

TOWN COUNCIL MEETING MINUTES

December 18, 2012

Call to Order

The Clarksville Town Council met in regular session on December 18, 2012, at 7:30 p.m. Mayor Kevin Allgood called the meeting to order and provided the invocation. Mayor Allgood asked for a moment of silence in remembrance of the lives lost at Sandy Hook Elementary School. Council members present were Mayor Kevin Allgood, Vice-Mayor Connie Torres, Chris Clarke, Carolyn Hite, Glenn Jurczyk, Bill Nunn, and Mike Sizemore. Staff members present were Interim Town Manager Charles Lee, Treasurer/Clerk Tara Murphy, Town Operations Director Richard Elliott, and Police Chief Ricky Wilkinson.

Approval of Minutes

The minutes of the November 20th, 2012 meeting were approved with no additions, deletions, or corrections with a motion by Council member Sizemore, seconded by Council member Nunn, and approved by all.

The minutes of the December 4th, 2012 Council Workshop were approved with a correction by Council member Jurczyk regarding item 1-B which should say the duct work instead of flue work in the old YMCA building. The minutes were approved with a motion by Council member Nunn, seconded by Council member Sizemore, and approved by all.

Presentation of List of Vendors Paid

The list of vendors paid for November 2012 was presented to Council. Vice-Mayor Torres motioned to approve the list of vendors paid for November 2012, seconded by Council member Clarke, and approved by all.

Presentation of Financial Statements

The Financial Statements for November 2012 were presented to Council. Vice-mayor Torres motioned to approve the November 2012 financial statements, seconded by Council member Clarke, and approved by all.

Presentation of Town Operation Reports

The Town Operations reports were presented to Council.

Town Operations Director Richard Elliott stated that the community appreciates the Police Department and the Sheriff's Department having a presence at the elementary school. He updated Council on the Southwest Improvement Project. He stated that they ran new sewer lines from Market Street to 8th Street and on Carolina Street to 8th Street. He stated that they have two more manholes to finish that area. He stated that the residents have endured some inconvenience during the project but the contractor is working well with them. He stated that the sidewalk and curb and gutter is 50% complete along Market Street. He stated the project also has a 2nd phase planned to install curb and gutter on the north and south sides of Market Street. He stated that the project is on schedule, but will not be completed before winter unless there is a mild winter. Director Elliott informed Council that the waterline improvement project is set to be complete by 12/21/12. He stated that an additional 300' section of waterline on Mecklenburg Boulevard and Sunnyside Street has been installed. He stated that the contractor will only have cosmetic work to do after 12/21/12. Director Elliott stated that the mag meters at the Water Plant still have to be programmed, but the programmer has not been able to schedule a time to come yet.

Council member Jurczyk questioned the work on the Southwest Project. He asked if the areas where the sidewalk is higher will require some backfill to control the drainage. Director Elliott stated that the contractor would backfill with the proper slope to control the drainage and will reseed the areas. Council member Nunn commented the contractor did a good job on the paving. Council member Jurczyk questioned if property at the corner of Virginia Avenue and College Street has been paved and cleaned up to the property owner's satisfaction. Director Elliott stated that the contractor has an agreement with the property owner and he has requested that a letter be sent to the Town stating that the property owner is satisfied with the improvements the contractor makes. Director Elliott stated that the bids came back for the Hwy 15/58 Kinderton Technology Park Project high, so the engineers are going to look at what is most important to complete. He stated that the pump station and the sewer force main are the most important. He stated that some other sewer lines may be done depending on the funds available.

Presentation of Police Activity Report

The Police Activity report was presented to Council.

Chief Ricky Wilkinson stated that the parade went well. He reported that the department has always had a presence at the elementary school in the mornings and afternoon, but he increased it to walk through during the day. He stated that he also wants to do lock down drills with the Sheriff's office so the children and staff will know what to do if an incident like that occurs. Chief Wilkinson stated that most of the students know the officers by name and have a good rapport with the students.

UNFINISHED BUSINESS

Status of Police Station Completion and Appropriation of Estimated Funds

Interim Town Manager Charles Lee updated the Council on the status of the Police Station. He stated that the interior changes are complete except for the drain. He stated that the outside has been painted, and the interior and exterior painting will be complete within 7 working days. He stated that the sidewalk work is planned for tomorrow thanks to the partnership between Harman Saunders and Bill Nunn. Interim Town Manager Charles Lee stated that an appropriation needs to be made for the final costs of the building as presented at the Council workshop. He stated that the total cost of the Police Station to date is \$78,550 and \$57,000 has already been appropriated, which leaves a balance of \$21,550. Interim Town Manager Charles Lee recommended that the Council appropriate the \$21,550 from the Fire Department land residual of \$1,000, \$11,000 from debt refinancing savings, and \$9,550 from the Police Asset Forfeiture fund.

Council member Sizemore motioned to appropriate the \$21,550 balance on the Police Station as recommended by Interim Town Manager Charles Lee, seconded by Council member Nunn, and approved by all.

Draft Noise Ordinance for Town of Clarksville

Interim Town Manager Charles Lee presented a draft noise ordinance prepared by Jim Cornwell patterned by the Henrico ordinance. He stated that it includes the exemptions proposed by Council member Clarke. He stated that Items #14 and #15 cover exemptions for the Community Center on Friday and Saturday nights until midnight and the same is true for businesses zoned commercial along Virginia Avenue. Chief Wilkinson questions what the officers are supposed to do if there is a call or disturbance at a location that is exempted from this ordinance. Interim Town Manager Charles Lee stated that the attorney suggests moving toward some mechanism to measure the noise decibels. Council member Jurczyk presented ordinances from Chase City and South Hill for Council's review. He feels the ordinance is subjective to what the Police officer thinks and should have some level of proof other than the wording of the proposed ordinance such as using a decibel meter to have concrete proof to present in court. He also has some issues regarding the wording of the ordinance with regard to dogs. Mayor Allgood stated that the Town will have to decide what they want and can agree on to try to enforce.

Update of Annexation Process/Clarksville Hearings

Interim Town Manager Charles Lee stated that the Town of Clarksville and Mecklenburg County submitted all the supporting materials to the COLG by December 14, 2012 for the proposed annexation agreement between the Town of Clarksville and Mecklenburg County. He stated that the COLG hearings in Clarksville are scheduled for January 28th and 29th at the Best Western Motel Conference Room, beginning with a tour of the proposed areas for the Commissioners at 10:30 a.m. on the 28th. He stated that oral presentations by the Town and County will begin at 2 p.m., with the Mayor and at least one Council member and the Town Manager participating in addition to the Town Attorneys. He stated that a public hearing is scheduled for 7 p.m. He stated that the Town plans to send a notice of the hearing to all parties who reside or have a business in the areas proposed for annexation. Interim Town Manager Charles Lee stated that the attorneys will come in January to discuss the strategy and the process of the hearings.

NEW BUSINESS

Recommendations of Planning Commission

Interim Town Manager Charles Lee stated that the minutes of the Planning Commission meeting are presented. He stated that the Planning Commission recommends to the Council that the request from Cooper's Landing Inn and Traveler's Tavern to rezone the property from Residential to B-2 be granted.

Council member Jurczyk motioned to grant the request from Cooper's Landing Inn and Traveler's Tavern to rezone the property from R-2 to B-2, seconded by Council member Clarke, and approved by all.

Citizen Concern about Parking Enforcement during Special Events

Interim Town Manager Charles Lee stated that he received a complaint from a resident on Buffalo Road that his driveway was blocked during the parade after he had been asked to move his vehicles from the parade route. He stated that the resident feels there should be some consistency in enforcing the parking rules. Interim Town Manager Charles Lee stated that he has discussed the issue with the Chief.

Mutual Aid and Cooperation between Town and County Law Enforcement Agencies

Interim Town Manager Charles Lee presented a mutual aid agreement that the Town Attorney prepared supporting cooperation between the Town and County in law enforcement. He stated that the Chief and the Sheriff have reviewed the proposal and endorse its approval. He stated that if Council approves the agreement, it will be sent to the County for action.

Council member Sizemore motioned to approve the proposed mutual aid agreement for law enforcement between the Town and Mecklenburg County, seconded by Vice-Mayor Torres, and approved by all.

Budget Amendment Trash Truck Refurbishing

Treasurer Murphy stated that Puryear's Repair Service has been working on refurbishing the garbage truck at a total cost of \$18,862.88. She stated that there is \$13,753 in the Special Savings CD to be used towards this purpose. Treasurer Murphy stated that if it pleases Council, we need to appropriate those funds and also \$5,109.88 from General Fund contingency to pay for this expense.

Vice-Mayor Torres motioned to appropriate \$13,753 from the Special Savings CD and \$5,109.88 from General Fund contingency to pay the expense to refurbish the garbage truck, seconded by Council member Sizemore, and approved by all.

Opportunity for Public Comment

Gary Watkins of 805 Market Street informed the Council that he appreciates the new sidewalks in his area. He questioned the rezoning request and hoped that it did not change the hours they are allowed to have music. Mayor Allgood stated that the rezoning request does not change anything involving the businesses operations just the business property classification.

Lorraine Revis of 802 Market Street stated that she cannot handle loud noise due to having migraines at times. She discussed a problem she had previously and questioned what she should do when someone will not move a vehicle or about the noise. Council member Jurczyk stated she should call the Police and let them handle the problems.

Adjournment

With no further business, the meeting was adjourned.

Kevin Allgood, Mayor

Tara Murphy, Treasurer/Clerk