

FLOYD TOWN COUNCIL MEETING
W. SKIP BISHOP JR., TOWN HALL
July 7, 2016
6:30 P.M.
MINUTES

MEETING CALL TO ORDER – Mayor Griffin called the July 7, 2016 meeting of the Floyd Town Council to order.

ROLL CALL – Councilman Patton, Vice-Mayor Turner, Councilman LeMay, Councilwoman Bingham, Mayor Griffin, Town Attorney Shortt, Town Manager Cox, and Town Clerk Mandzak were present.

CITIZENS COMMENTS-Paul Lacoste from Tour de Floyd informs Council that the Tour de Floyd event was a success and that they raised \$3,500 to present to the Floyd County Rescue Squad. Mr. Lacoste informs the Council that next year will be the 10th year of the Tour de Floyd. Mr. Lacoste states that there were a total of 93 registrations at this year's event. Council thanks Mr. Lacoste for his work on the event.

CONSENT CALENDAR-

- A. June 2nd and June 16th minutes**-Councilwoman Bingham and Vice-Mayor Turner state that they did not abstain from the Parade Permit-Floyd Pride 2016 vote and that they both voted aye. Councilman Patton makes a motion, seconded by Vice-Mayor Turner, to approve the June 2nd and June 16th minutes as amended.
- Councilman Patton-aye
Vice-Mayor Turner-aye
Councilman LeMay-aye
Councilwoman Bingham-aye
Mayor Griffin-aye

ITEMS FOR DISCUSSION-

- A. Financials-** Council reviews financials provided by Town Manager Cox. Mayor Griffin brings up a recent Federal law that was passed concerning overtime for salary employees; Town Manager Cox states that the new law states that salary employees that make less than \$47,000 becomes a nonexempt employee and is then eligible for overtime at time and that it doesn't have to be paid overtime it can be comp time but that it has to be time and a half. Town Manager Cox states that the employee has to work physically 40 hours a week to be eligible. Town Manager Cox states that the law isn't supposed to go into effect until December 1st and that the only employee that would be affected would be Town Clerk Mandzak.
- B. Floyd/Floyd County Parks and Recreation Authority-** Town Manager Cox states that she received a letter of resignation from the Town appointed member to the Floyd Parks and Recreation Authority and that the term expires on December 16, 2017. Town Manager Cox states that she received a phone call from Town resident, Christopher Bower, expressing his interest in that position. Mayor Griffin states that he feels that with the increase in donation allocation from the Town that he thinks that the Council should have more of a voice on the Rec Board. Councilman Patton states that he agrees with Mayor Griffin and that he thinks that a member of the Council should be on the board. Vice-Mayor Turner asks if anyone on the

Council would like to serve on the board. Councilman Patton states that he would like to serve on the Floyd Parks and Recreation Board.

Vice-Mayor Turner makes a motion, seconded by Councilwoman Bingham, to appoint Councilman Patton to the Floyd/Floyd County Parks and Recreation Authority Board to fill Paul Faulkner's unexpired term.

Councilman Patton-abstain
Vice-Mayor Turner-aye
Councilman LeMay-aye
Councilwoman Bingham-aye
Mayor Griffin-aye

- C. Floyd County Solid Waste Management Plan Overview-** Town Manager Cox reminds Council of the Public Hearing on July 21, 2016. Town Manager Cox states that Patrick Burton from the Regional Commission is willing to come to the Public Hearing if the Council would like for him to. Town Manager Cox states that the update to the plan is mostly data updates. Councilman Patton states that he would like for Patrick Burton to attend the public hearing.

Mayor Griffin states that the joint subcommittee has met and one of the things they have discussed is water and that they have decided that all of the different boards are going to write a letter to the PSA encouraging them to come up with a ten year plan. Mayor Griffin states that Town Manager Cox has drafted a letter to send from the Town Council

Councilman Patton makes a motion, seconded by Councilman LeMay, to send the draft prepared by Town Manager Cox to the Chairman of the PSA with copies of the letter to be sent to all of the members of the PSA.

Councilman Patton-aye
Vice-Mayor Turner-abstain
Councilman LeMay-aye
Councilwoman Bingham-aye
Mayor Griffin-aye

TOWN MANAGER'S REPORT- Town Manager Cox states that the public works crew got Pedigo and Dalton Alleys' cleaned up this week.

Town Manager Cox states that the park committee met this week and that the meetings are going really well and that they have been working on conceptual plan.

Councilman LeMay states that he has been working with other musicians to try and get them to play in the park on Friday nights to help alleviate the congestion on the sidewalks and in the street in Town and that the musicians have asked for some type of seating in the park. Councilman LeMay states that Mike Maslaney has offered to provide a tree trunk that can be laid down in front of the small stage for people to sit on. Town Manager Cox states that Vice-Mayor Turner made a previous motion that no work be done in the park until the plan with the Regional Commission is complete. Council discusses options for seating in front of the small stage. Town Attorney Shortt states that the Council can make a motion to approve the seating in front of the small stage.

Councilman Patton makes a motion, seconded by Councilman LeMay, to approve the temporary use of a log for seating through the end of the summer season in front of the small stage in the park

Councilman Patton-aye
Vice-Mayor Turner-aye
Councilman LeMay-aye
Councilwoman Bingham-aye
Mayor Griffin-aye

Town Manager Cox states that she spoke with Matt and Blaine from Draper Aden in regards to the sidewalk project and that they have received comment back from VDOT on the final plans and there are several things that Draper Aden needed to address. Town Manager Cox states that they hope to address those items and send the plans back to VDOT, once VDOT receives the plans it should take them about two weeks to give final approval. Town Manager Cox states that once that step is complete the Town will have to submit a right-of-way certification letter which would be a letter stating that the Town has received all easements and that everything has been recorded in the Courthouse. Town Manager Cox states that after that they will be ready to send in a letter asking for authorization to advertise for bids. Town Manager Cox states that this could happen in August or September. Town Manager Cox states that there are still two easements that need to be obtained. Town Manager Cox states that there is a need to go into closed session to discuss this matter further.

CLOSED SESSION-

Councilman Patton makes a motion, seconded by Councilman LeMay, to go into closed session for Section 2.2-3711, Paragraph A.3, discussion or consideration of the acquisition of real property for the park addition and for securing the Town easements, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body.

Councilman Patton-aye
Vice-Mayor Turner—aye
Councilman LeMay—aye
Councilwoman Bingham—aye
Mayor Griffin—aye

Councilman Patton makes a motion, seconded by Councilwoman Bingham, and unanimously carried, it was resolved to come out of closed session.

CERTIFICATION RESOLUTION

WHEREAS, this Council convened in a closed meeting on this date pursuant to an affirmative recorded vote on the motion to close the meeting to discuss the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body in accordance with Section 2.2-3711, Paragraph A.3 of the Virginia Freedom of Information Act;

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by the Council that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Council hereby certifies that, to the best of each member's knowledge (1) only public business matters lawfully exempted from open meeting requirements under

the Virginia Freedom of Information Act were heard, discussed or considered in the closed meeting to which this certification applies; and (2) only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting to which this certification applies.

Councilman Patton—aye
Vice-Mayor Turner—aye
Councilman LeMay—aye
Councilwoman Bingham—aye
Mayor Griffin—aye

This Certification Resolution was adopted.

Councilwoman Bingham asks what the status of the right-of-way violation letters that VDOT was going to send out; Town Manager Cox states that as far as she knows the letters have not been sent out yet.

Councilman LeMay makes a motion, seconded by Councilman Patton, and unanimously carried, to adjourn until July 21, 2016 at 6:30 pm at the Floyd Town Hall.

William R. Griffin, Mayor

Chrissy Mandzak, Clerk