

**WEST POINT TOWN COUNCIL
WORK SESSION
MINUTES
FEBRUARY 26, 2007**

I. CDGB Public Hearing for 7th Street Marina Project

Neal Barber advised the deadline date for the CDGB Block Grant for the development of the 7th Street Marina Project is March 22, 2007 and the application would require Town Council to conduct a public hearing prior to the deadline date. The success of the project is pending negotiations to purchase Massey Oil, once the purchase agreement has been signed Town Council would need to conduct the public hearing.

Mr. Hudson suggested that once Mr. Barber has a signed purchase agreement for the property owned by the Massey family, a Special Called Meeting of Town Council would be advertised to conduct a public hearing.

II. School Board Budget Work Session

Mr. Hudson advised the School Board would like to schedule a Budget Work Session to present the School Budget to Town Council. Mr. Hudson asked what date would Town Council be available for the Work Session.

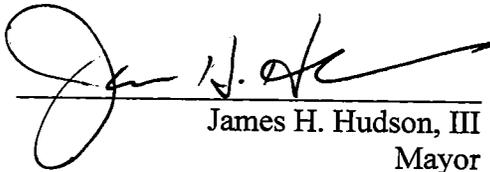
The consensus of Town Council is for the Work Session to be on March 15, 2007 at 7 p.m. at the School Board Office.

III. Public Safety Committee Meeting

Mrs. Gulley advised the Public Safety meeting is scheduled for 5 p.m. on March 15, 2007, and changed the meeting time to 5:30 p.m.

IV. Review of Ordinance 02-07

Mr. Funkhouser reviewed the advertisement for a public hearing on Ordinance 02-07, the Water Rate Study and advised that Cheryl Stevens of Draper Aden will be available for comments at the Public Hearing.


James H. Hudson, III
Mayor

ATTEST:


Karen M. Barrow, Town Clerk

**TOWN OF WEST POINT
TOWN COUNCIL
MINUTES
FEBRUARY 26, 2007**

I. CALL TO ORDER

The West Point Town Council held its regular monthly meeting on Monday, February 26, 2007. The Honorable James H. Hudson III called the meeting to order at 7:30 p.m. The Reverend Bill Palmer gave the Invocation followed by the Pledge of Allegiance.

Members Present: Mayor, Jim Hudson; Vice Mayor, Deborah Ball; Dick Brake; Charlie Gordon; Tina Gulley; Wayne Healy; Jack Lawson; and Gail Nichols.

Also Present: Trenton L. Funkhouser, Town Manager; Andrea Erard, Town Attorney; Karen Barrow, Town Clerk; Bill Hodges, Chief of Police; Neal Barber, Economic Development Coordinator; and other interested persons.

II. CITIZENS ADDRESS TO COUNCIL

A. VDOT Bridge Update

Mr. Jamie Browder, Project Manager for the Eltham Bridge presented Town Council with an updated time line and advised work for the next thirty days will be as follows: 1) Brick pavers will be installed at the intersection of F Street and 14th Street. 2) Work will continue on the forming and pouring of the decks and parapets for the Bridge. 3) Installation of the conduits and wiring for the electrical system will begin. 4) Kirby Street will remain closed between 14th and 13th Street. 5) The construction of the brick pilasters for the streetlights will begin. 6) The planting trees and landscaping shrubs will begin. 7) The Bridge Dedication program has been scheduled for Saturday, April 7th 2007, the bridge will officially be open on April 23, 2007.

Mr. Lawson asked if the debris on 14th Street would be cleaned up before April 7.

Mr. Browder advised VDOT will be cleaning up the debris.

B. Economic Development Authority Update

Bill Cawley, EDA Chairman, advised the EDA conducted their regularly scheduled monthly meeting on Wednesday, February 14th and held a Strategic Planning Meeting on February 21, 2007. Mr. Cawley stated that both meetings concentrated on the increased activity at the Industrial Park and future prospects.

C. Public Hearing – Ordinance 02-07 / Water Rate Study

Mr. Hudson read the advertisement for Ordinance 02-07 and opened the floor for citizens to comment on the Ordinance.

Mr. Funkhouser, the Town Manager gave a report on the current status of the Water Department, the upgrades needed to improve the system and how the funds are to be used for Capital Projects.

Ms Cheryl Stevens, Consultant for Draper Aden reported on how the Water Study was conducted and how the various options were put together. Ms. Stevens stated the prices prepared include future Capital Projects, Repairs and Expenses for the next seven years.

1) Bebe Philsbury, 115 Main Street, West Point, Virginia thanked Town Council for their services to the Community advised she has concerns regarding the drastic increase in the price per thousand gallons and the change in the minimum amount of usage. The increase would be a tremendous burden for retired citizens, Mrs.

Philsbury stated she objects to the Ordinance and suggested the increase be a little less drastic.

2) Mark Davis, 311 First Street, West Point, Virginia advised he objects to the large increase in the Water Rates and suggested Town Council consider the residents living on a fixed income. Mr. Davis stated that he reviewed Draper Aden's report and suggested Town Council review Option I.

3) Vincent Hodge, 3435 King William Avenue, West Point, Virginia advised he objects to Ordinance 02-07.

Mr. Hudson asked if any one else would like to comment on Ordinance 02-07. There being none, the Public Hearing was closed.

D. Public Hearing – Ordinance 10-06 / MU-1 Zoning Text Amendment

Mr. Hudson read Ordinance 10-06 and opened the floor for citizens to comment on the Ordinance. There being none, Mr. Hudson closed the Public Hearing.

E. Citizens Address to Council

Mr. Hudson opened the floor for citizens to address Town Council on any Town related business.

1) Hank Sibley, 601 Main Street, West Point, Virginia, asked Town Council to consider placing speed bumps or stop signs on Main Street at the brick crosswalks to enforce the speed limit and for the safety of pedestrians.

Mr. Hudson asked Mr. Funkhouser to place speed bumps on the next Public Safety Agenda.

Mr. Hudson asked if there was any one else that would like to address Town Council. There being none, Mr. Hudson closed the Citizens Address.

III. COUNCIL RESPONSE

None were noted.

IV. AGENDA CHANGES

Mr. Lawson made a motion to remove the 7th Street Marina Project from the Community Development segment of the agenda. Seconded by Mrs. Ball and upon roll call, Mrs. Ball, Mr. Brake, Mr. Gordon, Mrs. Gulley, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted "Aye".

V. ADOPTION OF CONSENT AGENDA

Mrs. Nichols made a motion to adopt the following consent agenda, seconded by Mrs. Ball. Upon roll call Mrs. Ball, Mr. Brake, Mr. Gordon, Mrs. Gulley, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted "Aye".

- 1) Minutes of January 29, 2007 Town Council Meeting and Work Session
- 2) Cash Reports
 - a) General Fund
Cash on hand as of January 31, 2007 - \$3,139,604.02
 - b) Water Fund
Cash on hand as of January 31, 2007 - \$297,297.09
 - c) CIP
Cash on hand as of January 31, 2007 - \$220,207.03
- 3) Monthly Budget Report
- 4) School Fund Cash Report
 - a) Cash on hand as of January 31, 2007 - \$535,52
- 5) West Point Monthly Police Activity Report
- 6) Economic Development Monthly Activity Report
- 7) Community Development Monthly Permit Report

- 8) Public Works Monthly Permit Report
- 9) Building Official Monthly Report
- 10) Treasurer Monthly Report

V. COMMITTEE REPORTS

A. Public Safety – Mrs. Gulley reported for the Committee.

1. Hampton Roads Criminal Justice Training Resolution [*See Attached Resolution and agreement*]

Mr. Brake made a motion to adopt the Hampton Roads Criminal Justice Training Resolution and Agreement, seconded by Mrs. Gulley. Upon roll call, Mrs. Ball, Mr. Brake, Mr. Gordon, Mrs. Gulley, Mr. Healy, Mr. Lawson and Mrs. Nichols voted “Aye”.

2. Tennis Court Repairs

Mrs. Gulley made a motion to authorize the Town Manager to proceed with the Tennis Court Repairs not to exceed \$5,000 from the Capital Improvement Line Item 043920-0736, seconded by Mrs. Ball. Upon roll call, Mrs. Ball, Mr. Brake, Mrs. Gulley, Mr. Healy, Mr. Lawson and Mrs. Nichols vote “Aye”. Mr. Gordon voted “Nay”.

B. Finance Committee – Mrs. Ball reported for the Committee

Mrs. Ball advised she has nothing to report.

C. Education Committee – Mr. Gordon reported for the Committee

Mr. Gordon advised there was nothing to report.

D. Public Works – Mr. Brake reported for the Committee

Mr. Funkhouser advised various Council sub-committees have discussed the Water Rate Study for several months and that Draper Aden conducted an extensive research that included interviews with various businesses and Civic Groups in Town prior to establishing the options for the Water Rates. The Town has been subsidizing the water rates for many years and due to the overwhelming repairs and much needed upgrades it would benefit our customers and the Town for the water program to become self sufficient.

Mr. Lawson made a motion to approve Ordinance 02-07, seconded by Mrs. Gulley. Upon roll call Mr. Brake, Mrs. Gulley and Mr. Lawson voted “Aye”. Mrs. Ball, Mr. Gordon, Mr. Healy and Mrs. Nichols voted “Nay”. The motion was denied.

Mr. Hudson asked the Public Works Committee to review the Water Rate Study and schedule a meeting when Town Council is available.

E. Economic and Community Development – Mr. Lawson reported for the Committee

1) Forrest Funeral Home Property Improvement Grant

Mr. Lawson made a motion to authorize the expenditure of \$5,000 to Forrest Funeral Home from the Economic Development Property Improvement Fund. Seconded by Mr. Healy, upon roll call, Mrs. Ball, Mr. Brake, Mr. Gordon, Mrs. Gulley, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted “Aye”.

2) Cultural Center Property Improvement Grant

Mr. Lawson made motion to authorize the expenditure of \$5,000 to the Cultural Center for renovations and repairs from the Economic Development Property Improvement Fund. Seconded by Mr. Healy, upon roll call Mrs. Ball, Mr. Brake, Mr. Gordon, Mrs. Gulley, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted “Aye”.

3) VDOT Drainage Resolution for ODI Street *[See Attached Resolution]*

Mr. Lawson made a motion to adopt the attached Drainage Resolution for ODI Street, seconded by Mr. Gordon. Upon roll call Mrs. Ball, Mr. Brake, Mr. Gordon, Mrs. Gulley, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted "Aye".

VII. TOWN MANAGER'S ITEMS

A. Request Permission to Advertise for a Public Hearing to Lease the Wellness Center to the YMCA

Mr. Gordon made a motion to authorize the Town Manager to advertise a public hearing on Monday, March 26, 2007 at 7:30 p.m. to lease the Wellness Center to the YMCA. Seconded by Mrs. Nichols, upon roll call Mrs. Ball, Mr. Brake, Mr. Gordon, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted "Aye".

B. Request Permission to Advertise for a Public Hearing on Budget Amendments for the 2006/2007 Budget

Mrs. Ball made a motion to authorize the Town Manager to advertise a public hearing on Monday, March 26, 2007 at 7:30 p.m., for amendments to the 2006/2007 Budget. Seconded by Mrs. Nichols, upon roll call Mrs. Ball, Mr. Brake, Mr. Gordon, Mrs. Gulley, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted "Aye".

VIII. TOWN ATTORNEY ITEMS

Ms. Erard advised she has nothing to report.

IX. OLD BUSINESS

There were no items available for discussion under Old Business.

X. NEW BUSINESS

A. Planning Commission Report - Mr. Hudson

Mr. Hudson advised at the regularly scheduled Planning Commission meeting on February 7, 2007, Planning Commission considered the following agenda items: 1) Conducted a public hearing and approved a Chesapeake Bay Exception for Wendall and Paula Ellis. 2) Authorized advertisement for a public hearing on the Waterfront Mixed-Use zoning amendments. 3) Authorized advertisement for a public hearing on a Special Use Application for Old Dominion Grain, once Town Staff receives a complete application.

B. Ordinance 10-06 / MU-1 Zoning Text Amendment

Mr. Gordon made a motion to adopt Ordinance 10-06, the MU-1 Zoning Text Amendment. Seconded by Mr. Healy, upon roll call, Mrs. Ball, Mr. Brake, Mr. Gordon, Mrs. Gulley, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted "Aye".

C. MU-1 Referral to Planning Commission

Mr. Gordon made a motion to refer the parcels of land on King William Avenue that were excluded from the original adoption of the MU-1 Zoning District to the West Point Planning Commission for consideration to be placed in the MU-1 Zoning District, and for the Planning Commission to submit a recommendation back to Town Council. Seconded by Mrs. Gulley, upon roll call, Mrs. Ball, Mr. Brake, Mr. Gordon, Mrs. Gulley, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted "Aye".

C. Closed Session

Mrs. Nichols made a motion to enter into a closed meeting pursuant to Virginia Code § 2.2-3711(A)(1) for the discussion or consideration of the performance and contract of the Police Chief and for the discussion or consideration of the annual performance evaluation and contract of the Town Manager. Seconded by

Mr. Lawson, upon roll call Mrs. Ball, Mr. Brake, Mr. Gordon, Mrs. Gulley, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted "Aye".

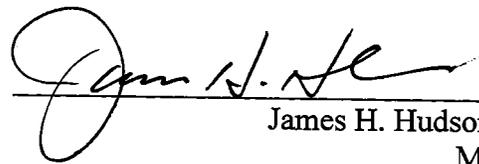
RECONVENE

Mrs. Ball made a motion to reconvene into a public meeting, seconded by Mr. Lawson and upon roll call Mrs. Ball, Mr. Brake, Mr. Gordon, Mrs. Gulley, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted "Aye".

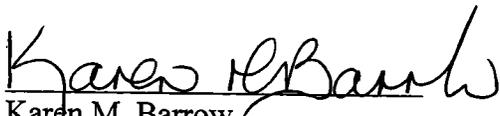
Mr. Healy moved to certify that in the closed session just concluded, nothing was discussed except the matters specifically identified in the motion to convene into closed session and lawfully permitted to be so discussed under the provisions of the Virginia of Freedom of Information Act cited in that motion. Seconded by Mrs. Ball and upon roll call Mrs. Ball, Mr. Brake, Mr. Gordon, Mrs. Gulley, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted "Aye".

XI. ADJOURNMENT

There being no further business Mr. Hudson adjourned the meeting.


James H. Hudson, III
Mayor

ATTEST:


Karen M. Barrow
Town Clerk



**TOWN OF WEST POINT
RESOLUTION
HAMPTON ROADS CRIMINAL JUSTICE TRAINING ACADEMY
AGREEMENT**

WHEREAS: The West Point Town Council, by Resolution dated January 29, 2007, made a commitment to support the Hampton Roads Criminal Justice Academy effective July 1, 2007; and

WHEREAS: The West Point Town Council has undertaken a non-binding obligation to appropriate annually monies to the H.R.C.J.T. Academy in connection with payments due for law enforcement training requirements; and

WHEREAS: The Hampton Roads Criminal Justice Academy will provide the required certified training under the guidelines of the Department of Criminal Justice Services: Therefore

BE IT RESOLVED: The West Point Town Council hereby adopts the enclosed "Agreement" by authorizing the execution of this resolution, which provides for the non-binding obligation of Town Council to support the Hampton Roads Criminal Justice Academy. This agreement will be effective July 1, 2007 and shall remain in effect until changed through the guidelines set forth in Virginia State Code, 15.2-1747.

Certified to be a true copy of a resolution adopted by the Town Council of the Town of West Point at its regular monthly meeting held February 26, 2007 at which meeting a quorum was present and voted throughout.


Karen M. Barrow
Town Clerk

**AGREEMENT
ESTABLISHING THE HAMPTON ROADS
CRIMINAL JUSTICE TRAINING ACADEMY**

This AGREEMENT, made this 1st day of July, 2000, by and among the CITY OF HAMPTON, the CITY OF NEWPORT NEWS, the CITY OF POQUOSON, the CITY OF PORTSMOUTH, the CITY OF WILLIAMSBURG, the COUNTY OF JAMES CITY, and the COUNTY OF YORK, each a political subdivision of the COMMONWEALTH OF VIRGINIA.

WHEREAS, the Peninsula Academy of Criminal Justice was established in 1975 by the cities of Hampton, Newport News, Poquoson, Williamsburg, and the counties of James City and York pursuant to Section 15.1-21 (now Section 15.2-1300), Code of Virginia 1950, as amended, for the joint exercise of powers of participating political subdivisions, and

WHEREAS, the governing bodies of the parties hereto established by charter in 1990, the Hampton Roads Regional Academy of Criminal Justice pursuant to Section 15.1-21 (now Section 15.2-1300), Code of Virginia 1950, as amended, for the joint exercise of powers of participating political subdivisions, and

WHEREAS, the Virginia General Assembly in 1993 provided another method of establishing and operating criminal justice training academies pursuant to Section 15.2-1747, et seq., Code of Virginia 1950, as amended, and

WHEREAS, the current Board of Directors of the Hampton Roads Regional Academy of Criminal Justice desires to expand full membership status in the Academy to other governmental units as allowed by Section 15.2-1747, and to continue the existence and operation of said Academy without interruption, and

WHEREAS, the governing bodies of the parties hereto desire to adopt this Agreement, to authorize their respective Academy Board of Director representatives to amend the existing charter of the Hampton Roads Regional Academy of Criminal Justice to conform said charter in all respects to this Agreement, to change the name of the Academy to the Hampton Roads Criminal Justice Training Academy, to otherwise continue the existence and operation of the Academy and to effectuate such other changes in accordance with the provisions of Section 15.2-1747, et. seq.

WITNESSETH, each of the parties hereto individually, jointly, and severally, agree to the following provisions:

SECTION 1. DEFINITIONS

- A. Academy means the Hampton Roads Criminal Justice Training Academy.

- B. Associate means a political subdivision, public body, or agency which joins the Academy but chooses not to be a Member and signatory party to this Agreement. As such, an Associate may not serve on the Academy Board of Directors.
- C. Board means the Board of Directors of the Academy.
- D. Chief Administrative Officer means the city manager, county administrator, or the chief executive officer or administrator of a public body.
- E. Executive Director means the chief executive officer of the Academy.
- F. Fiscal year means the period from July 1 through June 30.
- G. Governing Body means the city council, board of supervisors, or other organizational entity governing a Member or Associate.
- H. Member means a locality, political subdivision or public body which is or becomes a signatory party to this Agreement.

SECTION 2. NAME

The new name of the Academy shall be the Hampton Roads Criminal Justice Training Academy.

SECTION 3. PURPOSE AND POWERS

- A. The purpose of the Academy shall be to establish and conduct training for public law-enforcement and correctional officers, and other personnel who assist or support such officers as provided in Virginia Code Section 15.2-1748A.
- B. The Academy shall have all powers set forth in Virginia Code Section 15.2-1748, and any amendments subsequently made thereto.

SECTION 4. PRINCIPAL OFFICE

The location of the principal office of the Academy shall be in Newport News, Virginia. The principal office may be changed at such times and under such conditions as the Board shall determine.

SECTION 5. AMENDMENT AND SUBSTITUTION OF 1990 ACADEMY CHARTER

After the effective date of this Agreement, the Hampton Roads Regional Academy of Criminal Justice Board of Directors shall vote to amend its charter of 1990, with such amendment retroactive to the effective date of this Agreement; such charter shall be amended to conform in all respects to this Agreement.

SECTION 6. EFFECTIVE DATE, DURATION, AND DISSOLUTION

- A. The date of this Agreement shall be July 1, 2000. All actions taken on and subsequent to this date shall be governed by this Agreement, unless a particular action by its very nature must be taken pursuant to the provisions of the 1990 charter which shall remain in effect for this limited purpose.
- B. The Academy shall continue in effect in perpetuity until dissolved by a majority vote of the Governing Bodies of Academy Members existing at the time of such vote. However, the Academy shall not be terminated if there is any outstanding Academy indebtedness unless the indebtedness is paid or adequate provision is made for securing payment thereof.
- C. In the event of dissolution, after satisfying any capital debt that may be applicable, payment and/or credit for the furnishings and use of property owned by the Academy shall be adjusted as of the date of termination. To the extent feasible, property furnished to the Academy by Members and Academy property purchased with Member appropriations and contributions shall be distributed to Members in the same proportion as each contributed to acquiring it, provided however, that subject to the approval of the Board, one or more Members may purchase the interests of one or more of the others in the property.

SECTION 7. MEMBERSHIP

- A. The parties to this Agreement, and any future signatory parties hereto, shall constitute the Members of the Academy.
- B. Localities, political subdivisions, and public bodies that choose Associate status (Associates) are not considered parties to this Agreement and shall have no voting rights and shall not serve on the Board. Associates possess all other privileges and rights afforded to Members. Associates must abide by all Criminal Justice Service Board regulations regarding participation in a regional academy.

- C. Additional Members or Associates may be added to the Academy pursuant to the provisions of Virginia Code Section 15.2-1747 and upon appropriate application and following such other procedures and requirements as established by law and the Board. An applicant's status as either a Member or Associate shall be determined at the time of application.

SECTION 8. BOARD OF DIRECTORS

A. Board Membership

1. The Academy shall be governed by a Board of Directors. The Board shall consist of the following individuals from each Member locality, political subdivision and public body:

- a. The Chief Administrative Officer or designee;
- b. The Chief of Police, if any;
- c. The Sheriff, if any; and
- d. The Public Body Administrator, if applicable.

2. The Board may also appoint such other public officials and employees to the Board for such terms as may be established by the Board.

B. Term of Board Membership

The individuals occupying the enumerated positions set forth in subsection 8.A.1., shall serve in perpetuity as long as the locality, political subdivision, or public body remains a Member of the Academy.

C. Quorum and Voting

1. A majority of the individuals comprising the Board (excluding individuals appointed pursuant to subsection 8.A.2.), shall constitute a quorum. A majority of the quorum shall be necessary for the passage of all items with the exception of adopting the Academy budget, the borrowing of money, and the hiring or discharging of the Executive Director of the Academy, which shall require a majority vote of all individuals comprising the Board (excluding members appointed pursuant to subsection 8.A.2.).

2. Each individual comprising the Board in subsection 8.A.1. shall be entitled to one vote. Individuals appointed under subsection 8.A.2. cannot vote.

D. Powers and Duties

The Board shall adopt by-laws and such rules and regulations as it deems appropriate, including, but not limited to, provisions relating to the method of selection and terms of office of a Chairman of the Board and such other officers as the Board deems appropriate; and establishment or amendment of the Academy's fiscal year.

E. Executive Committee

Pursuant to Virginia Code Section 15.2-1747, the Chairman of the Board shall serve as a member and as the Chairman of an executive committee. The composition of the remaining members of the executive committee, terms of office of members and alternate members, procedures for the conduct of its meetings, and any limitations upon the general authority of the executive committee and related matters shall be established in the bylaws.

SECTION 9. AMENDMENT OF AGREEMENT

This Agreement may be amended by the unanimous resolution of the Governing Bodies of all Academy Members.

SECTION 10. WITHDRAWAL FROM ACADEMY

- A. Academy Members or Associates may withdraw from the Academy by written notice to the Board in accordance with the applicable provisions of the Virginia Code. After July 1, 2001, Virginia Code Section 15.2-1747 requires a member to withdraw at specific times by obtaining a two-thirds vote of the Board. Subject to the law in effect at the time, withdrawals by unanimous Board vote may be considered at other times. The Board shall provide for any other conditions of withdrawal.
- B. All Criminal Justice Services Board Regional Criminal Justice Academy Guidelines shall be adhered to concerning withdrawal. Any Member or Associate who desires to withdraw must first meet all of its legal and financial obligations to the Academy as a condition of withdrawal.

SECTION 11. EXECUTIVE DIRECTOR

- A. The Board shall appoint an Executive Director who shall have such qualifications and duties as are established by the Board. The Executive Director shall serve at the pleasure of the Board.

B. Subject to the availability of funds, the Executive Director may:

1. Contract with any person, firm, corporation, partnership or entity, public or private, subject to any applicable public procurement laws, for the furnishing of educational, analytic, or other services.

2. Contract with any Member or Associate for necessary administrative and maintenance services.

SECTION 12. ACADEMY STAFF

A. The Board shall provide the Executive Director with sufficient staff as deemed appropriate by the Board. The Board may provide staff personnel who are already employed by a Member or an Associate, or may contract with others, or both. The Board may also authorize the Executive Director to hire full-time Academy personnel who shall be employees of the Academy, and not employees of any Member or Associate.

B. Any use made by the Academy of employees of a Member or Associate; or any use made by the Academy of the personnel, grievance, procurement, finance, or payroll systems of any of the Members or Associates, shall be for convenience only, and shall not create an employment or agency relationship with, nor liability for, the Member or Associate providing said services or systems.

SECTION 13. FINANCE AND BUDGET

A. Appropriation of Funds

1. All financial obligations of the Members and Associates under this Agreement are subject to the appropriation of funds by their Governing Bodies.

2. Subject to the preceding subsection, each Member and Associate shall appropriate each year to the Academy a percentage of the net total costs of the Academy (minus any federal and state grants) which shall be determined by the number of criminal justice officers and telecommunicators that the Member or Associate is authorized by annual appropriation.

3. Payment of the operational appropriations to the fiscal agent shall be made by August 31st of each fiscal year.

B. The Boards Financial and Budgetary Duties

1. The Board shall designate the chief financial officer of one of the Members or an employee of the Academy to act as the Academy's fiscal agent.

2. The Board shall provide for the manner in which and by whom disbursements may be authorized, and shall ensure that the disbursement authorization system is in compliance with applicable law.

C. The Executive Director's Financial and Budgetary Duties

The Executive Director shall be responsible for the annual preparation of an operating budget, and shall submit a preliminary budget proposal to the Board for approval by not later than December 31 of each year.

D. Audit

An annual, independent financial audit of the Academy shall be provided by the fiscal agent of the Academy, but in no event shall the audit be conducted by an Academy employee who is also the fiscal agent. All Members and Associates shall be furnished with the audit information upon request.

SECTION 14. ACQUISITION AND DISPOSITION OF PROPERTY

Title to property acquired by the Academy shall be held in the name of the Academy unless otherwise agreed by the Board. Disposition of property in the event of dissolution shall be governed by Section 6.

SECTION 15. NONDISCRIMINATION

The Academy shall have a policy of hiring and promoting the best qualified persons without regard to race, sex, age, religion, disability, political affiliation, national origin, or other classifications protected by law.

WITNESS the following signatures and seals:

**SIGNATORY PARTY TO JULY, 2000 AGREEMENT
HAMPTON ROADS CRIMINAL JUSTICE TRAINING ACADEMY**

Locality, Political Subdivision, or Public Body: _____

Signed by: _____

Chief Administrative Officer

Date: _____

Witness: _____

Date: _____



VDOT RESOLUTION
FOR INSTALLATION OF A DRAINAGE PIPE
ON THE SOUTH SIDE OF ODI STREET
AT ITS INTERSECTION WITH THOMPSON AVENUE

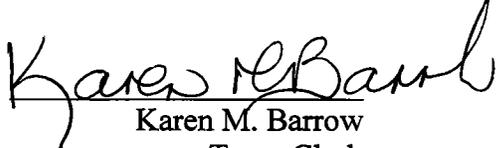
WHEREAS; West Point Town Council is committed to resolving drainage issues throughout the Town of West Point, and

WHEREAS; the portion of Thompson Avenue (Route 1006), from Oak Lane (Route 1003) to ODI Street (Route 1005) suffers from excessive standing water and such water contributes to inflow and infiltration problems as well as sewage overflows for the Hampton Roads Sanitation District, and

WHEREAS; the installation of a drainage pipe on the southern side of ODI Street at its intersection with Thompson Avenue would assist with resolving this drainage issue; now

LET IT BE RESOLVED; that west Point Town Council respectfully requests the Virginia Department of Transportation install a drainage pipe on the southern side of ODI Street at its intersection with Thompson Avenue and to perform whatever downstream ditch maintenance and/or improvements on the southern side of Thompson Avenue that are necessary to adequately convey such stormwater to its outfall at West Point Creek.

Certified to be a true copy of a resolution adopted by the Town Council of the Town of West Point at its regular monthly meeting held February 26, 2007 at which meeting a quorum was present and voted throughout.


Karen M. Barrow
Town Clerk