

**TOWN OF WEST POINT
TOWN COUNCIL
MINUTES
June 24th, 2013**

I. CALL TO ORDER

The West Point Town Council held its regular monthly meeting on Monday, June 24th 2013. The Honorable James H. Hudson III called the meeting to order at 6:30 p.m. The Invocation was given by Reverend Wayne Groome followed by the Pledge of Allegiance.

Members Present: Mayor, Jim Hudson; Vice Mayor, Deborah Ball; Tina Gulley; Wayne Healy; Paul Kelley; Jack Lawson; Bub Shreaves and Chris Vincent.

Also Present: John B. Edwards, Jr., Town Manager; Andrea Erard, Town Attorney; Karen Barrow, Town Clerk; Interim Chief of Police Bobby Mawyer, WPPD; Holly McGowan, Community Development Coordinator; and other interested persons.

II. CITIZENS ADDRESS TO COUNCIL

A. HVAC and Canopy Update at the School Complex

Dr. Smith stated that work has begun on the HVAC, the removal of the duct system and removal of the ceilings is complete. The new units are scheduled to be set the first week of July. The Natural Gas Line is expected to be complete by July 15th 2013. Mr. Gilbert is the Clerk of the Works, Mr. Gilbert is present and available to answer any questions.

Dr. Smith advised that on June 14th 2013 a Waste Management truck hit the canopy at the entrance of the elementary school leaving sever structural damage. Once an agreement on the damage has been reached, the canopy restoration will begin. A pre-bid conference for the replacement of the canopies is scheduled for July 2nd 2013, the bids are due by July 16th 2013 at 3:00 p.m.

B. Public Hearing – SUP2013-01 / Christopher & Robyn Vincent

Mr. Hudson read the public hearing advertisement and asked the Town Clerk if anyone obtained a copy of the application or requested assistance to attend the public hearing.

The Town Clerk advised no requests were received.

Mr. Hudson opened the floor for citizens to address Town Council on the advertised public hearing. There being none, the public hearing was closed.

1. Action

Mr. Lawson made a motion for Town Council to approved SUP2013-01, seconded by Mr. Healy. Upon roll call, Mrs. Ball, Mrs. Gulley, Mr. Healy, Mr. Kelley, Mr. Lawson and Mr. Shreaves votes “Aye”, Mr. Vincent abstained from voting.

C. 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 was noted.

IV. AGENDA CHANGES

Mrs. Ball made a motion to adopt the revised agenda, seconded by Mr. Shreaves. Upon roll call, Mrs. Ball, Mrs. Gulley, Mr. Healy, Mr. Kelley, Mr. Lawson, Mr. Shreaves and Mr. Vincent voted "Aye".

V. ADOPTION OF CONSENT AGENDA

Mrs. Gulley made a motion to adopt the following consent agenda, seconded by Mrs. Ball. Upon roll call Mrs. Ball, Mrs. Gulley, Mr. Healy; Mr. Kelley, Mr. Lawson, Mr. Shreaves and Mr. Vincent all voted "Aye".

- 1) Minutes of May 19th 2013 Town Council Meeting.
- 2) Cash Reports
 - a) General Fund
Cash on hand as of May 31, 2013 - \$3,070,163.46
 - b) Water Fund
Cash on hand as of May 31, 2013 - \$582,159.25
 - c) CIP
Cash on hand as of May 31, 2013 - \$(99,594.79)
 - d) Solid Waste
Cash on hand as of May 31, 2013 - \$79,603.39
- 3) Monthly Budget Report
- 4) School Fund Cash Report
 - a) Cash on hand as of May 31, 2013 - \$287,354.75
- 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. Economic and Community Development – Mr. Lawson reported for the Committee

B. Education Committee – Mr. Shreaves reported for the Committee

Mrs. Shreaves advised there was no report.

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

1. FY 2013-14 budget [*See attached Resolution*]

Mrs. Ball made a motion to adopt the resolution for the FY 2013-14 Budget and appropriate the budget on July 1, 2013. Seconded by Mr. Shreaves, upon roll call Mrs. Ball, Mr. Healy; Mr. Kelley, Mr. Lawson, Mr. Shreaves and Mr. Vincent all voted "Aye" Mrs. Gulley abstained from voting.

2. Personal Property Tax Rate Act [*See Attached Resolution*]

Mr. Edwards advised

Mrs. Ball made a motion to adopt the resolution setting the Personal Property Tax at 94.5% for the first \$20,000 of market value of qualifying vehicles. Seconded by Mrs. Gulley, upon roll call Mrs. Ball, Mrs. Gulley, Mr. Healy; Mr. Kelley, Mr. Lawson, Mr. Shreaves and Mr. Vincent all voted "Aye".

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

Mrs. Gulley advised there was nothing to report.

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

Mr. Vincent advised there was nothing to report.

VII. TOWN MANAGER’S ITEMS

Mr. Edwards advised he has no report.

VIII. OLD BUSINESS

There was nothing to report under Old Business.

IX. NEW BUSINESS

A. Planning Commission Report - Mr. Hudson

Mr. Hudson advised that the Planning Commission meet on June 5, 2013 to review the following items: 1) A request from Cynthia Mathews to operate a Day Care Center at the Baptist Church at 5th and Main Street. This was tabled until the Baptist Church can review the application with the congregation. 2) A public hearing was conducted on ordinance 02-13, Communication Towers. The Planning Commission voted to recommend Town Council approve the ordinance. 3) Tabled discussion of electric message signs due to Town staff reviewing the sign ordinance.

X. CLOSED SESSION

Mr. Vincent made a motion to enter into closed session pursuant to Virginia Code §2.2-3711(A)(1) to discuss the annual performance evaluation and compensation of the Town Manager. Seconded by Mr. Healy, upon roll call Mrs. Ball, Mr. Healy, Mr. Kelley, Mr. Lawson, Mr. Shreaves and Mr. Vincent all voted “Aye”

RECONVENE

Mr. Lawson made a motion to reconvene into open meeting, seconded by Mr. Shreaves. Upon a unanimous vote the motion was approved.

CERTIFICATION

Mr. Vincent made a motion to certify that in Closed Session just concluded that public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting by Town Council. Seconded by Mr. Shreaves, upon roll call Mrs. Ball, Mr. Healy, Mr. Kelley, Mr. Lawson, Mr. Shreaves and Mr. Vincent all voted “Aye”

XI. ADJOURNMENT

There being no further business, Mr. Hudson adjourned the meeting at 7:45 p.m.

James H. Hudson, III
Mayor

ATTEST:

Karen M. Barrow
Town Clerk



**RESOLUTION AND APPROPRIATION FOR TOWN, SCHOOLS,
SOLID WASTE AND WATER UTILITY BUDGET
FY 2013-14**

WHEREAS, the West Point Town Council previously advertised a public hearing regarding FY 2013-14 Budgets on April 10th 2013 in The Tidewater Review, conducted a public hearing on April 22nd, 2013 as required by §15.2-2506 of the Code of Virginia, and approved a budget for FY 2013-14 by resolution on April 29th, 2013; and

WHEREAS the King William Board of Supervisors has enacted a 193% increase in real estate taxes, a 137% in machinery & tools taxes, and a 630% in personal property taxes for the citizens of the Town of West Point; and

WHEREAS the West Point Town Council seeks to mitigate the impact of the dramatic tax increases imposed by King William County on the citizens of the Town of West Point to the greatest extent possible; and

WHEREAS, the West Point Town Council has advertised a second public hearing regarding FY 2013-14 Budgets on June 5th 2013 in The Tidewater Review, and conducted a public hearing on June 17th, 2013 as required by §15.2-2506 of the Code of Virginia.

NOW THEREFORE BE IT RESOLVED that the West Point Town Council hereby rescinds, repeals and revokes the budget for FY 2013-14 that was approved by resolution on April 29th, 2013; and

NOW THEREFORE BE IT FURTHER RESOLVED by the West Point Town Council that a total of \$8,915,392 is hereby approved for the West Point School Board for FY 2013-14. This total reflects:

Local Revenue	\$3,820,000
State Revenue	\$4,138,154
Federal Revenue	\$257,013
Other Revenue	\$700,225

BE IT FURTHER RESOLVED by the West Point Town Council, that the Town Budget for FY 2013-14 is approved on this 24th day of June, 2013 in the amount of \$13,812,783 representing \$8,915,392 for the West Point School Board and \$8,072,291 for the Town (inclusive of the Town's contribution of \$3,820,000 for school operating expenses).

BE IT FURTHER RESOLVED by the West Point Town Council, that the Solid Waste Budget for FY 13-14, in the amount of \$187,200 is approved this 24th day of June, 2013.

BE IT FURTHER RESOLVED by the West Point Town Council, that the Water Utility Budget for FY 2013-14, in the amount of \$790,300 is approved this 24th day of June, 2013.

BE IT FURTHER RESOLVED by the Town Council of the Town of West Point that it hereby appropriates \$8,915,392 to the West Point School Board effective July 1, 2013 to be expended only on order of the School Board.

BE IT FINALLY RESOLVED by the Town Council of the Town of West Point that it hereby appropriates \$13,812,783 to the Town of West Point effective July 1, 2013, appropriates \$187,200 to the West Point Solid Waste Budget effective July 1, 2013, and appropriates \$790,300 to the West Point Water Utility effective July 1, 2013.

Certified to be a true copy of the Resolution adopted by the Town Council of the Town of West Point on June 24th, 2013, at which meeting a quorum was present and voted throughout.

Those members voting:

James H. Hudson	N/A
Deborah Ball	Aye

Tina Gulley	Abstained
Wayne Healy	Aye
Paul Kelley	Aye
Joshua Lawson	Aye
Otto Shreaves	Aye
Christopher Vincent	Aye

James H. Hudson, III
Mayor, 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 June 24th, 2013 at which meeting a quorum was present and voted throughout.

ATTEST:

Adopted this 24th day of June, 2013

Karen M. Barrow
Town Clerk



TOWN OF WEST POINT
**Resolution Setting the Personal Property Tax
Relief Percentage for the Personal Property 2013
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 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 2013.

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 94.5% 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 24, 2013 at which meeting a quorum was present and voted throughout.

James H. Hudson, III
Mayor, Town of West Point

Adopted this 24th day of June, 2013

ATTEST:

Karen M. Barrow

Town Clerk

Those members voting:

James H. Hudson	N/A
Deborah Ball	Aye
Tina Gulley	Aye
Wayne Healy	Aye
Paul Kelley	Aye
Joshua Lawson	Aye
Otto Shreaves	Aye
Christopher Vincent	Aye