

**MINUTES OF THE REGULAR MEETING OF THE WYTHEVILLE TOWN COUNCIL
HELD IN THE COUNCIL CHAMBERS ON MONDAY, MAY 24, 2010, 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, Chief Deputy Clerk Sharon G. Corvin, Town Treasurer Michael G. Stephens, Town Attorney Robert P. Kaase, Police Officer John Humphrey, Danny Gordon with WYVE/WXBX, Wayne Quesenberry with *Wytheville Enterprise*, Jack Hunley, Tommy Hundley, Toni Testerman, Bill Young, Susan Losey, Jean Groseclose, Becky Grubb, Andy Kegley

RE: CALL TO ORDER, QUORUM, PLEDGE

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

RE: CONSENT AGENDA

Mayor Crewe presented the consent agenda consisting of the minutes of the regular meeting of May 10, 2010. A motion was made by Councilman Weisiger and seconded by Councilman Lambert to approve the consent agenda consisting of the minutes of the regular meeting of May 10, 2010. 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: PUBLIC HEARING – BUDGET ORDINANCE

Mayor Crewe stated the meeting constituted a public hearing (due notice having been given) to consider the Budget Ordinance for fiscal year beginning July 1, 2010, and ending on June 30, 2011. He noted that the Budget Ordinance has been passed on first, but not yet final, reading, and it will be considered at this meeting on second reading. Mayor Crewe advised that in looking at the sign up sheet, several people had indicated that they were going to talk about the Brain Injury Services, and noted he is thinking this may have to do with a budget item, and he will recognize them in a minute. He noted that these comments are related to the budget, but not strictly about the budget. Mayor Crewe advised that unless he is missing something, there is no one else who had indicated that they were going to speak during the public hearing on the budget, and noted the Council would be glad to hear from anyone who would like to speak regarding the budget. He noted that the Budget Ordinance will be acted upon on second reading, and it does not include any tax increases. Mayor Crewe pointed out that there have been a few amendments since the last meeting that the Council will discuss in a moment, and the categories have changed slightly, but the total budget has not changed. He noted that for the water and sewer side, some adjustments have been made, and the General Fund budget proposed is \$11,305,905.

Mayor Crewe advised that the Water and Sewer Fund budget is \$5,027,000. He inquired if there are any other comments during the public hearing on the Budget Ordinance. There being none, he declared the public hearing closed.

RE: CITIZENS' PERIOD

Mayor Crewe stated the next agenda item is Citizens' Period. He noted that technically, the Council is not required to hold a public hearing on the telecable franchise, but the Council has asked and, graciously, Shentel Cable Company has accepted an invitation to appear at this meeting in regard to the transfer of the telecable franchise. He advised that Mr. Bill Young is attending the meeting from Shentel Cable Company. Mayor Crewe noted that the Council has no choice, and he guesses the Council could refuse to transfer the telecable franchise, but advised that the local government does not have a lot of impact, and it is controlled by the federal law. He explained that what the Council has in their packet and for the members of the public, Shentel Cable Company has purchased the JetBroadband assets and has requested a transfer of the telecable franchise from JetBroadband to Shentel Cable Company. Mayor Crewe stated that Mr. Young does not have to speak, but the Council will be glad to hear from him, and noted that the Council appreciates him attending the meeting.

Mr. Bill Young stated he is attending the meeting requesting the approval of the Council to transfer the telecable franchise from JetBroadband to Shentel Cable Company. He remarked that he will tell the Council a little about Shentel Cable Company if the Council is not familiar with them. Mr. Young noted that Shentel Cable Company is a 110 year old company, and of those 110 years, they have operated cable television since 1980. He advised that they are very familiar with this, and in Wytheville, once they come in, everything that JetBroadband is doing now, they will continue to do. Mr. Young noted that they have engineers who will come in to test everything that is in the system, and anything that needs to be repaired, they will repair and fix it and get it up to par. He advised that they will fix any problems, and they will rebuild quite a bit of the system. Mr. Young stated that once it is finished, their customers will have the best video and television they could ask for. He indicated that it will be the same way with the high speed internet, and whatever band a person wanted to get into, they would be able to access it. Mr. Young explained that once they get the approval from the FCC, then they will start to work. He noted they will be coming back to the Council to give them an update as to when they think they will get everything worked out and have it ready to cut over into the new system and have a date and work to that extent. Mayor Crewe indicated that he took the liberty of speaking to Mr. Young, and he was gracious enough and talked to him before the meeting started. He stated that both Committees have looked at this and discussed it, and there were four or five things the Committee had discussed. He noted that anyone who has a question can feel free to voice it. Mayor Crewe stated that in the existing franchise, there is a provision that free service is offered to every school in the system, to the library, and to government offices. He noted that his understanding is that Shentel would be willing to continue that. Mr. Young advised that they would do the same thing, and it will be the same as what JetBroadband is doing. Mayor Crewe noted that everything will transfer as it is. Mr. Young noted that is correct. Mayor Crewe inquired if there is any possibility that in the existing franchise, those free spots are for basic service only, and if there is a chance that it could be expanded beyond basic service. Mr. Young stated that he thinks this is something that Shentel could consider once they obtain the system. Mayor Crewe remarked that some of the places the Town did not have back when the franchise was done exist now, and the Town has opened additional government buildings like the Visitor's Center and the Recreation Center. He inquired if this is something the Town could talk to Shentel about in adding these to the list of these places. Mr. Young noted that is correct. Mayor Crewe stated that another issue the Town has talked about, and noted he has had several people ask him about it, is there seems to be a tendency on the present equipment on the digital channels to hang up, and on the digital channels sometimes there is no audio, sometimes there is no video, sometimes there is neither, and sometimes there is just a frozen image that stays for hours at a stretch. He inquired if this is something that Mr. Young is aware of or that technology can address. Mr. Young answered that technology can take care of that. He indicated that these are the things he thinks his engineers will find when they come in and do the testing to see what they have to replace or what they need to replace. Mr. Young reiterated that basically, they will rebuild the entire system from the head-in on up to the customer. Mayor Crewe inquired if this will consist of mostly fiber. Mr. Young remarked that it will be fiber and coax. Mayor Crewe stated it will be a combination of fiber and coax. Mr. Young noted that is correct. Mayor Crewe noted that his understanding is that maybe not all, but certainly most, of the local employees will remain employed. Mr. Young stated that they have offered all employees the same thing that they are doing right now. He explained that the office will stay in Wytheville, and there will be no changes at this time. Mr. Young remarked that there could be some changes in the future with improvements and with the number of customers they would gain over a certain length of time that additional people would be considered. Mayor Crewe thanked Mr. Young for his comments and advised that these are all of the notes he had made of what the Committees had discussed. He noted if anyone else has any comments to please not hesitate to express them. Vice-Mayor King stated that she has two comments, and Mr. Young has already answered the one about better service. She inquired regarding the rates. Mr. Young advised that regarding the rates, everything will be the same as it is now. He explained that if there are any rate changes or requests, they will come to the Town Council and discuss it prior to the rate increase. Vice-Mayor King noted that the citizen who contacted her was hoping the rates would go down. Mr. Young advised that he did not think they would go down, but with some of the packages maybe the rates will be lower, but not necessarily he does not think, and everyone would like for the rates to go down. Mayor Crewe inquired if there are any other questions or comments. Town Manager Sutherland noted that he and Mr. Young talked about this on the telephone the other day, and in 2007, when JetBroadband was given the franchise, there was an ordinance that set forth a number of agreements and requirements. He advised that he did not know how that fits in with what they are asking for in terms of a resolution because he knows that Mr. Young is a good man, but inquired if the resolution needs to incorporate by reference those agreements made in Ordinance No. 1209 in 2007. Mr. Young indicated that whatever the ordinance covers will be the same thing, and whatever is in that franchise is the franchise that they take. Mayor Crewe noted what he thinks the Town would be doing is amending the ordinance to replace the name of JetBroadband in the 2007 ordinance

and writing in the name of Shentel because the Town is simply transferring the exact same franchise, but the Council may want to clarify some of the language in it. Mr. Young stated that is correct, and this is what it is. Vice-Mayor King inquired if Shentel has already taken over JetBroadband. Mr. Young noted that they cannot take over until they get these resolutions approved, and they have Form 394 that has to go to the FCC. He explained that once the FCC gets all of this information and they go through it, then they will award it to them. Mr. Young indicated that everyone has agreed between JetBroadband and Shentel for the monies, and it is all in escrow, and they are just waiting. Mayor Crewe advised that some of the things that they have talked about are not in the present ordinance, for example, some of the buildings the Town has now were not in existence in 2007 such as the Meeting Center and the Recreation Center, and these facilities did not exist, and the Council wants to add those facilities. Mayor Crewe stated what he thinks the Council needs to do, and advised he did not know what problems this would cause, but the Council needs to transfer the franchise as it is written in 2007, if this is what the Council wants to do, and then negotiate some amendments to it thereafter once Shentel owns the system. Mayor Crewe inquired if this makes sense. Mr. Young noted that is correct, exactly. Mayor Crewe stated that as a practical matter, if the Council does not pass the resolution, he does not think the Council can stop the sale, and it is going to happen. He advised that Mr. Young has been good enough to come and talk to the Council. Mayor Crewe stated that the County has already passed the transfer in the county. Mayor Crewe inquired if this answered Town Manager Sutherland's question. Town Manager Sutherland advised that he is unsure if it answered his question and inquired of Town Attorney Kaase if he has a copy of the 2007 ordinance. Town Attorney Kaase stated he did not have a copy of the ordinance. Town Manager Sutherland advised that it is in the Council notebook. Town Attorney Kaase advised that he does have a copy of the ordinance. Town Manager Sutherland noted he has been reviewing Article 11.2, and Mayor Crewe noted that Article 13 is the other one to consider. Mayor Crewe indicated that these are the sections that govern the transfer of the franchise, and it states it should not be transferred without the prior consent of the franchising authority, which shall not be unreasonably held or delayed. Town Manager Sutherland remarked that if he understands what the Council just stated, the resolution could be adopted and, subsequently, the Council is going to redraft the ordinance and put the name Shentel Cable Company in the ordinance. Town Attorney Kaase stated that is correct. Mr. Young noted that is correct. Mayor Crewe inquired if there are any other questions, comments, or discussions. Mayor Crewe inquired if Mr. Young has any further comments. Mr. Young stated that Shentel looks forward to serving the Town of Wytheville and to give the citizens the best system that is in existence that they can get. He noted it will be a state of the art system. Vice-Mayor King noted that everyone could get excited about that. Mr. Young advised that they are currently finishing everything in the Town of Covington, and they just cut in everything new, and the people are really excited. He noted it is the same thing in Summersville, West Virginia, western West Virginia, Petersburg, West Virginia, and Franklin, West Virginia, and then some smaller places. Vice-Mayor King noted that when the cable goes out, the citizens have to call an 800 number. She inquired if this is the way it is still going to be. Mr. Young answered that the 800 number that a person will call will be their service center, and they operate 24/7, and it will be Shentel people answering the phone. He advised it will not be any after hours that would go some other place, and the calls will come directly to Shentel and they take care of it. Mr. Young remarked that they also do the dispatching. Mayor Crewe inquired if there are any further comments. There being none from the Council, he asked if any member of the audience has a comment or a question at this time. There being none, he noted he will declare this discussion session closed. Mayor Crewe indicated that the Council will consider the resolution later on the agenda. Mr. Young indicated that he will wait to hear the decision of the Council. Mayor Crewe pointed out that he did not think it would be much longer. He thanked Mr. Young for his comments.

Mayor Crewe stated that Ms. Susan Losey and Ms. Jean Groseclose were next on the list to address the Council. Ms. Susan Losey was recognized and stated she is from Brain Injury Services of Southwest Virginia. She advised that their organization started in the year 2000 with some people that the Council may know, who are Greg and Fran Rooker. Ms. Losey explained that their son was 11 years old when he suffered an acquired brain injury and, subsequently, died of that injury. She noted that they work with victims of traumatic brain injury and acquired brain injury. Ms. Losey indicated that anyone at this meeting could have family members who have suffered this, and it could be from a stroke to a major automobile accident. Ms. Losey stated that they work with people and provide services in Wytheville since 2006. She remarked that they are based in Roanoke, but they have their own office right off Monroe Street, and they are really optimistic about money. Ms. Losey stated they know times are hard, but they are asking for even \$50 just so they can put on their grants to state that the Town of Wytheville supports them in their endeavors, and this would help them. She advised that the Wythe County Board of Supervisors stated they would not take any new requests, but they gave them \$150 and this means so much because they can put this in grants to show local support. Ms. Losey explained that they have a case manager who helps people. She noted that families are let out of the hospital with someone who is another person. Ms. Losey continued that they call it a

traumatic brain injury, but it is really the death of one person, and the birth of a new person. She remarked that memories and things are gone, personalities change, and it is very traumatic. She advised that these people are let out of the hospital and do not know what to do. Ms. Losey indicated that they get desperate phone calls on a regular basis. She stated that in Wythe County, they have a year long waiting list right now of people who need their services, but they cannot accommodate them, and they are trying to work through this in a certain amount of time. Ms. Losey indicated that they have a case manager who helps direct people to services, and her job is through a C & I grant, which Brain Injury Services also was helped to get started by that, but it is a grant that helps her be a community service support person. She advised that she goes out and sees people every week, and they work on very active things to do in the community. Ms. Losey indicated that one of her clients in the last week has gotten a job. She noted that another client is going to have a job, and last year, he rolled into the IDC in a wheelchair wanting a job and could not use anything but one hand, and now he is walking, and he is going to have a job. She stated it really helps people come back into the community to be a part. Ms. Losey indicated it is like a silent epidemic. She stated if a person is like they are right now and they are in a terrible car accident or have a stroke or something, this person is different and the person knows it. She advised that, suddenly, people just want to stay in their house, and they do not want to go out, and it is very difficult. Ms. Losey noted that this is why she brought with her one of their star people. She introduced Ms. Jean Groseclose, and noted she is a veteran of this service, and she is working once a week as a nurse, but she has suffered from juvenile diabetes since she was a child. Ms. Losey explained that they did not diagnose Ms. Groseclose until she was 21, and because of the comas that she has endured, she has an acquired brain injury, which means her brain was damaged on the cellular level. She noted that Ms. Groseclose is just going to give a few words at this meeting. Ms. Losey remarked that Ms. Groseclose is one of her favorite people because she wants so much to get better and to do her best.

Ms. Jean Groseclose stated that the Brain Injury Services has been helping her for about two and one-half years. She remarked that they are helping her because she has brain injuries from a diabetic coma. Ms. Groseclose explained that her son came home and she was in a coma, and found her dead, and they brought her back to life. She indicated that she had rotten teeth in the front, and they helped her get dentures so she would not have the rotten teeth anymore. Ms. Groseclose remarked that they helped her buy glucose strips because they cost so much money that she cannot buy them because she lives on \$854 a month, and one day of work. She stated that Brain Injury Services comes to see her, and Pam, a Brain Injury Services worker, usually comes to see her every three months, and she is coming now once a week. Ms. Groseclose indicated that they have computers at work and because of the brain injury, she cannot do this now. She advised that the people at work get mad at her because she cannot operate the computers. Ms. Groseclose remarked that she tries but she cannot do it. She noted that Pam is helping her with that. She noted that Pam stated when she comes on Wednesday, she is going to help her with the computer. Ms. Groseclose advised that she does not have any memory at all anymore. Mayor Crewe sympathized and noted that computers scare a lot of people, and a lot of people have problems with them. Ms. Groseclose indicated that it has been bad since everything happened. She stated she is not the same like she used to be, and she wished she could be, but she will never be ever again. Ms. Groseclose reiterated that Brain Injury Services has helped her a lot. She stated if she did not have the glucose strips she could not check her blood sugar, and she has dentures now, and she is not afraid to smile anymore. Ms. Groseclose indicated that she can smile now, and she has top dentures. She noted that she can smile now, and this makes her feel better about herself because when she could not smile for having rotten teeth, she did not want to smile at all. Mayor Crewe advised Ms. Groseclose that she does very well speaking. He pointed out that he has some idea of how hard it is to speak to a lot of people, and noted that Ms. Groseclose does very well. Ms. Losey indicated that this will show the Council a complexity of a brain injury. She stated that Ms. Groseclose can run her computer at home great, but she cannot run the computer at work. Ms. Groseclose indicated that she cannot run the computer at work, and they get mad at her because she cannot do it. She reiterated that she is not like she used to be, and she never will be again ever. Ms. Losey advised that Ms. Groseclose is a beautiful person now, and this is what they celebrate, and they are going to be using computer programs to help her with these difficulties. Ms. Groseclose summarized that she is not the same. Mayor Crewe thanked Ms. Losey and Ms. Groseclose for attending the meeting. Ms. Losey advised that Brain Injury Services wanted the Council to meet Ms. Groseclose. She pointed out that they are a nonprofit organization, so any help they can get would be appreciated. Ms. Losey stated she knows times are bad, but they wanted to come and ask the Council. She thanked the Council for their time. Ms. Groseclose thanked the Council for allowing her to speak. Mayor Crewe inquired if any member of the Council has any questions or comments. Vice-Mayor King stated she works at the hospital on Wednesdays from 9:00 a.m. to 1:00 p.m. She noted it has been several months ago, but this gentleman from Hillsville had been at the hospital, and they had referred him to the Brain Injury Services office. Vice-Mayor King explained that she was getting ready to leave

work, so she told them to follow her and she would take them over there. She stated that there was no one at the Brain Injury Services office, and there is nothing on the door to tell people that they are not available. Ms. Losey noted that they are not an emergency operation because they are out in the community so much. She advised that she is scheduled for appointments every day, and the case manager can be out. Ms. Losey remarked that they have the same area as Mount Rogers, so they have five counties. She indicated that there is someone from Hillsville that they have just received information on. Vice-Mayor King advised that it was a man. Ms. Losey stated that is correct, and inquired if this gentleman's wife died. Vice-Mayor King stated she did not know if his wife died, and advised that she did not know the family, and she just met them at the hospital. Ms. Losey noted that she thinks they probably have this, but as she has stated, they have such a long waiting list. She stated they are also working with Mount Rogers now for Wounded Warriors because so many of the veterans are coming back and they are having brain injuries where it looks like they are fine, and they are having the IED blast, and their brain has twisted on the brain stem and then twisted back, and they think they are fine, and they come home and have a different personality. She advised that the veterans cannot do what they used to do, and it is very devastating to the families. Ms. Losey indicated that some of the veterans are being sent back to the military to serve. She advised that there is a Wounded Warriors program with Mount Rogers, and these individuals go to the top of the list immediately on their waiting list. Ms. Losey explained that if someone is in desperate need, they go to the top of the list, so if the man from Hillsville is in desperate need, he would go to the top of the list. Vice-Mayor King advised that her suggestion would be that maybe Brain Injury Services needs to put something on the door to state that no one is in the office and people need to go to Mount Rogers. Ms. Losey indicated that she did not know that everyone with a brain injury would need to go to Mount Rogers, but if a person has her card, there is a telephone number for them and they have an answering machine, and they answer all of those phone calls that are put on there. She remarked that she had her card there. Vice-Mayor King indicated that she is trying to recall, but she thinks they called the telephone number that day from the hospital, and she does not think anyone ever answered and the answering machine did not pick up. She inquired if Town Manager Sutherland remembers her telling him about that. Town Manager Sutherland stated he remembers this. Ms. Losey advised that she is sorry about that, and noted that they are short-handed. She indicated that she knows there is someone from Hillsville who they have just started working with that just went through their board, and it has to through Roanoke from Hillsville. Ms. Losey noted that she is just stating it is very complicated, and they do have a list. She explained that some people were put on the list last June, and they are just now coming up for services because there are so many people and so few funds. Vice-Mayor King commented that she ended up taking this person to Mount Rogers so, hopefully, they helped him there. Ms. Losey stated that is good and remarked that they just want to help people as much as they can. She noted that they are working very hard to try to do this. Ms. Losey inquired if there are any further questions. Mayor Crewe thanked her for attending the meeting. Councilman Lambert inquired if there is any federal funding for the Wounded Warriors Program. Ms. Losey stated that is correct, and it is through Mount Rogers. She noted that, in fact, they are going to get money per month, and she thinks it is \$250 per wounded warrior, for seeing them a month. She indicated that most of their services are free, but her services are not free. Ms. Losey explained that hers comes from the Department of Rehabilitation, and she is working on a grant. She advised that if people are able to pay, they have to pay after their first 20 hours that she works with them, and she can work with someone from one to four hours per week. Ms. Losey remarked that most of their people are unable to pay, so they do not have to pay. She stated that they are working with Mount Rogers, but it is kind of a funny thing because a lot of the veterans do not want to admit they have a problem, and not too many are coming forward. Ms. Losey advised that they currently have three that have been identified. Councilman Lambert commented that this is understandable and regrettable. Ms. Losey stated that it is very understandable, but it is going to be a major problem when all of them come back from serving, so they need to be ready, and they are hoping to be ready. She apologized to Vice-Mayor King that she had the problem with no one at their office or answering the telephone.

Mayor Crewe inquired if there are others who wished to address the Town Council during Citizens' Period about anything that is not otherwise on the agenda. There being none, he proceeded with the agenda.

RE: OLD BUSINESS

Under Old Business, Town Manager Sutherland reported the following:

1. Both Council Committees will meet this week at their regular day and time. Because next week is a fifth week, neither Committee will meet next week.
2. The Town will observe the Memorial Day holiday next Monday, May 31.

Vice-Mayor King indicated that she thinks she has a problem with meeting this Thursday morning. Mayor Crewe stated that Vice-Mayor King has to be in the park. Vice-Mayor King explained that she has to be at Spiller School at 6:00 a.m. Mayor Crewe stated that Vice-Mayor King will be there from 6:00 a.m. until about 9:30 a.m. Town Manager Sutherland stated that they can discuss the meeting schedule. Vice-Mayor King noted that is correct. Mayor Crewe remarked that he will have the same problem on Thursday morning. Vice-Mayor King stated that is correct. Mayor Crewe advised that Run For The Wall will be in town on Wednesday night and Thursday morning.

RE: BUDGET AND FINANCE COMMITTEE REPORT

Councilman Jones, reporting for the Budget and Finance Committee, reported that later in the meeting, the Council will consider, on second reading, adoption of the budget for fiscal year 2010-2011. He noted that as required by law, a public hearing with regard to the budget was conducted earlier in the meeting. Councilman Jones explained that the budget is scheduled to be heard on third and final reading for adoption at the June 14 meeting of Council. He remarked that the total budgeted amount under consideration for second reading continues to be \$16,332,905.00. Councilman Jones stated that several line items within the budget have been revised to more accurately reflect departmental appropriations. He stated that as noted, however, the total budgeted amount remains the same. Councilman Jones noted that the Committee would again note that the budget does not include any real estate or personal property tax increases, nor does it include any other increases in taxes or fees. He advised that when the Budget Ordinance is considered later in the meeting, it would be the recommendation of the Budget and Finance Committee that it be adopted on second but not final reading.

Councilman Jones also reported that the Town's fiscal year 2009-2010 will end on June 30, 2010. He stated that as such, it is necessary for the Treasurer to close the books for the fiscal year. Councilman Jones advised that to accommodate the year-end closing procedures, the Committee would recommend that the Treasurer provide the Council with a listing of all transfers to be made within the current year's budget. He stated that these transfers should not change the total budgeted amount for the current fiscal year on the general fund side but will on the water and sewer side of the budget. Councilman Jones advised that since the water and sewer fund revisions will change the budget's total, it is necessary that the Council conduct a public hearing. He stated the Committee would recommend that the public hearing be scheduled for the June 28, 2010, meeting. Councilman Jones advised that additionally, the Committee would request the Treasurer to prepare a report such that an action could be taken by the Council at their June 28 meeting. Mayor Crewe inquired if anyone on Council has any problems with having the public hearing for the revisions to the present budget at the June 28 meeting, and have the Treasurer prepare a report showing which items need to be transferred. Mayor Crewe advised that since there is no objection, the Council, by consensus, will adopt this schedule, and the Council will do all of this at the June 28 meeting. A copy of the Budget and Finance Committee report is attached and made part of these minutes. [C:\ra&@ ^} dE](#)

RE: PUBLIC WORKS COMMITTEE REPORT

Councilman Weisiger, reporting for the Public Works Committee, reported that the Commonwealth Transportation Board will conduct a public hearing on Thursday, June 3, 2010, at New River Community College beginning at 6:00 p.m. to receive comments for projects that should be included in the Fiscal Year 2011-2016 Six-Year Improvement Program. He advised that the Town annually provides input to the Department of Transportation on those projects that the Council feels are key transportation issues for Wytheville. Councilman Weisiger commented that again this year, the Council would emphasize that the Town has as a priority the completion of Community Boulevard that would link Peppers Ferry Road and Lithia Road. He noted that as the Council is aware, this is the section of roadway that runs in front of the new Community Center and would also provide a much needed entrance to Wytheville Community College. Councilman Weisiger remarked that also, the Town has noted, as a priority, the improvements on Peppers Ferry Road from a point where it intersects Interstate 77 eastwardly to the corporate limit. He stated this is a highly traveled section of roadway and widening and realignment of this section of roadway would be beneficial to the large volumes of traffic going to Progress Park. Councilman Weisiger stated that through the years, and again this year, the Town will also identify a number of other transportation projects that would be beneficial to Wytheville. He stated that, unfortunately, there is not sufficient funding for the Department of Transportation to commence the Town's top priority projects. Councilman Weisiger advised that the Committee would note that the Town does think it is worthwhile to include in its remarks to the Commonwealth Transportation Board the Town's endorsement of the efforts by the Commonwealth Railroad Board to provide passenger service to Southwest Virginia. He noted that the Council would request that the Town Manager submit these projects to the Commonwealth Transportation Board for their consideration. Councilman Weisiger stated that

additionally, there is on file, in the Town Manager's Office, a copy of the input to be provided to the Department of Transportation that is available to anyone who would like to review it. Mayor Crewe inquired if anyone has any additions, deletions, or changes to the list of projects that the Town is going to submit to VDOT. He inquired if anyone has any objections to this. Mayor Crewe advised that by consensus, the Council will ask the Town Manager to submit that list to the Commonwealth Transportation Board. Mayor Crewe advised Town Manager Sutherland that the Council will ask him to submit this listing.

Councilman Weisiger also reported that the Committee had reported, previously, that the Town has received loan and grant funds from Rural Development to install a new 20-inch water line that is the final connection between the Town and the New River Regional Water Authority. He stated that a large segment of this line will be installed in Main Street. Councilman Weisiger remarked that the Council has considered that while this construction is occurring, this may be an opportune time to perform certain other street improvements. He advised that their Committee is considering preliminary designs of certain street enhancements and improvements from a point on Main Street at 6th Street eastwardly to its intersection with Interstate 81. Councilman Weisiger commented that in the downtown area, there are certain electrical conduits that are needed to serve the street lighting. He noted that a number of the electrical circuits in the downtown area have failed, and the inclusion of new conduits in this area would enhance the Town's ability to improve the lighting in the downtown area. Councilman Weisiger stated that from a point near 11th Street eastwardly to Withers Road, the Town is considering certain lane changes and landscaping improvements in the existing center lane. He advised that all of these design concepts are very preliminary in nature at this point, but, hopefully, the Committee can have a more refined design schematic in the very near future. Councilman Weisiger stated that assuming that the Town can, in fact, develop a plan that would enhance this section of Main Street, the Committee would suggest that the Council pursue other Rural Development loan and grant funding. He advised that there is yet available certain stimulus money for which an application could be made. Councilman Weisiger noted that, hopefully, the Committee will have additional information on this proposed project in the very near future. A copy of the Public Works Committee report is attached and made part of these minutes. [Crewe@ ^} dE](#)

RE: ORDINANCE NO. 1249 – BUDGET ORDINANCE

Mayor Crewe presented Ordinance No. 1249, the Budget Ordinance for fiscal year 2010-11, on second reading. A motion was made by Councilman Jones and seconded by Vice-Mayor King to approve Ordinance No. 1249, the Budget Ordinance for fiscal year 2010-11, on second, but not final, reading. Mayor Crewe inquired if there is any discussion on the motion to approve the Budget Ordinance on second reading. 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. 1249 was adopted on second, but not final, reading. Councilman Jones advised that he voted yea on the budget, but indicated that he has some comments. Mayor Crewe advised that he did not mean to cut off Councilman Jones. Councilman Jones noted that is fine. He stated that although he voted yes on the 2010-2011 budget as presented, he does have a few concerns. Councilman Jones advised that the Town's location at the intersection of two major interstates has blessed the Town with a nice flow of meals, lodging, and sales tax, but with the economy as it has been, the Town has seen the tightening of revenues of all types to include State funds, but the Town's expenses continue to climb. He remarked that overall, the Town's operations are well managed, providing the essential services to the citizens. Councilman Jones stated that last year, during the budget readings, this is what the Council said, and advised that this was from the May 26, 2009, meeting, and noted that he is just reading part of it. "Over the years, services provided by the Town continue to grow. All of the services that are provided are appreciated by our citizens, but the cost of providing these services continues to escalate. The Town of Wytheville, like other governments, is seeing certain declines in revenues, and it is likely that appropriations from the State will continue to decline. We have looked at any number of programs that the Town is currently offering, and we think that during the coming year, we have to take certain actions to ensure that the value of revenues and appropriations equal. During this fiscal year, we think it is important to take steps that will reduce our expenditures. We will be evaluating user fees for such programs as brush pickup and curb side trash collection. We will also evaluate the times and frequencies of these programs and others as offered. We plan to evaluate reduction or elimination of various

nonessential services in all departments to include the Recreation Department and the Department of Museums. During the year, we also plan to evaluate our employee expenses. We plan to evaluate the reduction or elimination of employees by attrition whether it is by resignation or retirement. Finally, we have included in the current year's budget, the use of certain reserve funds. We think to the fullest extent possible the reserve funds should not be used for normal operational expenses." Councilman Jones stated that this is where the Council did not do a good job of controlling its costs. He advised that on the positive side, the Council eliminated the volunteer reception, combined with the County the Easter Egg hunt, and reduced the number of Town vehicles being taken home. Councilman Jones pointed out that the Council needs to review this regularly. He remarked that the cost of fuel and maintenance, although not huge, can add up over a year's time. Councilman Jones stated that if an employee lives outside the Town limits, taking a Town vehicle home is a big benefit. He advised that in speaking of vehicles, the Town has almost 100 licensed vehicles. Councilman Jones advised that the cost of insurance, maintenance, and operations can be a big expense. He commented that the use of Town vehicles is on display daily and creates perceptions by Town citizens, good or bad. Councilman Jones indicated that other areas mentioned in last year's memo, such as reducing trash pickup from five to three days, and remarked that he just put that in; reducing brush pickup from 12 months to a lesser schedule; and, reducing the number of days and hours that pools are open, or open and close the pools based on the closing and opening of schools are some of the things that the Council has discussed but has not done anything. Councilman Jones remarked that in the 2010-2011 budget, the Town is not using reserves in general operation areas, but they are having to use some reserves in the water and sewer side. He stated that eventually, the Council should be able to get the water and sewer side balanced without the use of reserves. Councilman Jones pointed out that reserves should only be used for capital outlay and true emergencies. Councilman Jones advised that the Town's reserves are \$15 million, but \$5 million of those reserves is for the meals and lodging tax increases designated for the Community Center debt collected before the center opened and before the Town started paying the debt on the center. He noted that in keeping with the Council's purpose of raising the meals/lodging tax, this reserve amount should be used to reduce the Community Center debt at some point. Councilman Jones remarked that finally, the largest expense is in personnel. He advised that the Council needs to carefully evaluate positions, particularly when vacated through retirement or resignation. He indicated that if the Council's decision is to refill, the Town should not do so until all the leave payments have been made, thereby eliminating double expenses. Councilman Jones remarked that as the Town provides services, certain areas need full time staff, but the use of part-time/contract personnel can help maintain services while decreasing expenses. He advised that travel by Town staff for education or convention purposes is another area that could produce savings, although not large, but the Town could follow the State and ban all out of state overnight travel except for extraordinary reasons. Councilman Jones summarized that in closing, Town operations are well managed, but the Council/management need to remember that leadership requires them to set the example, lead by their actions, and be able to say no. He advised that it is easy when saying yes, but the art of leadership is being able to say no. Councilman Jones indicated that he voted yes on the budget. Mayor Crewe thanked Councilman Jones for his cogent comments, and noted that the Council appreciates them, and advised that the Council will take it to heart he is sure. He reiterated that he did not mean to cut off the discussion by voting, and noted that he missed Councilman Jones wanting to make his remarks. Mayor Crewe indicated that the budget is approved on second, but not yet final, reading. He pointed out that final reading of the budget is scheduled for June 14, 2010.

RE: RESOLUTION – TELECABLE FRANCHISE

Mayor Crewe stated the next agenda item is to consider a resolution approving the transfer of the telecable franchise to Shentel Cable. He advised that this resolution would transfer the telecable franchise from JetBroadband to Shentel. Mayor Crewe inquired regarding the pleasure of the Council and if he hears any motion regarding this resolution. A motion was made by Vice-Mayor King to adopt the resolution approving the transfer of the telecable franchise to Shentel Cable with the amendments to come later. The motion was seconded by Councilman Jones. Mayor Crewe inquired if there is any discussion on the motion to approve the resolution transferring the franchise for telecable and to negotiate changes at a later date after the transfer is effective. 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. Mayor Crewe advised Mr. Young that the Council appreciates him attending the meeting and noted that the paperwork will follow this action.

RE: SUBDIVISION – DEERFIELD PHASE II

Mayor Crewe stated the next agenda item is to consider the recommendation of the Planning Commission regarding final approval for the request of HOPE, Incorporated for the subdivision known as Deerfield, Phase II, which is located off of Deerfield Lane, south of Route 11 in an R-1 Residential District. He advised that the Council has this before them with the recommendation from the Planning Commission that it be approved with six stipulations including that the subdivision be allowed with (1) final technical compliance with the Subdivision Ordinance and the erosion and sediment control and stormwater management ordinance; (2) waiver of curb and gutter be approved; (3) written commitment for the maintenance of the stormwater management system for Phase II be submitted to the Town; (4) a commitment for maintenance for the green space be formalized, and Mayor Crewe noted that he would guess that this means be in writing; (5) Approve the street names of London Lane and Nat Back Road; (6) 24-foot wide streets would be allowed. A motion was made by Councilman Jones and seconded by Councilman Lambert that the Council approve the recommendation of the Planning Commission regarding final approval for the request of HOPE, Incorporated for the subdivision known as Deerfield, Phase II, which is located off of Deerfield Lane, south of Route 11 in an R-1 Residential District with the following stipulations: (1) Final technical compliance with the Subdivision Ordinance and erosion and sediment control and stormwater management ordinances; (2) Approval is given for the waiver of curb and gutter; (3) A written commitment for the maintenance of the stormwater management system for Phase II of the subdivision shall be submitted to the Town; (4) A commitment for maintenance of the green space shall be formalized; (5) Approval is given to the street names, which include London Lane and Nat Back Road; (6) Approval is given to the 24-foot street widths. Mayor Crewe indicated that the motion is on the floor, and he is not cutting Mr. Kegley off, and the Council will be glad to hear from him if he wishes to address the Council. Mayor Crewe inquired if there is any discussion on the motion to approve the recommendation of the Planning Commission to approve this subdivision. Vice-Mayor King remarked that she just has one thing, and advised that she did not know if she would want to state she lived on Nat Back Road. Mayor Crewe advised that she would if she was a relative of Nat Back. Vice-Mayor King inquired if this is a person. Mayor Crewe stated that is correct, and the roads are named for two people who were involved in some of the earlier efforts and inquired of Mr. Kegley if that is correct. Mr. Kegley stated that is correct and explained that Mr. Nat Back was a resident of Wytheville and now lives in Roanoke and is 103 years old. Vice-Mayor King noted that she did not mean anything negative by her remarks. She remarked that she would not want someone to think it is like a gnat that flies around. Mayor Crewe remarked that he agreed. Town Manager Sutherland inquired regarding the maintenance of the proposed open space and inquired how Mr. Kegley proposes to do that, and remarked that he knows Mr. Kegley advised that he would submit a letter. Mr. Kegley answered that he was unclear about the formality of a letter, and inquired if it would be a letter addressed to the Council stating that HOPE will maintain the green space forever. Town Manager Sutherland stated that someone has to take care of the green space or it needs to be sold. Mr. Kegley advised that he understands and as he expressed to Town Manager Sutherland in an e-mail today, it is a legal lot size, and noted he thinks it is. Mayor Crewe inquired if Mr. Kegley is talking about the green space lot. Mr. Kegley stated that is correct and advised that they will be working with the current and the future residents who have asked for green space there to get their partnership on this. Mr. Kegley indicated that he will write the letter and give it to the Town Manager in the morning and bring it to him. Mayor Crewe inquired if there is any other discussion on the motion. Councilman Weisiger inquired if the original Deerfield is the subdivision that did the stormwater special design and inquired if Mr. Kegley is doing the same design. Mr. Kegley answered that he is doing a modified design. He explained that the first 18 lots have bio-retention on each lot and 15/18 has worked really well, but three have been a challenge. Mr. Kegley indicated that they have done work in the last month on three lots. He explained that Phase II will be a centralized or shared, larger bio-retention system so it will take the burden off the individual homeowner and put it in one space. Councilman Weisiger advised that he was wondering how this concept works. Mr. Kegley remarked that 15/18, they have been really happy, whatever that percentage is. Mayor Crewe stated that the three that have been problems are largely related to topography and soils and inquired if that is correct. Mr. Kegley answered that it has been soils and runoff from a dirt pile that was standing out there that was not managed as well as they should have managed it, and allowing clay to go from one site to another to clog up the bio-retention area. Mayor Crewe inquired if there are any other questions, discussions, or comments. 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: MEMORIAL DAY CEREMONY

Vice-Mayor King stated she would like to remind everyone of the Memorial Day service starting Sunday 1:00 p.m. in Withers Park. She noted that Dr. George Farrell will be the speaker, and he is really excited about it.

Councilman Weisiger remarked that he has heard that Dr. Farrell is really good, too. Vice-Mayor King stated that is correct, and he is thrilled. Mayor Crewe noted that Dr. Farrell is a nice man.

RE: RUN FOR THE WALL

Mayor Crewe stated he would remind everyone that Run For The Wall motorcycles will arrive at Withers Park sometime around 4:00 p.m. on Wednesday. He noted that they hope there will be a large crowd of people there and then, again, on Thursday morning when they have the program with Spiller School. Mayor Crewe advised they will probably be in the park by 6:30 a.m. Thursday morning, and they will leave about 9:30 a.m. or 10:00 a.m. Vice-Mayor King inquired if Mayor Crewe will be in the front of the motorcyclists this time. Mayor Crewe answered that he does not think so, and he thinks he will be toward the back. Vice-Mayor King stated she can never find Mayor Crewe when they are all coming into the park. Mayor Crewe advised that they had 500 motorcycles yesterday in Texas, and they do not know how many they will have when they arrive in Wytheville. Vice-Mayor King inquired as to how far the motorcyclists will get today and inquired if Mayor Crewe knew. Mayor Crewe answered that he would have to look and see, but he thinks they are in Meridian, Mississippi, today, and tomorrow they will go to Chattanooga, and Wednesday, they will go from Chattanooga to Wytheville. Vice-Mayor King inquired if Mayor Crewe is meeting them in Chattanooga. Mayor Crewe stated that is what he is hoping to do. He noted that Thursday, they go from Wytheville to Roanoke, and spend the night there, and they will go from here to Bedford to the D-Day Memorial, and back to Roanoke, and then Friday morning, they go straight from Roanoke to Washington, DC, and they will make it to Washington, DC, early afternoon on Friday. Mayor Crewe explained that this where the two routes come back together, the southern route and the central route, and combine again and go into Washington, DC.

RE: ADJOURNMENT

There being no further business to be discussed, a motion was duly made, seconded, and carried to adjourn the meeting (7:48 p.m.).

Trenton G. Crewe, Jr., Mayor

Sharon G. Corvin, Chief Deputy Clerk

BUDGET AND FINANCE COMMITTEE REPORT

MAY 24, 2010

1. Later this evening on the agenda, the Council will consider, on second reading, adoption of the budget for fiscal year 2010-2011. As required by law, a public hearing with regard to the budget was conducted earlier this evening. The budget is scheduled to be heard on third and final reading for adoption at the June 14 meeting of Council. The total budgeted amount under consideration for second reading continues to be \$16,332,905.00. Several line items within the budget have been revised to more accurately reflect departmental appropriations. As noted, however, the total budgeted amount remains the same. I would again note that the budget does not include any real estate or personal property tax increases, nor does it include any other increases in taxes or fees. When the Budget Ordinance is considered later this evening, it would be the recommendation of the Budget and Finance Committee that it be adopted on second but not final reading.
2. The Town's fiscal year 2009-2010 will end on June 30, 2010. As such, it is necessary for the Treasurer to close the books for the fiscal year. To accommodate the year-end closing procedures, our Committee would recommend that the Treasurer provide the Council with a listing of all transfers to be made within the current year's budget. These transfers should not change the total budgeted amount for the current fiscal year on the general fund side but will on the water and sewer side of the budget. Since the water and sewer fund revisions will change the budget's total, it is necessary that we conduct a public

hearing. We would recommend that the public hearing be scheduled for June 28, 2010. Additionally, we would request the Treasurer to prepare a report such that an action could be taken by the Council at our June 28 meeting.

Jacqueline K. King

John W. Jones, Jr.

PUBLIC WORKS COMMITTEE REPORT

MAY 24, 2010

1. The Commonwealth Transportation Board will conduct a public hearing on Thursday, June 3, 2010, at New River Community College beginning at 6:00 p.m. to receive comments for projects that should be included in the Fiscal Year 2011-2016 Six-Year Improvement Program. The Town annually provides input to the Department of Transportation on those projects that we feel are key transportation issues for Wytheville. Again this year, we want to emphasize that we have as a priority the completion of Community Boulevard that would link Peppers Ferry Road and Lithia Road. As the Council is aware, this is the section of roadway that runs in front of our new Community Center and would also provide a much needed entrance to Wytheville Community College. Also, we have noted, as a priority, improvements on Peppers Ferry Road from a point where it intersects Interstate 77 eastwardly to the corporate limit. This is a highly traveled section of roadway and widening and realignment of this section of roadway would be beneficial to the large volumes of traffic going to Progress Park. Through the years, and again this year, we will also identify a number of other transportation projects that would be beneficial to Wytheville. Unfortunately, there is not sufficient funding for the Department of Transportation to commence our top priority projects. We would note that we do think it is worthwhile to include in our remarks to the Commonwealth Transportation Board our endorsement of the efforts by the Commonwealth Railroad Board to provide passenger service to Southwest Virginia.

We would request that the Town Manager submit these projects to the Commonwealth Transportation Board for their consideration. Additionally, there is on file, in the Town Manager's office, a copy of the input to be provided to the Department of Transportation that is available to anyone who would like to review it.

2. We had reported, previously, that the Town had received loan and grant funds from Rural Development to install a new 20-inch water line that is the final connection between the Town and the New River Regional Water Authority. A large segment of this line will be installed in Main Street. We have considered that while this construction is occurring, this may be an opportune time to perform certain other street improvements. Our Committee is considering preliminary designs of certain street enhancements and improvements from a point on Main Street at 6th Street eastwardly to its intersection with Interstate 81. In the downtown area, there are certain electrical conduits that are needed to serve the street lighting. A number of the electrical circuits in the downtown area have failed, and the inclusion of new conduits in this area would enhance our ability to improve the lighting in the downtown area. From a point near 11th Street eastwardly to Withers Road, we are considering certain lane changes and landscaping improvements in the existing center lane. All of these design concepts are very preliminary in nature at this point, but, hopefully, we can have a more refined design schematic in the very near future. Assuming that we can, in fact, develop a plan that would enhance this section of Main Street, we would suggest that we pursue other Rural Development loan and grant funding. There is yet available certain stimulus money for which an application could be made. Hopefully, we will have additional information on this proposed project in the very near future.

William B. Weisiger

H. Judson Lambert

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