REGULAR MEETING OF THE FARMVILLE TOWN COUNCIL HELD ON AUGUST 14, 2024

At the regular meeting of the Farmville Town Council held on Wednesday, August 14, 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, Donald Hunter, and John Hardy.

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

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

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

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. Hunter made a motion to adopt the agenda as presented, seconded by Mr. Dwyer, 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 POLICE DEPARTMENT NEW OFFICERS

Police Chief Andy Ellington provided an introduction of the Department's new officers, Adam Thomas and Zachary Bright. Officers Thomas and Bright were welcomed by Mayor Vincent and Council members.

Captain Bill Hogan provided an update on an event being hosted by the Triad organization on August 15, 2024, 12:00 noon, at the Firemen's Sports Arena. The organization will hold its quarterly meeting and mark its 15th anniversary with a program on scam/fraud prevention for senior citizens with a free lunch included for attendees. Virginia Attorney General Jason Miyares will be the keynote speaker. An open invitation was extended to community members.

UPDATE FROM PRINCE EDWARD COUNTY ADMINISTRATOR DOUG STANLEY

Council members were provided with a copy of the written report reviewed by County Administrator Doug Stanley. Several items were highlighted:

- 2023 Enterprise Zone report
  - Over $130,000 was spent on marketing for the HIT Park
  - 18 new businesses opened and 3 closed with a net of 32 new jobs created
  - Completion of the industrial park access road, an investment of just under $2.3 million
- Enterprise Zone will expire at year's end and with a change in state code, Prince Edward along with Lunenburg and Charlotte counties may reapply to have an additional five-year term added allowing for incentives to be provided to new businesses locating downtown and in the county. A letter of support from the Town Manager may need to be included.
- With the help of a $10,000 marketing grant working with Letterpress, a wedding marketing website, "Forever Starts in Prince Edward", has been developed to showcase what the community has to offer as an affordable wedding destination.
- Renovation work will soon go out to bid for the Prince Edward Elementary School. A delivery of 16 portable classrooms and four toilet units will be set up for use during the renovations. An anticipated due date for the bids is late September with the hope of an award being made in October.
- Prince Edward County was awarded $990,761 in funding from the Assistance to Firefighters Grant for the radio system upgrade. Additional funding is still pending from COPS and Dispatch grants as well as direct federal appropriation.
- The emergency radio system project is in the detail design review phase to ensure that the correct equipment is ordered to match needs and requirements. Motorola has been working with tower vendors for preliminary approval and starting draft lease agreements.
- The four-year Kinex broadband project should be completed in fall 2026. As of August 5, 2024, 362 miles of conduit and fiber have been installed with 809 customers being signed up for service.
- An application for a Federal Raise Grant for transportation funding for a planning grant for improvements for the 460/East Third Street intersection was unsuccessful for an award. Appreciation was expressed to the Town Manager for providing a letter of support for the application. It is hoped that another application will be made in the next year.

- An application also was submitted for just under $17 million from the Virginia Economic Development Partnership for improvements at the HIT Park. The County will look to reapply again next year, being unsuccessful for an award this year.
- The reassessments are approximately 86% complete. Having switched from a six-year to a four-year reassessment cycle, property values will be increasing next year.
- The first meeting of the Virginia Heartland Regional Economic Development Alliance was held August 13, 2024. The organization will help promote the region, represent the area in the Virginia Economic Development Partnership, and bring leads and prospects to the region.

PUBLIC HEARING – ORDINANCE NO. 234 – AMENDING SECTION 29-35(B) OF ARTICLE IV OF CHAPTER 29 – ZONING AND SUBDIVISION

Carol Fauci, 1401 Gilliam Drive, was present to speak in favor of the proposed fencing ordinance and commented on the responsibility of the town's governing body to protect the safety, maintain the aesthetics of the properties in town, and protect property values. Ms. Fauci reported that town lots are mostly small with homes close to each other and she feels one cannot do whatever one wants on a piece of property. Certain rules and regulations must be in place so that residents can live in harmony with their neighbors. Regular follow-up is needed to ensure compliance.

Mayor Vincent read the email correspondence received from Bob Webber, 1101 High Street: "I am particularly concerned over the proposed ordinance height restriction of 4 feet at the front of the building line. One of the reasons for building a fence around a yard is to confine pets, specifically dogs, to the yard. A normal size dog could jump over a 4 foot fence without pausing for breath. A 5 or 6 foot high fence is more practical, and a large dog may need an even higher fence. Any fence ordinance should be restricted to addressing blocking views of oncoming traffic. Nothing else is needed. Thanks for your attention."

Jake Romaine addressed the Council concerning the proposed fence ordinance and an issue with the four-foot height in a front yard. He reported on the priority of safety, but once certain items start being restricted, he has some concern. Mr. Romaine used as an example his property on Cedar Avenue and the adjoining house becoming dilapidated. The property owner addressed the issue, but he had considered constructing a large fence to block his view of the property.

Howard Armistead, 706A Hill Street, was present to offer comments that were unrelated to the referenced public hearing. Mr. Armistead's comments included a compliment for the paving on Hill Street and throughout the neighborhood, complaint about the inflation of the new parking meter fees, and information he is hearing through the media.

Patrick Carwile, 901 High Street, was present to speak on the proposed fence ordinance and reported having a six-foot fence in his backyard on a corner lot. He mentioned not seeing verbiage in the ordinance concerning corner lots but may have missed it. Mr. Carwile reported his six-foot fence around his backyard keeps his animals in and stated if a four-foot fence were mandated, he is unsure he would feel safe leaving his aggressive dog out because it could attack another dog if promoted to do so. He feels residents should be allowed to place whatever size fence they need to make their house livable but should not obstruct views.

With no one else signed up, the public hearing for Ordinance No. 234 was closed.

PUBLIC HEARING - ORDINANCE NO. 235 – AMENDING SECTION 14-4 AND SECTION 14-20 OF ARTICLE I OF CHAPTER 14 – LICENSES AND PERMITS

With no one signed up to provide comments, the public hearing on Ordinance No. 235 was closed.

PUBLIC COMMENT PERIOD

Kim Boswell, 704 First Avenue, addressed the Council concerning the traffic on First Avenue and reported providing comments one-two months previously. As the issue has not gone away, Mr. Boswell requested that stop signs or crosswalks be considered to slow down the drivers. He noted the increased speeds of drivers coming down First Avenue and believes the town has the equipment to determine how fast the traffic is moving.

With no one else signed up to speak, Mayor Vincent closed the Public Comment period.

CONSENT AGENDA

Mr. Reid made a motion to accept the Consent Agenda as presented, seconded by Mr. Hardy, and with all in favor stating "aye", the motion passed. The Consent Agenda includes the draft minutes of the June 12, 2024, Regular Council Meeting and the July 10, 2024, Regular Council Meeting.

FINANCE REPORT

Mr. Hardy made a motion to accept the Finance Report as presented, seconded by Mr. Dwyer, and with all in favor stating "aye", the motion passed.

BACKGROUND: Finance Director Julie Moore provided a report for July 2024. For the ABM project, $17,282 was earned for July which will go towards the next payment. There was $16,781 earned at the Virginia Investment Pool (VIP), $20,842 in the sweep accounts with Benchmark

Community Bank, and $35,240 earned income with the money placed at the Local Government Investment Pool (LGIP). There was a total earned income for July of $72,863, excluding the ABM income. Ms. Moore will follow up with a total amount earned for the last six months, as requested by Council member Hunter.

REQUEST ADOPTION OF ORDINANCE NO. 234 – AMENDING SECTION 29-35(B) OF ARTICLE IV OF CHAPTER 29 – ZONING AND SUBDIVISION

Mr. Pairet made a motion to send Ordinance No. 234 back to the Planning Commission and for Town Manager Davis to gather different ordinances for review, seconded by Mr. Reid, and with a recorded vote of Council members Reid, Dwyer, Pairet, Yoelin, Hunter, and Hardy voting "yes", and Council member Amos voting "no", the motion passed.

BACKGROUND: A discussion was held on the proposed ordinance. Mr. Hardy reiterated his feelings on the topic and the feedback received. He provided examples where fences are taller such as behind businesses, homes, and around pools, and noted a neighbor with an adjoining lot wanting to place a fence for his dog. A question was asked if a permit is required to place a fence around a garden to protect it from the deer.

Mrs. Amos remarked wanting to adhere to her original comments and vote against the ordinance. She thinks the Council is overstepping by telling community members about what they can do on their own property, providing a comment about a previous request to install an awning on a property. She thinks the height part of the fence ordinance needs to be left out.

Mr. Dwyer commented about ordinances placing some type of limit and learned by asking some realtors that an eight foot, for example, solid fence in the front yard of a property that did not obstruct traffic could affect the property value of an adjoining neighbor. He continued his comments saying he wouldn't have objection to a taller than four-foot fence with visibility access, such as wrought iron or a picket fence. A wooden fence in the front yard that is not kept up could be a deterrent.

Mr. Hunter noted his agreement with Mr. Dwyer in the sense of a solid fence being in the front yard. He expressed his concern for the safety issue it poses. The concerns may need to be sent back to the Planning Commission. He reported having no problem as long as one can see through the fence at the front yard.

Mr. Reid followed Mr. Hunter's remarks and the importance of safety from having a see-through fence.

Mr. Dwyer thinks the ordinance should be sent back and agreed with Mr. Hunter that Council needs to come to some agreement on what the fronts of a fence would look like and if the Council should specify the type of material to use.

The Town Manager asked if gathering other ordinances from urban areas throughout Virginia would help the Council by seeing what other localities have.

Mayor Vincent reported on fence heights for a few area towns from some of his research. He reported on the number of ordinances passed by the Farmville Town Council in recent years and advised that ordinances are not aggressively sought. The town doesn't have a fence ordinance currently and hasn't had an issue except for one which drew attention to the topic. His thoughts are that tall fences in the front yard create a safety barrier. He remarked on the town starting to look like a walled city if enough tall-fenced front yards start to show up, and how this might appear to visitors to Farmville as possibly feeling unsafe. He continued by noting aesthetic principles, the culture of having less government involved in one's life and the difference between residing in the town and the county. The town generally comes with a few more ordinances that protect neighbors' property values, such as the height of the grass. Mayor Vincent concluded with remarks about government overreach and reported that creating ordinances is what the governing body does.

REQUEST ADOPTION OF ORDINANCE NO. 235 – AMENDING SECTION 14-4 AND SECTION 14-20 OF ARTICLE I OF CHAPTER 14 – LICENSES AND PERMITS

Mr. Dwyer made a motion to adopt Ordinance No. 235, 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.

BACKGROUND: Ordinance No. 235 Business Licenses was brought forward for discussion at the August 7, 2024, Work Session. The Town Manager advised of the clean-up of language in the proposed ordinance to the current state code.

Mr. Hardy mentioned that he noticed in the ordinance if there was an underestimate of a business owner's revenue they would be audited and then charged for the increase. He asked for confirmation from the Finance Director that the business owner would receive a refund if there was an overestimation of revenue.

ORDINANCE NO. 235

Amending Section 14-4 and Section 14-20 of Article I of Chapter 14 – Licenses and Permits

THE TOWN OF FARMVILLE HEREBY ORDAINS:

1. That Section 14-4 of Article I of Chapter 14 – Licenses and Permits of the Town of Farmville Town Code be amended as follows:

Sec. 14-4. License requirement.

(a) Every person engaging in the town in any business, trade, profession, occupation or calling (collectively hereinafter "a business") as defined in this chapter, unless otherwise exempted by law, shall apply for a license for each such business if (i) such person maintains a definite place of business in the town, (ii) such person does not maintain a definite office anywhere but does maintain an abode in this jurisdiction, which abode for the purposes of this chapter shall be deemed a definite place of business, or (iii) there is no definite place of business but such person operates amusement machines, is engaged as a peddler or itinerant merchant, carnival or circus as specified in the Code of Virginia, §§ 58.1-3717, 3718, or 3728, respectively, or is a contractor subject to the Code of Virginia, § 58.1-3715, or is a public service corporation subject to the Code of Virginia, § 58.1-3731. A separate license shall be required for each definite place of business. A person engaged in two (2) or more businesses or professions carried on at the same place of business may elect to obtain one license for all such businesses and professions if all of the following criteria are satisfied: (i) each business or profession is licensable at the location and has satisfied any requirements imposed by state law or other provisions of the ordinances of this jurisdiction; (ii) all of the businesses or professions are subject to the same tax rate, or, if subject to different tax rates, the licensee agrees to be taxed on all businesses and professions at the highest rate; and (iii) the taxpayer agrees to supply such information as the ~~treasurer~~ ***Finance Director*** may require concerning the nature of the several businesses and their gross receipts.

(b) Each person subject to a license tax shall apply for a license prior to beginning business, if he was not subject to licensing in the town on or before January 1 of the license year, or no later than March 1 of the current license year if he had been issued a license for the preceding license year. The application shall be on forms prescribed by the ~~treasurer~~ ***Finance Director***.

(c) The tax shall be paid with the application in the case of any license not based on gross receipts. If the tax is measured by the gross receipts of the business, the tax shall be paid on or before March 1.

(1) Whenever in this article it is provided that any person shall pay a license tax based on gross receipts, such license tax shall be based on the gross receipts earned during the preceding calendar year to the extent the preceding year represents a full calendar year of operations of such person subject to a license tax. Whenever a person subject to a license tax based on gross receipts has not engaged in business for the full preceding calendar year, the tax shall be based upon an estimate of gross receipts during the current license year. For a person that, during the current license year, begins a business that is subject to a license tax based on gross receipts, the tax shall be based upon an estimate of gross receipts from the date business begins through December thirty-first of the current license year.

(2) Whenever a license tax is assessed on the basis of estimated gross receipts every underestimate thereof shall be subject to correction by the town Finance Director and/or the director of finance, and it shall be his/her duty to assess such person with such additional license tax as may be found to be due after the close of the license year on the basis of the true amount of such gross receipts during the period covered by the license.

(d) The ~~treasurer~~ ***Finance Director*** may grant an extension of time, not to exceed ninety (90) days, in which to file an application for a license, for reasonable cause. The extension shall be conditioned upon the timely payment of a reasonable estimate of the appropriate tax, subject to adjustment to the correct tax at the end of the extension together with interest from the due date until the date paid and, if the estimate submitted with the extension is found to be unreasonable under the circumstances, a penalty of ten (10) percent of the portion paid after the due date.

(e) A penalty of ten (10) percent of the tax may be imposed upon the failure to file an application or the failure to pay the tax by the appropriate due date. Only the late filing penalty shall be imposed by the ~~treasurer~~ ***Finance Director*** if both the application and payment are late; however, both penalties may be assessed if the ~~treasurer~~ ***Finance Director*** determines that the taxpayer has a history of noncompliance. In the case of an assessment of additional tax made by the ~~treasurer~~ ***Finance Director***, if the application and, if applicable, the return were made in good faith and the understatement of the tax was not due to any fraud, reckless or intentional disregard of the law by the taxpayer, there shall be no late payment penalty assessed with the additional tax. If any assessment of tax by the ~~treasurer~~ ***Finance Director*** is not paid within thirty (30) days the ~~treasurer~~ ***Finance Director*** [or other collecting official] may impose a ten (10) percent late payment penalty. The penalties shall not be imposed, or if imposed, shall be abated by the official who assessed them, if the failure to file or pay was not the fault of the taxpayer. In order to demonstrate lack of fault, the taxpayer must show that he acted responsibly and that the failure was due to events beyond his control.

Acted responsibly means that: (i) the taxpayer exercised the level of reasonable care that a prudent person would exercise under the circumstances in determining the filing obligations for the business and (ii) the taxpayer undertook significant steps to avoid or mitigate the failure, such as requesting appropriate extensions (where applicable), attempting to prevent a foreseeable impediment, acting to remove an impediment once it occurred, and promptly rectifying a failure once the impediment was removed or the failure discovered.

Events beyond the taxpayer's control include, but are not limited to, the unavailability of records due to fire or other casualty; the unavoidable absence (e.g., due to death or serious illness) of the person with the sole responsibility for tax compliance; or the taxpayer's reasonable reliance in good faith upon erroneous written information from the ~~treasurer~~ ***Finance Director***, who was aware of the relevant facts relating to the taxpayer's business when he provided the erroneous information.

(f) Interest shall be charged on the late payment of the tax from the due date until the date paid without regard to fault or other reason for the late payment. Whenever an assessment of additional or omitted tax by the ~~treasurer~~ ***Finance Director*** is found to be erroneous, all interest and penalty charged and collected on the amount of the assessment found to be erroneous shall be refunded together with interest on the refund from the date of payment or the due date, whichever is later. Interest shall be paid on the refund of any tax paid under this chapter from the date of payment or due date, whichever is later, whether attributable to an amended return or other reason. Interest on any refund shall be paid at the same rate charged under the Code of Virginia, § 58.1-3916.

No interest shall accrue on an adjustment of estimated tax liability to actual liability at the conclusion of a base year. No interest shall be paid on a refund or charged on a late payment, in event of such adjustment, provided the refund or the late payment is made not more than thirty (30) days from (i) the date of the payment that created the refund, or (ii) the due date of the tax, whichever is later.

(Ord. No. 42, 12-11-96)

2. That Section 14-20 of Article I of Chapter 14 – Licenses and Permits of the Town of Farmville Town Code be amended as follows:

Sec. 14-20. Penalties and fines—Generally.

(a) Any person conducting a business, trade, or occupation, or ~~doing other things~~ ***engaging in conduct*** for which a license tax is required under this chapter without first obtaining such license, or who shall fail to obtain any tag or sign required under this chapter, shall be ~~liable~~ ***acting in a manner that is unlawful and shall be subject*** to a fine of not less than five dollars ($5.00) nor more than one thousand dollars ($1,000.00), ~~or imprisonment for not more than twelve (12) months, or both, and.~~ Each day ~~of default~~ ***that any such violation of this Section occurs*** shall constitute a separate offense.

(b) Such conviction shall not relieve any person from the payment of any license as imposed by this chapter.

(Ord. No. 42, 12-11-96)

3. 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 Pairet	__________.
The Honorable Adam Yoelin	__________.
The Honorable Donald L. Hunter	__________.
The Honorable John Hardy	__________.

REQUEST APPROVAL OF RESOLUTION NO. 2024-08-01 – EQUIPMENT FINANCING

Mr. Pairet made a motion to approve Resolution No. 2024-08-01 Equipment Financing, seconded by Mr. Hunter, and with a recorded vote of Council members Pairet, Yoelin, Hunter, Hardy, Amos, Reid, and Dwyer voting "yes", the motion passed.

BACKGROUND: At the August 7, 2024, Work Session, Finance Director Julie Moore advised that a resolution would be brought forward for Council's consideration. Included in the FY24-2025 budget was a lease purchase like what was done for the past couple of years for vehicles and equipment. Ms. Moore reported that the loan was put out to bid by the Virginia Municipal League (VML) and U.S. Bancorp Government Leasing and Finance, Inc. won the proposal, having the best rate of 4.52 percent. That percentage rate is lower than what is being earned currently with the money placed in the Local Government Investment Pool (LGIP). The loan term would be for three years instead of five to reduce the amount of interest paid.

RESOLUTION NO. 2024-08-01

RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FARMVILLE, VIRGINIA, APPROVING THE FINANCING OF EQUIPMENT AND THE EXECUTION AND DELIVERY OF CERTAIN DOCUMENTS PREPARED IN CONNECTION THEREWITH

The Town Council of the Town of Farmville, Virginia (the "Council") has determined it is in the best interest of the Town of Farmville, a body politic of the Commonwealth of Virginia (the "Town") to undertake the financing of the purchase of five police vehicles, one fire vehicle, one public works vehicle, one garbage truck, one mini excavator, and one inspector vehicle (the "Project"), and the Town Manager has now presented a proposal for the financing of such Project.

U.S. Bancorp Government Leasing and Finance, Inc. has indicated its willingness to provide financing for the Project in accordance with its proposal dated July 23rd, 2024. The amount financed shall not exceed $776,500.00. The annual interest rate (in the absence of default or change in tax status) shall not exceed 4.52%, and the financing term shall not exceed 3 years from closing.

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

1. The recitals above are found and determined to be a part of this resolution.

2. All financing contracts and all related documents for the closing of the financing (the "Financing Documents") shall be consistent with the foregoing terms. All officers and employees of the Town are hereby authorized and directed to execute and deliver any Financing Documents, and to take all such further action as they may consider necessary or desirable, to carry out the financing of the Project as contemplated by the proposal and this resolution.

3. The Town Manager is hereby authorized and directed to hold executed copies of the Financing Documents until the conditions for the delivery of the Financing Documents have been completed to such officer's satisfaction. The Town Manager is authorized to approve changes to any Financing Documents previously signed by Town officers or employees, provided that such changes shall not substantially alter the intent of such documents or certificates from the intent expressed in the forms executed by such officers. The Financing Documents shall be in such final forms as the Town Manager shall approve, with the Town Manager's release of any Financing Document for delivery constituting conclusive evidence of such officer's final approval of the Document's final form.

4. The Town shall not take or omit to take any action the taking or omission of which shall cause its interest payments on this financing to be includable in the gross income for federal income tax purposes of the registered owners of the interest payment obligations.

5. To the extent necessary, the Town intends that the adoption of this resolution will be a declaration of the Town's official intent under Treas. Reg. §1.150-2 (the "Reimbursement Regulations") promulgated under the Internal Revenue Code of 1986, as amended, to reimburse expenditures for the project. The Town intends that funds that have been advanced, or that may be advanced, from the Town's general fund, or any other Town fund related to the project, for project costs may be reimbursed from the financing proceeds.

6. All prior actions of Town officers in furtherance of the purposes of this resolution are hereby ratified, approved and confirmed. All other resolutions (or parts thereof) in conflict

with this resolution are hereby repealed, to the extent of the conflict.

7. This resolution shall take effect immediately.

Adopted: August 14th, 2024.

____
Mayor
Town of Farmville, Virginia

ATTEST:

____
Clerk to the Town Council
Town of Farmville, Virginia

CERTIFICATE OF THE CLERK
OF THE TOWN COUNCIL OF THE
TOWN OF FARMVILLE, VIRGINIA

The undersigned Clerk to the Town Council of the Town of Farmville, Virginia (the “Council”), hereby certifies that:

1. A meeting of the Council was duly called and held on August 14th, 2024 (the "Meeting").

2 Attached hereto is a true, correct and complete copy of a resolution (the "Resolution") of the Council entitled "Resolution of the Town Council of the Town of Farmville, Virginia, Approving the Financing of Equipment and the Execution and Delivery of Certain Documents Prepared in Connection Therewith," as recorded in full in the minutes of the Meeting and duly adopted by a majority of the members of the Council present and voting during the Meeting.

3. A summary of the members of the Council present or absent at the Meeting, and the recorded vote with respect to the Resolution, is set forth below:

			Voting		
Member Name	Present	Absent	Yes	No	Abstaining
Brian Vincent, Mayor	________	________	______	______	____________

A.D. "Chuckie" Reid, Vice Mayor					
John Hardy					
Adam Yoelin					
Donald Hunter					
Sallie O. Amos					
Daniel E. Dwyer					
Thomas Pairet					

4. The Resolution has not been repealed, revoked, rescinded or amended, and is in full force and effect on the date hereof.

WITNESS my signature and the seal of the Town of Farmville, Virginia, dated August 14th, 2024.

____
Clerk to the Town Council
Town of Farmville, Virginia

(SEAL)

<u>REQUEST APPROVAL OF WASTEWATER PLANT UPGRADE PROPOSAL</u>

Mr. Hunter made a motion to approve the Wastewater Plant Upgrade Proposal and use option 1 for cost savings, seconded by Mr. Pairet, and with a recorded vote of Council members Yoelin, Hunter, Hardy, Amos, Reid, Dwyer, and Pairet voting "yes", the motion passed.

<u>BACKGROUND</u>: TRC Engineers, Inc. (TRC) submitted a proposal to provide professional engineering services to convert the Town's wastewater treatment plant disinfection system from gas to ultraviolet (UV) and to replace the existing sand filter system with another media filtration system. The project includes the dismantling of the current chlorine gas disinfection system and installation of a new UV disinfection system, along with necessary electrical and control updates. Details of the current system and proposed upgrade were provided at the August 7, 2024, Work Session. As a follow up to discussion held at that meeting, Finance Director Julie Moore reported on the costs for chemical purchases made from FY 2022-2024, and the costs eliminated for chemicals not used in a UV system.

The current fees for TRC's professional services proposal amount to $123,270. The estimated total cost of the project would range between $2.5 million and $3.5 million. American

Rescue Plan Act (ARPA) funds would be used to finance the project. These funds were originally allocated for the replacement of the water and sewer lines project which is unable to be committed by December 2024. Options to replenish the $2.5 million that were originally set aside for the water and sewer lines were provided. Ms. Moore reported on the two options:

- Option 1 – Set aside $500,000 from the sewer main bank account into the Virginia Investment Pool, and then continue every month to set aside $85,000 for 11.75 months.
- Option 2 – Set aside $85,000 from the sewer main bank account every month for 17.65 months.

It was noted that the ARPA funding already allocated and committed for the wastewater treatment plant for the conversion from gas to liquid will get shifted over to the UV upgrade. After the $85,000 set aside amount each month, a reserve will remain in the sewer fund should an issue arise.

A brief discussion was held on any advantage of interest or saving money between the two options mentioned. Option 1 and moving over $500,000 initially would earn more interest at a faster rate.

REQUEST APPROVAL OF LEAD PIPE SURVEY PROPOSAL

Mr. Pairet made a motion to approve the lead pipe survey proposal, seconded by Mr. Yoelin, and with a recorded vote of Council members Hunter, Hardy, Amos, Reid, Dwyer, Pairet, and Yoelin voting “yes”, the motion passed.

BACKGROUND: TRC Engineers, Inc. (TRC) submitted a proposal to provide civil engineering services to perform a Lead Service Line Inventory for the Town of Farmville. The project is in response to the Virginia Department of Environmental Quality (VDEQ) and the Environmental Protection Agency (EPA) requirements for all community and non-transient, non-community water systems to conduct an inventory of service line materials in their distribution systems by October 16, 2024.

The proposed fees for TRC’s services are on a lump sum basis and would be billed monthly based on completed efforts.

Task A – Historical Review of Data: $91,900

Task B – Inventory Summary and Submission: $20,600

Task C – Initial Field Investigation: $75,000 (based on 100 holes at $750 each)

Task D – Future Field Investigation: To be determined

The total estimated cost of the initial services (Task A and Task B) is $112,500.

TOWN MANAGER'S REPORT

Town Manager Davis provided an update:

- In the next week, the Public Works Department will be replacing another culvert at River Road. Some traffic rerouting is expected.
- In the next three weeks, work is scheduled to begin at the intersection near Truist Bank and Walgreens to make the crosswalk more accessible.
- The Fire Department received a second design proposal to review for the future expansion of the Fire Station. Staff are still waiting for the delivery of the ladder truck. The first rebuilt engine was being tested but broke down and had to be returned for repair and/or may be receiving another engine from the rebuilt manufacturer.
- With the Fire Chief position and three full-time Firefighters, the Fire Station can now be staffed during the day seven days/week.
- The Recreation Department has resumed football, pickleball, and indoor walking and the summer camp program was reported as a success.
- Reminder to everyone that Labor Day will be the last day the Splashpad will be open for the season. An exact date is not yet known for the installation company to replace the underground tank at the site.

COMMENTS BY MAYOR AND TOWN COUNCIL

Mr. Hardy expressed a welcome and appreciation to the new officers.

Mr. Hunter reported having qualified for this fall's election for the Ward D seat.

Mr. Yoelin thanked the new participants for attending and for taking an interest in local government. A thank you was expressed to the Town Manager regarding the water park site.

Mr. Dwyer mentioned the comments received from Kim Boswell and asked if some options could be explored to remedy the speeding traffic on First Avenue. Town Manager Davis reported noting from Mr. Boswell's comments to ask the Police Chief to monitor the area to obtain some data for potential remedies. A brief discussion was held.

Mayor Vincent advised that Vice-Mayor Reid would preside over the September 4, 2024, Work Session as he is scheduled to be out of town on that date. Council members also were asked if to hold the Regular Council Meeting on November 6, 2024, as he and the vice-mayor both would be out of town on the second Wednesday of the month. There was a consensus from Council members to replace the Work Session with a Regular Council Meeting and have one meeting in November.

Mayor Vincent reported that he, Town Manager Davis, and Prince Edward County Administrator Doug Stanley met with Y.M.C.A. staff to discuss possible collaboration. One of the Y.M.C.A. representatives joining the group was Planning Commissioner Patrick Crute.

Mayor Vincent reported on a meeting with the President of the Federal Reserve Bank of Richmond and local leaders including Vice-Mayor Reid, Town Manager Davis, Prince Edward County Administrator Doug Stanley, Board of Supervisors Chair Pattie Cooper-Jones, as well as local business leaders. The mayor reported it was a good opportunity for the Federal Reserve Bank President to hear what people are feeling on the street about the economy.

The mayor concluded his comments with a message for all to extend grace to one another as the election year continues.

It was mentioned that the fence topic will be returned to the Planning Commission with another Public Hearing to be scheduled and another opportunity to voice opinions and concerns. On behalf of the Town Council, he thanked all for their attendance and participation.

There being no other business and on a motion by Mr. Reid, seconded by Mr. Pairet, with all in favor stating "aye", the meeting adjourned at 7:07 PM.

APPROVED:	ATTEST:
______________________________	______________________________
Brian R. Vincent, Mayor	Mary H. McKay, Clerk of Council