

**TOWN OF WEST POINT
TOWN COUNCIL
MINUTES
April 29th, 2014**

I. CALL TO ORDER

The West Point Town Council held its regular monthly meeting on Tuesday, April 29th 2014. The Honorable James H. Hudson III called the meeting to order at 6:30 p.m. The Invocation was given followed by the Pledge of Allegiance.

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

Members Absent: Tina Gulley.

Also Present: John B. Edwards, Jr., Town Manager; Andrea Erard, Town Attorney; Karen Barrow, Town Clerk; Interim Chief of Police Bobby Mawyer; TC Moore, Town Treasurer; Holly McGowan, Community Development Coordinator; Donna Pauley, Human Resource Officer and other interested persons.

II. AGENDA CHANGES

III. CITIZENS ADDRESS TO COUNCIL

A. Citizens Address to Council

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

Tom Robbins, 3010 Blue Hearing Lane, West Point, Virginia stated that RockTenn has submitted an application for a request for Public Land for one North South alley located between 15th & 16th Streets East of Kirby Street. Mr. Robbins thanked Town Council for reviewing the application and asked for approval of the application.

Mr. Hudson advised that the request is on the agenda for authorization to advertise for a public hearing at the May meeting.

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

IV. COUNCIL RESPONSE

None was noted.

V. ADOPTION OF CONSENT AGENDA

Mr. Vincent made a motion to adopt the following consent agenda, seconded by Mr. Kelley.

- 1) Minutes of March 25th 2014
- 2) Cash Reports
 - a) General Fund
Cash on hand as of March 31st, 2014 - \$4,634,762.30
 - b) Water Fund
Cash on hand as of March 31st, 2014 - \$277,953.52
 - c) CIP
Cash on hand as of March 31st, 2014 - \$306,997.53
 - d) Solid Waste
Cash on hand as of March 31st, 2014 - \$105,687.64

- 3) Monthly Budget Report
- 4) School Fund Cash Report
 - a) Cash on hand as of March 31st, 2014 - \$230,859.41
- 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
- 10) Human Resource Monthly Report

Upon roll call Mrs. Ball, Mr. Healy; Mr. Kelley; Mr. Lawson; Mr. Shreaves and Mr. Vincent all voted “Aye”.

VI. COMMITTEE REPORTS

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

1. Authorization to Advertise for a Public Hearing for a Request for Public Land by RockTenn

Mr. Lawson made a motion to authorize the Town Manager to advertise for a Public Hearing on a request submitted by RockTenn CP, LLC., to vacate one North South Alley between 15th & 16 Streets. Seconded by Mr. Healy, upon roll call Mrs. Ball, Mr. Healy, Mr. Kelley, Mr. Lawson, Mr. Shreaves and Mr. Vincent voted “Aye”.

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

Mr. Shreaves advised there was no report.

C Finance Committee – Mrs. Ball reported for the Committee

1. Ordinance 02-2014 – Tax Rates *[See Attached Ordinance]*

Mayor Hudson stated that the General Assembly approved a Split Levy Tax Rate for the Town of West Point and King William County. This Ordinance takes the tax rates back to what the tax rates were in 2012 before King William implemented their tax increase.

After reading Ordinance 02-2014, Mrs. Ball made a motion to adopt the Ordinance, seconded by Mr. Vincent. Upon roll call, Mrs. Ball, Mr. Healy, Mr. Kelley, Mr. Lawson, Mr. Shreaves and Mr. Vincent voted “Aye”.

2. Resolution to adopt the Town Budget *[See Attached Resolution]*

After reading the resolution Mrs. Ball made a motion to adopt the resolution, seconded by Mr. Shreaves. Upon roll call Mrs. Ball, Mr. Healy, Mr. Kelley, Mr. Lawson, Mr. Shreaves and Mr. Vincent all voted “Aye”.

3. Board of Zoning Appeals and Wetlands Board

Mrs. Ball made a motion that Town Council appoint Stuart Daniel to the West Point Wetlands Board and recommend that Judge Hoover appoint Stuart Daniel to the Board of Zoning Appeals for an unexpired term that expires September 30th 2016. Seconded by Mr. Healy, upon roll call Mrs. Ball, Mr. Healy, Mr. Kelley, Mr. Lawson, Mr. Shreaves and Mr. Vincent all voted “Aye”.

D. Public Safety

Mr. Hudson 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

A. Interim Building Official

Mr. Shreaves made a motion to appoint John B. Edwards, Jr as Interim Building Official until further notice, seconded by Mr. Vincent. Upon roll call, Mrs. Ball, Mr. Healy, Mr. Kelley, Mr. Lawson, Mr. Shreaves and Mr. Vincent all voted “Aye”.

VIII. OLD BUSINESS

There was nothing available for discussion under Old Business.

IX. NEW BUSINESS

A. Planning Commission Report - Mr. Hudson

Mr. Hudson advised that Planning Commission meet on April 2nd 2014 to conduct a public hearing on the request for public land by RockTenn, Planning Commission has submitted a recommendation that Town Council approve the request.

X. ADJOURNMENT

There being no further business, Mayor Hudson adjourned the meeting at 7:25 p.m.

James H. Hudson, III
Mayor

ATTEST:

Karen M. Barrow
Town Clerk

Adopted: April 29th 2014

ORDINANCE NO. 02-2014

ORDINANCE NO. 02-2014 AMENDS SECTION 58-13, "AMOUNT OF PERSONAL PROPERTY TAX," AND AMENDS SECTIONS 58-11, "TAX RATES FOR MACHINERY AND TOOLS," AND 58-12, "AMOUNT OF REAL ESTATE TAX," IN THE WEST POINT TOWN CODE, TO INCREASE THE PERSONAL PROPERTY TAX RATE FROM \$2.25 TO \$3.52 PER \$100 OF ASSESSED VALUE, AND TO INCREASE THE MACHINERY & TOOLS TAX RATE FROM \$1.21 TO \$2.40 PER \$100 OF ASSESSED VALUE, AND TO INCREASE THE REAL ESTATE TAX RATE FROM \$0.27 TO \$0.64 PER \$100 OF ASSESSED VALUE. THE PROPOSED TAX INCREASES IN ORD. 02-2014 SHALL BE RETROACTIVE TO JANUARY 1, 2014 AND THE RATE INCREASES WILL BE REFLECTED IN TAX BILLS ISSUED ON OR AFTER JULY 1, 2014. ORD. 02-2014 IS CONSIDERED PURSUANT TO VA. CODE SECTIONS 58.1-3201, 15.2-2503, 15.2-1104, 15.2-2506, 58.1-3500, 58.1-3012 AND ARTICLE X OF THE VIRGINIA CONSTITUTION.

BE IT ORDAINED by the West Point Town Council that the West Point Town Code, Chapter 58, "Taxation," Article I, "In General," Section 58-11, "Tax rate for machinery and tools," Section 58-12, "Amount of real estate tax," and Section 58-13, "Amount of personal property tax" be amended to read, in part, as follows:

"Sec. 58-11. – Tax rate for machinery and tools

Machinery and tools shall be assessed in accordance with the provisions of Code of Virginia, title 58.1, as amended, at a rate of \$ 2.40 per \$100.00 of assessed value. Taxes so assessed shall be based upon all such machinery and tools owned as of the first day of the tax year. Every taxpayer owning any property subject to taxation under this section, and every fiduciary shall file a personal property tax return with the commissioner of the revenue on or before May 1st for all machinery and tools employed in a trade or business. Machinery and tools shall be valued on the basis of a percentage of original cost. Except for leased manufactured equipment, the term "cost" is defined as original cost or the original capitalized cost if so established on the taxpayer's records. In the case of leased manufactured equipment, the cost shall be the commercial retail sales price for which the item would have been sold if it had been available for sale.

Tax bills under \$15.00. If any taxpayer owns tangible personal property of such small value that the levies thereon for the year result in a tax of less than \$15.00, such property shall be omitted from the personal property book and no assessment made thereon.

Sec. 58-12. - Amount of real estate tax

All real estate within the territorial boundaries of the Town of West Point subject to taxation under the constitution and laws of the Commonwealth of Virginia shall be taxed at a rate of sixty-four cents (.64) per \$100.00 of assessed value.

Sec. 58-13. – Amount of Personal Property Tax

All personal property within the territorial boundaries of the Town of West Point subject to taxation under the constitution and laws of the Commonwealth of Virginia shall be taxed at a rate of \$3.52 per \$100.00 of assessed value."

This Ordinance shall be effective for calendar year 2014 and shall be retroactive to January 1, 2014.

Vote:

Deborah T. Ball	Aye
Tina Gulley	Absent
Wayne Healy	Aye
Paul Kelley	Aye
Jack Lawson	Aye
O. Bub Shreaves	Aye
Chris Vincent	Aye

James H. Hudson, III
Mayor

Adopted this 29th day of April, 2014.

Karen M. Barrow
Town Clerk



**RESOLUTION FOR TOWN, SCHOOLS,
SOLID WASTE AND WATER UTILITY BUDGETS
FY 2014-15**

WHEREAS, the West Point Town Council advertised a public hearing regarding FY 2014-15 Budgets on April 2nd and 9th 2014 in The Tidewater Review, and conducted a public hearing on April 22nd, 2014 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 \$9,584,984 is hereby approved for the West Point School Board for FY 2014-15. This total reflects:

Local Revenue	\$4,005,000
State Revenue	\$4,444,412
Federal Revenue	\$330,672
Other Revenue	\$804,900

BE IT FURTHER RESOLVED by the West Point Town Council, the Town Budget for FY 2014-15 is approved on this 29th day of April, 2014 in the amount of \$14,168,369 representing \$9,584,984 for the West Point School Board and \$7,823,403 for the Town (inclusive of the Town's contribution of \$4,005,000 for school operating expenses).

BE IT FURTHER RESOLVED by the West Point Town Council, that the Solid Waste Budget for FY 14-15, in the amount of \$178,600 is approved this 29th day of April, 2014.

BE IT FURTHER RESOLVED by the West Point Town Council, that the Water Utility Budget for FY 2014-15, in the amount of \$853,582 is approved this 29th day of April, 2014.

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 29th, 2014 at which meeting a quorum was present and voted throughout.

Those members voting:

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

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

Adopted this 29th day of April, 2014

ATTEST:

Karen M. Barrow
Town Clerk