

**FLOYD TOWN COUNCIL MEETING
W. SKIP BISHOP JR., TOWN HALL
March 1, 2012
7:30 P.M.
MINUTES**

MEETING CALL TO ORDER – Mayor Griffin called the March 1, 2012 meeting of the Floyd Council to order.

ROLL CALL – Mayor Griffin, Vice-Mayor Miller, Councilmen Patton, Councilwoman Bingham Town Manager Terpenney, Town Clerk Hodges and Town Attorney Shortt were present. Councilman Turner arrived late.

Citizens Present: Mike Maslaney, Betty Lineberry, Jane Cundiff, Jack Wall, Patrick Burton (NRVPDC) and Wanda Combs (the Floyd Press) were present.

CONSENT CALENDAR -

- ◆ Motion by Vice-Mayor Miller, seconded by Councilwoman Bingham and passed. The Consent Calendar was approved as amended.

CITIZENS COMMENT PERIOD – no comments were made.

PRESENTATIONS TO COUNCIL –

A. Jane Cundiff – Partnership for Floyd – Warren G. Lineberry Park – Mrs. Cundiff reported that the Park Committee has been working to complete the specifications for the foundation for the amphitheater. They are seeking donations of materials and labor to bring the cost of the amphitheater down. They feel that the foundation can be completed this spring and used for the season’s activities and events. A railing will be required around portions of the amphitheater to meet regulations and the ramp up to it must be ADA compliant.

- ◆ Motion by Vice-Mayor Miller, seconded by Councilman Turner and passed. The Park Committee is authorized to move forward with the construction of the foundation for the amphitheater in the Warren G. Lineberry Park.

B. Jack Wall – Hotel Floyd – Jack Wall presented the plans for Phase 2 of the Hotel Floyd. A Conditional Use Permit will be required for the additional height of the structure. Council requested the Conditional Use Permit documents be included in their March 15th agenda packet for review and the issues to be detailed.

C. Heather Krantz - Floyd Town Jubilee – no report.

D. Comprehensive Plan – NRVPDC Staff – Patrick Burton with the NRV Planning District Commission reviewed the changes to the document. He has been working with the Town’s Planning Commission and Town Staff on the Plan. There were no comments on the Plan from the Town Council. Final draft of the Comprehensive Plan will be given to the Town Planning Commission and Town Council when completed for final review.

COUNCIL ACTION ITEMS –

A. VDOT Resolution –

- ◆ Motion by Councilman Turner, seconded by Councilwoman Bingham and passed. The Floyd Town Council will bond \$1,000 as surety for work within VDOT Right of Way pursuant to the Heritage Pathways Project in the Town of Floyd.

B. Public Hearing – CUP – Hotel Floyd

- ◆ Motion by Vice-Mayor Miller, seconded by Councilman Patton and passed. The Floyd Town Council will hold a Joint Public Hearing with the Town of Floyd Planning Commission to hear public comment on the request made by Jack Wall for a Conditional Use Permit for additional height allowance for the Hotel Floyd on Thursday, April 5, 2012 at 6:30 p.m. at the W. Skip Bishop, Jr. Town Hall. Town Clerk Hodges is authorized to proceed with advertisement and notification for this Public Hearing.

ITEMS FOR DISCUSSION/ACTION

A. TEA-21 UPDATE –

1. Gateway Signs – no update
2. Pocket Park – Town Manager Terpenney reported that the price for 12 ft. Leland Spruce is the same as 8 ft. trees. Estimated cost for 39 12 ft. Leland Spruce trees installed was \$5,500 with a one year warranty from Clark Nursery. Removal of the trees along the pathway side of the project area is \$700. Estimate for fencing (similar to fence at Hotel Floyd) along the pathway side of the project was \$5,000.

Town Attorney Shortt was directed to prepare a legally binding document between the Town of Floyd and Dennis and Linda Wagner which is to detail the removal of the 39 Leland Spruce trees along the south side of the Wagner property and north of the pathway portion (Hotel Floyd side) of the TEA-21 project area and to have a maximum of 39 Leland Spruce trees, approximately 12 ft in height placed on the Wagners property at a mutually agreed upon place. The document will also include the removal of the dog pen from the Town's property on the east side of the Wagner property and the Pocket Park area of the TEA-21 project area.

- ◆ Motion by Councilman Patton, seconded by Vice-Mayor Miller and passed by roll call vote with all Council members voting yes. The Floyd Town Council instructs Town Attorney Shortt to prepare a legally binding document between the Town of Floyd and Dennis and Linda Wagner as detailed above. Town Attorney Shortt is to present the agreement to the Town Council at the March 15, 2012 Town Council meeting and if the Council approves said legal document, Mayor Griffin will hand deliver the document to the Wagners the following day (March 16, 2012). The Wagners will have until Monday, March 25, 2012 to return the signed document to Town Attorney Shortt. If said agreement is not returned signed to Town Attorney Shortt by March 25, 2012, the Town Council directs Town Manager Terpenney to immediately begin removing the Leland Spruce tree limbs on the Town property and be prepared to start construction of a fence on the Town's property as soon as possible within the confines of the project.

B. Old Church Gallery Parking Lot – Waiting on an estimate from Shortt's Excavating.

C. Warren G. Lineberry Park – Vendor Pads - Waiting on an estimate from Shortt’s Excavating.

D. Website – Town Council requested that telephone numbers be added to the contact information for Council members.

ITEMS FOR DISCUSSION/ACTION

A. Banner Permits – Town Clerk Hodges is to check with the Chamber of Commerce to see if they could be the sponsor for banner permits with VDOT for groups that are not civic but want to hang a banner.

B. Conditional Use Permit Renewal – Floyd Xpress Market signage

- ◆ Motion by Councilman Patton, seconded by Councilman Turner and passed. The Floyd Town Council approves the request from Floyd Xpress Market for renewal of their Conditional Use Permit for signage as requested.

C. Tourism Initiative Agreement – Mayor Griffin reported that the draft agreement has been sent to the Floyd County Board of Supervisors for review. Mayor Griffin, Derek Wall, John Getgood and Rick Parrish met and discussed the possibility of the Tourism Initiative becoming part of or working with the Floyd County Chamber of Commerce. The Chamber might be receptive as long as any additional overhead was taken care of by the Tourism Initiative.

CARRY OVER ITEMS

A. Tree City/Planting of Trees

CLOSED SESSION (if needed)

REMINDERS

A. Reception at the Jessie Peterman Library, Wednesday, March 21, 2012.

ADJOURNMENT

- ◆ Motion by Councilman Patton, seconded by Councilman Turner and passed. The March 1, 2012 meeting of the Floyd Town Council was adjourned.

William R. Griffin, Mayor

Karen Y. Hodges, Clerk