---|---------|---------|
| 82001031 | 565503 | Harvest Foundation Grant - Travel | 25,000 | |
| 82001031 | 566027 | Harvest Foundation Grant - In-service | 50,000 | |
| 82001039 | 561153 | Harvest Secondary Lit. Spec.Ed - Teacher Supplement | 4,084 | |
| 82001039 | 563140 | Harvest Secondary Lit. Spec.Ed - Contracted Servs. | 1,200 | |
| 82001039 | 566027 | Harvest Secondary Lit. Spec.Ed - In-Service | 4,675 | |
| 82001039 | 562150 | Harvest Secondary Lit. Spec.Ed - Medicare FICA | 41 | |
| 18101917 | 418281 | Categorical Other State - DMAS Reimb | | 36,105 |
| 85001009 | 563140 | Project Healthnet - Contracted Services | 36,105 | |
| 18100909 | 490104 | Recovered Costs | | 3,775 |
| 89001020 | 566051 | Transportation - Bus Fuel | 2,351 | |
| 85001014 | 562800 | Executive Administration - Unemployment | 1,424 | |
| 18100905 | 450212 | Rev from Use of Money/Property - Rent/School Buses | | 7,312 |
| 89001020 | 561176 | Transportation - Operation Salaries & Wages | 7,312 | |
| 18100906 | 418105 | Charges for Services - PHCC Dual Enrollment | | 18,026 |
| 71001001 | 563840 | HS Regular Instruction - Tuition Paid PHCC/HCPS | 18,026 | |
| 18101917 | 418251 | Categorical Other State - Summer School Remedial | | 30,020 |
| 16001005 | 561165 | AH Summer School - Remedial Sum Sch Wages | 25,000 | |
| 16001005 | 562100 | AH Summer School - Social Security | 4,500 | |
| 16001005 | 562150 | AH Summer School - Medicare FICA | 520 | |
| 18101918 | 418308 | Grants - State - Project Graduation | | 12,800 |
| 71001001 | 561153 | HS Regular Instruction - Teacher Supplement | 10,000 | |
| 71001001 | 562100 | HS Regular Instruction - Social Security | 2,000 | |
| 71001001 | 562150 | HS Regular Instruction - Medicare FICA | 800 | |
| 18102926 | 418295 | Categorical Federal - WIA Work Program | | 10,789 |
| 73001038 | 561195 | HS WIA Program - Part Time Summer Help | 7,500 | |
| 73001038 | 562100 | HS WIA Program - Social Security | 2,000 | |
| 73001038 | 562150 | HS WIA Program - Medicare FICA | 1,289 | |
| 18102926 | 418297 | Categorical Federal - NASA Program | | 62,500 |
| 65001050 | 561121 | NASA Program - Teachers S & W | 55,000 | |
| 65001050 | 562100 | NASA Program - Social Security | 3,410 | |
| 65001050 | 562150 | NASA Program - Medicare FICA | 798 | |
| 65001050 | 562210 | NASA Program - Retirement | 3,292 | |
| 18100909 | 490104 | Recovered Costs | | 386 |
| 85001023 | 565230 | Div. Wide Bldg. Services - Telecommunications | 386 | |
| Total School Fund: | | | 266,713 | 266,713 |

The Mayor asked for business from the floor. Council recognized Joe Dietrich, a Boy Scout who was in attendance at the meeting because he is working on his Citizenship in the Community badge.

Comments from City Council: Council Member Stroud expressed his support of the Activate MHC programs and encouraged Council's support. Council Member Turner thanked Mr. Nelson for his recent letter to the editor; encouraged community's support of Mustangs; interested in working out a plan to help city residents affected by the recent layoffs and American of Martinsville; interested in revisiting the AMP-Ohio issue again. Mayor Lawson announced a special called Council work session will be held on Thursday, July 31, to hear from Mark Heath of the Economic Development

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Corporation and a Council planning session is scheduled for late August and details will be forthcoming.

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 C. Stroud, Sr., with the following recorded vote: Lawson, aye; Reynolds, aye; Teague, aye; Stroud, 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) the condition, acquisition, use or disposition of real property as authorized by Subsection 3 and (C) 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 Kimble Reynolds, Jr., seconded by Gene Teague, with the following recorded vote: Lawson, aye; Reynolds, aye; Teague, aye; Stroud, aye; and Turner, aye, Council returned to Open Session.

Council took the following action regarding Boards and Commissions: Board of Zoning Appeals—On a motion by Kimble Reynolds, Jr., seconded by Gene Teague, with a 5-0 vote, Council approved appointing Charles Whitfield, 1506 Mulberry Rd., to an unexpired three year term ending 9/11/09 to the Board of Zoning Appeals. No action was taken on the other matters.

There being no further business, Mayor Lawson adjourned the meeting at 10:32 PM.

Clarence C. Monday
Clerk of Council

Kathy C. Lawson
Mayor