

**FLOYD TOWN COUNCIL MEETING**  
**W. SKIP BISHOP JR., TOWN HALL**  
**September 3, 2015**  
**6:30 P.M.**  
**MINUTES**

**MEETING CALL TO ORDER** – Mayor Griffin called the September 3, 2015 meeting of the Floyd Town Council to order.

**ROLL CALL** –Councilman Patton, Councilman LeMay, Councilwoman Bingham, Mayor Griffin, Town Manager Cox, and Clerk Mandzak were present. Town Attorney Shortt was absent.

**CITIZENS COMMENT PERIOD**

None

**PRESENTATIONS**

- A. Ms. Lori Kaluska, member of the Floyd Healthy Community Team, founded in 2010 from a grant provided by Virginia Foundation of Healthy Youth. Ms. Kaluska states that the Floyd Healthy Community Team has applied for a grant to provide funds for equipment that encourages physical activity and would like to partner up with the Town to purchase equipment for the Warren G. Lineberry Park. Ms. Kaluska states that if they receive the grant they would like a member of the Council to be on the committee that would plan out what goes into the park. Councilman Patton states that he has always advocated that there be a children’s area in the park.

**Vice-Mayor Turner enters.**

**ITEMS FOR DISCUSSION**

- A. D.A.R. Constitution Week Revolution-Mayor Griffin states that the Council needs to approve the letter from the Daughters of the American Revolution letter.

Councilwoman Bingham makes a motion, seconded by Councilman LeMay, and unanimously carried to approve the letter presented by the Daughters of the American Revolution.

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

**CONSENT CALENDAR-**

Councilman Patton makes a motion, seconded by Vice-Mayor Turner, and unanimously carried to approve the August 6<sup>th</sup> and August 20<sup>th</sup> minutes as presented. Councilman LeMay and Councilwoman Bingham abstain from the August 20<sup>th</sup> minutes.

Councilman Patton—aye  
Vice-Mayor Turner—aye  
Councilman LeMay—aye

Councilwoman Bingham—aye  
Mayor Griffin—aye

### **TOWN MANAGER'S REPORT**

Town Manager Cox informs Council that she received a quote from Upon the Earth Services for getting snow off the sidewalks in Town. Town Manager Cox states that the quote is the same price as previous years. Town Manager Cox asks Council if they want the contract to include putting down salt; Council requests that Town Manager Cox check with VDOT to see if they are going to take care of putting down salt.

Councilman Patton makes a motion, seconded by Councilman LeMay, and unanimously carried to hire Upon the Earth Services for snow removal on the sidewalks.

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

Town Manager Cox informs Council that Habitat for Humanity has invited the Council to a ground breaking ceremony on September 15<sup>th</sup> at 4:00 pm at 227 Newtown Road for the new Habitat Home that will be built.

Town Manager Cox provides that Council with two recommendations from the Planning Commission concerning changes to the Land Use Ordinance for the Conditional Use Permit renewal fees and the addition of a new chapter for Mobile Food Vendors licenses; Council will review the handouts and discuss the topic at the September 17<sup>th</sup> Council meeting.

Councilman Patton asks if the Planning Commission has had time to work on the Noise Ordinance issue; Mike Maslaney from the Planning Commission states that they have been doing research and are working on it. Mr. Maslaney states that he spoke with Town Attorney Shortt about the subject and that Town Attorney Shortt informed him that in order for a Noise Ordinance to be enforceable the Town will most likely need to purchase decimal reading equipment and that the equipment is costly. Mayor Griffin suggests speaking with the County about splitting the cost of the equipment. Vice-Mayor Turner suggests checking with other counties to see how they handle the issue and he also thinks that even with the equipment it will be difficult to enforce. Vice-Mayor Turner suggests that they discuss the issue with the Commonwealth Attorney to see if he has any input on the subject.

Town Manager Cox asks Council about selling the street sweeper, options of selling the equipment would be publically advertising the equipment with a price; take bids on the equipment; or to go through an equipment dealer. Town Manager Cox states that the sales rep from the manufacturer suggested that the Town try to sell it on site like Craigslist. Councilman Patton suggests that Town Manager Cox handle the selling of street sweeper.

Town Manager Cox reminds Council that the Loan Pool Guidelines will be discussed at the September 17<sup>th</sup> meeting of the Town Council.

Town Manager Cox states that she spoke with VDOT about the Council's concerns discussed at the previous meeting and that the VDOT representatives will be at the second meeting in October to discuss these issues. Mayor Griffin states that he received two calls concerning slowing people down near Milestones; Town Manager Cox states that was one of the issues that VDOT was researching.

Town Manager Cox states that she received an email from Mr. LaVancher stating that he is no longer considering the rezoning that he had previously requested. In the email received Mr. LaVancher requested to receive a refund of the deposit fee (\$375) that he put down for the rezoning. Council discusses the request and states that the deposit will not be refunded due to the amount of time and work that had been done concerning the rezoning request.

#### **OTHER**

Councilman Patton states that Andrew Morris is almost done with getting the mailboxes moved to their new location.

Mayor Griffin asks about Steve Hamlin bringing back the signs that he had refinished; Town Manager Cox states that the signs had been brought back and that Catherine Pauley is going to repaint the signs for the Town.

#### **CLOSED SESSION**

Councilman Patton makes a motion, seconded by Councilman LeMay, to go into closed session for Section 2.2-3712, Paragraph A.3, discussion or consideration of 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.

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

Councilman Patton makes a motion, seconded by Councilman LeMay, 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 Miller—aye  
Councilwoman Bingham—aye  
Mayor Griffin—aye

This Certification Resolution was adopted.

Councilman Patton makes a motion, seconded by Councilwoman Bingham, and unanimously carried, to adjourn to September 17, 2015, 2015 at 6:30 pm.

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**William R. Griffin, Mayor**

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**Chrissy Mandzak, Clerk**