

**TOWN COUNCIL
WORK SESSION**

Minutes

April 27, 2009

6:00 pm

I. Scott Wilson Alley Request

Mr. Hudson advised that Scott Wilson attended the Public Works Committee meeting to request that his quit claim deed be approved. Mr. Hudson also stated that Charlie Gordon asked if a letter can be sent to Bill Gay advising he has sixty days to record a quit claim deed for the five feet of alley adjoining his property or Scott Wilson could request the alley.

The consensus of Town Council was for the Scott Wilson alley request to be placed on the Town Council agenda.

II. Cityswitch

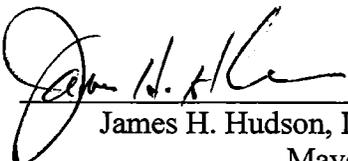
Ty Bland advised that late this afternoon Cathy Allen of Thrasher Engineering made the following offer of \$88,000 to keep the tower in the current location: 1) Thrasher Engineering would pay the Town approximately \$53,000 including the cost to purchase the alley. 2) The cost to paint the tower gray is \$17,000. 3) The remaining balance would be a donation to the Historic Society.

Mr. Hudson asked if any offer was made to benefit the adjoining land owners.

Chad Biller, of Thrasher Engineers, advised the offer was \$88,000 and no contact has been made with the adjoining land owners.

Mr. Hudson asked if Cityswitch can move the tower or would they have to go back through the permit process.

Mr. Biller advised he had never worked on tower permits in Virginia and was not familiar with the process in Virginia.


James H. Hudson, III
Mayor

ATTEST:


Karen M. Barrow
Town Clerk

**TOWN OF WEST POINT
TOWN COUNCIL
MINUTES
April 27, 2009**

I. CALL TO ORDER

The West Point Town Council held its regular monthly meeting on Monday, April 27, 2009. The Honorable James H. Hudson III called the meeting to order at 7:30 p.m. in Town Chambers at Town Hall, 329 6th Street, West Point, Virginia. The Reverend Nancy Summerlin gave the Invocation followed by the Pledge of Allegiance.

Members Present: Mayor, Jim Hudson; Vice Mayor, Deborah Ball; Tina Gulley; Wayne Healy; Jack Lawson; Gail Nichols and Bub Shreaves.

Members Absent: Charles Gordon.

Also Present: Trenton L. Funkhouser, Town Manager; Andrea Erard, Town Attorney; Karen Barrow, Town Clerk; Bill Hodges, Chief of Police; Captain Robert Cottrell, WPPD; Holly McGowan, Director of Community Development and other interested persons.

II. CITIZENS ADDRESS TO COUNCIL

A. Citizens Address to Council

Mr. Hudson opened the floor for citizens to address Town Council on any Town related business. There being none, the Citizens Address was closed.

III. COUNCIL RESPONSE

None were noted.

IV. AGENDA CHANGES

Mrs. Nichols made a motion to adopt the following agenda changes: A Quite Claim Deed request by Scott Wilson to be placed under the Public Works Committee as item 3 and the purchase contract for the VDOT property on King William Avenue to be placed under the Community Development Committee as item 1. Seconded by Mrs. Gulley, upon roll call, Deborah Ball, Tina Gulley, Wayne Healy, Jack Lawson, Gail Nichols and Bub Shreaves all voted "Aye".

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, Mrs. Gulley, Mr. Healy, Mr. Lawson, Mrs. Nichols and Mr. Shreaves all voted "Aye".

- 1) Minutes of March 31, 2008 Town Council Meeting and Work Session
- 2) Cash Reports
 - a) General Fund
Cash on hand as of March 31, 2008, \$4,047,235.53
 - b) Water Fund
Cash on hand as of March 31, 2008, \$727,812.04
 - c) CIP
Cash on hand as of March 31, 2008, \$1,347,689.85
- 3) Monthly Budget Report
- 4) School Fund Cash Report
 - a) Cash on hand as of March 31, 2008 - \$270,973.68
- 5) West Point Monthly Police Activity Report
- 6) Building Official Monthly Report
- 7) Public Works Monthly Permit Report

- 8) Community Development Monthly Permit Report
- 9) Treasurer Monthly Report

V. COMMITTEE REPORTS

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

Mrs. Gulley advised there was nothing to report.

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

1. Adoption of Town, Schools and Water Utility Budget FY 2009-10
[See Attached Resolution]

Mrs. Ball thanked the Town Manager and Town Staff for all their hard work on the budget and advised with the current economic situation the Town Manager had provided Town Council with a balanced budget that did not require any tax increases. Town employees would not receive any salary increases and no reduction in staff would occur.

Mrs. Ball made a motion to adopt the attached resolution, seconded by Mr. Healy. Upon roll call, Mrs. Ball, Mrs. Gulley, Mr. Healy, Mr. Lawson, Mrs. Nichols and Mr. Shreaves all voted “Aye”.

2. Appropriation of Budget FY 2009-10 *[See Attached Appropriation]*

Mrs. Ball made a motion to adopt the attached appropriation, seconded by Mrs. Gulley. Upon roll call, Mrs. Ball, Mrs. Gulley, Mr. Healy, Mr. Lawson, Mrs. Nichols and Mr. Shreaves all voted “Aye”.

C. Education Committee – Mrs. Nichols reported for the Committee

Mrs. Nichols advised there was nothing to report.

D. Public Works

1. Mosquito Control Sprayer

Mr. Lawson made a motion to authorize the purchase of the Cougar ULV Sprayer from Clarke Mosquito Control not to exceed \$8,950, seconded by Mr. Shreaves. Upon roll call, Mrs. Ball, Mrs. Gulley, Mr. Healy, Mr. Lawson, Mrs. Nichols and Mr. Shreaves all voted “Aye”.

2. VDOT ¼ Mile Secondary Road Dedication *[See Attached Resolution]*

Mr. Lawson made a motion to approve the attached resolution for Rivergate Terrace and Bridgeway Court to be entered into VDOT’s Secondary Road System, seconded by Mr. Shreaves. Upon roll call, Mrs. Ball, Mrs. Gulley, Mr. Healy, Mr. Lawson, Mrs. Nichols and Mr. Shreaves all voted “Aye”.

3. Scott Wilson Quit Claim Deed Request

Mr. Shreaves made a motion for the Town Manager to immediately write a letter advising Mr. Bill Gay that he had until July 1, 2009 to have a deed prepared and recorded in order to acquire the five foot portion of the East/West alley by his property which was previously abandoned by West Point Town Council. The letter shall also advise Mr. Gay that after July 1, 2009 the adjoining property owner, Mr. Wilson, shall be offered the opportunity to acquire this portion of the abandoned alley, seconded by Mr. Healy. Upon roll call, Mrs. Ball, Mrs. Gulley, Mr. Healy, Mr. Lawson, Mrs. Nichols and Mr. Shreaves all voted “Aye”.

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

1. Purchase Contract for State Property located on King William Avenue

Mr. Lawson made a motion to authorize the Town Manager to execute and deliver the purchase and sale agreement between the Town and the Virginia Department of General Services subject to review and approval of the Town Attorney, seconded by Mr. Shreaves. Upon roll call, Mrs. Ball, Mrs. Gulley, Mr. Healy, Mr. Lawson, Mrs. Nichols and Mr. Shreaves all voted "Aye".

VII. TOWN MANAGER'S ITEMS

Mr. Funkhouser advised the canopy is currently being installed, the first Jammin' on the Point summer concert series will be on Friday, May 1 2009.

VIII. OLD BUSINESS

A. Cityswitch Alley Request

Mr. Lawson advised the Town had just received a verbal offer late this afternoon that Town Council had not had time to review and the offer had not been submitted in writing.

Mr. Lawson made a motion to postpone action on the request by Cityswitch until May 18th, 2009 contingent upon the receipt of a written offer for Town Council to review, seconded by Mrs. Gulley. Upon roll call, Mrs. Ball, Mrs. Gulley, Mr. Lawson and Mrs. Nichols all voted "Aye" Mr. Healy and Mr. Shreaves voted "Nay".

IX. NEW BUSINESS

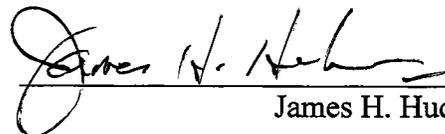
A. Planning Commission Report - Mr. Hudson

Mr. Hudson advised the following were action items of the Planning Commission regularly scheduled monthly meeting on April 1, 2009: 1) The Planning Commission authorized permission to advertise for a public hearing on May 6, 2009 for Directional Signs. 2) The Planning Commission requested that Ms. McGowan prepare a rough draft of the changes to the Bylaws of the West Point Planning Commission to be reviewed at the May 6, 2009 meeting. 3) Planning Commission would schedule a Work Session later in May to review the Comprehensive Plan.

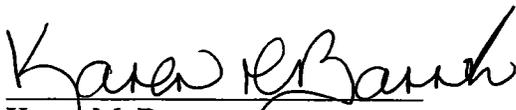
X. ADJOURNMENT

There being no further business Mr. Hudson adjourned the meeting at 6:55 P.M.

These minutes were transcribed by Karen M. Barrow, Town Clerk.


James H. Hudson, III
Mayor

ATTEST:


Karen M. Barrow
Town Clerk



**RESOLUTION APPROVING BUDGET FOR TOWN AND SCHOOLS
2009-10**

WHEREAS, the West Point Town Council advertised a public hearing regarding Fiscal Year FY 2009-10 on April 8th, 2009 in The Tidewater Review, and conducted a public hearing on April 20th 2009 as required by §15.2-2506 of the Code of Virginia.

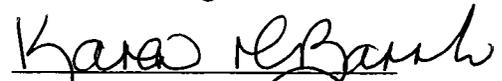
NOW THEREFORE BE IT RESOLVED by the West Point Town Council that a total of \$9,693,760 is hereby approved for the West Point School Board for FY 2009-10. This total reflects:

local revenue	\$3,566,000	
state revenue	\$4,630,113	
federal revenue	\$246,641	
federal stimulus revenue	\$375,531	
other revenue	\$325,475	(for school operating expenses)
school CIP	\$550,000	(\$ 0 state funds, \$368,797 in VPSA funds \$106,203 in literary loan subsidy \$75,000 local contribution)

BE IT FURTHER RESOLVED by the West Point Town Council, the Town Budget for FY 2009-10 is approved this 27th day of April, 2009 in the amount of \$20,041,860, representing \$9,693,760 for the West Point School Board and \$10,348,100 for the Town (inclusive of the Town's contribution of \$3,566,000 for school operating expenses and \$75,000 for the school CIP).

BE IT FINALLY RESOLVED by the West Point Town Council, that the Water Utility Budget for FY 2009-10, in the amount of \$1,261,800, is approved this 27th day of April, 2009.

Certified to be a true copy of the Resolution adopted by the Town Council of the Town of West Point on April 27th 2009, at which meeting a quorum was present and voted throughout.


Karen M. Barrow

VOTE:

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



TOWN OF WEST POINT

Appropriation of Funds FY 2009-10

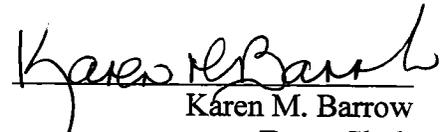
WHEREAS, the West Point Town Council conducted a duly advertised public hearing on the FY 2009-10 budget for the Town of West Point on April 27th, 2009; and

WHEREAS, the West Point School Board conducted a duly advertised public hearing on March 10th 2009 and approved the FY 2009-10 school budget on March 17th 2009.

NOW THEREFORE BE IT RESOLVED that, effective July 1st 2009, the West Point Town Council appropriates a total of \$9,693,760 to the West Point School Board to be expended only on order of the West Point School Board.

BE IT FURTHER RESOLVED that, effective July 1st 2009, a total of \$10,348,100 is hereby appropriated for the Town of West Point budget and a total of \$1,261,800 is hereby appropriated for the Town of West Point Water Utility Budget.

Certified to be a true copy of a resolution adopted by the Town Council of the Town of West Point on May 4th 2009, at which meeting a quorum was present and voted throughout


Karen M. Barrow
Town Clerk

VOTE:

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



Town of West Point Resolution
Addition To Secondary System

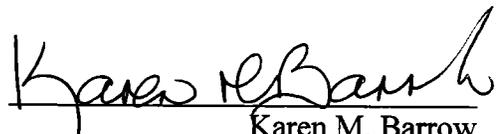
WHEREAS, the Town of West Point, has authority pursuant to Section 33.1-79, Code of Virginia, to add mileage to the Secondary System as long as all proposed mileage conforms to specific requirements established by the Guide For Secondary System Additions, Abandonment's and Discontinuances of the Virginia 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) Rivergate Terrace – Southwest approximately 0.14 mile from its intersection with ODI Street (T-1005), 2) Bridgeway Court – Southwest approximately 0.10 mile from its intersection with ODI Street (T-1005) as required by the Guide For Secondary Systems Additions, Abandonment's 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 street(s) 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, Abandonment's 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 27th, 2009 at which meeting a quorum was present and voted throughout.


Karen M. Barrow
Town Clerk

VOTE:

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