

REGULAR MEETING OF THE FARMVILLE TOWN COUNCIL
HELD ON JULY 10, 2024

At the regular meeting of the Farmville Town Council held on Wednesday, July 10, 2024, at 6:00 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, Daniel Dwyer, Tommy Pairet, Adam Yoelin, and John Hardy.

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

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

The Clerk called the roll, noting Council member Donald Hunter as absent.

The Lord’s Prayer was recited for anyone wishing to join in prayer. Vice-Mayor Reid led the Pledge of Allegiance.

ADOPTION OF AGENDA

Mr. Dwyer made a motion to adopt the agenda as presented, seconded by Mr. Hardy, and with all in favor stating “aye”, the motion passed.

DECLARATION OF PERSONAL INTEREST

There were no declarations of personal interest made.

INTRODUCTION OF FARMVILLE FIRE DEPARTMENT NEW EMPLOYEE

Fire Chief Daniel Clark provided an introduction of the Department’s new firefighter, Jonathan Stolfus. Mr. Stolfus received welcome comments from the Council.

INTRODUCTION OF NEW HUMAN RESOURCES MANAGER

Amanda Zirkle was introduced by Town Manager Davis as the town’s new Human Resources Manager. Mayor Vincent offered a welcome to Ms. Zirkle.

PUBLIC HEARING – ORDINANCE NO. 228 – TO AMEND SECTIONS 15-122, 15-123, 15-127, 15-130, 15-135 AND DELETING SECTIONS 15-126 AND 15-131 OF DIVISION 3 OF ARTICLE III OF CHAPTER 15-MOTOR VEHICLES AND TRAFFIC

With no one signed up to provide comments, the public hearing was closed.

PUBLIC HEARING – ORDINANCE NO. 231 – TO AMEND SECTION 29-22(A) TABLE 1: ZONING USE MATRIX OF ARTICLE III OF CHAPTER 29 – ZONING AND SUBDIVISION

BY ALLOWING RESTAURANT, MOBILE BY CONDITIONAL USE PERMIT IN THE R-3 ZONING DISTRICT

With no one signed up to provide comments, the public hearing was closed.

PUBLIC HEARING – ORDINANCE NO. 232 – TO AMEND THE OFFICIAL ZONING MAP OF THE TOWN OF FARMVILLE TO PROVIDE FOR THE REZONING OF PROPERTIES ALONG GRIFFIN BOULEVARD FROM HIGH STREET TO EDMUNDS STREET

With no one signed up to provide comments, the public hearing was closed.

PUBLIC HEARING – RESOLUTION NO. 2024-07-01 – TO AMEND THE COMPREHENSIVE PLAN TO REFLECT THE ZONING AMENDMENT IN ORDINANCE NO. 231 AND THE OFFICIAL ZONING MAP AMENDMENT IN ORDINANCE NO. 232

With no one signed up to provide comments, the public hearing was closed.

PUBLIC HEARING – RESOLUTION NO. 2024-07-02 – FOR A CONDITIONAL USE PERMIT TO ALLOW AN AUTOMOBILE REPAIR SERVICE PER TOWN CODE SECTION 29-22.A. THE 0.836-ACRE SITE IS LOCATED AT 513 EAST THIRD STREET ON PARCEL 0023A04(23)08-002. THIS PROPERTY IS ZONED B-2 TRANSITIONAL COMMERCIAL

With no one signed up to provide comments, the public hearing was closed.

PUBLIC HEARING – RESOLUTION NO. 2024-07-03 – FOR A CONDITIONAL USE PERMIT TO ALLOW AN ACCESSORY DWELLING UNIT PER TOWN CODE SECTION 29-22.A. THE 4.500-ACRE SITE IS LOCATED AT 1406 SPOTTSWOOD DRIVE ON PARCEL 0023A13(0A)00-048. THIS PROPERTY IS ZONED R-1 LOW DENSITY RESIDENTIAL

With no one signed up to provide comments, the public hearing was closed.

PUBLIC COMMENT PERIOD

Carol Anderson, 2503 Layne Street, Farmville, VA, was present to voice her opposition to the proposed Israel Hill project on Layne Street. Emphasis was placed on an issue concerning the Layne Street residents and the lack of engagement received from Shawn Rozier of STEPS and Allison Bogdanovic with Virginia Supportive Housing. Ms. Anderson reported that their concerns for how this project will impact residents, and their property values have been met with disregard.

Monique Thomas, 2353 Layne Street, Farmville, VA, was present to voice her opposition to the Israel Hill project introduced to the community by STEPS. Ms. Thomas advised not being comfortable with low-income housing being built on Layne Street and that those residents were not notified until it was announced at a public meeting.

Leslie Forsythe, 2359 Layne Street, Farmville, VA, addressed the Council to report that the news of the Israel Hill project was handled poorly by STEPS and Virginia Supportive Housing.

Expecting an open public forum at the meeting she attended at the Moton Museum concerning the proposed project, Ms. Forsythe reported there was no acknowledgement of the Layne Street residents either verbally or on the aerial map included in the handout. She hopes the project can be relocated to an area that does not impact an already existing neighborhood.

Barbara Dickerson, 3266 Hixburg Road, Pamplin, VA, provided remarks on how the proposed residential project on Layne Street has affected the residents' present and possibly future home values. Ms. Dickerson noted the safety concern of having female-owned and operated established businesses in the area, referencing three local businesses by name. She asked the Council to consider the High Bridge State Park that passes through the property of the proposed project and what possible impact there might be for the widely used trail.

Lisa Elsaesser, 2505 Layne Street, Farmville, VA, addressed the Council concerning the Layne Street project. She noted the concerns of current and future loss of housing property values and reported the questions about the project are not being answered. Ms. Elsaesser asked how the community will support the homeless residents with jobs, transportation, and other needs, and asked about the financial impact on the Farmville community to support such a project. She noted the playground and the new water pad located within walking distance of the proposed facility.

Kylie Dyer, 2355 Layne Street, Farmville, VA, addressed the Council as part of the group who would be most affected by the Israel Hill project, a Layne Street homeowner and resident. Ms. Dyer spoke in opposition to the new housing initiative and advised that STEPS and Virginia Supportive Housing (VSH) have not provided information on the proposed project. She believes property values have been affected as a result. No data has been reported by STEPS and VSH to support having enough job opportunities for a new concentrated group of individuals and families who may need employment to support themselves nor how they plan to sustain the operation.

John Brown, 2355 Layne Street, Farmville, VA, was present to express his opposition to the Israel Hill Housing Project. Mr. Brown advised that the unwillingness of STEPS and VSH to notify property owners of their intentions and address their questions and concerns is extremely troubling. He reported that the lack of transparency towards the existing neighborhood on Layne Street leaves him no choice but to oppose the project.

Jeremy and Renee Dukes, 2511 Layne Street, Farmville, VA, were in attendance. Jeremy Dukes offered comments on the Israel Hill proposal and also spoke on the unhappiness with the project. Mr. Dukes reported he and his wife attended the meeting and announcement held at the

Moton Museum and there was no plan to hear from residents. The location of the proposed project and how it is being done by STEPS and VSH was reported as questionable.

With no one else signed up to speak, the public comment period was closed. Mayor Vincent provided a brief update. STEPS and Virginia Supportive Housing held a meeting on June 4, 2024, at the Moton Museum concerning the project. It is not a project that is before the Planning Commission or Town Council at this time. Appreciation was expressed to all who showed up to voice their concerns.

CONSENT AGENDA

Mr. Hardy made a motion to accept the Consent Agenda as presented, seconded by Mrs. Amos, and with all in favor stating “aye”, the motion passed. The Consent Agenda includes the draft minutes of the June 5, 2024, Work Session.

FINANCE REPORT

Mr. Hardy made a motion to approve the Finance Report as presented, seconded by Mr. Reid, and with all in favor stating “aye”, the motion passed.

BACKGROUND:

Finance Director Julie Moore reported on the Work Session reports for May 2024 due to the cancellation of the July 3rd meeting. The revenue compared to the budget should be approximately 92% but is below as previously reported due to some revenue that hasn't been recognized and some items in the budget not considered as true revenue. If those items were excluded, the revenue compared to the budget would be on target. The revenue compared to prior year is above in every fund except for the airport fund. As reported previously, there was a large project last year and this year there is not. The expenses to budget are well below 92% with two departments being over, the library and the economic development incentive department. Ms. Moore reported those departments will be on track by the year end. Expenses versus prior year are slightly above due to the purchase of items such as the OpenGov software and the splashpad.

Ms. Moore continued by providing the June 2024 Finance Report. For the ABM Project, \$16,654 was earned for the month of June. This income will go towards future payment on the project. There was \$115,309 earned for FY24 on the ABM project with the first payment being \$117,000 which almost was enough to cover with the interest earned. There was \$16,167 earned at the Virginia Investment Pool (VIP) in June, with a total earned of \$195,518 so far with VIP for FY24. There was \$21,434 earned in June in the sweep accounts with Benchmark and \$220,063

earned so far for FY24. There was \$33,956 earned income for June with the money placed at the Local Government Investment Pool (LGIP), with a total earned of \$427,409 with LGIP for FY24. In total, there was \$71,557 income for June, excluding the ABM Income. For FY24 a total of \$842,990 was earned in all investments during the year.

**REQUEST TO ADOPT ORDINANCE NO. 228 – CHAPTER 15 AMENDING PARKING
METER DIVISION**

Mr. Yoelin made a motion to adopt Ordinance No. 228, seconded by Mr. Pairet, and with a recorded vote of Council members Reid, Dwyer, Pairet, Yoelin, Hardy, and Amos voting “yes”, the motion passed.

BACKGROUND: A Public Hearing was held on the proposed ordinance at the May 8, 2024, Regular Council Meeting. Some community members voiced their concerns on the fine increase, so the topic was returned for discussion by Council at the June 5, 2024, Work Session. There was consensus from Council to keep the regular parking meter fine at \$25 but raise the handicapped and fire hydrant parking fines. A Public Hearing was held on the proposed ordinance on July 10, 2024, with no additional input being received.

ORDINANCE NO. 228

Amending Sections 15-122, 15-123, 15-127, 15-130, 15-135 and deleting Sections 15-126 and 15-131 of Division 3 of Article III of Chapter 15 – Motor Vehicles and Traffic.

THE TOWN OF FARMVILLE HEREBY ORDAINS:

1. That Sections 15-122, 15-123, 15-127, 15-130, 15-131, 15-134, 15-135 be amended and Sections 15-126 and 15-131 be deleted of Division 3 of Article III of Chapter 15 – Motor Vehicles and Traffic of the Town of Farmville Town Code as follows:

Sec. 15-122. - Time of operation.

The provisions of this division shall apply to metered parking on the streets only between the hours of 8:00 a.m. and 6:00 p.m. *Monday through Saturday.* ~~and on days other than Sundays and the following holidays: Christmas Day, Easter Monday, July Fourth and Thanksgiving Day. Should Christmas Day or the Fourth of July in any year fall on Sunday, the Monday following shall be taken as the holiday for the purpose of the division~~

Sec. 15-123. - Installation, operation and maintenance.

In the parking meter zones established pursuant to section 15-121, the town manager is directed to provide for the installation or placing of parking meters, and the regulation, control, operation and use thereof in accordance with the provisions of this division, and to maintain such meters in

good working condition. Such parking meters installed in a parking meter zone shall be placed upon the curbing immediately adjacent to individual parking spaces, which are to be designated as provided in section 15-124. Each parking meter shall be placed or set in such a manner as to show or display a signal that the parking space assigned to it is or is not legally in use. Each parking meter installed upon any street shall be installed and set to display, upon ~~deposit of a United States of America coin or coins~~ *payment* in accordance with the schedule of charges for the metered parking ~~attached to the meter~~, a signal indicating legal parking time for the time purchased in depositing such ~~coin~~ *payment* for the part of the street upon which such meter is placed. Each meter shall be so arranged that, upon the expiration of such parking limit, or the portion thereof for which the necessary ~~coin~~ *payment* has been deposited, it will indicate by mechanical operation and proper signal that the lawful parking period has expired.

~~Sec. 15-126. — Deposit of coin; meter to indicate expiration of parking time.~~

~~When any vehicle shall be parked in any space alongside of or next to which a parking meter is located, the operator of such vehicle shall, upon entering the parking space, immediately deposit, or cause to be deposited, one (1) or more coins of the United States of America, as indicated on such meter, in such parking meter, and the parking space may then be lawfully occupied by such vehicle during the period prescribed as the parking time allowed in such zone, or the portion thereof for which the necessary coin has been deposited. If such vehicle shall remain in such parking space beyond the parking limit prescribed for such parking space, then upon the expiration of the parking limit, or the portion thereof for which the necessary coin has been deposited, the parking meters shall display a sign or signal showing illegal parking and, in which event, the vehicle parked in such parking space shall be considered as parked overtime and beyond the period, and the parking of a vehicle overtime in any such part of a street where any such meter is located shall be a violation of this section and punished as provided in section 15-135.~~

Sec. 15-127. - Parking overtime.

It shall be unlawful for any person to permit a vehicle to remain or to be parked in any parking space adjacent to any parking meter while such meter is displaying a signal indicating that the vehicle occupying such parking space has already been parked beyond the period of time prescribed for such parking space. It shall be unlawful for any person to cause, allow, permit or suffer any vehicle to be parked overtime or longer than two (2) hours for any parking meter zone. ~~; enforceable twenty-four (24) hours a day.~~

Sec. 15-130. - Violations; duty of officers; payment of fine.

(a) Each police officer charged with the duty of enforcing this division shall take the number of any meter at which any vehicle is overparked, the ~~vehicle tag number~~ *license plate number* and/or *registered information* of such vehicle, and ~~report the same to the police department and make proper complaint touching~~ *issue a parking citation for* such violation.

(b) Each officer shall attach to such vehicle a *parking citation* ~~notice to the owner thereof~~ that such vehicle has been parked in violation of a provision of the parking meter regulations and instructing such owner when and where to report with reference to such violation. Each such owner may, within thirty (30) days of the time when such notice was attached to such vehicle, pay to the ~~treasurer's~~ *finance* office a penalty for and in full satisfaction of such violation, the

~~sum of twenty five (\$25.00) the amount notated for each violation during which such vehicle occupied such parking space illegally. The failure of such owner to make such payment to the treasurer's finance office within thirty (30) days of the time when such notice was attached to such vehicle (this can be 30 days postmarked mail) shall render such owner subject to the penalties provided for in section 15-135.~~

~~(c) Vehicles parked in violation of this ordinance are subject to towing.~~

~~Sec. 15-131. — Deposits required levied as fees for certain purposes.~~

~~Coins Payments are required to be deposited in parking meters, by credit card, or by a pay app, as provided in this division, are hereby levied and assessed as fees to provide for the proper regulation and control of traffic on the public streets and to cover the cost of the supervision, inspection, installation, operation, maintenance, control and use of parking spaces and regulating the parking of vehicles in the parking meter zones hereby created.~~

~~Sec. 15-135. – Parking violation fines, penalty for non-payment, and removal or immobilization of vehicles.~~

~~Any person who does not pay the fine within fifteen (15) days from time when such notice was attached to such vehicle shall pay double the amount for all fines, with the exception of parking in a handicap space which will be two hundred dollars (\$200.00).~~

~~(a) Electric Vehicle While Charging Parking Only is \$25 fine.~~

~~(b) Following violations are \$25 fine if paid within 30 days after which is \$50 fine:~~

- ~~1. Violation of Meter Ordinance~~
- ~~2. Overtime Parking~~
- ~~3. Parking with Left Side to Curb~~
- ~~4. Parking on Sidewalk~~
- ~~5. Double Parking~~
- ~~6. Parking in Loading Zone~~
- ~~7. Blocking Driveway~~
- ~~8. Parking 20 feet of Intersection~~
- ~~9. Parking in Permit Zone~~
- ~~10. Resident Parking Only~~
- ~~11. Parking in Prohibited Zone~~
- ~~12. Yellow Painted Curb~~
- ~~13. No Parking at Anytime~~
- ~~14. No Parking – Designated Hours~~
- ~~15. No Parking – Dual Wheeled Vehicles~~
- ~~16. Expired Registration or State Inspection~~

~~(c) Following violations are \$75 fine if paid within 30 days after which is \$150 fine:~~

- ~~1. Parking within 15 feet of Fire Hydrant~~
- ~~2. Parking in a Fire Zone~~

~~(d) Parking in Handicapped Space is \$150 fine if paid within 30 days after which is \$200 fine.~~

~~(e) Any motor vehicle, vehicle, or trailer parked on a public highway, street, or public grounds in which the owner of such motor vehicle, vehicle or trailer has three (3) or more unpaid or otherwise unsettled parking violations notices or citations may have their motor vehicle, vehicle, or trailer removed or immobilized in a manner that will prevent its removal or lawful operation.~~

It is the duty of law enforcement personnel removing or immobilizing the motor vehicle, vehicle, or trailer to inform as soon as practicable the owner of the nature and circumstances of the prior unsettled parking violations for which the motor vehicle, vehicle, or trailer was removed or immobilized. In any case involving immobilization of a motor vehicle, vehicle, or trailer pursuant to this section, there shall be placed on the motor vehicle, vehicle, or trailer, in a conspicuous manner, a notice warning that the motor vehicle, vehicle, or trailer has been immobilized and that any attempt to move the motor vehicle, vehicle, or trailer might damage it. the owner of the removed or immobilized motor vehicle, vehicle, or trailer or other person acting on his behalf, shall be permitted to repossess or to secure the release of the motor vehicle, vehicle, or trailer by payment of the outstanding parking violation notices for which the motor vehicle, vehicle, or trailer was removed or immobilized and by payment of all costs incidental to the immobilization, removal, and storage of the motor vehicle, vehicle, or trailer and the efforts to locate the owner of the motor vehicle, vehicle, or trailer. Should the owner fail or refuse to pay such fines and costs, or should the identity or whereabouts of the owner be unknown and unascertainable, the ordinance may provide for the sale of the motor vehicle, vehicle, or trailer in accordance with the procedures set forth in § 46.2-1213.

2. This ordinance shall be in full force and effect upon passage.

Approved: _____
Mayor

Attest: _____
Clerk of Council

I certify that the above ordinance 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 Pairret _____.

The Honorable Adam Yoelin _____.

The Honorable Donald L. Hunter _____.

The Honorable John Hardy _____.

REQUEST TO ADOPT ORDINANCE NO. 231 ZONING AMENDMENT – MOBILE RESTAURANTS

Mrs. Amos made a motion to approve Ordinance No. 231, seconded by Mr. Pairet, and with a recorded vote of Council members Dwyer, Pairet, Yoelin, Hardy, Amos, and Reid voting “yes”, the motion passed.

BACKGROUND: The Planning Commission met on June 20, 2024, and recommended approval of ZTA24-003 to Town Council to amend Section 29-22.a-Table 1: Zoning Use Matrix of Article III of Chapter 29-Zoning and Subdivision by allowing restaurant, mobile by Conditional Use Permit in the R-3 zoning district.

Town Manager Davis provided a verbal report on the request which included a brief history on a previous application for a conditional use permit and noted that Ordinance Nos. 231 and 232, and Resolution No. 2024-07-01 Comprehensive Plan Amendment are all tied together in his report. A previous conditional use permit application was for a neighborhood convenience store in the current zoning of R-1. The use that was proposed was more of a hydration through IVs and the sale of other items. Another person is now interested in placing mobile restaurants in the area. All Council members present asked questions, and a discussion was held. Community Development Director Ashley Atkins-Austin was available and fielded questions.

A Public Hearing was held on July 10, 2024.

ORDINANCE NO. 231

Amending Section 29-22 (a) Table 1: Zoning Use Matrix of Article III of Chapter 29 – Zoning and Subdivision.

THE TOWN OF FARMVILLE HEREBY ORDAINS:

1. That Section 29-22 (a) Table 1: Zoning Use Matrix of Article III of Chapter 29 – Zoning and Subdivision is amended by allowing restaurant, mobile to be a conditional use in the R-3 District as follows:

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Use Types	R-1 Low Density Residential	R-2 Medium Density Residential	R-3 High Density Residential	R-4 Mobile Homes	B-1 Downtown Commercial	B-2 Transitional Commercial	B-3 Highway Commercial
B: By-right C: Conditional							
Residential							
Accessory Dwelling	C	B	B				
Group home	B	B	B				
Manufactured home				B			
Multi-family dwelling			B			C	B
Single family dwelling, attached	B	B	B			C	
Single family dwelling, detached	B	B	B			C	
Townhouse dwelling		B	B			B	C
Two-family dwelling		B	B			C	
Civic							
Cemetery	B						
Clubs			C		B	B	B
Education facility, college/university	C	C	C		C	C	C
Education facility, primary/secondary	C	C	C		C	C	C
Emergency shelter						B	B
Public assembly			C		C	C	
Public maintenance and service facility		C					C
Public use	C	C	C	C	B	B	B
Public park and recreation area	C	C	C	C	C	C	
Religious assembly	C	C	C		B	B	B
Shelter					B	B	B
Commercial							
Auction barn					C	C	C

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Automobile rental/leasing						C	B
Automobile repair service					C	C	B
Automobile sales						C	B
Bed and breakfast	C	C	C		B	B	
Brewery or distillery					C	C	B
Business or trade school					C	C	B
Car wash						C	C
Clinic					B	B	B
Commercial indoor recreation/amusement					B	B	B
Commercial outdoor recreation/amusement	C					C	B
Commercial vehicle repair							C
Communications service					B	B	B
Construction sales and service							B
Construction yard							C
Consumer repair service					B	B	B
Day care center	C	C	C		C	B	C
Equipment sales and rental							C
Family home day care	C	C	C		C	B	C
Farmer's market						B	B
Financial institution					B	B	B
Funeral homes						B	B
Garden center						B	B
Gasoline stations						B	B
Greenhouse, commercial						B	B

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Home occupations, class A	B	B	B	B			
Home occupations, class B			C		C	C	
Hospitals		C	C		C	C	C
Hotels, motels					B	B	B
Kennel						C	C
Laboratory, research, and development						B	B
Laundry, commercial							B
Life care facility			C			C	C
Manufacturing							C
Manufacturing, small-scale							B
Micro-brewery					B	B	B
Mini distillery					B	B	B
Mini warehouse						C	C
Mixed use structure					B	B	B
Nursing home			C			C	C
Office, general			C		B	B	B
Office, medical			C		B	B	B
Outdoor display						C	C
Personal improvement services			C		B	B	B
Personal services			C		B	B	B
Recycling center							C
Restaurant, general					B	B	B
Restaurant, mobile			C		B	B	B
Restaurants, drive in						C	B
Shopping center						C	B
Short-term rental business	B	B	B		B		
Specialty food shop			B		B	B	B
Store, adult							C

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Store, general					B	B	B
Store, grocery					B	B	B
Store, liquor					B	B	B
Store, neighborhood convenience	C	C	B		B	B	B
Store, specialty					B	B	B
Studio, fine arts					B	B	B
Tasting room					B	B	B
Tattoo parlor and/or body piercing salon						B	B
Transportation terminals						C	C
Veterinary hospital/clinic					C	C	B
Warehouse							B
Wholesale sales						C	B
Winery					C	C	B
Miscellaneous							
Accessory structure	B	B	B	B	B	B	B
Amateur radio tower	B	B	B	B	B	B	B
Broadcasting or communication tower	C	C	C			C	C
Cemetery, private	C						
Garage, private	B	B	B		C	C	C
Parking facility					C	C	C
Recreation facility, private	B	B	B			C	
Utility service, major	C	C	C			C	C
Utility service, minor	B	B	B	B	B	B	B

2. This ordinance shall be in full force and effect upon approval.

Approved: _____

Mayor

Attest: _____
Clerk of Council

I certify that the above ordinance 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 Donald L. Hunter _____.

The Honorable Adam Yoelin _____.

The Honorable John Hardy _____.

**REQUEST TO ADOPT ORDINANCE NO. 232 – OFFICIAL ZONING MAP CHANGE –
REZONING OF PROPERTIES ALONG GRIFFIN BOULEVARD FROM HIGH STREET TO
EDMUNDS STREET**

Mr. Reid made a motion to adopt Ordinance No. 232 – Official Zoning Map Change – Rezoning of Properties along Griffin Boulevard from High Street to Edmunds Street, seconded by Mr. Yoelin, and with a recorded vote of Council members Pairt, Yoelin, Hardy, Amos, and Reid voting “yes”, and Council member Dwyer voting “no”, the motion passed.

BACKGROUND: The Planning Commission met on June 20, 2024, and did not recommend approval of REZ24-001 to Town Council to amend the Official Zoning Map to provide for the rezoning of properties along Griffin Boulevard from High Street to Edmunds Street from R-1 to

R-3. Subject and adjacent property owners were notified by mail of the scheduled Public Hearing which was held on July 10, 2024.

Council member Yoelin provided comments for Council members to consider. He thinks it would be in the town's best interest to move forward with the zoning adoption as it would create a more walkable area and might encourage some good economic growth. He spoke on the variety of stores and services around college campuses and the captured audience it has.

After a motion and second was made, Council member Amos asked if the previous request for an intravenous (IV) bar was denied. Town Manager Davis advised that the request didn't fit under a conditional use because it was submitted as a neighborhood convenience store and didn't meet that definition criteria. Ms. Atkins-Austin added that the Planning Commission heard the case, but the applicant withdrew before the topic came before the Town Council. Mrs. Amos asked further if the topic could present itself again if this area is rezoned to R-3, with the Town Manager advising that a decision would still need to be made by the Council to give someone an ability on their property like what was done with Ordinance No. 231 to allow for a conditional use permit for mobile restaurants.

ORDINANCE NO. 232

Amending the Official Zoning Map of the Town of Farmville to provide for the rezoning of properties along Griffin Boulevard from High Street to Edmunds Street.

WHEREAS, the Town Council of the Town of Farmville has amended the Zoning Ordinance to allow mobile restaurants by conditional use permit in the R-3 District the Official Zoning Map needs to be amended to show certain properties rezoned to R-3; and

WHEREAS, the amended Official Zoning Map (Exhibit 1) reflects the changes in the Zoning Ordinance and serves as the Official Zoning Map of the Town; and

NOW, THEREFORE, BE IT ORDAINED, by the Town Council of the Town of Farmville, this Zoning Map Amendment (Exhibit 1) repeals and replaces the current Zoning Map in its entirety; and

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

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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 _____.

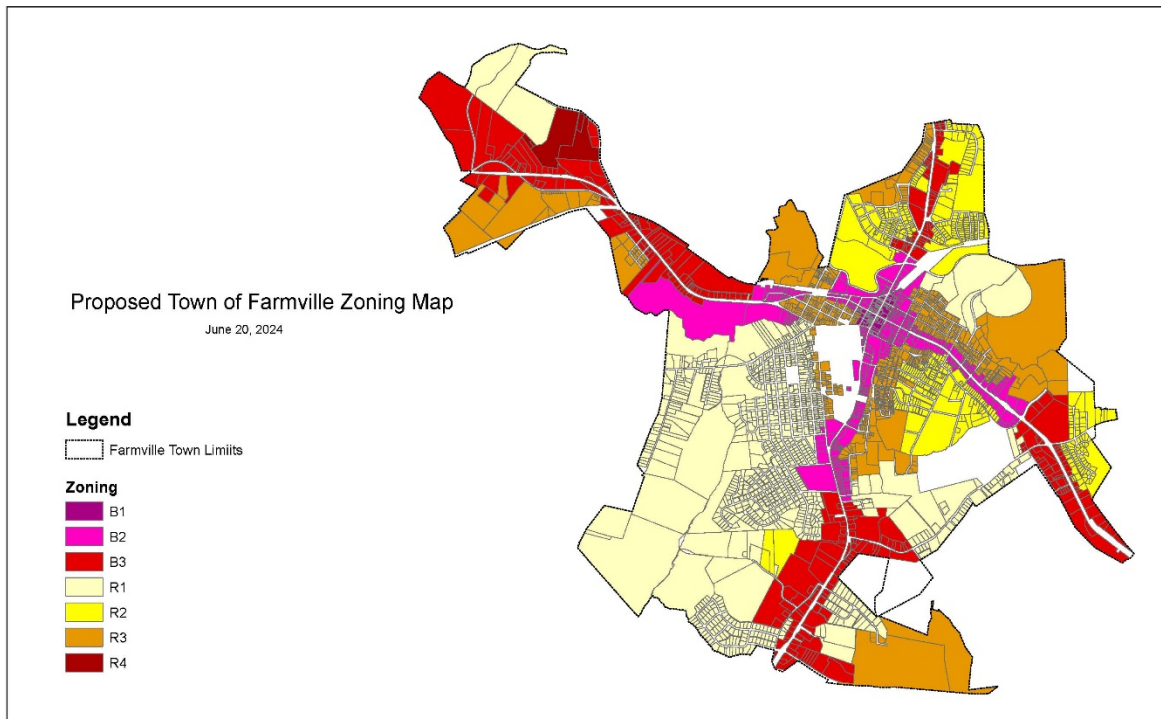
The Honorable Daniel E. Dwyer _____.

The Honorable Tommy Pairt _____.

The Honorable Donald L. Hunter _____.

The Honorable Adam Yoelin _____.

The Honorable John Hardy _____.



REQUEST TO APPROVE RESOLUTION NO. 2024-07-01 – COMPREHENSIVE PLAN AMENDMENT TO REFLECT THE ZONING AMENDMENT IN ORDINANCE NO. 231 AND THE OFFICIAL ZONING MAP AMENDMENT IN ORDINANCE NO. 232

Mr. Hardy made a motion to adopt Resolution No. 2024-07-01 to amend the Comprehensive Plan to Reflect the Zoning Amendment in Ordinance No. 231 and the Official Zoning Map Amendment in Ordinance No. 232, seconded by Mr. Yoelin, and with a recorded vote of Council members Yoelin “aye”, Hardy, Amos, Reid, and Pairet voting “yes”, and Council member Dwyer voting “no”, the motion passed.

BACKGROUND: The Planning Commission met on June 20, 2024, and did not recommend adoption of Resolution No. 2024-07-01 to Town Council to amend the Comprehensive Plan Future Land Use Map to reflect the zoning amendment in ZTA24-003 and REZ24-001. A Public Hearing was held on July 10, 2024.

RESOLUTION NO. 2024-07-01

WHEREAS, the Town of Farmville seeks to establish an amendment to the Comprehensive Plan; and

WHEREAS, the Comprehensive Plan is the Town’s key policy document for land use, development, housing, infrastructure, transportation, and related economic and social issues; and

WHEREAS, the Comprehensive Plan needs to be amended to reflect the zoning amendment in Ordinance 231 and the official zoning map amendment in Ordinance 232; and

NOW, THEREFORE, BE IT ORDAINED, by the Town Council of the Town of Farmville, this Comprehensive Plan Amendment repeals and replaces the adopted Comprehensive Plan in its entirety; and

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

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 Pairat _____.

The Honorable Donald L. Hunter _____.

The Honorable Adam Yoelin _____.

The Honorable John Hardy _____.

REQUEST TO APPROVE RESOLUTION NO. 2024-07-02 FOR A CONDITIONAL USE PERMIT TO ALLOW AN AUTOMOBILE REPAIR SERVICE AT 513 EAST THIRD STREET

Mr. Dwyer made a motion to approve Resolution No. 2024-07-02 for a Conditional Use Permit to allow an automobile repair service at 513 East Third Street, seconded by Mr. Pairet, and with a recorded vote of Council members Hardy, Reid, Dwyer, Pairet, and Yoelin voting “yes”, the motion passed. Council member Sallie Amos was absent during the vote.

BACKGROUND: Community Development Director Ashley Atkins-Austin provided a review of the request using a slideshow to provide some details. The Planning Commission added the condition to permit one storage trailer no larger than 10x40 feet to be placed to the rear of the structure for storage of tires.

An inquiry was made by Council member Hardy concerning the use of the term “storage trailer”. He suggested the term used be a little more defined. After a discussion, it was noted that a condition for the conditional use permit does state, “No exterior display or storage of new or used automobile parts is permitted.”

The Planning Commission met on June 20, 2024, and recommended approval of CUP24-003 with conditions for Melbin Abel Ramirez’ request for a conditional use permit to allow an automobile repair service per Town Code Section 29-22a. The 0.836-acre site is located at 513 East Third Street on Parcel 0023A04(23)08-002. The property is zoned B-2 Transitional Commercial. Adjacent property owners were notified by mail of the scheduled Public Hearing which was held on July 10, 2024.

Resolution #2024-07-02

To grant a conditional use permit to Melbin Abel Ramirez to allow for an automobile repair service per Town Code Section 29-22 (a). The 0.836 acre site is located at 513 East Third Street on Parcel 0023A04(23)08-002, which is zoned B-2 Transitional Commercial.

WHEREAS, Mr. Ramirez filed an application for a conditional use permit to allow an automobile repair service per Town Code Section 29.22.a. The 0.836 acre site is located at 513 East Third Street, on Parcel 0023A04(23)08-002, which is zoned B-2 Transitional Commercial; and

WHEREAS, Mr. Ramirez has agreed to the attached conditions; 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 29-22 (a); and

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 Melbin Abel Ramirez to allow for an automobile repair service per Town Code Section 29-22 (a). The 0.836 acre site is located at 513 East Third Street on Parcel 0023A04(23)08-002, which is zoned B-2 Transitional Commercial with the attached conditions.
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 Pairet	_____.
The Honorable John Hardy	_____.
The Honorable Donald L. Hunter	_____.
The Honorable Adam Yoelin	_____.

Melbin Abel Ramirez Conditions for Conditional Use Permit

List of conditions to be placed on Melbin Abel Ramirez’s Conditional Use Permit for an automobile repair service located at 513 East Third Street.

- All vehicles stored on the premises in excess of seventy-two (72) hours shall be placed in a storage yard.
- No exterior display or storage of new or used automobile parts is permitted.
- There shall be no storage of motor vehicles in landscaped areas or within ten (10) feet of the public road right-of-way.
- The use shall be designed to ensure proper functioning of the site in regards to vehicle stacking, circulation, and turning movements.
- Permit one storage trailer, no larger than 10’ by 40’, to be placed to the rear of the structure.

REQUEST TO APPROVE RESOLUTION NO. 2024-07-03 FOR A CONDITIONAL USE PERMIT TO ALLOW AN ACCESSORY DWELLING AT 1406 SPOTTSWOOD DRIVE

Mr. Dwyer made a motion to approve Resolution No. 2024-07-03 – Conditional Use Permit to Allow an Accessory Dwelling at 1406 Spottswood Drive, seconded by Mr. Reid, and with a recorded vote of Council members Amos, Reid, Dwyer, Pairet, Yoelin, and Hardy voting “yes”, the motion passed.

BACKGROUND: Community Development Director Ashley Atkins-Austin provided a review of the request using a slideshow to provide some details. It was noted that the applicant was in attendance to answer any questions.

Council member Pairt asked if the dwelling would continue to be there after the needs of what its presently being used for. The Town Manager reported once the conditional use permit is approved, its there until not used for more than two years and follows the property.

The Planning Commission met on June 20, 2024, and recommended approval of CUP24-004 with conditions for James and Lisa Gantt's request for a conditional use permit to allow an accessory dwelling unit per Town Code Section 29-22a. The 4.500-acre site is located at 1406 Spottswood Drive on Parcel 0023A13(0A)00-048. The property is zoned R-1 Low Density Residential. Adjacent property owners were notified by mail of the scheduled Public Hearing which was held on July 10, 2024.

Resolution #2024-07-03

To grant a conditional use permit to James and Lisa Gantt to allow for an accessory dwelling unit per Town Code Section 29-22 (a). Located on a 4.500 acre site at 1406 Spottswood Drive on Parcel 0023A13(0A)00-048, which is zoned R-1 Low Density Residential.

WHEREAS, Mr. and Mrs. Gantt filed an application for a conditional use permit to allow an accessory dwelling unit per Town Code Section 29.22.a. Located on a 4.500 acre site at 1406 Spottswood Drive on Parcel 0023A13(0A)00-048, which is zoned R-1 Low Density Residential; and

WHEREAS, Mr. and Mrs. Gantt have agreed to the attached conditions; 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 29-22 (a); and

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 James and Lisa Gantt to allow for an accessory dwelling unit per Town Code Section 29-22 (a). Located on a 4.500 acre site at 513 East Third Street on Parcel 0023A13(0A)00-048, which is zoned R-1 Low Density Residential with the attached conditions.

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 Pairret _____.

The Honorable John Hardy _____.

The Honorable Donald L. Hunter _____.

The Honorable Adam Yoelin _____.

James and Lisa Gantt's Conditions for Conditional Use Permit

List of conditions to be placed on James and Lisa Gantt's Conditional Use Permit for an accessory dwelling unit located at 1406 Spottswood Drive.

- The structure shall comply with all setback requirements that apply to the primary structure.
- Any accessory dwelling shall comply with all applicable requirements of the state department of health and the Virginia Uniform Statewide Building Code.
- No signage advertising or promoting the existence of the structure shall be permitted on the exterior of the structure or anywhere on the property.

TOWN MANAGER'S REPORT

An update was provided regarding work being completed by the Public Works Department. There have been several water leaks in town, two on the main feed line on West Third Street in two different areas, South Main Street and Sixth Avenue. There also was a tree in a sewer main earlier in the week that had to be fixed.

A meeting with ABM staff and their contractor was held concerning the water meter replacements which are anticipated around mid-September depending on the quantity of meters to be delivered. The roof improvements, energy and water efficiencies and conservations for the buildings and lighting have been completed as well as the parking meters. Work is hopefully being finished on the EV chargers as far as the electrical inspection and some other items that need to be updated. Work is being coordinated through Dominion Energy for the solar at the water and wastewater plants which could probably be one of the last items to be completed.

Council member Pairet asked if ABM staff have been asked or do they have a solution for the glare on the parking meters. Town Manager Davis advised that IPS reported they hear about the glare on a regular basis and that there is no remedy other than lowering or tilting the meters to allow for better viewing. Town staff are looking at cutting the poles two inches to reduce the height to see if that will help most individuals see the screen. From an inquiry made by Council member Yoelin, Town Manager Davis reported the burden will be on the town to lower the height, as the poles are town property. Only the meters were supplied to fit in the existing casings.

Hurt & Proffitt began looking into manholes this week to evaluate the age of the sewer lines.

The conversion of chlorine gas to liquid is still moving forward as the Department of Environmental Quality has approved the drawings for the wastewater treatment plant. The drawings for the water treatment plant will be sent today to the Virginia Department of Health to seek approval of the change.

Representatives from the pump manufacturer for the splashpad were here this week for a meeting and were able to get one pump working again. The motor is burnt in the second pump. It is hoped the pump will arrive tomorrow with installation by the first of next week. Staff plan to run the equipment to ensure it is working properly, have tests run through the water treatment plant, and then reopen. The tank replacement has been ordered and anticipated to arrive in four weeks but will not be replaced until after Labor Day when the site is shut down. The old tank will be dug up and the new one placed. The site will be winterized and reopen next Memorial Day.

The Planning Commission will be looking at the fence ordinance again this month and a restaurant site plan at the former Car Coop location.

The Virginia Department of Transportation (VDOT) will be holding a public hearing on the roundabout project at Oak, Griffin and High on July 16, 2024, from 4:00 to 6:00 PM at their Commerce Road location.

VDOT will begin paving West Third Street from the bridge to the trail overpass with state of good repair funding. All work will be performed by VDOT's paving contractor, Colony.

A thank you was provided to all the town staff, Public Works, Fire and Police Departments, and everyone who assisted with the Fireworks After Dark event held on July 3rd. He specially thanked his assistant, Jackie Vaughan, who coordinated the event and gathered the vendors, and to the Farmville Downtown Partnership for their assistance in organizing the businesses to have popup shops on the end of Main Street, and for the businesses that stayed open during the event.

From an inquiry made by Council member Pairet, the Town Manager reported on the timeframe for the work being completed by Hurt & Proffitt. A December 2024 date was reported as a goal by Hurt & Proffitt to provide a report to the town.

COMMENTS BY MAYOR AND TOWN COUNCIL

Mr. Yoelin reported on the phenomenal work by Town staff for the fireworks display this year. He thanked everyone for their attendance and those who chose to speak up. A remark was made from a text received concerning the home audience being unable to hear when comments are made at the podium microphone. He asked if the volume could be accentuated for the online viewers as this topic has been heard before and needs to be addressed. Town Manager Davis advised that staff would look into the issue and contact the company that installed the equipment.

Mr. Pairet remarked that he could not be happier regarding the fireworks event and reported receiving no complaints. A thank you was expressed to the town staff, and everyone involved.

Mr. Dwyer provided likewise remarks concerning the fireworks and thinks it was a good evening for everyone.

Mr. Reid reported hearing from everyone that the fireworks were good.

Mayor Vincent echoed the sentiments being made about the fireworks event and thanked the Farmville Downtown Partnership, Chamber of Commerce and everyone who attends the meetings throughout the year to help plan the event. He remarked telling Jackie Vaughan the next day what an amazing job she had done. He added the improvements made to the event each year are appreciated by everyone with a thank you expressed also to the Public Works and Public Safety departments and everyone who plays a part.

An update was provided of his monthly schedule:

- Attended the Virginia Municipal League legislative committee meeting to discuss upcoming legislation. He asked if there is legislation of a concern to anyone to let him know as he attends the committee meetings. He has the opportunity to convey what is important to this locality as the General Assembly weighs their choices.
- Residents from the Layne Street coalition asked for a meeting and were hosted by him, and he listened to their concerns. He suggested they attend a Council meeting to have their opinions and voices heard and on record given that the project was not before any of the governing bodies. He thanked them for doing so.
- Staff are continuing to move forward from the disappointing issues with the splashpad. Mayor Vincent mentioned that he spoke recently with Public Works staff from the Town of Altavista who have a similar splashpad. It was mentioned they are having some issues and have shut down their site as well. An offer was made by them to provide assistance if needed. Once the splashpad reopens, there will be language mentioned concerning the rules for public safety and public health. In talking with the Health Department, they are seeing normal gastrointestinal (GI) bacterial and viral infections but not related necessarily to the splashpad. They have offered to help spread the word about how to be safe.

- Mayor Vincent provided a brief update concerning the roundabout that he recalls has been in discussion since at least 2015, with Town Council voting it forward around 2020, after public hearings were held. The project is now in the next phase with VDOT to hold a public hearing on the roundabout design.
- A topic of importance to the mayor was mentioned about how to get the word out concerning items before Council. With many ways to stay informed on what happens with the Town Council, a reminder was made that the meetings may be watched live as well as watching the recordings online at a later time.

CLOSED SESSION

On motion by Mr. Dwyer, seconded by Mr. Hardy, and with Council members Dwyer, Pairet, Yoelin, Hardy, and Amos voting “yes”, Council went into closed session under the provisions of Paragraph A.1 of Section 2.2-3711, for the discussion of performance of the Town Manager and Paragraph A.1. of Section 2.2-3711, for the discussion of performance of the Clerk of Council. Council member A.D. “Chuckie” Reid was absent for the vote.

CERTIFICATION OF CLOSED MEETING

WHEREAS, the Farmville Town Council has convened a closed session 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 session 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: Six ayes, No noes

MOTION: Dwyer

SECOND: Pairet

AYES: Dwyer, Pairet, Yoelin, Hardy, Amos, and Reid

NOES: None

ABSENT DURING VOTE: Hunter

ABSENT DURING MEETING: Hunter

Clerk of Council

\$5000 RAISE TO TOWN MANAGER SCOTT DAVIS

Mr. Pairet made a motion to give a \$5000 raise to the Town Manager, seconded by Mr. Hardy, and with a recorded vote of Council members Dwyer, Pairet, Yoelin, Hardy, Amos, and Reid voting “yes”, the motion passed.

\$1000 FINANCIAL AID TO BE GIVEN TO THREE PEFYA TEAMS GOING TO WORLD SERIES

A motion was made by Mr. Pairet that the Town of Farmville contribute \$1000. financial aid to each team, boys and girls, to include the possibility of a third team as well, seconded by Mr. Yoelin, and with a recorded vote of Council members Amos, Reid, Dwyer, Pairet, Yoelin, and Hardy voting “yes”, the motion passed.

BACKGROUND: Having won the state championship and now scheduled to go to Louisiana for the world series, PEFYA teams are raising funds throughout town to help towards expenses. Mr. Hardy added that a third team will be playing their championship game the upcoming weekend and would like that team to be added to receive the \$1000. financial aid should they win and head to the world series.

With no further business, on motion by Mr. Pairet, seconded by Mr. Hardy, and with all in favor stating “aye”, the meeting adjourned at 8:56 PM.

APPROVED:

ATTEST:

Brian R. Vincent, Mayor

Mary H. McKay, Clerk of Council