At the regular meeting of the Farmville Town Council held on Wednesday, October 9, 2019, at 7:00 p.m., in the Council Chamber of the Town Hall, located at 116 North Main Street, Farmville, Virginia, there present were Mayor David E. Whitus, presiding, and Council members G.C. Cole, D.L. Hunter, T.M. Pairet, D.E. Dwyer and A.D. Reid.

Staff present was Interim Town Manager, C. Scott Davis; Town Attorney, Gary Elder; Town Treasurer, Carol Anne Seal; Chief of Police, Andy Ellington; Director of Public Works, Robin Atkins; Administrative Assistant, Jackie Vaughan, and Clerk of Council, Lisa Hricko.

Mayor Whitus welcomed guests and announced that Reverend Michael Kendall, with the Farmville United Methodist, would provide the invocation followed by the Pledge of Allegiance led by Vice Mayor Reid.

The Town Clerk called the roll, noting Council members J.J. Davis and B.R. Vincent were absent.

PUBLIC COMMENT PERIOD

Mayor Whitus announced the public comment period.

Abby Souder, a senior at Longwood University and the Director of the Big Event, addressed Council informing them of the upcoming annual Big Event. Miss Souder stated that this year’s Big Event will be held on Saturday, March 28, 2020, from 11:00 a.m. until 2:00 p.m. She described the event as a day of community service where Longwood University students give back to residents of the Town of Farmville by providing their services to assist with various jobs, such as raking leaves, painting, washing windows, in-house cleaning, and much more. Miss Souder requested the Council forward her contact information to residents needing assistance.

Mayor Whitus announced the public hearings.

PUBLIC HEARING

The Town Clerk read the following public hearing notice:

The Farmville Town Council will hold a public hearing beginning at 7:00 p.m., on Wednesday, October 9, 2019, in the Council Chamber, located on the second floor of the Town Hall, 116 North Main Street, Farmville Virginia, to hear citizen comments on the following conditional use permit requests from:

Robert R. and Sherry P. Martin to renovate an existing single-family structure into a multiple-family dwelling consisting of three (3) dwelling units with each having no more than
three (3) bedrooms with an address of 504 High Street, parcel number 0023A04(01)20-013. This property is zoned Residential District R-3 and allows for multiple-family dwellings with a conditional use permit.

Robert R. and Sherry P. Martin to construct a multiple-family dwelling on an existing vacant lot consisting of three (3) dwelling units with each having no more than three (3) bedrooms, parcel number 0023A04(01)20-014. This property is zoned Residential District R-3 and allows for multiple-family dwellings with a conditional use permit.

Robert R. and Sherry P. Martin to renovate an existing single-family structure into a multiple-family dwelling consisting of three (3) dwelling units with each having no more than three (3) bedrooms with an address 510 High Street, parcel number 0023A04(01)20-015. This property is zoned Residential District R-3 and allows for multiple-family dwellings with a conditional use permit.

The Farmville Town Council will consider these requests following the public hearing. Any person(s) wishing to comment on the above matter should plan to attend this meeting. Questions and comments may be directed to the Interim Town Manager, Scott Davis, 116 North Main Street, PO Drawer 368, Farmville, Virginia, 23901 or by calling (434) 392-5686, between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday.

It is the intent of the Town to comply with the Americans with Disabilities Act. Should you need special accommodations, please contact the Clerk of Council, at (434)392-5686, prior to the meeting.

No one from the public wished to address Town Council.

Mr. Kevin O’Brien, with J. E. Jamerson Construction, addressed the Council speaking on the proposed Martin project. Mr. O’Brien described the proposed plans as to renovate two (2) of the existing dwelling into a multi-family dwelling consisting of three (3) units each and to construct a multi-family dwelling consisting of three (3) units on an existing vacant lot. He stated that the three (3) proposed buildings meet the parking requirements for zoning, and the buildings are designed and modified to keep the character of the existing neighborhood. Mr. O’Brien explained that the three (3) buildings will be connected by newly constructed parking lots. He stated there will be one (1) entrance to the parking lots on High Street and one (1) exit to the parking lots on Appomattox Street.

With no further questions or comments, the public hearing was closed.

PUBLIC HEARING

The Town Clerk read the following public hearing notice:
The Farmville Town Council will hold a public hearing on Wednesday, October 9, 2019, beginning at 7:00 p.m., in the Council Chamber located on the second floor of the Town Hall, 116 North Main Street, Farmville, Virginia, to receive comments on the following matter:

A Resolution for an amendment and appropriation to the FY 2019-2020 Town Budget. The total amount of the FY 2019-2020 budget is currently $28,808,077.61. The total amount of the proposed amendment is $674,586.09. The reason for the amendment is to carry over the contingency from the FY 2018-2019 to the FY 2019-2020 Town Budget. The proposed amended budget total would be $29,482,663.70

The Farmville Town Council may take action on the proposed budget amendment on October 9, 2019. A complete copy of the budget amendment Resolution may be obtained at Town Hall. Interested parties are encouraged to attend the meeting and express their views regarding this request. If you have questions or comments regarding this matter or require assistance to participate in the public hearing, please contact the Interim Town Manager at (434) 392-5686.

No one from the public wished to address the Council, and the public hearing was closed.

**PUBLIC COMMENT**

Mayor Whitus opened the floor for public comments.

Mr. Christopher Paige, with Bright Light Entertainment, addressed the Council concerning the Town’s noise ordinance. Mr. Paige stated he wanted to remind the Council that Farmville is a college town, and entertainment is big business. He noted that entertainment and late-night sales at restaurants play a significant part in some businesses in college towns and asked the Council to consider looking at an ordinance amendment that will be favorable to businesses that provide entertainment inside or outside. Mr. Paige added that jobs could be on the line and a significant economic impact if businesses have to stop providing entertainment after 9:00 p.m.

**REQUEST APPROVAL OF THE CONSENT AGENDA**

On the motion by Mr. Hunter, seconded by Mr. Reid and with all Council members voting “aye,” the consent agenda was approved.

The consent agenda included the draft minutes of the work session of September 4, 2019, and the regular Council meeting of September 11, 2019.

**REQUEST APPROVAL OF THE TREASURER’S REPORT**

On the motion by Mr. Cole, seconded by Mr. Hunter and with all Council members voting “aye,” the Treasurer’s Report was approved as submitted.

Mrs. Seal, Town Treasurer, provided the Council with the following updates: the semi-annual bond payment was made on September 26th; a withdrawal of $1,340,538.82 was made from the Set Aside Account to General Fund leaving a balance of $396,825.23; starting October
1st through December monthly deposits of $100,000 will be made to the Set Aside Account; moved $450,000 from the Sewer Fund to General Fund for the semi-annual Enterprise Fund transfer to assist with the General Fund annual debt service; and the Town received the first quarter highway funds for the Street Maintenance Fund, which should carry the Town until next quarter’s payment in December.

REQUEST AUTHORIZATION TO PAY THE BILLS

On the motion by Mr. Pairet, seconded by Mr. Cole and with a recorded vote with Cole, Hunter, Pairet, Dwyer, and Reid voting “aye,” the Council granted the Town Treasurer authorization to pay the bills as presented.

UPDATE - BOUNDARY ADJUSTMENT DISCUSSIONS

Mr. Davis, Interim Town Manager, reported that he met with Mr. Wade Bartlett, County Administrator of Prince Edward County, regarding future boundary adjustments. Mr. Bartlett indicated that the Board of Supervisors may be potentially open to conversations but not in the area past the by-pass. Mr. Davis said he did not have an opportunity to meet with Cumberland County Administrator before he resigned.

Council directed the Interim Town Manager to move forward with scheduling a meeting between the Town and County to have a conversation regarding boundary adjustments.

CONTINUE - UPDATE ON PROBATION AND PAROLE

Mr. Davis, Interim Town Manager, reported that staff and he are still working and moving forward with the information on the Probation and Parole matter.

At the September 11, 2019, Town Council meeting, the Assistant Town Manager informed the Council that the Department of General Services had asked if Town Council might consider selling the Probation and Parole building to the Commonwealth. At the recommendation of the Town Property Committee, the Mayor directed the Interim Town Manager to notify the Department of General Service that Farmville Town Council is interested in their request to consider selling the Probation and Parole Building to the Commonwealth. The Interim Town Manager was directed to proceed with having an appraisal made on the Probation and Parole Building, located at 501 Industrial Park Road in Farmville.

CONTINUE - UPDATE ON SPLASH PAD AND VETERANS MEMORIAL PARK

Mr. Davis, Interim Town Manager, reported that in December, Piedmont Area Veterans Council anticipates having more details about the proposed splash pad to present to Council. He
also noted that the proposed Veterans Memorial Park plan may be a future project. The interim Town Manager stated, he has been in contact with Mr. Vincent to schedule a Recreation Committee meeting.

**CONTINUE - METERED PARKING ON BUFFALO STREET**

Mr. Davis, Interim Town Manager, stated the parking spaces have been marked on Buffalo Street, and the street is now a one-way street. He asked that the Infrastructure Committee meet to discuss meter parking and present their recommendation to the Council.

**CONTINUE – VACANT AT-LARGE SEAT ON THE FARMVILLE PLANNING COMMISSION**

The Town Clerk advised Council that two (2) letters of interest had been received for the At-Large seat on the Farmville Planning Commission. Mayor Whitus asked the Personnel Committee to review the letters and present their recommendation to Council at the November Council meeting.

**BACKGROUND:** At the September Council meeting, the Council approved the request to advertise for letters of interest from community residents interested in filling the unexpired term of Dr. Chuck Ross on the Farmville Planning Commission. Dr. Ross held one of the At-Large seats, with a term ending on June 30, 2022.

**APPROVAL TO CONTINUE AGENDA ITEMS**

On the motion by Mr. Hunter, seconded by Mr. Reid and with all Council members voting “aye,” the motion was approved to continue the following agenda items: boundary adjustment discussions; probation and parole expansion; splash pad and Veterans Memorial Park; metered parking on Buffalo Street; and the vacant At-Large seat on the Farmville Planning Commission.

**APPROVAL OF THREE CONDITIONAL USE PERMITS ON BEHALF OF ROBERT AND SHERRY MARTIN**

On the motion by Mr. Hunter seconded by Mr. Pairet and with a recorded vote with Council members Hunter, Pairet, Dwyer, Reid and Cole voting “aye,” the motion was approved to accept the recommendation of the Farmville Planning Commission and grant the request on behalf of Robert and Sherry Martin for three (3) conditional use permits, with parking conditions that a cross-parking and access easement be recorded on the parcels. The conditional use permits are as follows:
A conditional use permit to renovate the existing single-family structure at 504 High Street, parcel number 0023A04(01)20-013, into a multiple-family dwelling consisting of three (3) dwelling units with each having no more than three (3) bedrooms with the condition that a cross-parking and access easement be recorded on the following parcels 0023A04(01)20-013, 0023A04(01)20-014, 0023A04(01)20-015, 0023A04(01)20-016, 0023A04(01)20-017; and

A conditional use permit to construct a multiple-family dwelling on the existing vacant lot, parcel number 0023A04(01)20-014, consisting of three (3) dwelling units with each having no more than three (3) bedrooms with the condition that a cross-parking and access easement be recorded on the following parcels 0023A04(01)20-013, 0023A04(01)20-014, 0023A04(01)20-015, 0023A04(01)20-016, 0023A04(01)20-017; and

A conditional use permit to renovate the existing single-family structure at 510 High Street, parcel number 0023A04(01)20-015 into a multiple-family dwelling consisting of three (3) dwelling units with each having no more than three (3) bedrooms with the condition that a cross-parking and access easement be recorded on the following parcels.

The properties are zoned Residential District R-3, and multi-family dwellings are an allowed use with a conditional use permit.

**BACKGROUND:** Mr. Davis, Interim Town Manager, stated the Farmville Planning Commission agreed to recommend Town Council grant the three (3) requests for conditional use permits with the condition that cross-parking and access easements be recorded on five (5) parcels.

**ADOPTION OF RESOLUTION AMENDING THE 2019-2020 TOWN BUDGET**

On the motion by Mr. Reid, seconded by Mr. Pairet and with a recorded vote with Council members Pairet, Dwyer, Reid, Cole, and Hunter voting “aye,” the motion was approved to adopt the resolution amending the 2019-2020 Town Budget.

**RESOLUTION #2019-10-01**
**BUDGET AMENDMENT**

WHEREAS, at the reconvened Council meeting held on June 27, 2019, by Resolution, the Town of Farmville approved the FY 2019-2020 Town budget in a total amount of $28,808,077.61; and

WHEREAS, as of June 30, 2019, the Town of Farmville FY 2018-2019 Town budget had a surplus of $674,586.09; and
NOW THEREFORE BE IT RESOLVED by the Farmville Town Council, at its regular monthly meeting, on October 9, 2019, that a total of $674,586.09 be added to the Farmville FY 2019-2020 so that the amended total of the Town of Farmville’s FY 2019-2020 budget shall be $29,482,663.70; and

BE IT FURTHER RESOLVED THAT $674,586.09 shall be appropriated by the Town of Farmville as follows:
$331,165.07 added to the General Fund
$28,526.49 added to the Water Fund
$190,024.79 added to the Sewer Fund
$124,869.74 added to the Transportation Fund

BACKGROUND: The Town’s 2018-2019 Fiscal Year Budget has closed out, and the 2019-2020 Town Budget needs to be amended to carry-over the contingencies as follows:
$331,165.07 added to the General Fund
$28,526.49 added to the Water Fund
$190,024.79 added to the Sewer Fund
$124,869.74 added to the Transportation Fund

CONTINUE – NOISE ORDINANCE

Mr. Davis, Interim Town Manager, shared with the Council that the Finance and Ordinance Committee had discussed the noise ordinance at their meeting. The Committee recommended that the Town Attorney, Gary Elder draft an amended noise ordinance and that it be shared with all of the Council for their review and comments. Mr. Elder addressed the Council. He explained that the present noise ordinance lacks clarity, and sections contradict each other. He recommends the Council move forward in the direction of the draft amended noise ordinance. He added that any noise ordinance will be subjective in relation to noise volume. Mr. Elder stated that he plans to meet with the Interim Town Manager and the Police Chief to tweak some of the language in the amended noise ordinance to include suggestions from the Finance and Ordinance Committee, the Interim Town Manager, and the Police Department.

Mayor Whitus advised the public that a public hearing will be held before Council adopts the final ordinance. Mr. Pairet asked that the Interim Town Manager include business owners in on the discussion.

CONTINUE – RECOMMENDATION ON DELINQUENT WATER AND SEWER ACCOUNTS
On the motion by Mr. Dwyer seconded by Mr. Cole and with a recorded vote with Council members Dwyer, Reid, Cole, Hunter and Pairet voting “aye,” the motion was approved to accept the recommendation of the Finance and Ordinance Committee directing that the Town Attorney send collection letters on all delinquent water and sewer accounts from 2013-2019. On delinquent accounts for 2018 and 2019 with balances of $250.00 and higher, the Town Attorney is directed to pursue collection and legal action. Also, collection and legal action is to be sought on the delinquent water and sewer account from 2013 with a balance of $10,589.55.

**BACKGROUND:** The Finance and Ordinance Committee agreed to recommend Town Council direct the Town Attorney to pursue the collection of delinquent water and sewer customers from 2013-2019.

**REQUEST AUTHORIZATION OF PAYMENT FROM THE NARCOTIC’S FUND TO VERNON COMPANY**

On the motion by Mr. Cole, seconded by Mr. Hunter and with a recorded vote with Council members Cole, Hunter, Pairet, Dwyer, and Reid voting “aye,” the Council authorized the Town Treasurer to issue payment of $337.79 from the Narcotic’s Fund to the Vernon Company.

**BACKGROUND:** Chief Ellington stated the funds are to cover the cost to purchase 16 padfolios for police officers. The purchase of the remaining padfolios (14) will be paid for using funds from the police department budget.

**REQUEST AUTHORIZATION TO ISSUE A PARTIAL BUSINESS LICENSE REFUND TO FARMVILLE SUBWAY-MIDTOWN**

On the motion by Mr. Hunter, seconded by Mr. Reid and with a recorded vote with Council members Cole, Hunter, Pairet, Dwyer, and Reid voting “aye,” the Council authorized the Town Treasurer to refund Farmville Subway-Midtown $273.88 of their 2019 business license, providing their 2019 business personal property tax is paid.

**BACKGROUND:** Mrs. Seal, Town Treasurer, reported that Farmville Subway-Midtown was sold on September 11, 2019, and they have paid their 2019 business personal property tax.

**REQUEST AUTHORIZATION TO ISSUE A PARTIAL BUSINESS LICENSE REFUND TO NADA SUBWAY, INC.**

On the motion by Mr. Pairet, seconded by Mr. Cole and with a recorded vote with Council members Cole, Hunter, Pairet, Dwyer, and Reid voting “aye,” the Council authorized the Town
Treasurer to refund Nada Subway, Inc. $201.08 of their 2019 business license, providing their 2019 business personal property tax is paid.

**BACKGROUND:** Mrs. Seal, Town Treasurer, reported that Nada Subway, Inc. was sold on September 11, 2019, and they have paid their 2019 business personal property tax.

**REQUEST AUTHORIZATION TO ISSUE A PARTIAL BUSINESS LICENSE REFUND TO FAIRVIEW AUTO SALES**

On the motion by Mr. Cole, seconded by Mr. Hunter and with a recorded vote with Council members Cole, Hunter, Pairet, Dwyer, and Reid voting “aye,” the Council authorized the Town Treasurer to refund Fairview Auto Sales & Detailing, Inc. $929.24 of their 2019 business license, providing their 2019 business personal property tax is paid.

**BACKGROUND:** Mrs. Seal, Town Treasurer, reported that Fairview Auto Sales & Detailing, Inc., located at 2308 West Third Street, Farmville closed their business on August 19, 2019, and they have paid their 2019 business personal property tax.

**REQUEST AUTHORIZATION TO SCHEDULE PUBLIC HEARINGS**

On the motion by Mr. Cole, seconded by Mr. Reid and with all Council members voting “aye,” the Council accepted the Interim Town Manager’s recommendation and granted staff authorization to advertise for Farmville Town Council public hearings on matters before the Farmville Planning Commission, once the matter has been addressed by the Commission.

**BACKGROUND:** The Interim Town Manager spoke on the process once the Farmville Planning Commission holds a public hearing, and the Commission agrees on a recommendation to present to Town Council. He said presently, the request to schedule a public hearing would be presented to Town Council at their following monthly meeting, and the Council would recommend a public hearing be scheduled. Mr. Davis, Interim Town Manager, stated the law requires the Town Council to hold public hearings on certain matters, and the current procedure extends the process by a month for the person/business requesting the conditional use permit.

**INFORMATION – REQUEST FOR A CONDITIONAL USE PERMIT ON BEHALF OF JANET MOORE, 604 FIRST AVENUE, FARMVILLE**

Mr. Davis, Interim Town Manager, stated that the Farmville Planning Commission held a public hearing on September 25, 2019. The Commission unanimously agreed to recommend the Council grant Ms. Janet Moore a conditional use permit to operate a business consisting of contract sales, an independent agent with no employees or clients coming to her residence of 604
First Avenue. The property is zoned residential District R1-A, which requires conditional use permits for home occupations. Mr. Davis, Interim Town Manager, stated the new zoning ordinance may not need a conditional use permit in the future unless it would affect the neighborhood.

**BACKGROUND:** The Interim Town Manager, stated on matters requiring a public hearing Council has granted staff the authorization to move forward with scheduling public hearings. No action is needed on the issue.

**REQUEST FOR $500 COMMITMENT TO THE VIRGINIA TOURISM CORPORATION ON BIKE VIRGINIA GRANT APPLICATION**

On the motion by Mr. Hunter, seconded by Mr. Pairet and with all Council members voting “aye,” the Council accepted the recommendation of the Finance and Ordinance Committee and agreed to grant the request on behalf of Bike Virginia for the Town to commit to a $500 in-kind match to the Virginia Tourism Corporation providing the $10,000 grant is awarded to Bike Virginia.

**BACKGROUND:** Mr. Davis, Interim Town Manager, informed the Council that Bike Virginia is applying for a $10,000 grant from the Virginia Tourism Corporation. The grant requires an in-kind match of $10,000. Bike Virginia has asked that the Town of Farmville and Prince Edward County each contribute $500, and Bike Virginia will provide the $9,000. Mr. Davis, Interim Town Manager, stated the $500 by the Town and the $500 by the County would only be paid if Bike Virginia was awarded the grant.

**REQUEST AUTHORIZATION TO TRANSFER FROM THE SEWER FUND TO THE GENERAL FUND**

On the motion by Mr. Cole, seconded by Mr. Hunter and with a recorded vote with Council members Cole, Hunter, Pairet, Dwyer, and Reid voting “aye,” the Council adopted resolution 2019-01-02 authorizing the transfer of $450,000 from the Sewer Fund to the General Fund.

**Resolution 2019-10-02**

To amend the General Fund and Sewer Fund under the Unrestricted Funds Account for the fiscal year beginning July 1, 2019, and ending June 30, 2020. To transfer the remaining funds $450,000.00 from the Sewer Fund to the General Fund. The purpose of the transfer, $450,000.00, is to provide sufficient cash flow through December based upon two active Virginia Department
of Transportation grant projects where reimbursements are delayed at least thirty days.

THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE TOWN OF FARMVILLE:

That a transfer of funds in the amount of $450,000 from the Sewer Fund to the General Fund, be and is hereby authorized for the purpose of the remaining funds, $450,000.00, is to provide sufficient cash flow through December based upon two active Virginia Department of Transportation grant projects where reimbursements are delayed at least thirty days.

That this resolution shall be in full force and effect upon its passage.

REQUEST AUTHORIZATION FOR THE INTERIM TOWN MANAGER TO SIGN THE CONTRACT FOR THE PURCHASE OF THE VOICE LOGGER SYSTEM

On the motion by Mr. Reid, seconded by Mr. Hunter and with a recorded vote with Council members Cole, Hunter, Pairet, Dwyer, and Reid voting “aye,” the Council granted the Interim Town Manager authorization to sign the contract with Applied Digital Solutions for the purchase of the Nice Inform Recorder (Voice Logger System) for $21,177.10.

BACKGROUND: The Interim Town Manager stated Ms. Jackie Gilbert, Director of Communications, advertised for Request for Proposals for a voice logger system that will meet the department’s future mandatory requirements. She and Captain Hogan reviewed the four proposals. Mr. Davis, Interim Town Manager stated he, Mrs. Gilbert, and Captain Hogan are in agreement that the voice logger system is the best selection. The cost of the system is $21,177.10, and the Commonwealth will reimburse the Town for the system.

REQUEST TO CONSIDER ESTABLISHING A POLICY ON THE COLLECTION OF DELINQUENT MEALS TAX

Mayor Whitus referred the matter of establishing a policy on the collection of delinquent meals tax to the Finance and Ordinance Committee.

REQUEST AUTHORIZATION TO SIGN THE CONTRACT WITH THE BERKLEY GROUP

On the motion by Mr. Cole, seconded by Mr. Hunter and with Council members Cole, Hunter, Pairet, Dwyer, and Reid voting “aye,” the Council agreed to engage the services of the Berkley Group for the executive search for the Town Manager position and authorized the Mayor to sign the contract.

BACKGROUND: Mayor Whitus set the agenda aside to address the public. He said he has heard much conversation on who may or may not be applicants for the position. Under state law, an elected official cannot be a candidate for an appointed position until he/she has been out of
office for (2) two years; he said he was unsure of the exact length of time but knew it to be a substantial amount. Mayor Whitus said he, as well as other members of the Council, were not applying for the position.

Mayor Whitus stated the Council and the Town Attorney had reviewed the executive search proposal prepared by the Berkley Group. The contract includes developing a community profile of the Town of Farmville, advertising and outreach using various sources, creating a community survey, assisting with the application process, and selecting the top five (5) candidates for interviewing with Town Council.

**STANDING COMMITTEE REPORTS**

- **Prince Edward County Rescue Squad, Mr. Cole (Council’s representative)—discussion in closed session.**
- **Personnel Committee, Mr. Reid—no report;**
- **Infrastructure Committee, Mr. Pairet—no report;**
- **Public Safety Committee, Mr. Hunter—The Committee met on September 11, 2019, with Police Chief Ellington, Fire Chief Farmer, and Director of Communications, Jackie Gilbert. Mr. Hunter stated the notes from that meeting have been distributed, and if anyone has any questions to please follow up with him.**
- **Town Property/Building Committee, Mr. Dwyer—no report.**

**STAFF REPORTS**

Chief Ellington informed the Council that the town was not selected as a recipient for grant funding from the Homeland Security – Virginia Department of Emergency Management to update the radios and consoles for the Police Department and E911 Communication Center. 171 applications were submitted, and Farmville’s application made it to the second round. He added that most of the funds awarded went towards water rescue, armor vehicles, and the Virginia Fusion Center. Chief Ellington stated that he will continue to work with the CRC to look into other grant opportunities.

Mr. Robin Atkins, Director of Public Works, reminded the Council of the Fall Clean-Up Campaign on Monday, October 21, 2019, and that leaf collection begins on October 30, 2019.

**COMMENTS BY MAYOR AND COUNCIL MEMBERS**

Mr. Reid announced that the annual Moton Museum Community Banquet will take place on February 29, 2020, and asked that the Town support the event by purchasing a table. The
keynote speaker will be Judge John Charles Thomas. Mayor Whitus congratulated Mr. Reid on being reelected to the Virginia Municipal League Executive Board. He will be serving a three (3) year term. Mr. Reid also added that several people attending the VML Conference knew Mr. Davis, Interim Town Manager, and spoke very highly of him.

**THE INTERIM TOWN MANAGER REPORTED ON THE FOLLOWING MATTERS**

*Project Update Report*—the report will be furnished to the Council shortly. The capital projects will be updated during the budget process and included in the Town’s Capital Improvement Plan.

*Appomattox River*—holding nicely with 17 to 18 million gallons passing by the Water Treatment Plant. The cooler temperatures have obviously helped.

*Town Motel*—Gary Elder, Town Attorney, updated the Council on the status of the demolition of the building. The Town is seeking judicial approval and has filed suit with the Prince Edward County Circuit Court requesting the demolition of the building. Mr. Elder stated one of the primary reasons for this course of action is the property is hindered by a multitude of liens. Some lenders had loaned money to the recorded owner, and he felt the lien holders needed to be notified. All lien holders have been served and have 21 days to respond. Mr. Elder stated he foresees no issue with the case moving forward. Once the case goes to court and if the Judge approves the demolition, the town will need to request bids on tearing the building down. Mr. Elder stated depending on the Court’s schedule and the Judge’s schedule, he anticipates it will be sometime between February and April before a crew is on-site to remove the structure.

*Ed’s Cleaners*—A report prepared by Hurt & Profitt, identified a tank in the ground that has to be removed. Mr. Davis, Interim Town Manager, said the tank may contain heating fuel. Phillip Moore, the Town’s Building Official and Robin Atkins, Director of Public Works, are looking into the matter and will be contacting DEQ to see if the program to assist with the cost of removing the tank is still in effect. He said he will provide the Council with additional information at the next Council meeting. The Council asked if the report was available before the Town purchased the property. The Interim Town Manager stated the report was given to the Town before the purchase of the property. He was not given a copy of the report.

*The pool at the Farmville Municipal Golf Course*—The cement area around the pool is cracking and pushing up. The Interim Town Manager stated in 2009, the town spent approximately $120,000 in renovations to the pool, in 2013 almost $80,000 was spent, which
included tile and decking repairs. The staff has estimated the repairs to the cement decking could cost between $50,000 to $70,000. A pool contractor has been contacted to provide the town with a written estimate. A statement was made questioning if the pool was built correctly when constructed, noting the costly repairs and continued maintenance issues. Members spoke of the benefits of an in-town pool for the community. It was suggested that Mr. Davis present the contractor’s cost estimate to repair the pool to the Council, and members would consider repairing the pool versus the option of building an in-town pool facility. Conversations continued, with members mentioning that the Parks and Recreation Master Plan suggested the Wilck’s Lake area for the Town’s community recreational center. The Council also stated the area has a new playground area donated by the Lions Club, and the Veterans Council desire to build a splash pad at Wilck’s Lake.

_Private pond located off of Jesse’s Way_—A resident had contacted Mr. Cole expressing concerns about the condition of the private pond by Gilliam Drive. Mr. Davis, Interim Town Manager, reported that he and Mayor Whitus had met with the owner on a different matter and mentioned the pond. The owner said he will be contacting a local engineer to look at the pond issues.

_Roundabout, Oak, High, and Griffin_—Mr. Davis, Interim Town Manager, suggested that Mr. Rick Youngblood, with the Virginia Department of Transportation, be asked to attend a Council meeting before the end of the year to update the Council on VDOT’s survey of the intersection and the steps involved in the 30% plan. The Interim Town Manager stated for the project to be submitted for Smart Scale funding the Council will be asked to make a decision on the roundabout before the spring of this year, Mr. Davis, Interim Town Manager, was directed to contact Mr. Youngblood.

_Silver in the Streets_—The airstreams will be parked behind Greenfront and at Riverside Park. The event will take place on Friday, October 11, 2019, through Sunday, October 13, 2019.

_Rally Request_—A parade permit to hold a rally has been approved for November 1 and 2, 2019, and for November 8 and 9, 2019, each day from 3:00 p.m. through 7:00 p.m., in front of the Hotel Weyanoke. The Interim Town Manager stated he will notify the business.

_Columbus Day_—Monday, October 14, 2019, is a holiday, Town offices will be closed
On the motion by Mr. Cole, seconded by Mr. Hunter and with all Council members voting “aye,” the Council went into closed session under Section 2.2-3711.A.7 of the Code of Virginia for briefings on specific legal matters requiring the provision of legal advice by counsel.

Mayor Whitus announced a five-minute recess before entering the closed session.

On the motion by Mr. Hunter, seconded by Mr. Cole and with all Council members voting “aye,” the Council returned to the regular order of business.

CERTIFICATION OF CLOSED MEETING

WHEREAS, the Farmville Town Council has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3712 of the Code of Virginia requires a certification by the Farmville Town Council that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED that the Farmville Town Council hereby certifies that, to the best of each member’s knowledge, only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Farmville Town Council.

VOTE: Five

MOTION: Cole SECOND: Hunter

AYES: Cole, Hunter, Pairet, Dwyer, and Reid

NOES: None

ABSENT DURING VOTE: Vincent and Davis

ABSENT DURING MEETING: Vincent and Davis

___________________________________________
Clerk

There being no other business, the meeting adjourned.