

**WEST POINT TOWN COUNCIL  
WORK SESSION MINUTES  
APRIL 30, 2007**

**I. Bridging Communities Regional Career and Technical Education Center**

Dr. Philips presented Town Council with an update on the progress and possible locations for the CTE Center, the best possible location being consider is at the Airport Industrial Park. Dr. Philips presented Town Council with the results of a recently conducted survey showing programs to be of interest for future employment.

Town Council asked if a location for the center was not found, what would happen to the CTE program.

Mr. Philips advised the Steering Committee would have to make that decision.

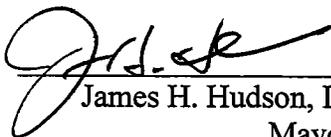
David Holleran, School Superintendent for Mathews County advised the Steering Committee consists of representatives from King William, King and Queen, Mathews, West Point and Businesses from the area.

Dr. Philips advised the General Assembly appropriated \$200,000 for the 2007-08 budget and that the above localities have made financial commitments for a part-time Director who would facilitate the development of the comprehensive plan for the center.

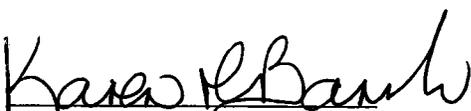
**II. Budget**

Mr. Funkhouser stated the public hearing on the budget is scheduled for tonight and advised that Council has to wait seven days after the public hearing before adopting the budget and asked Council what date they would like to continue tonight's meeting till.

The consensus of Town Council is to continue tonight's Town Council on Tuesday, May 8<sup>th</sup> 2007 at 5:30 p.m.

  
James H. Hudson, III  
Mayor

ATTEST:

  
Karen M. Barrow  
Town Clerk

**TOWN OF WEST POINT  
TOWN COUNCIL  
MINUTES  
April 30, 2007**

**I. CALL TO ORDER**

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

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

Members Absent: Tina Gulley

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 the work for the next thirty days will be as follows: 1) Install brick pavers at 14<sup>th</sup> and Lee Street. 2) Temporary traffic lights will be used at Kirby Street for reconstruction of Railroad Crossing. 3) Close portions of 14<sup>th</sup> Street at Rite Aid Pharmacy to install brick pavers. 4) Continue to install pedestrian railing. 5) Begin the reconstruction of the Service Road in front of Rite Aid. 6) Hook up the bascule machinery. 7) Begin testing the opening and closing of the bascule span. 8) The bridge will be open to two lanes of traffic in the middle of May.

**B. School Facilities Study**

Dr. Dan Hickok, President of Rodriguez, Ripley, Maddux and Motley presented Town Council with the final report on the School Facilities Study including a current cost estimate for the each individual project and gave the following brief synopsis of the report: 1) The Elementary School is in excellent physical condition, the size of the Elementary School for the current student population and for the next ten years is adequate, the number of students per class room is also adequate. The mechanical, electrical and HVC system needs repairs or replacement. 2) The Middle School is also in excellent condition, the size of the Middle School is inadequate and we are recommending an extension be built onto the Middle School. There are some water leaks in the roof that need to be repaired. 3) The High School has been very well maintained, however two of the major concerns are regarding the mechanical and electrical system, the HVC is over forty years and will need repairs or replacement, portions of the roof will also need to be replaced.

**C. Economic Development Authority Update**

Bill Cawley, EDA Chairman reported the EDA last meet on April 11<sup>th</sup> 2007 to discuss the following: 1) The EDA and Rotary are co-sponsoring a Yorktown / Jamestown Foundation program on May 14<sup>th</sup> in the Library at 6:30 p.m. 2) The Business Appreciation social will be co-sponsored by the EDA and the Chamber of Commerce at the Country Club on Wednesday, May 16<sup>th</sup> 2007 at 6 p.m. 3) Discussions with King and Queen County have begun on the development of the Industrial Park at the Airport. 4) U.S. Components have conducted two job fairs in search of personnel. 5) The brochure on the Capture Route of Captain John Smith is available at Town Hall.

D. Public Hearing – Ordinance 01-07 / Waterfront Mixed Use

Mr. Hudson opened the floor for citizens to submit comments on Ordinance 01-07. There being none the public hearing was closed.

E. Public Hearing – Ordinance 03-07 / Water Rates

Mr. Hudson opened the floor for citizens to submit comments on Ordinance 03-07, the Water Rates.

Mrs. Helen O'Conner advised she recently received her water bill and there was another customer's bill in with hers. Mrs. O'Conner stated she has a question regarding both bills.

Mr. Hudson asked the Town Manger to contact Mrs. O'Conner and review the two water bills.

Chris Polcyn, 1050 East Magnolia Ave, West Point stated the water rate increase is at least a fifty percent and is excessive. Town Council should consider small increases more frequently rather than one large increase every three or four years.

Mr. Hudson asked if any one else would to comment on Ordinance 03-07, there being none, the public hearing was closed.

F. Public Hearing – FY 2007-08 Budget

Mr. Hudson opened the floor for citizens to submit comments on the proposed budget for FY 2007-08 for both the Town and School Budget.

1. Mark Dorsey, West Point High School Principle, thanked Town Council for supporting the school system and asked if Council has done everything they possibly can for our students and children.

2. Juanita Cawley, 215 Main Street, West Point, Virginia advised our students have worked hard to achieve their goals and accomplishments. Town Council should not sacrifice the high level of excellence and asked Town Council to approve the budget as requested by the School Board.

3. Jane Massy-Redd, School Superintendent, advised the funds allocated to the school operating budget will result in a deficit compared to last year, we will also have a reduction in other operating funds from tuition students and Federal allocations. Dr. Massy-Redd asked Town Council to consider increasing the West Point Public Schools operating budget.

4. Dudley Olsson, School Board Member, advised the School Board are facing challenges regarding the School Budget with only a \$30,000 increase in operating funds. The School Board will have to cut staff, teachers and programs in order to give the teachers a pay increase. Mrs. Olsson asked Town Council to keep West Point Schools as a top priority.

5. Trina Hatcher, Principal West Point Elementary School, asked Town Council to reconsider the budget as presented by the West Point School Board.

6. Marlene Capps, School Board Member, asked Town Council to reconsider the School budget, review the request and if you believe there was a wrong decision regarding the use of funds, we need to investigate the issue and conduct an audit, otherwise please reconsider the budget request submitted by the School Board.

7. Hank Sibley, 611 Main Street, West Point, Virginia stated the Town is experiencing difficult times regarding the budget and suggested the Town and School Board work together with the budget and asked for the School Board to provide Town Council with a detailed line item budget as well as expenditures for past years. Mr. Sibley also suggested the School Board prepare a future plan that includes information based on the report from Ripley, Maddux and Motley.

8. Chris Polcyn, 1050 East Magnolia Avenue, West Point, Virginia advised he moved to West Point for the Schools, no organization can operate with a reduced budget. Mr. Polcyn advised he objects to cuts in the School Budget and requested Town Council review possible reductions in other departments to fund the schools.

9. Linda Minor, Director of Instruction for West Point Schools, advised that seventy-seven percent of the school budget is for instruction. The school budget started to rise in 1996 with the SOL testing and No Child Left Behind, these are mandates the State implemented, Ms. Minor requested Council reconsider funding the School Budget.

10. Mariana Chestnut, 3980 Azalea Crescent, West Point, Virginia, stated our children are our future and asked Town Council to reconsider the School Budget to maintain the quality of education.

11. Sue Kurfees, 1017 F Street, West Point, Virginia advised if faculty are reduced then class sizes will increase and the quality of education will not be there, please review the budget for the Schools.

12. Todd Perelli, West Point Middle School Principal, asked Town Council to review the School Budget to give the Teachers the pay raises they deserve.

13. Wayne Hatcher, 2835 Chelsea Road, West Point, Virginia advised the reduction in the School budget is considerable big and that when you have such a large cut in the budget you have no choice but to reduce the number of people. When people are cut, the quality of the education is also cut.

14. Earl Wilson, Chairman, West Point School Board, stated this is the second year the School Board has not received enough funding to operate. The Schools have standard expenses that increase each year, Health Care, Retirement and the increasing gas prices. Mr. Wilson asked Town Council to reconsider funding the school operating budget.

15. James Johnson, 428 3<sup>rd</sup> Street, West Point, Virginia stated that West Point has a wonderful School system and we don't want to become a system that use to be number one. The good teachers will not stay if they don't get the pay and we don't want thirty children per class. Mr. Johnson asked Town Council to reconsider funding the Schools.

16. Johnny Ragsdale, 128 Main Street, West Point, Virginia advised he moved to West Point for the good school system and asked Town Council to reconsider fully funding the public Schools.

Mr. Hudson asked if any one else would to comment on the 2007-08 Budget, there being none the public hearing was closed.

Mr. Hudson advised that per the State Code Town Council has to wait seven days after a budget public hearing before Council can adopt the budget, this Town Council meeting will be continued to a later date.

#### G. Citizens Address to Council

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

1. James Johnson, 428 3<sup>rd</sup> Street, West Point, Virginia asked if Town Council can review the Speed Limit on the King and Queen bridge. As you decline coming down the bridge into West Point, you have to ride the brakes all the way down in order to go from 35 mph to 25 mph. Can Council consider keeping the speed limit at 35 mph when you come off the bridge.

2) Frances Thornton, 1121 Kerby Street, West Point, Virginia asked what can be done with the bridge construction company tearing up the turf on her property.

Mr. Hudson asked Mrs. Thornton to call the Town Manager for assistance with this issue.

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

### **III. COUNCIL RESPONSE**

The Mayor and Town Council thanked all the Citizens that submitted comments on the Town Budget and acknowledged the quality of work to School System has done. The Town is experiencing changes and asked that everyone be patient and work through these challenges together.

Mr. Lawson stated that regarding the Water Rate Study, Engineers have done the study and the rates were based on monies the Town would need over the next five years to repair, replace or expand the current water system. The water rate increase will hopefully cover some of the future expenses and enable the Town to maintain current services.

### **IV. AGENDA CHANGES**

No changes were made to the agenda.

### **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, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted "Aye".

- 1) Minutes of March 26, 2007 Town Council Meeting and Work Session  
Budget Work Session March 28, 2007
- 2) Cash Reports
  - a) General Fund  
Cash on hand as of March 31, 2007 - \$2,320,787.61
  - b) Water Fund  
Cash on hand as of March 31, 2007 - \$190,672.44
  - c) CIP  
Cash on hand as of March 31, 2007 - \$194,574.28
- 3) Monthly Budget Report
- 4) School Fund Cash Report
  - a) Cash on hand as of March 31, 2007 - \$456,535.55
- 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 Committee**

- 1) WPPD Purchase Authorization

Mr. Lawson made a motion to authorize the Police Department to purchase equipment as described in Purchase Order 9799, reimbursable through a DMV Grant not to exceed \$5,198.00. Seconded by Mr. Brake, upon roll call Mrs. Ball, Mr. Brake, Mr. Gordon, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted "Aye".

- 2) Ordinance 05-07 / Food Services

Mr. Healy made a motion to authorize the Town Manager to advertise for a public hearing on Ordinance 05-07 for May 21, 2007 at 7:30 p.m. Seconded by Mr. Lawson

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

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

1) Adoption of Proposed FY 07-08 Budget

Mrs. Ball made a motion to continue today's meeting till Tuesday, May 8<sup>th</sup> 2007 at 5:30 p.m. to adopt the proposed FY07-08 budget. Seconded by Mr. Lawson and upon roll call Mrs. Ball, Mr. Brake, Mr. Gordon, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted "Aye".

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

Mr. Gordon advised he has nothing to report.

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

1) Ordinance 03-07 – Water Rates [*See Attached Ordinance*]

Mr. Lawson made a motion to adopt Ordinance 03-07 – the Water Rate option D1-A increasing the bi-monthly bill from \$19.90 to \$30.00 keeping the minimum consumption rate at 10,000 gallons. Seconded by Mrs. Ball and upon roll call Mrs. Ball, Mr. Brake, Mr. Gordon, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted "Aye".

2) Broadband Study

Mr. Lawson made a motion to authorize the Town Manager to proceed with developing a contract for the Town Attorney to review for Design Nine to conduct a Broadband Study. Seconded by Mrs. Nichols and upon roll call Mrs. Ball, Mr. Brake, Mr. Gordon, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted "Aye".

3) Newman Drive Waterline Extension

Mr. Lawson made a motion to approve the extension of the waterline as indicated on plans prepared by Mitchell-Wilson Associates per that firm's letter dated April 18, 2007, regarding the proposed development of lot 110 in Shipyard Landing (Parcel ID: 693-4-100) and authorize the Public Works department to participate in costs of the line extension not to exceed \$3,000.00. Seconded by Mrs. Ball and upon roll call Mrs. Ball, Mr. Brake, Mr. Gordon, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted "Aye".

4) Prospect Street Waterline Extension

Mr. Lawson made a motion for the extension of the water line as indicated by Mitchell-Wilson Associates letter dated April 13, 2007, regarding the proposed development of lots 60 and 62 adjacent to Prospect Street with such extension being a special circumstance justifying the application of 12 VAC 5-590-1120(D) requiring no financial participation by the Water Utility Department. Seconded by Mrs. Nichols and upon roll call Mrs. Ball, Mr. Brake, Mr. Gordon, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted "Aye".

5) Public Works Purchase Request/Generator Switch

Mr. Lawson made a motion to authorize the Town Manager to approve Purchase Order Number 9894 in the amount of \$3,217.70 to replace the electrical transfer switch at Well number 3 with such purchase to be paid from the FY 06-07 Water Utility Budget.

6) Rejection of Grass Cutting Contract at Ball Fields.

Mr. Gordon made a motion to reject the bids received for grass cutting service at the Ball Field Complex. Seconded by Mr. Healy and upon roll call Mrs. Ball, Mr. Brake, Mr. Gordon, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted "Aye".

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

1) VDOT Secondary Road Dedication [*See Attached Resolution*]

Mr. Lawson made a motion to approve the resolution requesting the following additions to the Secondary Road System of State Highways. 1) York Street. 2) Cherokee Street. 3) A portion of Taylor Avenue south of Euclid Boulevard and 4) a portion of ODI Street north and south of Magnolia Avenue. Seconded by Mr. Healy and upon roll call Mrs. Ball, Mr. Brake, Mr. Gordon, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted “Aye”.

2) Business Appreciation Week [*See Attached Resolution*]

Mr. Lawson made a motion to adopt the Resolution for Business Appreciation Week. Seconded by Mr. Gordon and upon roll call Mrs. Ball, Mr. Brake, Mr. Gordon, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted “Aye”.

3) Fair Housing Resolution [*See Attached Resolution*]

Mr. Lawson made a motion to adopt the Community Development Block Grant Fair Housing Resolution. Seconded by Mrs. Ball and upon roll call Mrs. Ball, Mr. Brake, Mr. Gordon, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted “Aye”.

**VII. TOWN MANAGER’S ITEMS**

Mr. Funkhouser advised there was nothing to report.

**VIII. TOWN ATTORNEY ITEMS**

Ms. Erard advised there was nothing to report.

**IX. OLD BUSINESS**

There was nothing to report.

**X. NEW BUSINESS**

A. Planning Commission Report - Mr. Hudson

1) Planning Commission Report

Mr. Hudson advised at the regularly scheduled Planning Commission meeting on April 4, 2007, Planning Commission considered the following agenda items: 1) Deferred action on the Subdivision Ordinance until May 2, 2007. 2) Authorized Advertisement for a public hearing on the rezoning of property on King William Avenue.

2) Ordinance 01-07 – Waterfront Mixed Use District [*See Attached Ordinance*]

Mr. Lawson made a motion to approve Ordinance 01-07 / Waterfront Mixed Use District. Seconded by Mr. Gordon and upon roll call Mrs. Ball, Mr. Brake, Mr. Gordon, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted “Aye”.

**XI. Recess**

Mr. Hudson recessed the meeting until Tuesday, May 8 2007 at 5:30 p.m.

**FY 2007-08 BUDGET FOR THE TOWN OF WEST POINT**

**Expenditure Summary**

**Revenue Summary**

	<b>FY 2007-08 Proposed</b>
<b><u>Education</u></b>	
Operating Expenses	\$ 8,918,885
<b>Total</b>	<b>\$ 8,918,885</b>
<b><u>Public Safety</u></b>	
Emergency Communications	\$ 237,500
Fire	\$ 92,000
Police	\$ 644,500
<b>Total</b>	<b>\$ 974,000</b>
<b><u>Public Works</u></b>	
Cemetery	\$ 31,300
General Properties	\$ 205,300
Public Works	\$ 190,100
Refuse Collection	\$ 122,600
Streets & Alleys	\$ 367,000
<b>Total</b>	<b>\$ 916,300</b>
<b><u>Recreation &amp; Library</u></b>	
Library	\$ 13,000
<b>Total</b>	<b>\$ 13,000</b>
<b><u>Town Administration</u></b>	
Building Official	\$ 88,700
Community Development	\$ 86,200
Economic Development	\$ 70,600
Town Council	\$ 71,000
Town Manager	\$ 203,400
Transfer to CIP	\$ 195,400
Treasurer	\$ 259,700
<b>Total</b>	<b>\$ 975,000</b>
<b><u>Non-Departmental</u></b>	<b>\$ 515,600</b>
<b><u>Capital Improvement Program</u></b>	<b>\$ 877,000</b>
<b>Grand Total General Fund &amp; CIP Expenditures</b>	<b>\$ 12,893,453</b>
<b><u>Water Utility Expenditures</u></b>	
Billing & Collections	\$ 58,800
Water Supply	\$ 97,000
Water Distribution	\$ 260,700
Reimbursement to the Gen Fund	\$ 40,000

**Local Taxes / Fees**

911 Telephone Tax	\$ 41,000
Bank Franchise Tax	\$ 45,000
Building Permits	\$ 25,000
Business License Tax	\$ 220,000
Community Development Fees	\$ 10,000
Consumer Utility Tax	\$ 121,000
Consumer Utility Tax (Consumption)	\$ 46,000
Machinery and Tools Tax	\$ 2,410,000
Meals Tax	\$ 185,000
Other Local Taxes (1)	\$ 71,000
Penalties and Interest	\$ 35,000
Personal Property Tax	\$ 935,000
Public Service Corporations Tax	\$ 60,000
Real Estate Tax	\$ 1,791,300
Recreation Fees	\$ -
Sales Tax	\$ 220,000
Traffic Fines	\$ 45,000
<b>Total</b>	<b>\$ 6,260,300</b>

**Intergovernmental**

State Aid to Localities (non-School) (2)	\$ 154,700
<b>Total</b>	<b>\$ 154,700</b>

**Other Revenues**

Bank Interest	\$ 80,000
Miscellaneous Revenues (3)	\$ 160,400
Payments from Other Agencies	\$ 44,500
Cemetery Revenues	\$ 2,000
<b>Total</b>	<b>\$ 286,900</b>

**Total General Fund Revenues \$ 6,701,900**

**Capital Improvement Program Revenues**

VDOT Secondary Road Funding	\$ 300,000
VDOT Enhancement Riverwalk	\$ 200,000
VDOT Enhancement Visitor Center	\$ 181,600
FY07-08 Transfer From General Fund	\$ 195,400
<b>Total CIP Revenues</b>	<b>\$ 877,000</b>

**Grand Total General Fund & CIP Revenues \$ 7,578,900**

**West Point Public School Revenue**

Intergovernmental – Public School	
Federal Aid for Public School	\$ 284,784
State School Aid	\$ 4,666,969
<b>Total</b>	<b>\$ 4,951,753</b>

Line Repair and Replacements	\$	50,000
Re-Payment for Capital Expenses	\$	67,000
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Non-Departmental Water	\$	9,500
Transfer to Reserve	\$	12,700
<b>Grand Total Water Utility Expenditures</b>	<b>\$</b>	<b>595,700</b>

**Other Revenues – Public Schools**

Tuition and other School Revenue	\$	362,800
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<b>Total School Fund Revenue</b>	<b>\$</b>	<b>5,314,553</b>
<b>Grand Total General, CIP &amp; School Revenues</b>	<b>\$</b>	<b>12,893,453</b>

**Water Utility Revenues**

Water Service Charges	\$	505,600
Water Connection Fees	\$	25,100
Facility Fees	\$	60,000
Misc. Operating Charges	\$	5,000
<b>Grand Total Water Utility Revenues</b>	<b>\$</b>	<b>595,700</b>

**Tax Rates**

	<b><u>FY 07</u></b>	<b><u>FY08</u></b>
Real Estate	\$0.60 per \$100 assessed value	\$0.70 per \$100 assessed value
Personal Property	\$3.30 per \$100 assessed value	\$3.30 per \$100 assessed value
Machinery & Tools	\$2.25 per \$100 assessed value	\$2.25 per \$100 assessed value



**TOWN OF WEST POINT  
RESOLUTION  
Additions to Secondary System**

**WHEREAS**, the Town of West Point, has authority pursuant to Section 33.1-79, Code of Virginia, to add mileage to the Secondary System as long as all proposed mileage conforms to specific requirements established by the **Guide For Secondary System Additions, Abandonments and Discontinuances** of the Virginia Department of Transportation addressing widths of right-of-way and the annual 0.25 mile limitation of maximum allowable mileage.

**WHEREAS**, the Town Council of the Town of West Point does guarantee and dedicate to the Commonwealth of Virginia a clear and unrestricted right-of-way, as referenced in the Additions Form AM-4.3, of a minimum of 50 feet for the referenced portions of: 1) York Street – West approximately 520 feet from its intersection with Bond Street (T-1001), 2) Cherokee Street – East approximately 510 feet from its intersection with Mattaponi Avenue, 3) Taylor Avenue – South approximately 100 feet from its intersection with Euclid Boulevard (T-701) and, 4) ODI Street – North approximately 100 feet and south approximately 100 feet from its intersection with Magnolia Avenue (T-1002) as required by the **Guide for Secondary Systems Additions, Abandonments and Discontinuances** and any necessary easements for cuts, fills and drainage.

**NOW, THEREFORE, BE IT RESOLVED**, the Town Council of the Town of West Point, requests the Virginia Department of Transportation to add the streets described on the attached Additions Form AM-4.3 to the Secondary System of State Highways, pursuant to Section 33.1-79, Code of Virginia, and the Department's **Guide For Secondary System Additions, Abandonments and Discontinuances**.

**BE IT FURTHER RESOLVED**, that a certified copy of this resolution be forwarded to the Residency Administrator of the Virginia Department of Transportation.

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 April 30, 2007 at which meeting a quorum was present and voted throughout.



Karen M. Barrow  
Town Clerk



I.

**TOWN OF WEST POINT  
RESOLUTION  
BUSINESS APPRECIATION WEEK  
MAY 13 - 19, 2007**

WHEREAS, the Town of West Point is pleased to have a thriving base of business and industry to support the local economy; and

WHEREAS, these businesses provide essential employment opportunities for the citizens of the Town of West Point; and

WHEREAS, these businesses provide local revenues from which the entire local citizenry benefit; and

WHEREAS, these businesses also make significant contributions in our communities to promote educational opportunities for our children and promotes a variety of activities which increase the quality of life of the area; and

WHEREAS, we recognize and appreciate these businesses; and

NOW, THEREFORE, we the Council for the Town of West Point, hereby recognize our existing businesses, and by virtue of this proclamation give notice to our citizens that the businesses of the Town of West Point are exemplifying this year's theme of "The Foundation of American Business;" and

BE IT RESOLVED, that the week of May 13 – 19, 2007 is Business Appreciation week and "The Foundation of American Business" in the Town of West Point.

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 April 30, 2007 at which meeting a quorum was present and voted throughout.

  
\_\_\_\_\_  
Karen M. Barrow  
Town Clerk

**FAIR HOUSING RESOLUTION  
TOWN OF WEST POINT, VIRGINIA**

WHEREAS, the Town of West Point is committed to affirmatively further fair housing as part of the Town's Components Water Supply Community Development Block Grant project; and

WHEREAS, the Virginia Fair Housing Law prohibits discrimination in housing because of race, color, religion, sex, national origin, elderliness, familial status, or handicap; and

WHEREAS, Virginia's Fair Housing Law prohibits certain types of practices related to trying to rent an apartment, buy a house, obtain a mortgage or home-owner's insurance; and

WHEREAS, some of these practices include steering home seekers to specific neighborhoods; attempting to blockbust a neighborhood due to an alleged influx of "certain" people; falsely denying housing is available for sale or rental; refusal to sell, rent, negotiate for or finance housing; setting different terms for sale, rental or financing of housing; denying participation in a multiple listing service; and intimidation or interference in buying or renting housing.

NOW THEREFORE, if a resident of the Town of West Point believes he or she has been the victim of housing discrimination the Town hereby urges that individual to exercise their legal right to an investigation of the matter by contacting the Department of Professional and Occupational Regulation Fair Housing Office and filing a housing complaint.

Date: \_\_\_\_\_

ATTEST: \_\_\_\_\_

ORDINANCE 01-07

ARTICLE XXIV. WATERFRONT MIXED-USE DISTRICT.

**Sec. 70-422. Intent of district.**

The intent of the Waterfront Mixed-Use District is to provide waterfront development/redevelopment opportunities while protecting and enhancing shoreline resources. The district is further intended to create an atmosphere that blends the existing shopping and residential uses of the downtown area with future waterfront amenities and activities. Thus, the Waterfront Mixed-Use District shall utilize existing features of the downtown area as a base for future waterfront development and redevelopment activities.

**Sec. 70-423. Permitted uses and structures.**

The following uses and structures shall be permitted in the Waterfront Mixed-Use District:

- A. Marinas.
- B. Public access/open space/recreational uses.
- C. Lodging and residential establishments including, but not limited to:
  - (1) Hotels.
  - (2) Multiple-family dwellings.
  - (3) Inns/Bed & Breakfast.
- D. Restaurants, defined as business establishments where meals or refreshments may be purchased, and including, but not limited to:
  - (1) Bars/taverns/lounges.
  - (2) Coffee shops.
  - (3) Ice cream parlors.
  - (4) Dine-in/take-out establishments, but not including establishments where food or beverages are intended to be consumed in vehicles on the premises or establishments where food or beverages are available by drive-up window service.
- E. Retail stores and shops.
- F. Office uses.

**Sec. 70-424. Lot area requirements.**

There shall be no minimum lot area requirement in the Waterfront Mixed-Use District.

**Sec. 70-425. Lot width requirements.**

There shall be no minimum lot width requirement in the Waterfront Mixed-Use District.

**Sec. 70-426. Living area requirements.**

There shall be a living area of not less than 1,200 square feet provided within each dwelling unit in the Waterfront Mixed-Use District. However, to allow flexibility for uses such as time-share residences, the Planning Commission may grant approval for living areas less than 1,200 square feet consistent with an overall development plan(s).

**Sec. 70-427. Required yards.**

- A. No front yard shall be required in the Waterfront Mixed-Use District.
- B. No side yards shall be required in the Waterfront Mixed-Use District, provided that, where a side lot line abuts property located in any residential district, there shall be a side yard of not less than 25 feet, and provided further that there shall be a side yard of not less than five feet adjacent to any alley.
- C. No rear yard shall be required in the Waterfront Mixed-Use District, provided that, where a rear lot line abuts property located in any residential district, there shall be a rear yard of not less than 25 feet, and provided further that there shall be a rear yard of not less than five feet adjacent to any alley.

**Sec. 70-428. Useable open space requirements.**

Useable open space shall be provided to preserve/restore sensitive resources as detailed in the Waterfront Resource Standards of the Waterfront Overlay District.

**Sec. 70-429. Parking requirements.**

Surface parking lots within the Waterfront Mixed-Use District shall use materials such as porous asphalt, pervious concrete, and/or grass pavers whenever practical. Such materials shall be incorporated to maximize infiltration of rainfall, minimize runoff, reduce the need for stormwater management infrastructure, lower associated utility costs, and enhance the overall aesthetic quality of the district.

Except as provided elsewhere in this section, off-street parking shall be provided within the District as required under Article XX of this chapter. On-street as well as off-street parking spaces shall be counted toward satisfaction of the requirements. On-street parking spaces assigned to a building or use shall be those spaces directly abutting the lot containing that building or use. All required handicapped parking spaces shall be provided off-street.

The minimum number of parking spaces required for particular uses within the district shall be as provided below:

- A. One parking space shall be provided for each dwelling unit incidental to, and included within, a commercial building.
- B. One parking space shall be provided per 100 square feet of floor area in restaurants.
- C. One parking space shall be provided per lodging unit with respect to bed & breakfasts, inns, and hotel establishments.
- D. With respect to residential uses, one parking space shall be provided per one-bedroom unit, and two parking spaces shall be provided for each unit with two or more bedrooms.

**Sec. 70-430. Sidewalk requirements.**

Sidewalks shall be provided on both sides of all roadways, with curbing, grassed landscaped strips, and vegetation to help soften the roadway edges.

All new or improved sidewalks within the District shall meet ADA requirements. All sidewalks along roadways and improved right(s)-of-way within the District shall be at least 6 feet wide to accommodate pedestrians safely and comfortably, and sidewalks shall not exceed a 5 percent grade.

Sidewalks shall be constructed of brick or Portland cement concrete to provide a smooth, long-lasting, and durable surface. Textured design treatments within the street shall be utilized to distinguish crosswalks. All crosswalks within the District shall be at least 6 feet wide, and shall include white markings.

**Sec. 70-431. Public sewer and water requirements.**

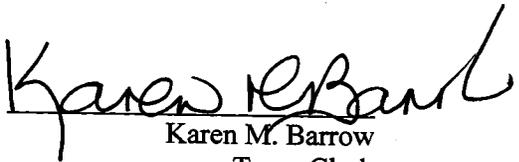
All permitted uses and structures shall be served by public sewer and water systems.

**Sec. 70-432. Height limit.**

Buildings or structures in excess of 50 feet in height may be erected only upon the granting of a special use permit by Town Council in accordance with Article XXII.

**Sec. 70-433. Plan of development required.**

A plan of development, as set forth in Article IV of this chapter, shall be required for all uses and structures.

  
 Karen M. Barrow  
 Town Clerk

**VOTE:**

- |              |        |
|--------------|--------|
| Mrs. Ball    | "Aye"  |
| Mr. Brake    | "Aye"  |
| Mr. Gordon   | "Aye"  |
| Mrs. Gulley  | Absent |
| Mr. Healy    | "Aye"  |
| Mr. Lawson   | "Aye"  |
| Mrs. Nichols | "Aye"  |