

REGULAR MEETING OF THE FARMVILLE TOWN COUNCIL
HELD ON JUNE 14, 2023

At the regular meeting of the Farmville Town Council held on Wednesday, June 14, 2023, at 7:00 PM, in the Council Chamber of the Town Hall, located at 116 North Main Street, Farmville, Virginia, there were present: Mayor Brian Vincent, presiding, and Council members Sallie Amos, A.D. “Chuckie” Reid, Dan Dwyer, Tommy Pairet, Adam Yoelin, Donald Hunter and John Hardy.

Staff present were Town Manager C. Scott Davis, Town Attorney Gary Elder, Finance Director Julie Moore, Interim Community Development Director and IT Support Ashley Atkins-Austin, Public Works Director Robin Atkins, Fire Chief Daniel Clark, and Clerk of Council Mary McKay.

Mayor Vincent called the meeting to order, and all guests were welcomed.

The Lord’s Prayer was recited, followed by the Pledge of Allegiance led by Vice-Mayor Reid.

The Clerk called the roll, noting all Council members were present.

Town of Farmville
Town Council
PUBLIC HEARING NOTICE

The Farmville Town Council will hold public hearings on Wednesday, June 14, 2023, at 7:00 PM in the Council Chamber, located on the second floor of the Town Hall, 116 North Main Street, Farmville Virginia to receive public comment on the following items:

- **Resolution No. 2023-06-01 – to allow for an accessory dwelling unit. The 0.516-acre site is located at 1204 Sixth Avenue on parcel number 0023A12(01)00-046.**
- **Resolution No. 2023-06-02 – to allow for an accessory dwelling unit. The 0.573-acre site is located at 801 Milnwood Road on parcel number 0023A14(01)00-008.**
- **Ordinance No. 224 – renaming of Watkins Street in honor of Reverend James Samuel Williams, Jr. to Williams Way.**

The Farmville Town Council will consider the requests following the public hearings. Any person(s) wishing to comment on the above matters should plan to attend this meeting or submit written comments. If you do not feel comfortable attending the meeting, you can participate by contacting the Clerk of Council’s office and ask to participate in the public hearing by phone. Once a person has formally made this request, they will be provided with a conference call number. Please send your requests to Mary McKay at mmckay@farmvilleva.com or by calling (434) 392-9465 by 5:00 PM on Wednesday, June 14, 2023.

Questions and comments related to the public hearings may be directed to the Department of Community Development, 116 North Main Street, PO Drawer 368, Farmville, Virginia, 23901 or by calling (434) 392-8465, between the hours of 8:00 AM and 5:00 PM, Monday through Friday.

It is the intent of the Town to comply with the Americans with Disabilities Act. Should you need special accommodation, please contact C. Scott Davis, LP.D., Town Manager, at (434)392-5686, prior to the meeting.

PUBLIC HEARING – RESOLUTION NO. 2023-06-01 – TO ALLOW FOR AN ACCESSORY DWELLING UNIT – THE 0.516 ACRE SITE IS LOCATED AT 1204 SIXTH AVENUE ON PARCEL 0023A12(01)00-046

With no one signed up or wishing to speak, the Public Hearing was closed.

PUBLIC HEARING – RESOLUTION NO. 2023-06-02 – TO ALLOW FOR AN ACCESSORY DWELLING UNIT – THE 0.573 ACRE SITE IS LOCATED AT 801 MILNWOOD ROAD ON PARCEL 0023A14(0A)00-008

With no one signed up or wishing to speak, the Public Hearing was closed.

PUBLIC HEARING – ORDINANCE NO. 224 – RENAMING OF WATKINS STREET IN HONOR OF REVEREND JAMES SAMUEL WILLIAMS, JR. TO WILLIAMS WAY

With no one signed up or wishing to speak, the Public Hearing was closed.

PUBLIC COMMENT PERIOD

With no one signed up or wishing to speak, Mayor Vincent closed the Public Comment Period and returned the meeting to the regular order of business.

REQUEST APPROVAL OF THE CONSENT AGENDA

On motion by Mr. Hunter, seconded by Mr. Dwyer, and with all Council members stating “aye”, the consent agenda was approved as presented. The consent agenda includes the draft minutes of the May 3, 2023 Work Session, May 10, 2023 Regular Council Meeting, May 22, 2023 Special Meeting, and the May 23, 2023 Special Meeting (Joint Meeting of the Prince Edward Board of Supervisors and Farmville Town Council).

REQUEST APPROVAL OF THE FINANCE REPORT

On motion by Mr. Hardy, seconded by Mr. Pairet, and with all Council members stating “aye”, the finance report was approved as presented.

BACKGROUND: A report for May 2023 was provided by Finance Director Julie Moore. A total of \$16,576.05 was earned at the Virginia Investment Pool (VIP), with a total earned of \$27,638.03 since investing with VIP. With the money moved into a sweep account with Benchmark

Community Bank, a total of \$16,338.78 was earned for May. There is earned income of \$40,069.60 with the money placed at the Local Government Investment Pool (LGIP) for May, making a total earned of \$299,886.23 since investing with LGIP in August 2022. Ms. Moore reported there is a total earned income for May of \$70,984.43. Also reported it was determined the interest earned from the ARPA funds isn't required to be used for ARPA, so it was reallocated to a set-aside unrestricted fund.

**REQUEST ADOPTION OF RESOLUTION NO. 2023-06-01 – TO ALLOW FOR AN
ACCESSORY DWELLING UNIT AT 1204 SIXTH AVENUE**

Mr. Hunter made a motion to adopt Resolution No. 2023-06-01 to allow for an accessory dwelling unit at 1204 Sixth Avenue, seconded by Mr. Pairet, and with a recorded vote of Council members Amos, Reid, Dwyer, Pairet, Yoelin, Hunter and Hardy voting “yes”, the motion passed unanimously.

BACKGROUND: The Planning Commission met on May 17, 2023, and recommended approval of Conditional Use Permit 23-002 to allow for an accessory dwelling unit on the 0.516-acre site located at 1204 Sixth Avenue on parcel number 0023A12(01)00-046. Interim Community Development Director Ashley Atkins-Austin provided a review of the Staff Report at the June 7, 2023 Work Session. A Public Hearing was held on June 14, 2023.

Resolution # 2023-06-01

To grant a conditional use permit to Jim Rounsevell Architect to allow an accessory dwelling unit at 1204 Sixth Avenue on parcel 0023A12(01)00-046, which is zoned R-1 Low Density Residential.

WHEREAS, Jim Rounsevell on behalf of Robert and Karen Feathers filed an application for a conditional use permit to allow an accessory dwelling unit; and

WHEREAS, the accessory dwelling unit will be located on the 0.516 acre site at 1204 Sixth Avenue on parcel 0023A12(01)00-046, and is zoned R-1 Low Density Residential; and

WHEREAS, accessory dwelling units are an allowed use in this zoning district if granted a conditional use permit; and

WHEREAS, after a public hearing and due consideration, the Planning Commission recommends approval of this conditional use permit; and

WHEREAS, the Town Council finds that the conditional use permit application complies with Town Code Section 29-13.c.;

WHEREAS, upon recommendation of the Planning Commission and after holding a public hearing on this Resolution, the Town Council finds that the public necessity, convenience, general welfare, and good planning and zoning practice allows for this conditional use permit be granted; NOW THEREFORE,

BE IT RESOLVED BY THE TOWN OF FARMVILLE TOWN COUNCIL:

1. The Town of Farmville Town Council grants a conditional use permit to Jim Rounsevell Architect to allow an accessory dwelling unit located at 1204 Sixth Avenue on parcel 0023A12(01)00-046, which is zoned R-1 Low Density Residential.
2. This resolution shall be in full force and effect upon passage.

Approved:

Mayor

Attest: _____
Clerk of Council

I certify that the above resolution was:

Adopted on _____.

Ayes: _____. Nays: _____. Absent: _____. Abstain: _____.

The Honorable A.D. "Chuckie" Reid: _____.

The Honorable Sallie O. Amos _____.

The Honorable Daniel E. Dwyer _____.

The Honorable Tommy Pairer _____.

The Honorable John Hardy _____.

The Honorable Donald L. Hunter _____.

The Honorable Adam Yoelin _____.

**REQUEST ADOPTION OF RESOLUTION NO. 2023-06-02 – TO ALLOW FOR AN
ACCESSORY DWELLING UNIT AT 801 MILNWOOD ROAD**

Mr. Dwyer made a motion to adopt Resolution No. 2023-06-02 to allow for an accessory dwelling unit at 801 Milnwood Road, seconded by Mr. Pairet, and with a recorded vote of Council members Reid, Dwyer, Pairet, Yoelin, Hunter, Hardy and Amos voting “yes”, the motion passed unanimously.

BACKGROUND: The Planning Commission met on May 17, 2023, and recommended approval of Conditional Use Permit 23-003 to allow for an accessory dwelling unit on the 0.573-acre site located at 801 Milnwood Road on parcel number 0023A14(0A)00-008. Interim Community Development Director Ashley Atkins-Austin provided a review of the Staff Report at the June 7, 2023 Work Session. A Public Hearing was held on June 14, 2023.

Resolution # 2023-06-02

To grant a conditional use permit to Jefferson Massicot to allow an accessory dwelling unit at 801 Milnwood Road on parcel 0023A14(0A)00-008, which is zoned R-1 Low Density Residential.

WHEREAS, Jefferson Massicot filed an application for a conditional use permit to allow an accessory dwelling unit; and

WHEREAS, the accessory dwelling unit will be located on the 0.573 acre site at 801 Milnwood Road on parcel 0023A14(0A)00-008, and is zoned R-1 Low Density Residential; and

WHEREAS, accessory dwelling units are an allowed use in this zoning district if granted a conditional use permit; and

WHEREAS, after a public hearing and due consideration, the Planning Commission recommends approval of this conditional use permit; and

WHEREAS, the Town Council finds that the conditional use permit application complies with Town Code Section 29-13.c.;

WHEREAS, upon recommendation of the Planning Commission and after holding a public hearing on this Resolution, the Town Council finds that the public necessity,

convenience, general welfare, and good planning and zoning practice allows for this conditional use permit be granted; NOW THEREFORE,

BE IT RESOLVED BY THE TOWN OF FARMVILLE TOWN COUNCIL:

3. The Town of Farmville Town Council grants a conditional use permit to Jefferson Massicot to allow an accessory dwelling unit located at 801 Milnwood Road on parcel 0023A14(0A)00-008, which is zoned R-1 Low Density Residential.
4. This resolution shall be in full force and effect upon passage.

Approved:

Mayor

Attest: _____
Clerk of Council

I certify that the above resolution was:

Adopted on _____.

Ayes: _____. Nays: _____. Absent: _____. Abstain: _____.

The Honorable A.D. "Chuckie" Reid: _____.

The Honorable Sallie O. Amos _____.

The Honorable Daniel E. Dwyer _____.

The Honorable Tommy Pairt _____.

The Honorable John Hardy _____.

The Honorable Donald L. Hunter _____.

The Honorable Adam Yoelin _____.

**REQUEST ADOPTION OF ORDINANCE NO. 224 – RENAMING OF WATKINS STREET
IN HONOR OF REV. JAMES SAMUEL WILLIAMS, JR. TO WILLIAMS WAY**

Mr. Reid made a motion to adopt Ordinance No. 224 renaming Watkins Street in honor of Reverend James Samuel Williams to Williams Way, seconded by Mr. Hunter, and with a recorded vote of Council members Dwyer, Pairet, Yoelin, Hunter, Hardy, Amos, and Reid voting “yes”, the motion passed unanimously.

BACKGROUND: Family members of Reverend James Samuel Williams, Jr. wanted to honor him and had been in contact with Vice-Mayor Reid. The topic of renaming Watkins Street to Williams Way was brought up for Council’s discussion at the June 7, 2023 Work Session. Mr. Reid had reported Reverend Williams is a civil rights community icon and Farmville historian and currently serves as pastor of Levi Baptist Church. A Public Hearing was held on June 14, 2023.

ORDINANCE NO. 224

Renaming of Watkins Street in honor of Reverend James Samuel Williams, Jr. to Williams Way

WHEREAS, § 15.2-2019 of the Code of Virginia, as amended, and the Town of Farmville Town Charter allows the governing body of localities to rename streets, roads, and alleys; and

WHEREAS, the Town Council wants to honor a member of the community, Reverend James Samuel Williams, Jr., by renaming the street where he grew up and continues to live today; and

NOW, THEREFORE, BE IT ORDAINED, by the Town Council of the Town of Farmville, Watkins Street will be renamed to Williams Way; and

BE IT FURTHER ORDAINED that this ordinance shall be effective upon passage; and

BE IT FURTHER ORDAINED that this renaming will be official six (6) months from this date, December 14, 2023, to provide current landowners and residents reasonable time to change their mailing address with the United States Postal Service, for the United States Postal Service to prepare for the mailing address changes, and for the Circuit Court Clerk’s Office of Prince Edward County to record this name change for any existing site plan(s) and/or subdivision plat(s) recorded as specified in § 15.2-2019 of the Code of Virginia as amended.

Approved: _____
Mayor

Attest: _____
Clerk of Council

I certify that the above ordinance was:

Adopted on its first reading on _____.

Ayes: _____. Nays: _____. Absent: _____. Abstain: _____.

The Honorable A.D. “Chuckie” Reid: _____.

The Honorable Sallie O. Amos _____.

The Honorable Daniel E. Dwyer _____.

The Honorable Tommy Pairet _____.

The Honorable Adam Yoelin _____.

The Honorable Donald L. Hunter _____.

The Honorable John Hardy _____.

**REQUEST ADOPTION OF RESOLUTION NO. 2023-06-03 – FARMVILLE TOWN
COUNCIL RULES OF PROCEDURE**

Mr. Dwyer made a motion to adopt Resolution No. 2023-06-03 – Farmville Town Council Rules of Procedure, seconded by Mr. Yoelin, and with a recorded vote of Council members Pairet, Yoelin, Hunter, Hardy, Amos, Reid, and Dwyer voting “yes”, the motion passed unanimously.

BACKGROUND: The topic was discussed by Council members at the June 7, 2023 Work Session. From the 2023 Town Council Retreat, the Town Manager was tasked with assembling a document for Council’s review and consideration. Council had not adhered to any parliamentary procedures previously as it had been left at the presider’s discretion. The Rules of Procedure are for use as

general guidelines to assist in how to effectively conduct Council meetings and are subject to change.

Resolution #2023-06-03

Approving Rules of Procedure for Farmville Town Council Meetings

WHEREAS, the Town Council has considered the Rules of Procedure for conducting the affairs of the Farmville Town Council Meetings in a timely and effective manner; NOW THEREFORE,

BE IT RESOLVED BY THE TOWN OF FARMVILLE TOWN COUNCIL:

1. The Town of Farmville Town Council Rules of Procedure are hereby approved.
2. This resolution shall be in full force and effect upon its passage.

Approved:

Mayor

Attest: _____
Clerk of Council

I certify that the above resolution was:

Adopted on _____.

Ayes: _____. Nays: _____. Absent: _____. Abstain: _____.

The Honorable A.D. "Chuckie" Reid: _____.

The Honorable Sallie O. Amos _____.

The Honorable Daniel E. Dwyer _____.

The Honorable Tommy Pairat _____.

The Honorable John Hardy _____.

The Honorable Donald L. Hunter _____.

The Honorable Adam Yoelin _____.

**Town of Farmville Town Council
Rules of Procedure**

Introduction

These rules of procedure were designed and adopted for the benefit and convenience of the Farmville Town Council. Their purpose is to help Town Council conduct its affairs in a timely and effective manner. The rules of procedure do not create substantive rights for third parties or participants in proceedings before Town Council. Further, Town Council reserves the right to suspend or amend the rules of procedure whenever a majority of Council decides to do so. When Town Council's rules of procedure do not address a procedural issue, Council may consider the most recent edition of *Robert's Rules of Order* for guidance. The failure of Town Council to strictly comply with the rules of procedure shall not invalidate any action of Town Council.

Section 1. Meetings

A. Organizational Meeting

1. The first meeting in January of each year following a Council election shall be known as the organizational meeting.
2. The first business of the Council shall be the election of a Vice Mayor. The Mayor shall call for nominations from the Council. Any council member may place one or more names in nomination and discuss his or her opinions on the qualifications of the nominees. After all nominations have been made, the Mayor shall close the nominating process and open the floor for discussion. After discussion, the Mayor shall call for a vote. The Clerk of Council will perform a roll call vote of each member of Town Council and each member shall name a member nominated for the position. The member with the most votes shall be Vice Mayor for a two-year term.
3. The second item of business shall be the adoption of the Rules of Procedure.
4. The final item of business shall be the adoption of the regular meeting dates, time, and place of these meetings for the year.

B. Regular Meetings

1. The Town Council shall hold regular meetings on the second Wednesday of each month at seven o'clock in the evening (7:00 p.m.); provided, however, that when a day fixed for any regular meeting of the Council falls upon a legal holiday, or other circumstances merit changing the meeting date, such meeting shall be held at the same hour on the first available day thereafter, upon agreement by a majority of Council.
2. All regular meetings of the Council shall be held in the Council Chambers of Town Hall, located in the Town at 116 N. Main Street, or at such other public location within the Commonwealth as agreed upon by a majority of Council, provided that at least three days' notice is given to the public of such a change of meeting place. All reports, resolutions, ordinances, contract documents, or other matters submitted to the Council shall be delivered to the Clerk of Council no later than 5:00 P.M. of the last Wednesday prior to each regular Council meeting, whereupon the Clerk of Council shall immediately arrange an agenda according to the Order of Business and furnish each member of the Council, the Town Manager, and the Town Attorney with a copy of the documents as far as possible in advance of the meeting. In order for any ordinance or resolution to be acted upon at any regular meeting, a copy must be so furnished by the Clerk; or it must be placed on the agenda by not less than two-thirds of all of the members of Council in the case of an emergency ordinance, or by the unanimous consent of all of the members of Council in the case of other ordinances and resolutions.

C. Work Session Meetings

1. The Town Council will hold work session meetings on the first Wednesday of each month at six o'clock in the evening (6:00 p.m.). This meeting can be cancelled with proper notice to each member of Council.

D. Special Meetings

1. The Mayor or any three members of the council may call special meetings of the council after a written notice to each member of the council, with the purpose of the meeting stated therein, served personally on each member of the council and the Mayor, or left at his usual place of business or residence if he be not found with due diligence, or such meeting may be held at any time, without any service of notice, provided all members of the council attend. No business other than that mentioned in the call shall be considered at such meeting unless all members of the council are present.

E. Closed Meetings

1. A majority of the members of the Council may by a recorded vote hold a closed meeting in compliance with the Virginia Freedom of Information Act. Upon the conclusion of a closed meeting, each member of Council shall certify that, to the best of the member's knowledge, only public business matters lawfully exempted from the open meeting requirements of the Act and identified in the motion pursuant to which the closed meeting was convened were heard, discussed or considered. An opportunity shall be given any member who does not intend to so certify to state for the minutes his reasons, after which a roll call vote shall be taken. An affirmative vote shall constitute certification of compliance.

F. Quorum

1. The Mayor and four Council members, or in the absence of the Mayor, five Council members, shall constitute a quorum for the transaction of business.

Section 2. Agenda

A. Order of Business

1. Call to Order
2. Roll Call
3. Invocation
4. Pledge of Allegiance
5. Adoption of Agenda
6. Declaration of Personal Interest
7. Public Hearings
8. Public Comment Period
9. Consent Agenda
10. Finance Report
11. Old Business
12. New Business
13. Town Manager's Report
14. Comments by Mayor and Town Council

B. Priority of Business

1. All questions relating to the priority of business shall be decided by the Mayor¹, after Council members have had a reasonable opportunity to debate the questions.

C. Rules of Debate

1. Mayor May Debate - The Mayor may debate from the Chair subject only to such limitations of debate as are by these rules imposed on all members of Council.
2. Getting the Floor - Every member desiring to speak shall address the Mayor; and upon recognition by the Mayor, shall confine themselves to the question under debate, avoiding all inflammatory, rude, or indecorous language.
3. Interruptions - A member, once recognized, shall not be interrupted when speaking unless it is to call him/her to order, or as herein otherwise provided. If a member, while speaking, is called to order, he/she shall cease speaking until the question of order is determined; and if in order, he/she shall be permitted to proceed.
4. Motions and Seconding - No motion shall be debated or voted on unless it is seconded. When a motion is seconded, it shall be stated by the Mayor before a debate. Prior to the time the Mayor states the motion, it may be withdrawn or modified by the motion's mover without anyone's consent.
5. Privilege of Closing Debate – The Council member moving the adoption of an ordinance or resolution shall have the privilege of closing the debate after affording the other members a reasonable opportunity to comment.
6. Motion to Reconsider - A motion to reconsider any action taken by Council may be made only on the date such action was taken. It may be made either immediately during the same session, or at a recessed or adjourned session thereof. Such motion must be made by one on the prevailing side, but may be seconded by any member, and may be made at any time during the meeting. It shall have precedence over all other motions, and it shall be debatable.
7. Motion to Rescind - Any Council member may make or second a motion to rescind a vote on a previous matter, regardless of how the Council member voted on the previous matter. A motion to rescind shall be in order regardless of when the prior vote occurred. If all Council Members are given at least three days' notice, a motion to rescind shall be adopted if approved by a majority of Council's membership. If such notice is not given, the motion shall be adopted if approved by two-thirds of Council's membership. A motion to rescind shall not be in order in the following situations: (i) when a motion to reconsider would be in order; (ii) when action has been taken as a result of the previous vote that is

¹ Whenever these Rules of Procedure refer to a decision or action to be taken by the Mayor, the word "Mayor" shall include the Vice Mayor or other Council Member serving as Presiding Officer in place of the Mayor.

impossible to undo; and (iii) when a person's resignation has been accepted or a person has been expelled from or elected to an office or membership, and the person knows of the action.

8. Motion to Amend - Any substantive motion properly on the floor may be amended. An amendment to a motion must be pertinent to the subject matter of the motion. An amendment is improper if adoption of the motion with that amendment added would have the same effect as rejection of the original motion. A proposal to substitute completely different wording for a motion or an amendment shall be treated as a substitute motion. A motion may be amended no more than twice. Once a motion has been offered to the Council, it is up to the Council to decide whether or not it should be changed by amendment. It is not necessary for the person making the original motion to approve of any proposed amendment to the motion.
9. Substitute Motion - A substitute motion shall be allowed to replace any motion properly on the floor. It shall have precedence over an existing motion and may be discussed prior to being voted on. If the substitute motion fails, the former motion can then be voted on. If the substitute motion passes, the substitute motion replaces the main motion and the new main motion will be considered and acted upon by Council. No more than one (1) substitute motion may be made. If a substitute motion passes and replaces the main motion, no further substitute motions may be made.
10. Withdrawal of Motion - A motion may be withdrawn by the introducer at any time before it is amended or before the presiding officer puts the motion to a vote, whichever occurs first.
11. Motion To Take a Brief Recess - This motion allows the Council to pause briefly in its proceedings. A motion to take a brief recess is in order at any time except when a motion to appeal a procedural ruling of the presiding officer or a motion to adjourn is pending.
12. Motion To Defer Consideration - The Council may defer action on a substantive motion to a more convenient time. The Council may use the following motions to defer consideration of a substantive motion:
 - (i) The motion to "lay on the table" is used to temporarily set aside an item of business to deal with a more urgent item. Once an item of business has been laid on the table, a motion to "take from the table" is needed to bring the item back before the public body for discussion.
 - (ii) The motion to "postpone" delays debate on an item of business so that it may be considered at a later date. An item of business may be "postponed definitely," when it is continued to a definite time or date or "postponed indefinitely" if no future time or date is specified in the motion. A matter that has been postponed to a certain time or day shall be brought up again automatically when that time

arrives. When a matter has been postponed indefinitely it takes an affirmative vote of a majority of the Council to bring the matter back for further discussion. (iii) Section 15.2-2286 of the State Code requires that a zoning petition must be “acted upon” within a “reasonable time,” not exceeding one year. The Council may defer action on a zoning petition for consideration at a more convenient time. However, the Council may not dispose of a zoning petition with a motion to postpone indefinitely.

13. Motion To Adjourn - At a meeting of the Council, a motion to adjourn shall always be in order. The motion may be made only at the conclusion of action on a pending substantive matter; it may not interrupt deliberation of a pending matter. The motion is not debatable and cannot be amended.
14. Decisions on Points of Order - Any Council member may raise a point of order without being recognized by the Mayor. The Mayor may refer any point of order to the Parliamentarian. The Parliamentarian shall advise the Mayor who shall then make a ruling on the point of order. A Council member may appeal the ruling of the Mayor to the full Council which shall decide the matter by majority decision.

D. Duty to Vote

1. Each member of the Council who is present at a meeting shall be required to vote upon all issues presented for decision unless prohibited from doing so by the Virginia Conflict of Interests Act or unless excused from voting by the other members of the Council. A member who wishes to be excused from voting shall state his or her reasons for abstaining and the presiding officer shall ask if any of the remaining members object. If there are any objections, the Council shall take a vote of the remaining members on the question of whether or not to allow the member to abstain from voting.

E. Method of Voting

1. After debate, the Mayor shall ensure that the motion is clear and call for the vote.
2. All questions submitted to the Council shall be determined by a majority vote of the members voting on any such question, unless otherwise required by special or general law. A majority is more than half.
3. An “affirmative vote” by a majority of the Council present being necessary to adopt a motion. The mayor shall not have a vote as other members of the council unless there is a tie but shall have power to veto. The mayor's veto can be overridden by a two-thirds vote of the elected members of the council. If for some reason there is a tie beyond the Mayors vote or the absence of the Mayor, a tie vote means that the motion, resolution or issue has been rejected. When a motion fails on a tie vote, the “noes” prevail.

Section 3. Addressing Council and Decorum

A. Manner of Addressing Council by the Public

1. Any member of the public addressing the Council shall approach the lectern, give his/her name and address in an audible tone of voice for the record, and address the Council as a body rather than speak to any member. Unless further time is granted by the Council, any member of the public shall address the Council one time for a maximum of three (3) minutes, regardless of the number of issues he desires to discuss. Provided however, that the main proponent of any application, petition, or plan that is the subject of a public hearing shall be allowed to address the Council initially for a maximum of three (3) minutes and later in rebuttal for a maximum of two (2) minutes.

B. Addressing the Council

1. Members of the public must sign up prior to the start of the regular meeting to address the Council under the public comment section, which is intended for comments on non-public hearing matters, and/or for the public hearing section of the agenda.
2. The Mayor will ask the Clerk to provide the names of those wishing to speak. Once the Clerk states the name, the Mayor will acknowledge to the person wishing to speak that they may begin.
3. Once the time limit for the speaker has expired, the Clerk or Mayor will state the speakers time has expired for comment.

C. Decorum

1. By the Public – Any person making impertinent, inflammatory, rude, or slanderous remarks, or who becomes boisterous while addressing the Council, shall be barred forthwith by the Mayor from further audience before the Council. No person in the audience shall cheer, clap, voice comments, or interrupt speakers at the lectern.
2. By Council Members - While Council is in session, the members must preserve order and act appropriately. Moreover, the members shall not by conversation or otherwise delay or interrupt the proceedings or the peace of the Council, disturb any member while speaking, or refuse to obey the orders of the Council or the Mayor, except as otherwise herein provided.
3. The Mayor shall preserve order and decorum at Council meetings. He or she may order the expulsion of any person for violation of these rules, disruptive behavior, or any words or action which incites violence or disorder, subject to appeal to the

Council. Any person so expelled shall not be readmitted for the remainder of the meeting from which expelled. Any person who has been so expelled and who at a later meeting again engages in behavior justifying expulsion may also be barred from attendance at future Council meetings for a specified and reasonable period of time not to exceed six months, or upon a still subsequent expulsion a period not to exceed one year either by the Mayor, subject to appeal to the Council, or by motion passed by the Council.

Section 4. Boards, Authorities, Commissions, and Committees

- A. Applicants for boards, authorities, commissions, and committees must submit an application to the Clerk to be considered by Town Council. The Town Council shall appoint members of boards, authorities, commissions, and committees by an affirmative vote by the majority of Council to serve a specified term.

Section 5. General Operating Policy

A. Presiding Officer

- 1. The Mayor shall preside over all meetings of the Council. The Vice Mayor serves in the absence of the Mayor. In the absence from any meeting the Mayor and Vice Mayor, the Council members present shall choose one of their members as temporary presiding officer.

B. Clerk of Council

- 1. The Clerk of Council shall be appointed by the Council. He or she shall prepare the agenda for Council meetings, attend all Council meetings, and keep an accurate record of the proceedings.

C. Parliamentarian

- 1. The Town Attorney shall serve as the Parliamentarian for the purpose of interpreting these Rules of Procedure and the Code of Virginia (1950), as amended, as may be directed by the presiding officer, or as required as a result of a point of order raised by one or more Council members. If the Town Attorney is unavailable, the Town Manager shall serve as the Parliamentarian.

D. Numbering and Indexing of Resolutions and Ordinances

- 1. It shall be the responsibility of the Clerk to number and index all resolutions and ordinances adopted by the Council.

E. Minutes of Council Meetings

1. The minutes of the Council meetings shall reflect the official acts of the Council. They shall provide a summary of discussion and record Council votes. Minutes shall be considered for approval within a reasonable time after the meeting of record.

F. Broadcasting Council Meetings

1. Regular meetings of the Council will be broadcast live on the Internet. This broadcast is currently available on the Town's Facebook page and YouTube Channel.

Section 6. Amending the Rules of Procedure

These rules may be amended at any regular meeting, or at any properly called special meeting that includes amendment of the rules as one of the stated purposes of the meeting. Adoption of an amendment shall require an affirmative vote of four (4) members of the Council.

Section 7. Nonobservance of Rules

The inadvertent failure to strictly observe these Rules or Robert's Rules of Order, Newly Revised (10th Edition) shall not invalidate any action taken by Council unless such failure also results in a significant violation of any applicable statute, ordinance, Charter provision, court decision, or other law.

STAFF REPORTS

Town Manager reported on a follow-up visit with representatives from ABM Building Solutions LLC. ABM will present the preliminary findings of the town's buildings and water meters at the July 12, 2023 Regular Council meeting. Colony Construction is continuing with the paving with some issues being noted due to the rainy weather. Paving on River Road was completed today, and the contractor will move to Plank Road tomorrow then afterwards the Cumberland County area of the town will be the last area to be paved.

COMMENTS BY THE MAYOR AND MEMBERS OF TOWN COUNCIL

Mrs. Amos expressed thanks for the paving completed in Ward E.

Mr. Reid congratulated Rev. James Samuel Williams, Jr., who was in attendance, on the honor bestowed to him in the renaming of Watkins Street to Williams Way.

Mr. Dwyer and Mr. Pairet likewise expressed congratulations to Reverend Williams.

Mr. Yoelin offered thanks to Mr. Williams for all he has done for the Town of Farmville and noted he loves seeing him driving around.

Mr. Hunter also expressed congratulations to Mr. Williams.

Mr. Hardy expressed appreciation and congratulated Mr. Williams for all he has done.

Mayor Vincent provided a monthly report:

- Met with Michael Kelly and his associates of Kelly Properties and discussed student housing and housing in general. Was provided a tour of some of the College Corners properties.
- A Joint Meeting with the Prince Edward County Board of Supervisors and Town Council was held in May with another meeting to be organized for September 2023. It is anticipated joint meetings will be held bi-annually.
- Attended first VML Legislative Policy meeting for the discussion of policy initiatives for localities.
- Attended a meeting to discuss the July 3rd Fireworks After Dark event to be held downtown, followed by a meeting to discuss ways to enhance the Tree Lighting Ceremony.
- Met with Town Manager and representatives of the Virginia Department of Health on a wastewater monitoring program.
- Attended a WFLO Call Flo segment and answered some questions in support of local radio.
- Provided a presentation on recreation in our area to the Farmville Area Chamber of Commerce with Chief Park Ranger Daniel Jordan.
- Attended VML Rules of the Road meeting conference in Richmond with Vice-Mayor Reid. Mr. Reid is the VML President and presided over the meeting.

CLOSED SESSION

On a motion by Mrs. Amos, seconded by Mr. Hunter, and with Council members Amos, Reid, Dwyer, Pairet, Yoelin, Hunter, and Hardy voting “yes”, Council went into closed session under paragraph A.1. of Section 2.2-3711, Personnel-for the discussion of performance of the Town Manager.

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: Seven "yeses", No "noes"

MOTION: Amos

SECOND: Hunter

YES: Hunter, Hardy, Amos, Reid, Dwyer, Pairet, and Yoelin "aye"

NO: None

ABSENT DURING VOTE: None

ABSENT DURING MEETING: None

Clerk of Council

There being no other business and on a motion by Mr. Pairet, seconded by Mr. Hunter, with all in favor stating "aye", the meeting adjourned at 8:07 PM.

APPROVED:

ATTEST:

Brian R. Vincent, Mayor

Mary H. McKay, Clerk of Council