

**MINUTES OF THE REGULAR MEETING OF THE WYTHEVILLE TOWN COUNCIL  
HELD IN THE COUNCIL CHAMBERS ON MONDAY, SEPTEMBER 25, 2006, AT 7:00 P.M.**

Members present: Trenton G. Crewe, Jr., Jacqueline K. King, John W. Jones, Jr., William B. Weisiger, H. Judson Lambert

Members absent: None

Others present: Town Manager C. Wayne Sutherland, Jr., Assistant Town Manager Stephen A. Moore, Town Clerk Sharon P. Hackler, Sergeant Joel Hash, Beth Marcotte, Becky Grubb, Paul Garst, Justin Harmon with Wytheville Enterprise, Pat Snapp, Agnes Eades

**RE: CALL TO ORDER, QUORUM, INVOCATION, PLEDGE**

Mayor Crewe called the meeting to order and established that a quorum of Council members was present. The invocation was given by Councilman Jones followed by the Pledge of Allegiance led by Vice-Mayor King.

**RE: CONSENT AGENDA**

Mayor Crewe presented the consent agenda consisting of the minutes of the regular meeting of September 11, 2006, the request of the March of Dimes for waiver of fee for use of Withers Park and McWane Shelter on October 7, 2006, for a walk, and the request from George Wythe High School to conduct the Homecoming Parade on October 4, 2006. He advised that the third topic was added when they arrived at the meeting. A motion was made by Vice-Mayor King and seconded by Councilman Weisiger to approve the consent agenda consisting of the minutes of the regular meeting of September 11, 2006, the request of the March of Dimes for waiver of fee for use of Withers Park and McWane Shelter on October 7, 2006, for a walk, and the request from George Wythe High School to conduct the Homecoming Parade on October 4, 2006. Mayor Crewe inquired if there is any discussion on the motion. There being none, the motion was approved with the following voting in favor and there being no opposition: For: Trenton G. Crewe, Jr., Jacqueline K. King, John W. Jones, Jr. William B. Weisiger, H. Judson Lambert. Against: None.

**RE: CITIZENS' PERIOD**

Mayor Crewe stated the next item on the agenda is Citizens' Period. He noted that the Council was glad to have everyone present at the meeting. Mayor Crewe welcomed Ms. Beth Marcotte to the meeting. Ms. Marcotte noted that the Library in the Town of Wytheville is currently closed on Mondays for lack of local and state funding. She advised that the Town of Independence donates the sum of thirty five hundred dollars, and she feels that the Town of Wytheville should match that sum for the Library in Wytheville, due to the significance of the Library in the community. Ms. Marcotte expressed her appreciation to the Council. Mayor Crewe stated the Council's appreciation, and responded that both Committees have spoken about the budget request at the beginning of the year and that the budgeted amount is based on a formula of what Wythe County funds for the Library. Mayor Crewe stated that other than Ms. Marcotte being present at the meeting, Council has never conducted a formal discussion on the topic and had never received a formal request from Library members to request any type of funding. He remarked that the Monday closing in the newspaper had been noted by Council. Mayor Crewe stated that discussions had been held with the County to see if funding is available. He advised that he cannot say if the Town will or will not increase funding because the issue has not been discussed in detail. He noted that the Town is waiting for a response from the County as to the approach they plan to take on this issue. Mayor Crewe thanked Ms. Marcotte for raising the issue with the Council. He stated it may be in the best interest of the Library and Town if personnel from the Library issue a written request of what budgeted amount would be forthcoming. Ms. Marcotte stated that she had previously attended a Library Board Meeting and advised that Mr. Gilley, the head of the Wythe-Grayson Regional Library, had requested to come before Council concerning the budgeting issue, prior to the Council adopting this year's budgeted amount. She stated that Mr. Gilley had not been invited to meet with Council. Mayor Crewe responded asking if this was during the budget development cycle and Ms. Marcotte indicated that is correct. Mayor Crewe stated that the Council did not request anyone to participate in the budget deliberations. Ms. Marcotte noted that some communication differences seem to be the problem and she is trying to resolve these problems. Mayor Crewe inquired as to if Ms. Marcotte is a member of the Library Board. She stated that she is a concerned individual citizen. Mayor Crewe advised that he does not recall any representative from the Library appearing before Council to request any revisions, and also, noted that budget hearings are conducted for discussions on budgeting issues, and, as well, each Council meeting

includes a Citizens' Period in which the public is encouraged to attend. He stated that formal invitations were not issued by Council to attend but these open sessions were included to encourage the community to attend. Mayor Crewe expressed that the budget in effect now for the Library funding is the same budget that has been adopted for the past several years with no request for increase presented to Council. Ms. Marcotte confirmed that Mr. Gilley could attend Council meetings to express concerns just as she had. Mayor Crewe replied that this was correct and Mr. Gilley could also send written requests referencing what is needed, why it is needed, and how much is needed for the Library. Town Manager Sutherland noted that Committee meetings were also available for Mr. Gilley to attend if his schedule permits. Mayor Crewe consented that the Council would take measures to help, however, proper steps need to be taken to start the process. Mayor Crewe inquired if there are other persons present who wished to address Council during Citizens' Period. He advised that the sign up sheet indicated that no one else desired to speak. There being no one else who desired to speak during Citizens' Period, Mayor Crewe thanked everyone for attending the meeting and proceeded with the agenda.

### **RE: OLD BUSINESS**

Under Old Business, Town Manager Sutherland reported the following:

1. The Public Works Committee and the Budget and Finance Committee will be meeting on schedule this week.
2. Councilman Jones noted that brush and tree trimmings are still being placed in the street prior to pick up. Mayor Crewe noted that the brush pick up rules were still being abused, monitoring may continue, and, if needed, citations may be issued.

### **RE: BUDGET AND FINANCE COMMITTEE REPORT**

Councilman Jones, reporting for the Budget and Finance Committee, reported that both Committees have now had the opportunity to review the solicitation for the receipt of proposals for leasing the existing Community Center at 250 South Fourth Street. The Committee reported earlier, one or more organizations have approached the Council about the lease of the property, and the Committee determined that it would be equitable to publicly receive proposals for the lease of the building. He noted the proposals will be received from governmental, civic, and faith based organizations through October 16, 2006. It is not clear at this point when the Town will actually be relocated from the old Community Center into the new Community Center, but the Committee anticipates that it will be sometime during the first quarter of 2007. Councilman Jones explained there are certain basic parameters that the Town has established for those organizations who would desire to submit a proposal. First, the leasing organization will be responsible for costs associated with operating the facility. Second, the lease will also require that the organization maintain the interior and exterior of the building in an acceptable fashion. Third, any organization that leases the building will be required to accommodate the existing activities of the Wythe Arts Council and the veterans' organizations. Additionally, the Committee noted the term of the lease would be negotiable, though the Committee would anticipate that it would be a long term lease. Councilman Jones advised that any organizations that are interested in submitting a proposal can get additional information from the Town Manager's Office. Mayor Crewe noted that the Council will await response to this solicitation.

Councilman Jones also reported that as a matter of public interest, the Committee would note that the Virginia State Historical Marker commemorating the birthplace of Edith Bolling Wilson will be dedicated on Friday, October 13, 2006, at 2:30 p.m. in front of the Bolling home. He commented that the Bolling home is located at 145 East Main Street, which is on the south side of Main Street between Church and First Streets. The erection of this marker is the result of the efforts of the Edith Bolling Wilson Birthplace Foundation and Bill and Farron Smith. Councilman Jones advised that the Town has assisted the Foundation in preparing a location on Main Street at the Bolling property for the erection of the sign. He noted more information will be available about the ceremony in the near future, but the Committee did want to give notice that the marker would be installed and to congratulate the Foundation on their success in obtaining this marker. A copy of the Budget and Finance Committee report is attached and made part of these minutes. ([Attachment](#)).

### **RE: PUBLIC WORKS COMMITTEE REPORT**

Councilman Weisiger, reporting for the Public Works Committee, stated that in October of last year, the Committee received several requests for the installation of street lighting in the Meadows of Pine Ridge subdivision. Councilman Weisiger noted the Town's subdivision regulations currently require the installation of streetlights, but when the Meadows of Pine Ridge

subdivision was created, these regulations did not exist. He advised that subsequent to that inquiry, the Council did approve the installation of street lighting in this neighborhood, and the Town is pleased to advise that most of the street lighting has now been installed. The contractor for Appalachian Power Company has some work remaining to be completed, but they anticipate that they will finalize their work in the very near future. Councilman Weisiger stated this project took far longer to be completed than was anticipated. The Town developed a preliminary design and coordinated these locations with the residents in the neighborhood. He stated that unfortunately, there were some delays in bidding the project with the power company, and the Town went through a series of price adjustments during the bidding process and American Electric Power had difficulty in obtaining a subcontractor to perform the work. In any event, the Town is pleased that the work is now nearly completed and has already received a number of very positive comments from the residents in the neighborhood.

Councilman Weisiger also reported that during the first week of September, the Town issued a change order for the water line project being constructed in Progress Park. Councilman Weisiger stated the Town has recently installed new water lines to provide water service to the new Gatorade facility. He advised that these water lines supply the Gatorade facility both from the north and the south sides. Councilman Weisiger stated the Amcor Virginia project is moving at a rapid pace, and they, too, will be supplied by the Town's new water system. The purpose of change order two was to connect the water lines on the north side of the site with the water lines on the south side of the Gatorade facility. Councilman Weisiger advised that this water line was always anticipated, but could not be constructed until both Gatorade and Amcor completed the excavation work between their two facilities. That work has been completed, and the final segment of the water line is now under construction. He commented that this final segment of water line will cost \$62,775. The total water line project to serve Progress Park was estimated at \$2,450,000, and it appears that when all of the work is complete, the Town will have constructed the project for approximately \$25,000 less than the anticipated amount. Councilman Weisiger stated that there is no action required by the Council on this matter, but the Committee did want everyone to realize that the water line project in Progress Park was nearing completion and within budget. A copy of the Public Works Committee report is attached and made part of these minutes. ([Attachment](#)).

#### **RE: APPOINTMENTS**

Mayor Crewe stated the next agenda item is the reappointment of a youth member to the Recreation Commission. The Recreation Commission would recommend the reappointment of Ms. Allison Phillips to a one year term, expiring September 30, 2007. Mayor Crewe inquired if there is any further discussion. There being none, Councilman Jones moved to approve the reappointment and Councilman Weisiger seconded the motion. The motion was approved with the following voting in favor and there being no opposition: For Trenton G. Crewe, Jr., Jacqueline K. King, John W. Jones, Jr., William B. Weisiger, H. Judson Lambert. Against: None.

#### **RE: ORDINANCE NO. 1204 - EROSION AND SEDIMENT CONTROL**

Mayor Crewe presented Ordinance No. 1204, an ordinance amending and reenacting Chapter 10, Planning and Development, of the Code of the Town of Wytheville, Virginia. This ordinance amends the Town Code regarding erosion and sediment control. The amendment sets forth that the Soil and Water Conservation Board, not the Town, has approval of utility companies' annual general erosion and sediment control specifications. Mayor Crewe stated that it is suggested the ordinance be adopted on the first and final reading. A motion was made by Councilman Jones and seconded by Councilman Weisiger to suspend the rules and adopt Ordinance No. 1204, an ordinance amending the Town Code regarding erosion and sediment control, on first and final reading. Mayor Crewe inquired if there is any discussion on the motion. There being none, the motion was approved with the following voting in favor and there being no opposition:

FOR: Trenton G. Crewe, Jr., Jacqueline K. King, John W. Jones, Jr., William B. Weisiger, H. Judson Lambert

AGAINST: None

ABSTENTIONS: None

Ordinance No. 1204 was adopted on first and final reading.

**RE: ORDINANCE NO. 1205 – BUDGET ORDINANCE**

Mayor Crewe presented Ordinance No. 1205, an ordinance amending and reenacting Ordinance No. 1203, the Budget Ordinance for fiscal year 2006-07, so as to amend the Personal Property Tax Relief Act amount. Mayor Crewe stated this amount had to be estimated when the budget was adopted and now needs to be reflected as 61.9% in lieu of 70%. Mayor Crewe noted that it is suggested that the ordinance be adopted on first and final reading. A motion was made by Councilman Jones and seconded by Councilman Lambert to suspend the rules and adopt Ordinance No. 1205, an ordinance to amend the budget ordinance regarding the Personal Property Tax Relief Act amount, on first and final reading. Mayor Crewe inquired if there is any discussion on the motion. There being none, the motion was approved with the following voting in favor and there being no opposition:

FOR: Trenton G. Crewe, Jr., Jacqueline K. King, John W. Jones, Jr., William B. Weisiger, H. Judson Lambert

AGAINST: None

ABSTENTIONS: None

Ordinance No. 1205 was adopted on first and final reading.

**RE: SUBDIVISION – JAY LAXMI, LLC**

Mayor Crewe presented the recommendation of the Planning Commission regarding the request of Jay Laxmi, LLC for final approval of the subdivision of property located on the north side of Peppers Ferry Road between I-77 and Cove Road in a B-2 Business District. He explained that the Planning Commission would recommend final approval of the subdivision with the stipulations being that it is subject to final technical compliance with the Town's ordinances, the relocation of the sewer line to within the right of way and decreasing the line run between the manholes, and, the relocation of the storm water structure on Peppers Ferry Road be accomplished. A motion was made by Councilman Jones and seconded by Councilman Weisiger to approve the subdivision as recommended by the Planning Commission. Mayor Crewe inquired if there is any discussion on the motion. There being none, the motion to adopt the recommendation of the Planning Commission for final approval of the subdivision of property on Peppers Ferry Road between I-77 and Cove Road in a B-2 Business District with the three stipulations was approved with the following voting in favor and there being no opposition: For: Trenton G. Crewe, Jr., Jacqueline K. King, John W. Jones, Jr., William B. Weisiger, H. Judson Lambert. Against: None. Mayor Crewe stated that the recommendation of the Planning Commission is adopted.

**RE: ADJOURNMENT**

There being no further business to be discussed, a motion was duly made, seconded, and carried to adjourn the meeting (7:30 p.m.).

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Trenton G. Crewe, Jr., Mayor

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Sharon P. Hackler, MMC, Clerk of Council

## **BUDGET AND FINANCE COMMITTEE REPORT**

**SEPTEMBER 25, 2006**

1. Both Committees have now had the opportunity to review the solicitation for the receipt of proposals for leasing the existing Community Center at 250 South Fourth Street. As we had reported earlier, one or more organizations had approached the Council about the lease of the property, and we determined that it would be equitable to publicly receive proposals for the lease of the building. The proposals will be received from governmental, civic, and faith based organizations through October 16, 2006. It is not clear at this point when the Town will actually be relocated from the old Community Center into the new Community Center, but we anticipate that it will be sometime during the first quarter of 2007. There are certain basic parameters that we have established for those organizations who would desire to submit a proposal. First, the leasing organization will be responsible for costs associated with operating the facility. Second, the lease will also require that the organization maintain the interior and exterior of the building in an acceptable fashion. Third, any organization that leases the building will be required to accommodate the existing activities of the Wythe Arts Council and the veterans organizations. Additionally, we have noted that the term of the lease would be negotiable, though we would anticipate that it would be a long term lease. Any organizations that are interested in submitting a proposal can get additional information from the Town Manager's Office.

2. As a matter of public interest, we would note that the Virginia State Historical Marker commemorating the birthplace of Edith Bolling Wilson will be dedicated on Friday, October 13, 2006, at 2:30 p.m. in front of the Bolling home. The Bolling home is located at 145 East Main Street, which is on the south side of Main Street between Church and First Streets.

The erection of this historic marker is the result of the efforts of the Edith Bolling Wilson Birthplace Foundation and Bill and Farron Smith. The Town has assisted the Foundation in preparing a location on Main Street at the Bolling property for the erection of the sign. More information will be available about the ceremony in the near future, but we did want to give notice that the marker would be installed and to congratulate the Foundation for their success in obtaining this marker.

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Jacqueline K. King

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John W. Jones, Jr.

## **PUBLIC WORKS COMMITTEE REPORT**

**SEPTEMBER 25, 2006**

1. In October of last year, our Committee received several requests for the installation of street lighting in the Meadows of Pine Ridge subdivision. As you may recall, the Town's subdivision regulations currently require the installation of streetlights, but when the Meadows of Pine Ridge subdivision was created, these regulations did not exist. Subsequent to that inquiry, the Council did approve the installation of street lighting in this neighborhood, and we are pleased to advise that most of the street lighting has now been installed. The contractor for Appalachian Power Company has some work remaining to be completed, but they anticipate that they will finalize their work in the very near future.

This project took far longer to be completed than was anticipated. The Town developed a preliminary design and coordinated these locations with the residents in the neighborhood. Unfortunately, there were some delays in bidding the project with the power company, and we went through a series of price adjustments during the bidding process and American Electric Power had some difficulty in obtaining a subcontractor to perform the work. In any event, we are pleased that the work is now nearly completed, and we have already received a number of very positive comments from residents in the neighborhood.

2. During the first week of September, the Town issued a change order for the water line project being constructed in Progress Park. As you may recall, the Town has recently

installed new water lines to provide water service to the new Gatorade facility. These water lines supply the Gatorade facility both from the north and south sides. As you know, also, the Amcor Virginia project is moving at a rapid pace, and they, too, will be supplied by the Town's new water system. The purpose of change order two was to connect the water lines on the north side of the site with the water lines on the south side of the Gatorade facility. This water line was always anticipated, but could not be constructed until both Gatorade and Amcor completed the excavation work between their two facilities. That work has been completed, and the final segment of the water line is now under construction. This final segment of water line will cost \$62,775. The total water line project to serve Progress Park was estimated at \$2,450,000, and it appears that when all of the work is complete, we will have constructed the project for approximately \$25,000 less than the anticipated amount. There is no action required by the Council on this matter, but we did want everyone to realize that the water line project in Progress Park was nearing completion and within budget.

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William B. Weisiger

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H. Judson Lambert