

FLOYD TOWN COUNCIL MEETING
W. SKIP BISHOP JR., TOWN HALL
November 19, 2015
7:30 P.M.
MINUTES

MEETING CALL TO ORDER – Mayor Griffin called the November 19, 2015 meeting of the Floyd Town Council to order.

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

CITIZENS COMMENT PERIOD

Lara Miller from Crème de la Crème spoke in reference to the Food Vendor topic; Ms. Miller stated that she does not support idea of charging food vendors and extra fee because food vendors already pay for their Business License, Meals Tax, Health Department fees, and the Ag Department. Ms. Miller states that she does not think that the food vendors at the Farmer’s Market have that much of an impact on the local restaurants. Ms. Miller states that the food vendors at the market don’t make that much money but that they bring a lot to the market as far as variety is concerned. Ms. Miller states that she believes that the market is a great place to start a business and if there are additional fees it will be harder for people to start a new business.

Ms. Miller also presents an idea for doing a curbside Trick or Treating event next year for Halloween; Ms. Miller states that if the Council would support the idea she would help organize the event.

Mike Schumann from the Floyd County Fire Department asks Council about the possibility of putting in a vending machine with T-shirts and hats near the public restrooms in Town to sell to help raise money for the Fire Department. Mr. Schumann states that he is working on ideas that don’t take more of the volunteer’s time and to help make the Fire Department more self-sufficient. Mr. Schumann states that there wouldn’t be cash in the machine that it would be done electronically and they would need a phone line set up. Mayor Griffin asks is he has asked local businesses to help them by selling their products; Mr. Schumann states that he has thought about it and thinks that the vending machine idea would be the easiest for them because it would be less work for everyone, all they would have to do is refill the machine and not have to deal with inventory or keeping track of cash.

ITEMS FOR DISCUSSION

- A. Financials-Vice Mayor Turner asks for the Items for Discussion to be tabled until later in the meeting.

Councilman Patton enters.

Floyd County Tourism Director Pat Sharkey speaks to Council concerning the need of an endorsement in support of Ms. Sharkey signing a letter that will be sent to Delegate Terry G. Kilgore, Chair, SWVA Cultural Heritage Foundation and Mr. Carey Harveycutter, Director of Tourism, City of Salem, concerning the marketing regions for the Virginia Tourism Corporation Guidebook. Ms. Sharkey states that Floyd was asked to be redefined as either being in the Southwest Virginia or the Mountain Region. Ms. Sharkey states that after meeting with other areas including Floyd County, Giles County,

Montgomery County, Pulaski County, and City of Radford the Tourism Council has decided to not join one area or another because they want to work with everyone equally. Supervisor Lauren Yoder states that the Board of Supervisors met and is endorsing the signing of the letter. Councilman Patton states that he brought this subject to the attention of the Council previously and that he supports the signing of this letter. Vice-Mayor Turner states that this subject was brought before the Council because the Tourism Board wants themselves and the Council to be a united front.

Councilman Patton makes a motion, seconded by Councilman LeMay, to support the signing of the letter as presented, and for Mayor Griffin to sign it as well, to be sent to Delegate Terry G. Kilgore, Chair, SWVA Cultural Heritage Foundation and Mr. Carey Harveycutter, Director of Tourism.

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

ITEMS FOR DISCUSSION

A. Financials-

Councilman Patton makes a motion, seconded by Councilwoman Bingham, to approve the financials as presented.

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

B. Parade Permit-Floyd Co. Merchant's & Businessmen's Assoc.-

Councilman Patton makes a motion, seconded by Councilman LeMay, to approve the parade permit submitted by the Floyd Co. Merchant's & Businessmen's Assoc. for this year's Christmas parade.

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

C. Ordinance Changes-

Town Manager Cox states that two recommendations have been made by the Planning Commission concerning the Conditional Use Permit and the Food Vendor License Ordinance. Councilman Patton states that he thinks that a date should be set for a public hearing to discuss these topics with the public. Mayor Griffin speaks to Ms. Miller from Crème de la Crème concerning the Food Vendor topic; Mayor Griffin states the Councils reasoning for having the initial discussion. Mayor Griffin states that he feels that the Council has a responsibility to the brick and mortar establishments to make sure that there is a level playing field. Ms. Miller states that the food vendor business that is done at the Farmer's Market doesn't have very

much of an impact on the local establishments. Ms. Miller states that the food vendors at the Farmer's Market add variety to the Market and to the Town. Ms. Miller states that she believes there is enough business to go around and that she doesn't feel like the small food vendors are impacting their sales. Mayor Griffin informs Ms. Miller that they will set a public hearing and he encourages her to come back along with the other food vendors so that they may voice their opinion as well. Vice-Mayor Turner states that the Council isn't discussing this matter to make money but that they are just trying to level the playing field. Mayor Griffin suggests setting a public hearing; Town Manager Cox states that the next available date is January 21st. Councilman Patton makes a motion, seconded by Councilman LeMay, to schedule a public hearing on January 21st for the Conditional Use Permit subject and the Food Vendor License Ordinance.

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

Mayor Griffin brings up the subject of having a Christmas tree on the stage in the Park; Town Manager Cox states that she spoke with Greg Peters concerning this subject and that he has an idea for making a stand that will go in the ground so that they wouldn't have to drill holes in the floor of the stage. Council discusses different options for the Christmas tree and decides to have a temporary cut tree this year and work towards having a permanent live tree in the future.

TOWN MANAGER'S REPORT

Town Manger Cox hands out copies of a Loan Pool recommendation for the Council to consider.

Town Manager Cox informs Council that the annual Chamber dinner is Monday the 23rd at 6:00pm.

Town Manager Cox asks Council if they still want to ride in the parade this year due to a low number of members that are available to ride in the parade; Mayor Griffin states that the Council will not ride in the parade this year but will return to ride in the parade next year.

Town Manager Cox states that she has a funding request to have the garage doors replaced on the garage next door to the Town Office. Council discusses the options presented by Town Manager Cox.

Councilwoman Bingham makes a motion, seconded by Councilman LeMay, to approve Town Manager Cox's funding request to have the garage doors replaced.

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

Mayor Griffin expresses his concerns with the Loan Pool recommendation. Mayor Griffin states that they may need to go into Closed Session to discuss the matter with the applicant.

Mayor Griffin states that he has received correspondence back and forth between the Partnership for Floyd and the Jacksonville Center concerning the Art in the Park project and he thinks that Council needs to be proactive and think about what they do and do not want in the Park moving forward. Councilwoman Bingham expresses her concerns about projects in the Park. Councilman Patton states that the original idea was to not fill the Park with equipment. Mayor Griffin states that he has talked to the previous owner's family and they have voiced that they do not wish for the Park to be filled up with equipment. Mayor Griffin requests that Council think about this subject and be ready to discuss it at the first meeting in December. Vice-Mayor Turner states that everyone should keep in mind that the Park is a community Park and to consider the entire Town and not just how they feel about the Park.

Vice-Mayor Turner asks Council about the vending machine idea proposed by Mike Schumann for the Fire Department. Council discusses the subject.

Vice-Mayor Turner makes a motion, seconded by Councilman Patton, to table the vending machine subject until a later date.

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

CLOSED SESSION

Councilman Patton makes a motion, seconded by Councilman LeMay, to go into closed session for Section 2.2-3712, to discuss matters exempted by 2.2-3711A-4 and 2.2-3711A-5 for the protection of the privacy of individuals in personal matters not related to public business or discussion concerning 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, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body.

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

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

CERTIFICATION RESOLUTION

CLOSED SESSION

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.1 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.

Councilman LeMay makes makes a motion, seconded by Councilwoman Bingham, to approve the Loan Pool Application presented with the stipulation that the applicant take out a Deed of Trust against the equity of the their home and that the amount of the loan be for \$40,000.00.

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

Motion passes.

OTHER

Mike Schumann re-enters and asks Council about their thoughts on the vending machine idea he had presented earlier in the meeting. Mayor Griffin states that the issue has been tabled until the first meeting in December and that his two major concerns are space and what kind of door they would be opening by allowing a vending machine near the Park.

Town Manager Cox asks about having or not having the December 17th meeting. Mayor Griffin states that they should wait and decide at the December 3rd meeting.

Councilman Patton makes a motion, seconded by Vice-Mayor Turner, and unanimously carried, to adjourn to December 3rd, 2015 at 6:30 pm.

William R. Griffin, Mayor

Chrissy Mandzak, Clerk