

**MINUTES OF THE REGULAR MEETING OF THE WYTHEVILLE TOWN COUNCIL
HELD IN THE COUNCIL CHAMBERS ON MONDAY, FEBRUARY 26, 2018, AT 7:00 P.M.**

Members present: Trenton G. Crewe, Jr., Joseph E. Hand, Jr., Beth A. Taylor

Members absent: Jacqueline K. King, Thomas F. Hundley

Others present: Town Manager C. Wayne Sutherland, Jr., Assistant Town Manager Stephen A. Moore, Town Clerk Sharon G. Corvin, Town Attorney Christopher R. Menerick, Danny Gordon, Marie B. Bishop, Cathy D. Pattison, Jerry Langendorfer, David Akers, Mark Bloomfield, Tim Reeves, Debbie Reeves, Rhonda Sechrest, Millicent Rothrock with *The Wytheville Enterprise*, Police Officer Chastity Russell

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 Mayor Crewe.

RE: CONSENT AGENDA

Mayor Crewe presented the consent agenda consisting of the minutes of the joint public hearing of February 8, 2018, and the regular meeting of February 12, 2018; the request of the Wythe Arts Council, Ltd. for issuance of a raffle permit for 2018; the request of the Rural Retreat High School After Prom Committee for a Special Exception Facility Use Permit to conduct their After Prom activities at the Wytheville Recreation Center on April 7 and 8, 2018; the request of the Bland County High School After Prom Committee for a Special Exception Facility Use Permit to conduct their After Prom activities at the Wytheville Recreation Center on April 21 and 22, 2018; the request of the Fort Chiswell High School After Prom Committee for a Special Exception Facility Use Permit to conduct their After Prom activities at the Wytheville Recreation Center on May 5 and 6, 2018; the request of District Three Governmental Cooperative for waiver of fees for use of Withers Park on Thursday, June 14, 2018, for their Senior Day activities; and, the request of the Relay for Life of Wythe County - American Cancer Society for waiver of fees for use of Withers Park on June 7-9, 2018, for the Relay for Life event. He inquired of the Council if there was a motion to approve the consent agenda as presented or to somehow be amended. A motion was made by Councilwoman Taylor and seconded by Councilman Hand to approve the consent agenda consisting of the minutes of the joint public hearing of February 8, 2018, and the regular meeting of February 12, 2018; the request of the Wythe Arts Council, Ltd. for issuance of a raffle permit for 2018; the request of the Rural Retreat High School After Prom Committee for a Special Exception Facility Use Permit to conduct their After Prom activities at the Wytheville Recreation Center on April 7 and 8, 2018; the request of the Bland County High School After Prom Committee for a Special Exception Facility Use Permit to conduct their After Prom activities at the Wytheville Recreation Center on April 21 and 22, 2018; the request of the Fort Chiswell High School After Prom Committee for a Special Exception Facility Use Permit to conduct their After Prom activities at the Wytheville Recreation Center on May 5 and 6, 2018; the request of District Three Governmental Cooperative for waiver of fees for use of Withers Park on Thursday, June 14, 2018, for their Senior Day activities; and, the request of the Relay for Life of Wythe County - American Cancer Society for waiver of fees for use of Withers Park on June 7-9, 2018, for the Relay for Life event, as presented. Mayor Crewe inquired if there was any discussion on the motion to approve the consent agenda. There being none, the motion was approved with the following voting in favor and there being no opposition: For: Trenton G. Crewe, Jr., Joseph E. Hand, Jr., Beth A. Taylor. Against: None.

RE: CITIZENS' PERIOD

Mayor Crewe advised that the next agenda item is Citizens' Period. He noted that no one stated on the sign in sheet that they wished to address the Council during Citizens' Period. He thanked everyone for attending the meeting. Mayor Crewe advised that there being no one to address the Council, he would proceed with the agenda.

RE: OLD BUSINESS

Under Old Business, Town Manager Sutherland reported the following:

1. The Council Work Session will be held on Tuesday, February 27, 2018, at 7:00 a.m., in the Council Conference Room.

2. The Rural King Ribbon Cutting will be held on Thursday, March 1, 2018, at 9:00 a.m. He noted that all Council members are invited to attend.
3. The Wytheville Planning Commission will meet on Thursday, March 8, 2018, in the Council Chambers. A Work Session is scheduled for 5:30 p.m., and the regularly scheduled meeting will begin at 6:00 p.m.
4. He noted that today, February 26, 2018, is Vice-Mayor King's birthday, and yesterday, February 25, 2018, was Councilwoman Taylor's birthday. He wished them both a Happy Birthday.

RE: BUDGET AND FINANCE COMMITTEE REPORT

Councilwoman Taylor, reporting for the Budget and Finance Committee, stated that later in the meeting, the Council will consider an ordinance that removes the prohibition of any employee from storing a lawfully possessed firearm and ammunition in their locked, private vehicle. She noted that under the Town's Personnel Policy, it currently prohibits the possession of a firearm at any location on Town property by an employee. Councilwoman Taylor explained that this matter was reviewed, and Town staff found that State law provides that employees can possess lawful firearms and ammunitions in their private vehicles. She remarked that in no way is the Council attempting to expand the possession of weapons, but the Town is merely complying with State law. Councilwoman Taylor advised that when this ordinance is considered later in the meeting, it would be the recommendation of the Budget and Finance Committee that it be adopted on first reading.

Councilwoman Taylor, also, reported that for almost a year now, the Council has been working on initiatives that will promote healthy eating and active living throughout its community. She explained that a variety of programs have been implemented or are in the process of being created. Councilwoman Taylor stated that the newest initiative that is under consideration is the proposal that a piece of fruit be provided daily to each child who comes to McWane Pool during the 2018 season. She noted that Town Recreation staff advises that there are normally 40 to 50 children at the pool each day except on certain days during the week when the Kidventure children are also at the pool. Councilwoman Taylor expressed that on those days, the population of the children at the pool is approximately 100. She commented that to provide a piece of fruit to each child for the entire summer season, it will take approximately 5,700 pieces of fruit. Councilwoman Taylor remarked that the Council is estimating that some children may not eat the fruit or attendance may vary, so probably 4,000 pieces of fruit would suffice. She explained that the Council believes the fruits that would be popular include apples and bananas. Councilwoman Taylor explained that the Town of Wytheville Recreation staff will monitor the fruit inventory and replenish the supplies to accomplish the goal of this program. She commented that the Recreation staff could implement a system so there is a way to track how much fruit is provided daily so the Council can gauge the success of the program. Councilwoman Taylor advised that the Budget and Finance Committee would move to authorize the Recreation staff to proceed with the implementation of this program and appropriate \$1,100 from the HEAL budget for this program. A motion was made by the Budget and Finance Committee, which does not require a second, to authorize the Recreation Department staff to proceed with the implementation of the HEAL Fruit Program at McWane Pool and appropriate \$1,100 from the HEAL budget for this program. Mayor Crewe inquired if there was any discussion on the motion to proceed with the HEAL Fruit Program and appropriate the funds for the HEAL program. There being none, the motion was approved with the following voting in favor and there being no opposition: For: Trenton G. Crewe, Jr., Joseph E. Hand, Jr., Beth A. Taylor. Against: None. A copy of the Budget and Finance Committee report is attached and made part of these minutes.

RE: PUBLIC WORKS COMMITTEE REPORT

Councilwoman Taylor, reporting for the Public Works Committee, stated that the Public Works Committee wanted to take this opportunity to make everyone aware of the upcoming community shredding event. She noted that the Town has provided this service on seven previous occasions. Councilwoman Taylor explained that the eighth shredding event will be held on Saturday, May 19, 2018, between the hours of 10:00 a.m. and 2:00 p.m. She remarked that the document destruction services will be provided by Southwest Shredding. Councilwoman Taylor stated that due to the volume of documents that was received previously, the Town will, again, impose the standard that no one can bring anything in excess of what would be held by a 55 gallon container. She noted that the event is limited to town residents only, and businesses are not allowed to participate. Councilwoman Taylor advised that the event will be held at 150 East Monroe Street in the parking lot of the Town Municipal Offices.

Councilwoman Taylor, also, reported that over a year ago, the Town made application to the Virginia Department of Transportation, under the Transportation Alternatives Program, to obtain design and construction funding for the Wytheville Heritage Walk Phase III Project. She stated that the Town has just received notification from the Virginia Department of Transportation that the Commonwealth Transportation Board awarded \$261,350.00 in federal funds to be used on this project. Councilwoman Taylor explained that the Phase III Project will consist of providing a walkway from Monroe Street northward on Tazewell Street to the Visitor's Center. She remarked that this will be an extension of the other walkways that have already been created in the downtown area. Councilwoman Taylor commented that it will also be beneficial because Spiller School children routinely walk along Tazewell Street to go to the Visitor's Center or to programs at the Homestead. She stated that the Council is pleased that the Town has received this initial funding, which can be used for the preliminary design. She noted that the Town will seek additional funding under the Transportation Alternatives Program in the upcoming year in order that the Town has sufficient funds to construct the project. Councilwoman Taylor advised that there is no action required of the Council at this time, but the Public Works Committee did want everyone to be aware that the Town had received this initial round of funding for the Heritage Walk Phase III Project. A copy of the Public Works Committee report is attached and made part of these minutes.

RE: APPOINTMENTS – WYTHEVILLE PLANNING COMMISSION

Mayor Crewe advised that the next agenda item is to consider appointments or reappointments to the Wytheville Planning Commission to fill the expiring terms of Mr. Kevin L. Varney and Mr. Kenny W. Ervin (terms expire March 2, 2018). Mayor Crewe inquired if there is a motion concerning the appointments or reappointments to the Wytheville Planning Commission. A motion was made by Councilman Hand and seconded by Councilwoman Taylor to reappoint Mr. Kevin L. Varney and Mr. Kenny W. Ervin to the Wytheville Planning Commission for four year terms, which expire March 2, 2022. Mayor Crewe inquired if there was any discussion on the motion to reappoint Mr. Varney and Mr. Ervin as members to the Wytheville Planning Commission. There being none, the motion was approved with the following voting in favor and there being no opposition: For: Trenton G. Crewe, Jr., Joseph E. Hand, Jr., Beth A. Taylor. Against: None.

RE: ORDINANCE NO. 1335

Mayor Crewe presented Ordinance No. 1335, an ordinance amending and reenacting Ordinance No. 652, generally known as the Subdivision Ordinance, Section 5, General Regulations, Subsection Streets, Subsection 5-18, Alignment and Layout and to add Subsection 5-21A, Sidewalks, on second reading. Mayor Crewe inquired if there is a motion concerning Ordinance No. 1335. A motion was made by Councilman Hand and seconded by Councilwoman Taylor to suspend the rules and adopt Ordinance No. 1335, an ordinance amending and reenacting Ordinance No. 652, generally known as the Subdivision Ordinance, Section 5, General Regulations, Subsection Streets, Subsection 5-18, Alignment and Layout and to add Subsection 5-21A, Sidewalks, on second and final reading. Mayor Crewe inquired if there was any discussion on the motion to adopt the ordinance on second and final reading. There being none, the motion was approved with the following voting in favor and there being no opposition:

FOR: Trenton G. Crewe, Jr., Joseph E. Hand, Jr., Beth A. Taylor

AGAINST: None

ABSTENTIONS: None

Ordinance No. 1335 was adopted on second and final reading. Mayor Crewe advised that the ordinance is effective immediately.

RE: ORDINANCE NO. 1336

Mayor Crewe presented Ordinance No. 1336, an ordinance amending and reenacting Ordinance No. 1028, generally known as Personnel Rules, Regulations and Policies, of the Town of Wytheville, Virginia, so as to amend Section 2. Employment, Subsection 2.3 Workplace Violence, Subsection C. Definitions, and Subsection D. Procedures – General; and, Section 8. Discipline, Subsection 8.3 Disciplinary Offenses, Subsection C. First Offense – Dismissal, on first reading. He explained the ordinance to the Council. Mayor Crewe inquired if there is a motion concerning Ordinance No. 1336. Councilwoman Taylor inquired of Mayor Crewe regarding the last sentence of the proposed ordinance. Mayor Crewe explained to Councilwoman Taylor that the language in the ordinance explains the verbiage she is inquiring

about. A discussion ensued regarding the ordinance. A motion was made by the Budget and Finance Committee, which does not require a second, to approve Ordinance No. 1336, an ordinance amending and reenacting Ordinance No. 1028, generally known as Personnel Rules, Regulations and Policies, of the Town of Wytheville, Virginia, so as to amend Section 2. Employment, Subsection 2.3 Workplace Violence, Subsection C. Definitions, and Subsection D. Procedures – General; and, Section 8. Discipline, Subsection 8.3 Disciplinary Offenses, Subsection C. First Offense – Dismissal, on first, but not final, reading. Mayor Crewe inquired if there was any discussion on the motion to adopt the ordinance on first, but not final, reading. There being none, the motion was approved with the following voting in favor and there being no opposition:

FOR: Trenton G. Crewe, Jr., Joseph E. Hand, Jr., Beth A. Taylor

AGAINST: None

ABSTENTIONS: None

Ordinance No. 1336 was approved on first, but not final, reading.

RE: RESOLUTION – ROBERT P. KAASE

Mayor Crewe advised the next agenda item is a resolution recognizing Robert P. Kaase for his service to the Town of Wytheville. A motion was made by Councilman Hand and seconded by Councilwoman Taylor to adopt a resolution recognizing the efforts of Mr. Robert P. Kaase as the former Town Attorney. Mayor Crewe stated that the resolution read as follows:

RESOLUTION

WHEREAS, Mr. Robert P. Kaase was appointed as Town Attorney for the Town of Wytheville, Virginia, on August 15, 1991; and,

WHEREAS, Mr. Kaase served for approximately 26 years in this capacity until April 24, 2017; and,

WHEREAS, Mr. Kaase was a member of the Local Government Attorneys of Virginia and kept abreast of the many changing State laws; and,

WHEREAS, Mr. Kaase worked extensively and diligently on legal issues for the Town, which included efforts such as property acquisitions, various code and policy revisions and contract preparations; and,

WHEREAS, Mr. Kaase served the Wytheville Town Council with his faithful and dedicated legal expertise that benefited all Town citizens; and,

WHEREAS, the Wytheville Town Council, through the adoption of this resolution, expresses its esteem, respect and appreciation.

NOW, THEREFORE, BE IT RESOLVED that the Town Council of the Town of Wytheville, Virginia, officially commends Mr. Robert P. Kaase for his outstanding and dedicated service to the Town.

BE IT FURTHER RESOLVED that the Town Council of the Town of Wytheville, Virginia, extends to Mr. Kaase its best wishes for future successes.

Mayor Crewe inquired if there was any other discussion on the motion to adopt the resolution recognizing Robert P. Kaase. There being none, the motion was approved with the following voting in favor and there being no opposition: For: Trenton G. Crewe, Jr., Joseph E. Hand, Jr., Beth A. Taylor. Against: None.

RE: ADJOURNMENT

There being no further business to be discussed, a motion was duly made, seconded and carried to adjourn the meeting (7:15 p.m.).

Trenton G. Crewe, Jr., Mayor

Sharon G. Corvin, CMC, Town Clerk

BUDGET AND FINANCE COMMITTEE REPORT

FEBRUARY 26, 2018

1. Later in the meeting, we will consider an ordinance that removes the prohibition of any employee from storing a lawfully possessed firearm and ammunition in their locked, private vehicle. Under the Town's Personnel Policy, it currently prohibits the possession of a firearm at any location on Town property by an employee. This matter was reviewed, and we found that State law provides that employees can possess lawful firearms and ammunitions in their private vehicles. In no way are we attempting to expand the possession of weapons, but we are merely complying with State law. When this ordinance is considered later in the meeting, it would be the recommendation of the Budget and Finance Committee that it be adopted on first reading.
2. For almost a year now, we have been working on initiatives that will promote healthy eating and active living throughout our community. A variety of programs have been implemented or are in the process of being created. The newest initiative that is under consideration is the proposal that a piece of fruit be provided daily to each child who comes to McWane Pool during the 2018 season. Town Recreation staff advises that there are normally 40 to 50 children at the pool each day except on certain days during the week when the Kidventure children are also at the pool. On those days, the population of the children at the pool is approximately 100. To provide a piece of fruit to each child for the entire summer season, it will take approximately 5,700 pieces of fruit. We

are estimating that some children may not eat the fruit or attendance may vary, so probably 4,000 pieces of fruit would suffice. We believe the fruits that would be popular include apples and bananas. Town of Wytheville Recreation staff will monitor the fruit inventory and replenish the supplies to accomplish the goal of this program. Recreation staff could implement a system so there is a way to track how much fruit is provided daily so the Council can gauge the success of the program. We would move to authorize the Recreation staff to proceed with the implementation of this program and appropriate \$1,100 from the HEAL budget for this program.

Jacqueline K. King

Beth A. Taylor

PUBLIC WORKS COMMITTEE REPORT

FEBRUARY 26, 2018

1. We wanted to take this opportunity to make everyone aware of the upcoming community shredding event. The Town has provided this service on seven previous occasions. The eighth shredding event will be held on Saturday, May 19, 2018, between the hours of 10:00 a.m. and 2:00 p.m. The document destruction services will be provided by Southwest Shredding. Due to the volume of documents that was received previously, we will, again, impose the standard that no one can bring anything in excess of what would be held by a 55 gallon container. The event is limited to town residents only, and businesses are not allowed to participate. The event will be held at 150 East Monroe Street in the parking lot of the Town Municipal Offices.
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are pleased that we have received this initial funding, which can be used for the preliminary design. We will seek additional funding under the Transportation Alternatives Program in the upcoming year in order that the Town has sufficient funds to construct the project. There is no action required of the Council at this time, but we did want everyone to be aware that we had received this initial round of funding for the Heritage Walk Phase III Project.

Thomas F. Hundley

Joseph E. Hand, Jr.