

**WEST POINT TOWN COUNCIL
WORK SESSION
MINUTES
JUNE 25, 2007**

I. Town Council – School Board Retreat

Mr. Funkhouser advised the Town Council Retreat with the School Board has been scheduled for Tuesday, July 24th 2007 from 1 p.m. till 4 p.m. at the C & F Operation Center at Stone House Industrial Park. The Town Managers Office will provided lunch and drinks.

II. West Point Creek Sediment from Bridge Projects

Mr. Funkhouser stated the channel depth of West Point Creek has become blocked to boat traffic with excess sediment from the bridge construction and suggested a request be submitted to have the creek drudged and for the pipes to be cleaned out.

III. Court Case for 1101 Main Street

Ms. Erard advised that a court date has been set for Mrs. Casey, 1101 Main Street for July 26th 2007. Mrs. Casey has applied for her building permits to have repairs done to her property but she has not paid the permit fee. The Building Official has advised Mrs. Casey does not have a licensed contractor to perform the work, so the application is incomplete, the application will have to be denied.


James H. Hudson, III
Mayor

ATTEST:


Karen M. Barrow
Town Clerk

**TOWN OF WEST POINT
TOWN COUNCIL
MINUTES
JUNE 25, 2007**

I. CALL TO ORDER

The West Point Town Council held its regular monthly meeting on Monday, June 25, 2007. The Honorable James H. Hudson III called the meeting to order at 7:30 p.m. Charles D. Gordon 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; Robert Cottrell, Captain WPPD; 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) The construction of the Service Road will continue. 2) Periodic stoppages on the Eltham Bridge will continue for the testing of the Bascule Span. The stoppages will be for 15 to 20 minutes. 3) Bridge stoppages will continue into August while training bridge operators. 4) The installation of the water & sewer lines on the Service Road. 5) Demolition of the old bridge. 6) The installation of the brick pavers at 14th St and Lee Street. 7) It will be necessary to close the Eltham bridge for night work during late July early August.

Mr. Browder also stated that even though the project will be completed by November, the bridge updates will continue while the brick paving is being completed.

Mr. Gordon advised the posting of the speed limit on the Eltham Bridge is very confusing, can the posting of the speed limit be in more than one location.

Mr. Browder advised while the bridge construction is ongoing, the speed limit will remain 30 MPH.

Mrs. Gulley asked if there was a schedule for the periodic stoppages.

Mr. Browder stated there is no schedule, the stoppages are random.

B. EDA Update

Bill Cawley, EDA Chairman, stated at the last EDA meeting the EDA discussed the following items: 1) Jamming on the Point was last Friday, June 22nd 2007, the next concert series will be on July 20, 2007. 2) The second Jamestown Series will be on Thursday, July 12th at 7 p.m. in the Community room at the Library. 3) The sale of the property on 7th Street for the proposed Marina is complete, Town staff will be meeting with the new owners to discuss the development of the property.

C. Public Hearing – Ordinance 06-07 / Panhandling

Mr. Hudson read the advertised ordinance and opened the floor for citizens to comment on the Panhandling Ordinance. There being none, the public hearing was closed.

D. Public Hearing – Old Dominion Grain Special Use Permit

Mr. Hudson read the advertised ordinance and opened the floor for citizens to comment on the request for a Special Use Permit by Old Dominion Grain.

1. Eugene Pierce, 463, E. St. Johns Church Road, West Point, Virginia, owner of 3070 Southern Avenue. Mr. Pierce submitted his comments in writing objecting to the Special Use Permit. *[See Attached]*

2. Richard Cartwright, 3037 Southern Avenue, West Point, Virginia advised he objects to the Special Use Permit and shares the same concerns as Mr. Pierce.

3. Blair Wilson, President of Mitchell-Wilson & Associates, Civil Engineer for the proposed project, reviewed the site plans with Council. Mr. Wilson advised that Old Dominion Grain has complied with all set backs and meets or exceeds the standards and guidelines of Section 70-399 of the Town Code. Mr. Wilson requested Town Council approve the Special Use Permit.

4. Kevin Harrell, President of Old Dominion Grain. Mr. Harrell addressed citizens concerns with grain dust explosions, snakes & rodents and the purposed new grain bin.

Mr. Hudson asked if any one else would like to comment on the request for a Special Use Permit for Old Dominion Grain. There being none, Mr. Hudson closed the Public Hearing.

E. Request to Vacate Alley

Mr. Hudson read the advertised public hearing for a request by CMS Properties, LLC for Town Council to vacate one East/West alley then opened the floor for citizens to comment on the request. There being none, the public hearing was closed.

F. Ordinance 04-07 – Rezoning of Joe Sanders Property

Mr. Hudson read the advertised public hearing and opened the floor for citizens to comment on the rezoning.

1) Joe Sanders, 315 E. Magnolia Avenue, West Point, Virginia advised after reviewing the zoning text he has some concerns with the way the text is written and asked for the zoning text issues to be resolved prior to the rezoning his property.

Mr. Hudson asked if any one else would like to comment on the rezoning of the property on King William Avenue. There being none, the public hearing was closed.

G. Citizens Address to Council

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

1) Darrell Bray, 1300 Romancoke Avenue, West Point, Virginia advised he has contacted the Town regarding problems with neighbors for the past three years and nothing has been done. There are thirty-five people living in four houses, cars with no license plates, parked cars blocking driveways, the list just goes on. Mr. Bray asked if there was something the Town could do to help with the above issues.

Mr. Hudson asked Mr. Bray if he can attend the Public Safety Committee meeting on July 19, 2007 at 5 p.m.

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

Mr. Gordon advised he has called the police in the past regarding the parking on Magnolia Avenue and Romancoke Avenue, the number of people gathering in the area can be so intense the safety of citizens in the area are a concern.

IV. AGENDA CHANGES

No changes were made to the agenda.

V. ADOPTION OF CONSENT AGENDA

Mr. Healy 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 May 21, 2007 Town Council Meeting and Work Session
- 2) Cash Reports
 - a) General Fund
Cash on hand as of May 31, 2007 - \$2,327,700.39
 - b) Water Fund
Cash on hand as of May 31, 2007 - \$260,823.46
 - c) CIP
Cash on hand as of May 31, 2007 - \$388,622.96
- 3) Monthly Budget Report
- 4) School Fund Cash Report
 - a) Cash on hand as of May 31, 2007 - \$272,425.91
- 5) West Point Monthly Police Activity Report
- 6) Public Works Monthly Permit Report
- 7) Building Official Monthly Report
- 8) Treasurer Monthly Report
- 9) Nelson Prince Appeal

V. COMMITTEE REPORTS

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

- 1) Panhandling Ordinance 06-07 [*See Attached Ordinance*]

Mrs. Gulley made a motion to adopt the Panhandling Ordinance, 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".

- 2) Resolution to Honor Judge Merlin M. Renne [*See Attached Resolution*]

Mrs. Gulley made a motion to adopt the resolution to Honor Judge Merlin M. Renne, 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".

- 3) VDOT Resolution for Children at Play Sign [*See Attached Resolution*]

Mrs. Gulley made a motion to adopt the VDOT Resolution for a Children at Play Sign at Westwood Court. Upon roll call, Mrs. Ball, Mr. Brake, Mr. Gordon, Mrs. Gulley, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted "Aye".

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

- 1) Personal Property Tax Resolution [*See Attached Resolution*]

Mrs. Ball made a motion to adopt the Personal Property Tax Relief Resolution, 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".

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

Mr. Gordon advised he has nothing to report.

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

Mr. Lawson advised there was nothing to report.

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

1) Water Utility Charges

Mr. Lawson made a motion to authorize the Town Manager to advertise the proposed changes to Chapters 28 and 62 of the Town Code for a public hearing subject to approval of the Town Attorney as to form. 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”.

Mr. Lawson suggested Town Council review the proposed ordinances and fees.

VII. TOWN MANAGER’S ITEMS

A. Clearing of Town Owned Property on Chelsea Road

Mr. Funkhouser advised the cost to clear approximately a two acre lot on the corner of Chelsea Road exceeds the amount allowed for a purchase order. The lot would be cleared for soil test for future development at a cost not to exceed \$4,000.

Mr. Brake made a motion to authorize the Town Manager to clear the lot owned by the Town on the corner of Chelsea Road behind the Welcome to West Point sign, not to exceed \$4,000. 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 there was nothing to report.

IX. OLD BUSINESS

X. NEW BUSINESS

A. Planning Commission Report - Mr. Hudson

Mr. Hudson advised the following are action items of Planning Commission or other events of note from the June 6, 2007 meeting: 1) Planning Commission Conducted a public hearing and approved a Chesapeake Bay Preservation Exception for Joey & Kara Sanders. 2) Conducted a public hearing for a Special Use Permit for Old Dominion Grain with a recommendation to Town Council for approval subject to the seven conditions recommended by Town Staff. 3) Conducted a public hearing to Vacate one East/West alley between 13th & 14th Streets. Planning Commission recommends Town Council’s approval. 4) Reviewed portions of King William Avenue for Rezoning from SD-1 to MU-1. Planning Commission recommends Town Council approve the rezoning and for the Town to review Mr. Sanders concerns with the zoning text.

B. Old Dominion Grain

Mr. Hudson advised there is an extensive report available in the Town Council package, Planning Commission has reviewed this request rigorously and Planning Commission recommends Town Council approve the request with the seven conditions listed in the package.

Mr. Lawson made a motion to approve the Special Use Permit as recommended by Planning Commission, seconded by Mrs. Nichols. Upon roll call, Mrs. Ball, Mr. Brake, Mrs. Gulley, Mr. Lawson and Mrs. Nichols all voted “Aye”. Mr. Gordon and Mr. Healy voted “Nay”. The motion was approved 5 – 2 as recommended by Planning Commission.

C. Request to Vacate on East / West Alley

Mr. Lawson made a motion to abandon one East/West alley located south of 14th Street between Main Street and Kirby Street. 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".

C. Rezoning Portions of King William Avenue – Ordinance 04-07

Mr. Joe Sanders presented Town Council with a copy of Ordinance 02-06 with comments from the Economic Development Coordinator Neal Barber. Mr. Sanders advised he has issues with the zoning text.

Mr. Funkhouser advised that Planning Commission reviewed the rezoning extensively, the rezoning was advertised for a public hearing, the zoning text amendments were not. The zoning text is a different issue that has not been referred to the Planning Commission. Mr. Funkhouser also stated the Planning Commission recommends Town Council approve the Rezoning and for Council to review Mr. Sanders suggestions for a zoning text amendment.

Mr. Lawson made a motion to adopt the Rezoning of Ordinance 04-07 and to refer the text amendment to Planning Commission, seconded by Mrs. Ball.

Mrs. Gulley stated she has concerns with adopting the ordinance when a citizen has concerns with the zoning text.

Mr. Gordon asked if Town Council can vote on the entire issue at a later date after the Planning Commission has reviewed the zoning text.

Ms. Erard advised the zoning text needs to be referred to Planning Commission and it would be October before Planning Commission would submit a recommendation back to Council.

Upon roll call, Mrs. Ball and Mr. Lawson voted "Aye". Mr. Brake abstained from voting. Mr. Gordon, Mrs. Gulley, Mr. Healy and Mrs. Nichols voted "Nay".

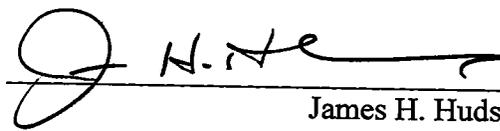
Mrs. Gulley made a motion to refer the MU-1 Zoning Text to Planning Commission for review and for Planning Commission to submit a recommendation back to Town Council. Seconded by Mr. Lawson, upon roll call, Mrs. Ball, Mr. Gordon, Mrs. Gulley, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted "Aye". Mr. Brake abstained from voting.

Mrs. Erard advised there was not a successful vote on the Rezoning, therefore the Rezoning is still pending.

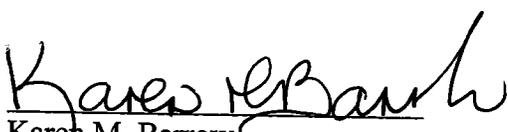
Mrs. Ball made a motion to place the Rezoning on the October 29th 2007 Town Council agenda, seconded by Mr. Lawson. Upon roll call, Mrs. Ball, Mr. Gordon, Mrs. Gulley, Mr. Healy, Mr. Lawson and Mrs. Nichols all voted "Aye". Mr. Brake voted "Nay".

XI. ADJOURNMENT

Mr. Gordon made a motion to adjourn the meeting, seconded by Mr. Lawson. Upon a unanimous vote, the meeting was adjourned.


James H. Hudson, III
Mayor

ATTEST:


Karen M. Barrow
Town Clerk

6-25-2007

- ~~6-25-2007~~
- My name is Eugene Pierce. My wife, Shirley, and I own 3070 Southern Avenue--the lots adjacent to the feed mill lot where you are determined to allow a 105 ft. diameter x 118 ft. tall grain bin. Now 48.37 feet from my property line instead of 57 feet as the original drawings showed-- What is the reason to make it even closer to my lot? There is nothing in any of the paperwork that mentions the presence of a residence close to the property line on my side. This house has been there over 100 years and has been lived in all this time. It is now a rental property.
- No mention has been made of the distance this tank will be from the residence itself. It will be 71.66 feet from my house according to Mr. Wilson.
- Mr. Funkhouser contacted Kevin Harrel requesting a copy of a vector control plan to control insects, rodents, and dust. Mr. Harrel said there is no problem with rodents because of the many feral cats and natural predators (snakes) in the area. If there were no rodents, the feral cats would be somewhere else. Do the citizens of the town really want wild cats that carry rabies being around their children? We have children living in our house. Do you think the rats, wild cats, and snakes are just going to stay on grainery property? We've already had problems with all of these. Soon, it is going to be your problem too because they don't just stay in one place. Rats also carry rabies.
- Mr. Harrel also said they don't use poison because of the children in the area. They use phosphene on ~~grains~~ grains to kill insects. As far as I can tell, phosphene is a poison. He did not address the control of dust which is much more important, since dust explosions are what kill and injure people in the facilities and outside on adjacent properties.
- The National Fire Protection Association Fire Investigations Department states "Dust explosions are a leading hazard in the grain industry. A lack of proper housekeeping and equipment maintenance can lead to the accumulation of combustible dust. If combustible dust is suspended and ignited the resulting explosion can result in loss of life and property. Ignition sources include electrical failure, sparks from tramp metal, fires, static electricity, lightning, and smoldering grain. Explosions can be ignited due to human error. Being next to a gas company, this

- would be devastating to the town.
- Employees have protections from unsafe conditions through OSHA. According to the State Housing and Community Development Department , the commission on local government and Burl Shuler, Vice President Sales and Administration at GSI Group , there are no state or federal regulations that protect citizens from industry. Each of them said the same thing --local government is supposed to protect the citizens from industry through ordinances. This does not happen in West Point.
 - There is something in Reno, Kansas zoning regulations called fall radius --that would be how far this tank would reach if it fell over . One part of the ordinance calls for grain tanks to be the fall radius plus 100 feet from adjacent property .
 - I asked Mr. Shuler if he knew of any steel grain bins that had ever exploded. He said ever is a long time, but he knew of explosions on farms when they were using propane or natural gas in grain driers.
 - Does the town have a liability policy to cover the possibility of an explosion with damages to private property and lives lost and injured? Does the Grainery have enough coverage? Is there an evacuation plan in place for the area around the Grainery ? I hope it is better than the one the town and Old Dominion Grain And Fertilizer had when they had an Anhydrous Ammonia spill . There was none. We had to fend for ourselves.

Adopted: June 25, 2007

ORDINANCE NO. 06-07

ORDINANCE NO. 06-07 ADDS TO THE WEST POINT TOWN CODE CHAPTER 38, "OFFENSES and MISCELLANEOUS," ARTICLE I, "IN GENERAL." SECTION 15, "PANHANDLING" WHICH INCLUDES DEFINITIONS OF AGGRESSIVE MANNER, PANHANDLE OR PANHANDLING, PUBLIC PLACE AND TRAVEL LANE AND WHICH PROHIBITS PANHANDLING IN AN AGGRESSIVE MANNER IN OR ON ANY PUBLIC PLACE OR IN ANY PUBLIC TRANSPORTATION VEHICLE, ON ANY SIDEWALK, WITHIN 15 FEET OF ANY AUTOMATIC TELLER MACHINE, OR WHILE STANDING IN A TRAVEL LANE FROM ANY OPERATOR OR OCCUPANT IN A MOTOR VEHICLE. VIOLATIONS OF ORDINANCE 06-07 SHALL BE A CLASS 3 MISDEMEANOR AND ORDINANCE 06-07 IS ENACTED PURSUANT TO THE GRANT OF AUTHORITY CONTAINED IN VA CODE SECTION 15.2-1102.

BE IT ORDAINED THAT, the West Point Town Code shall be amended to add section 15, "Panhandling" to Article I, "In General," Chapter 38, "Offences and Miscellaneous" and that section 15, "Panhandling" shall read in its entirety as follows:

"Sec. 15. Panhandling.

(a) *Definitions.* The following words and phrases, when used in this section, shall have the following meanings:

(1) *Aggressive manner* means:

- (i) approaching, speaking to or following a person in a manner that would cause a reasonable person to fear imminent physical injury, or the imminent commission of a criminal act upon the person or upon property in the person's immediate possession;
- (ii) touching another person without that person's consent;
- (iii) intentionally blocking or interfering by any means with the free passage of a person; or
- (iv) engaging in any conduct with the intention of intimidating another person into giving money or goods to any person.

(2) *Panhandle* or *panhandling* means doing any of the following acts:

- (i) begging, soliciting or asking for any item of value, monetary or otherwise;
- (ii) attempting to sell or obtain compensation for an item or service for or in an amount that is at least twice its value, or an item or service that is already offered or available at no charge to the general public; or
- (iii) attempting to sell or obtain compensation for an item or service under circumstances that would lead a reasonable person to conclude that the payment is in substance a donation.

(3) *Public place* means any street, sidewalk, alley, park, bridge, parking lot or other public property within the town, excluding any building or other structure, that is open to the general public;

(4) *Travel lane* means the portion of a public street over which motor vehicles travel.

(b) *Prohibited acts.* It shall be unlawful for any person while in the town:

- (1) to panhandle in an aggressive manner in or on any public place;

(2) to panhandle in an aggressive manner in any public transportation vehicle, including busses and vans;

(3) to panhandle in an aggressive manner on any public sidewalk, public roadway or public parking lot;

(4) to panhandle within 15 feet of any automatic teller machine; and

(5) to panhandle or, as a result of panhandling, to receive money or any other item of value, while standing or otherwise present in a travel lane, from any operator or occupant of a motor vehicle located in a travel lane.

(c) Any person convicted of violating this section shall be guilty of a class 3 misdemeanor.”

Ordinance 06-07 shall take effect upon adoption.

VOTE:

Mrs. Ball	“Aye”
Mr. Brake	“Aye”
Mr. Gordon	“Aye”
Mrs. Gulley	“Aye”
Mr. Healy	“Aye”
Mr. Lawson	“Aye”
Mrs. Nichols	“Aye”



**A RESOLUTION TO HONOR
The Honorable Judge Merlin M. Renne**

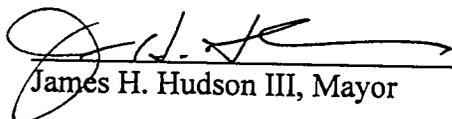
Whereas, Merlin M. Renne has served the public through the Commonwealth's Attorney's office in York County from 1973 through 1990 and graduated from the Marshall-Wythe School of Law on June 1, 1975 to receive his admission to the Virginia State Bar Association, and

Whereas, Merlin M. Renne was elected by the General Assembly as Judge of the General District Courts in the Ninth Judicial District in 1990, re-appointed by the Virginia General Assembly in 1996 and 2002. The Honorable Judge Merlin Renne served as "Resident Judge" for General District Court in York County, Poquoson, King & Queen County and King William County for seventeen years: and

Whereas, Merlin M. Renne served as Chief Judge of the District from 1992 through 1999, and has served the citizens of the Commonwealth of Virginia in a number of civic groups and organizations including the Navy Reserve in various posts until he retired in 1990 at the rank of Captain, now

THEREFORE BE IT RESOLVED the Town Council for the Town of West Point on behalf of all its citizens expresses sincere thanks to Merlin M. Renne for his endless dedication to the Commonwealth of Virginia for honesty, truth and justice for all.

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 June 25th, 2007 at which meeting a quorum was present and voted throughout.


James H. Hudson III, Mayor

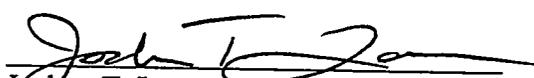

Robert Brake, Council Member

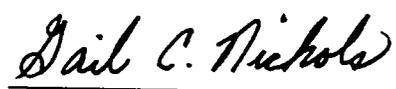

Deborah Thorne-Ball, Vice Mayor


Charles D. Gordon, Council Member


Tina S. Gulley, Council Member


W. Wayne Healy, Council Member


Joshua T. Lawson, Council Member


Gail C. Nichols, Council Member



TOWN OF WEST POINT RESOLUTION

CHILDREN AT PLAY SIGN

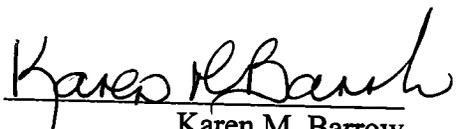
For Westwood Court

Whereas; Westwood Court, VDOT Route T-1037, located in a residential family neighborhood with children that play outdoors, ride bikes and walk with family pets; and

Whereas; a concerned citizen has reported an increase in traffic and because of the curve in the road the neighborhood residents are concerned that an accident might occur due to blind spots in the road despite the posted 25 MPH speed limit.

NOW THEREFORE BE IT RESOLVED, the Town Council of the Town of West Point, would like to request that VDOT install a sign "SLOW Children at Play" at the entrance of Westwood Court, VDOT Route T-1037, to promote the safety of the children in the area.

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 June 25th, 2007 at which meeting a quorum was present and voted throughout.


Karen M. Barrow
Town Clerk



TOWN OF WEST POINT

**Resolution Setting the Personal Property Tax
Relief Percentage for the Personal Property 2006
Billing in Accordance with the 2004-2005 Changes
To the Personal Property Tax Relief Act of 1998**

WHEREAS, the Personal Property Tax Relief Act of 1998, Virginia Code 58.1-3523, et seq. ("PPTRA"), has been substantially modified by the enactment of Chapter 1 of the Acts of Assembly, 2004 Special Session 1 (Senate Bill 5005), and the provisions of item 503 of Chapter 951 of the 2005 Acts of Assembly (the 2005 revisions to the 2004-2006 Appropriations Act, hereinafter cited as the "2005 Appropriations Act"); and

WHEREAS, these legislative enactments required the Town of West Point to take affirmative steps to implement these changes, and to provide for the computation and allocation of relief provided pursuant to the PPTRA as revised; and

WHEREAS, these legislative enactments provide for the appropriations to the Town of West Point, commencing in 2006, of a fixed sum to be used exclusively for the provision of tax relief to owners of qualifying personal use vehicles that are subject to the personal property tax on such vehicles; and

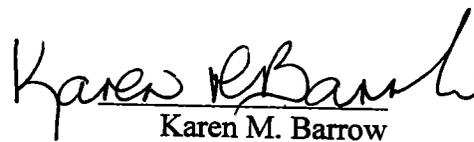
WHEREAS, the Town of West Point enacted Ordinance Number 17-05. An Ordinance implementing the 2004-2005 changes to the Personal Property Tax Relief Act of 1998, in response to these legislative enactments; and

WHEREAS, the Town Treasurer has received the amount of relief in the County's block grant from the State, and made a projection based upon the Town's historical growth in personal property tax values of the level necessary to fully exhaust the PPTRA relief fund provided to the Town by the Commonwealth, as called for in the ordinance; and

WHEREAS, it is necessary to set by Resolution the Personal Property Tax Relief Percentage for the personal property tax billing of 2006.

NOW, THEREFORE, BE IT RESOLVED, by the Town Council of the Town of West Point, Virginia that the Personal Property Tax Relief Percentage be set at 57% of the first \$20,000 of market value for qualifying vehicles valued at over \$1,000 in accordance with Ordinance 17-05.

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 June 25th, 2007 at which meeting a quorum was present and voted throughout.


Karen M. Barrow
Town Clerk

VOTE:

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