

PUBLIC HEARING

1. Subdivision Code Update

Emporia's City Council held a public hearing on Tuesday, November 16, 2010, at 7:30 p.m. in the Council Chambers of the Municipal Building, located at 201 South Main Street, Emporia, Virginia. Mayor Adams presided over the public hearing.

The following City Council members were present:

Councilman John R. White
Councilman F. Woodrow Harris
Councilwoman Doris T. White
Councilwoman Carolyn S. Carey
Councilman Edward V. Lankford, IV
Councilwoman L. Dale Temple

Others present: Samuel W. Adams, III, Mayor
C. Butler Barrett, City Attorney
W. S. Harris, Jr., Treasurer
Todd Anderson, Captain
Sam Brown, City Sheriff
Joyce Prince, Commissioner of the Revenue
Steve B. Hall, Assistant City Manager
Brian S. Thrower, City Manger
Tessie S. Wilkins, City Clerk

Absent: Councilman James C. Saunders

1. Subdivision Code Updates

Mr. Hall stated that in a recent review of City Code Chapter 66: Subdivisions, several inconsistencies were noted that should be revised and amended accordingly. He also stated that these sections are 66-9: Appeal, 66-10: Variances and 66-11: Amendments. He further stated that the necessary revisions to Sections 66-9 and 10 will authorize the Board of Zoning Appeals to review all appeals and variances. He advised that the necessary revision to Section 66-11 will authorize City Council to amend the Subdivision Ordinance upon recommendation of the Planning Commission. He also advised that if adopted these updates will mirror the provisions of the Zoning Ordinance.

Mayor Adams asked if there was anyone who wished to make any comments regarding this matter.

With there being no comments, Mayor Adams declared the public hearing closed.

Samuel W. Adams, III, Mayor

Tessie S. Wilkins, City Clerk

MINUTES
EMPORIA CITY COUNCIL
CITY OF EMPORIA MUNICIPAL BUILDING
November 16, 2010

Note to Reader: Although the printed agenda document for this City Council meeting is not part of these minutes, the agenda document provides background information on the items discussed by City Council during the meeting. A copy of the agenda document for this meeting may be obtained by contacting the Office of the City Clerk.

Emporia City Council held a regular meeting on Tuesday, November 16, 2010, at 7:30 p.m. in the Council Chambers of the Municipal Building, located at 201 South Main Street, Emporia, Virginia. Mayor Samuel W. Adams, III presided over the meeting with Carolyn S. Carey, Council Member offering the invocation.

ROLL CALL

The following City Council members were present:

Councilman John R. White (departed at 7:45 p.m.)
Councilman F. Woodrow Harris
Councilwoman Carolyn S. Carey
Councilwoman Doris T. White
Councilman Ned V. Lankford
Councilwoman L. Dale Temple

Others present: Samuel W. Adams, III, Mayor
C. Butler Barrett, City Attorney
W. S. Harris, Jr., Treasurer
Todd Anderson, Captain
Sam Brown, City Sheriff
Joyce Prince, Commissioner of the Revenue
Steve B. Hall, Assistant City Manager
Brian S. Thrower, City Manger
Tessie S. Wilkins, City Clerk

Absent: Councilman James C. Saunders

MINUTES APPROVAL

Councilman White moved to approve the minutes from the Tuesday, October 19, 2010, public hearing and regular meeting, as presented, seconded by Councilwoman Temple, which passed as follows:

Councilman John R. White	aye
Councilman F. Woodrow Harris	aye
Councilwoman Carolyn S. Carey	aye
Councilwoman Doris T. White	aye
Councilman Ned V. Lankford	aye

Councilwoman L. Dale Temple aye

APPROVAL OF BILLS

A listing of the November 16, 2010 bills had been presented to City Council members.

General Fund	\$ 828,704.05
Utility Fund	\$ 177,169.27

Councilwoman Temple moved to approve the November 16, 2010 bills as presented, seconded by Councilman White, which passed as follows:

Councilman John R. White	aye
Councilman F. Woodrow Harris	aye
Councilwoman Carolyn S. Carey	aye
Councilwoman Doris T. White	aye
Councilman Ned V. Lankford	aye
Councilwoman L. Dale Temple	aye

REPORT

There were no questions concerning the reports presented to Council members

AGENDA APPROVAL

Mayor Adams reported the addition of **Item 10-98 Jail Work Crew** and **Item 10-99 Fireworks Resolution**.

Councilman Lankford moved to approve the agenda as amended, seconded by Councilwoman White, which passed as follows:

Councilman John R. White	aye
Councilman F. Woodrow Harris	aye
Councilwoman Carolyn S. Carey	aye
Councilwoman Doris T. White	aye
Councilman Ned V. Lankford	aye
Councilwoman L. Dale Temple	aye

UNFINISHED BUSINESS

10-80. Board and Commissions – Highway Safety Commission

Mayor Adams reported that an appointment was needed for the Highway Safety Commission.

Councilman Harris moved to nominate Jean Cobb to the Highway Safety Commission.

Councilman White move to appoint Jean Cobb to the Highway Safety Commission, seconded by Councilwoman Temple, which passed as follows:

Councilman John R. White	aye
Councilman F. Woodrow Harris	aye
Councilwoman Carolyn S. Carey	aye
Councilwoman Doris T. White	aye
Councilman Ned V. Lankford	aye
Councilwoman L. Dale Temple	aye

10-85. Consideration of Appointments – Farmers Market Advisory Board

Mayor Adams reported that an appointment was needed for the Farmers Market Advisory Board.

Councilman Lankford moved to nominate Mayor Sam Adams, Councilman John White, Bill Hodge, Hannah Barrett, Morris White, Gina Phelps and Mandy Jones for the Farmers Market Advisory Board.

Councilman Harris move to appoint Mayor Sam Adams, Councilman John White, Bill Hodge, Hannah Barrett, Morris White, Gina Phelps and Mandy Jones to the Farmers Market Advisory Board, seconded by Councilwoman White, which passed as follows:

Councilman John R. White	aye
Councilman F. Woodrow Harris	aye
Councilwoman Carolyn S. Carey	aye
Councilwoman Doris T. White	aye
Councilman Ned V. Lankford	aye
Councilwoman L. Dale Temple	aye

10-86. Planning Commission – Unexpired Term (Roosevelt Skeeter, Jr.)

Mayor Adams reported that an appointment was needed for the Planning Commission.

Councilwoman Temple move to nominate Councilman Ned Lankford to the Planning Commission.

Councilman Harris moved to appoint Councilman Ned Lankford to fill the unexpired term of Roosevelt Skeeter, Jr. on the Planning Commission, seconded by Councilwoman White, which passed as follows:

Councilman John R. White	aye
Councilman F. Woodrow Harris	aye
Councilwoman Carolyn S. Carey	aye
Councilwoman Doris T. White	aye
Councilman Ned V. Lankford	aye
Councilwoman L. Dale Temple	aye

NEW BUSINESS

10-96. Subdivision Code Updates

Mr. Hall stated that in a recent review of City Code Chapter 66: Subdivisions, several inconsistencies were noted that should be revised and amended accordingly. He also stated that these sections are 66-9: Appeal, 66-10: Variances and 66-11: Amendments. He further stated that the necessary revisions to Sections 66-9 and 10 will authorize the Board of Zoning Appeals to review all appeals and variances. He advised that the necessary revision to Section 66-11 will authorize City Council to amend the Subdivision Ordinance upon recommendation of the Planning Commission. He also advised that if adopted these updates will mirror the provisions of the Zoning Ordinance.

Mr. Hall stated that a public hearing was authorized at the October 19, 2010 Regular Meeting.

He recommended that Council adopted the Ordinance amending the City of Emporia Code of Ordinances, Chapter 66: Subdivisions.

Councilman Lankford moved to approve **Ordinance 10-47** to amend the City of Emporia code of Ordinances, Chapter 66: Subdivisions, seconded by Councilwoman Temple, which passed as follows:

Councilman John R. White	aye
Councilman F. Woodrow Harris	aye
Councilwoman Doris T. White	aye
Councilwoman Carolyn S. Carey	aye
Councilman Ned V. Lankford	aye
Councilwoman L. Dale Temple	aye

10-97. South Main Street Improvement Project – Request to Submit Application for Continued Funding

Mr. Hall stated that the Commonwealth Transportation Board voted on June 16, 2010 to approve the City's 2010 (Federal FY 11) Enhancement Program application in the amount of \$550,484. He also stated that these funds may be used only for Phase I of the South Main Street Improvement Project: Utility Relocation. He further stated that since these are federal funds funneled through VDOT, the City is awaiting authorization form VDOT to proceed with commencing Phase I activities.

Mr. Hall reported that on August 9, 2010, the City was informed that only existing projects may apply for funding in the 2011 (Federal FY 12) Enhancement Program grant cycle. He also reported that the current funding for the project is limited and will not support Phase II: Streetscape Improvements. He further reported that he is currently preparing the application requesting funding to complete the project. He stated that the application is due December 1, 2010.

Mr. Hall stated that a resolution of the local governing body is required of all applicants. He also stated that the resolution requests continuation of the South Main Street Improvement Project, commits the City to a twenty (20) percent match of the total project cost for Phase II, holds the City responsible for maintenance and upkeep once complete, requires an agreement

with VDOT for oversight and indicates if the City subsequently elects to cancel the project, it will be held responsible for reimbursing VDOT for grant funds expended to date.

He recommended that Council authorize the submittal of the Transportation Enhancement Program grant application and to adopt the resolution.

Councilwoman Temple moved to authorize the submittal of the Transportation Enhancement Program grant application, and to adopt **Resolution 10-16** VDOT Enhancement Resolution, seconded by Councilman Lankford, which passed as follows:

Councilman John R. White	aye
Councilman F. Woodrow Harris	aye
Councilwoman Doris T. White	aye
Councilwoman Carolyn S. Carey	aye
Councilman Ned V. Lankford	aye
Councilwoman L. Dale Temple	aye

10-98. Jail Work Crew

Mr. Thrower reported that the Southside Regional Jail Authority has agreed to resume operation of the Jail “Clean-up Crew” effective November 22, 2010. He also reported that the Jail Superintendent, Lance Forsythe, estimates a daily cost of \$115 per day to cover the cost of the crew. He further reported that the respective locality using the service for that day would be required to pay the Jail for the service.

Mr. Thrower stated that under the proposal, the clean-up crew would alternate work weeks in the City and Greenville County beginning Monday, November 22, 2010. He also reported that the work will stop upon notification from the local government manager.

Mr. Thrower reported that assuming the crew works every other week in the City the remainder of the fiscal year, the total expense incurred for this service should not exceed \$9,200.00. He also reported that the cost was not included in the FY11 budget. He further reported that therefore, should Council wish to utilize this service, Council will need to authorize incurring this expense. He stated that the salary saving from upcoming retirements will cover the cost of this unbudgeted expense.

He recommended Council to authorize incurring this expense the remainder of the fiscal year.

Councilman Lankford moved to authorize incurring this expense the remainder of the fiscal year, seconded by Councilman White, which passed as follows:

Councilman John R. White	aye
Councilman F. Woodrow Harris	aye
Councilwoman Doris T. White	aye
Councilwoman Carolyn S. Carey	aye
Councilman Ned V. Lankford	aye
Councilwoman L. Dale Temple	aye

10-99. Fireworks Resolution

Mr. Thrower reported that in accordance with Article III. Fireworks; Section 38-68. Use and Discharge of the City of Emporia's Code of Ordinances, a resolution requesting authorization for the use of fireworks as part of the 2010 Christmas Parade.

Mr. Thrower recommended that Council adopt resolution authorizing the use of fireworks as part of the 2010 Christmas Parade.

Councilman Harris moved to approve **Resolution No. 10-17** Authorizing the use of fireworks as part of the 2010 Christmas Parade, seconded by councilwoman Temple which passed as follows:

Councilman John R. White	aye
Councilman F. Woodrow Harris	aye
Councilwoman Doris T. White	aye
Councilwoman Carolyn S. Carey	aye
Councilman Ned V. Lankford	aye
Councilwoman L. Dale Temple	aye

PUBLIC COMMENT

Mayor Adams asked if anyone wished to bring a matter before City Council members adhering to the three minute time limitation.

Debra Brown, 604 Temple Ave, expressed gratitude to Mayor Adams for having the President of Council come to the NAACP's annual Freedom Fund Banquet this year.

She addressed Council by asking if the Halifax Bridge was on the agenda to be repaired at this time. Mr. Thrower stated that yes the City is working with VDOT right now and they are doing the engineer plans for that bridge.

Ms. Brown addressed Council with concerns about the City buying the Emporia Elementary School. Mayor Adams stated that yes there had been some discussion on that matter. Ms. Brown questioned Council about the matter as she thought a private group was working toward acquiring the property as a civic center. Mayor Adams stated that this is the purpose of the discussion that is currently going on. Councilman Harris stated that the City is attempting to negotiate with the County for the exchange of that building. He also stated that this had come about as a result of the County's indication to the Civic Center Foundation that they did not wish to continue involvement with the project. He further stated that the School System now have the title to the property and the discussion had been to have the School System turn over the deed to the County, and have the County turn the deed over to the City with a token exchange of money to allow the group to continue their effort to make some thing happen with that property. He stated that the City is not trying to incur more debt on the taxpayers of this Community.

Marva Dunn, 505 Washington St, addressed Council stating that she had some concerns about the City not having anything for the youths to do in the City of Emporia.

ADJOURNMENT

With no further business to come before City Council, Mayor Adams adjourned the meeting.

Samuel W. Adams, III, Mayor

Tessie S. Wilkins, City Clerk