

**Town of Louisa
Monthly Meeting
February 16, 2010**

Present: James S. Artz, Mayor; Vice-Mayor Mary Jane Clarke; A. Daniel Carter, Matthew L. Kersey; H. I. Dulaney, Warren D. Gehle, Council Members; Brian W. Marks, Town Manager; Jessica M. Ellis, Clerk; M. Brad Humphrey, Project Manager; Stan Batten, Chief of Police

Also Attending: Officer Mark McGhee, Town of Louisa Police Department; Mr. Garland Nuckols, 110 Patrick Henry Drive; Mr. J.R. Stallings, county resident; Randy Robinett and Jay Suddoth, owner/operators of Main Street Computers; Mrs. Mark McGhee, county resident.

Absent: Donna L. Pinter, Treasurer.

All copies including: reports, handouts, and documents can be found following the minutes.

Mayor Artz called the meeting to order at 7:02 p.m.

Council member Kersey gave the invocation.

BUSINESS FROM THE FLOOR

Mr. Garland Nuckols stood before Council and stated that he had read the article in the newspaper regarding the damage to the town trash truck and felt that it was a big concern in the community and was glad it was being addressed.

Mr. Nuckols also recommended that Council visit Van der Linde Container Rentals & Recycling center at Zion's Crossroads. Mr. Nuckols stated that the facility takes in normal household trash and has the ability to recycle 98% of what is brought in to them. Mr. Nuckols informed Council that the site is paved and easily accessible for large trucks. Mr. Nuckols suggested that Council tour the facility.

CONSENT AGENDA

Mr. Marks stated that an additional item was added to the agenda under New Business after the agenda was sent to the press.

Council member Gehle made a motion to approve the consent agenda. Council member Clarke seconded the motion. The vote went as follows: 5-0 in favor.

OLD BUSINESS

1) Approval of 2010 Strategic Plan

Mr. Marks stated that he had completed the report from the retreat and placed it at each Council member's seat.

Council member Carter made the motion to adopt the 2010 Strategic Plan. Council member Dulaney seconded the motion. The vote went as follows: 5-0 in favor.

NEW BUSINESS

1) Presentation – Mr. J. R. Stallings – Community Policing Concerns

Mr. J. R. Stallings stood before Council and expressed his concerns regarding the Town of Louisa Police Department. Mr. Stallings stated that he felt that the police department is dysfunctional. Mr. Stallings went further, and expressed at length,

the reasons why he felt the police department was dysfunctional while also recounting personal experiences with town officers.

Council member Clarke and Council member Carter requested that Mr. Stallings provide documentation of specific incidents to support his allegations.

Mr. Stallings continued to express his concerns and vocalize his opinions regarding the Town of Louisa Police Department.

Council Member Dulaney interjected and stated that Mayor Artz and Mr. Marks had received documentation from Mr. Stallings some time ago and an

investigation was conducted. Mr. Marks stated that he was satisfied with the result of the investigation, and both Mr. Marks and Council member Dulaney expressed that at any time a citizen would like to discuss a particular incident or conduct an investigation they are more than welcome to meet with them.

Mr. Stallings continued to convey his opinions and make statements regarding the police department.

Mayor Artz then interjected and stated that some of Mr. Stallings facts were incorrect. Council member Clarke stated that she agreed with Mayor Artz and that Mr. Stallings had exceeded the time limit of his presentation.

Council member Dulaney recommended that any individual who has a complaint, has the Council's support, and should come to the town office and meet with the Town Manager to have the complaints investigated to ensure that there is a mutual confidence between the police department and the community.

Mr. Stallings commented that the individuals who have complaints are too scared to come in and discuss their concerns. Mr. Stallings then went further into his explanation stating that he felt that the officers involved needed to be jailed.

At this point, Mayor Artz and members of Council stated that Mr. Stallings time was up.

2) Approval to submit Grant Application – DMV

Mr. Marks stated that we have been applying for and receiving this grant for three years. The amount of the grant is \$14,550. Our match to the grant is the maintenance and gas for the police cars.

Council member Clarke made the motion to approve submitting the DMV grant application. Council member Gehle seconded the motion. The vote went as follows: 5-0 in favor.

3) Reappointments to the Town of Louisa IDA

Mr. Marks reported that Mr. Stone and Mr. Tingler's appointment to the IDA expired on December 31, 2009. Mr. Marks stated that both members were contacted and both have agreed to serve another term.

Council member Dulaney made the motion to reappoint Mr. Stone and Mr. Tingler to the IDA. Council member Clarke seconded the motion. The vote went as follows: 5-0 in favor.

4) Budget Modification – WWTP Expansion Inspector Salary and Benefits

Mr. Marks reported that the WWTP expansion project began on February 1, 2010, and Mr. Seay was approved as the inspector for the entire project. Until February 1, 2010, Mr. Seay was working in the General Fund area of the budget, but is now being moved over to the water and sewer side of the budget out of Capital Expenses. Mr. Marks stated that there will be no change to the budget, just simply the movement of money from one area to another. Mr. Marks also noted that the County of Louisa will also be paying for half of the costs.

Council member Kersey made the motion approving the budget modification for the WWTP Inspector's salary and benefits. Council member Carter seconded the motion. The vote went as follows: 5-0 in favor.

5) Authorization to reinvest matured Certificates of Deposit

Mr. Marks requested Council's authorization for the treasurer and himself to reinvest the matured certificates of deposit in the town's best interest, and report back at March's meeting.

Council member Dulaney made the motion authorizing the Town Manager and Town Treasurer to reinvest the matured certificates of deposit in the town's best interest. Council member Carter seconded the motion. The vote went as follows: 5-0 in favor.

6) Approval of Addendum 1 to the Engineering Agreement with Dewberry

Mr. Humphrey reported that the addendum covers work such as boring conducted on Main Street and additional surveying done during Phase II of the Louisa Downtown Improvement Project.

Council member Carter made the motion approving Addendum 1 to the Engineering Service Agreement with Dewberry on Phase II of the Louisa

Downtown Improvements Project. Council member Clarke seconded the motion. The vote went as follows: 5-0 in favor.

STANDING COMMITTEE REPORTS

Police Department:

(Please refer to the Police Department report.)

Chief Batten added that Officer Mark McGhee received a resolution from the County of Louisa for Officer of the Year.

Council member Dulaney commended the Town of Louisa Police Department and the Town of Louisa Public Works Department for all their work and assistance during the heavy snow and power failure at Epworth Manor.

Water & Sewer Department:

(Please refer to the Water & Sewer Department report.)

Litter Committee:

No report.

Streets & Sidewalks:

No report.

Cemetery:

Mr. Marks reported that Columbarium Planners, Inc. is currently developing construction drawings as authorized. Mr. Marks added that he hopes to have the drawings by the March meeting.

Personnel Committee:

No report.

REPORTS FROM STAFF

Counsel

No report.

Clerk

No report.

Treasurer

No report.

Manager

Mr. Marks reported the following:

- February 17, 2010 luncheon with Eric Cantor
- WWTP Expansion moving forward
- Thomas Jefferson Planning District endorsed the Farmer's Market
- There is a letter from, and a response to, Mr. Charles Foster
- Letter to Landfill was included in packet and Mr. Marks had hoped to discuss the matter with Council before it went to press
- Both police vehicles were sold on govdeals.com
- 26th Chamber of Commerce dinner will be held on March 11th

CLOSED SESSION

Council Member Clarke made the motion to go into Closed Session to discuss 1 Personnel Matter under section 2.2-3711 A1. Council Member Carter seconded the motion. The vote went as follows: 5-0 in favor.

Council went into closed session at 7:49 p.m.

RETURN TO REGULAR SESSION

Council Member Dulaney made the motion to go back in to Regular Session. Council Member Gehle seconded the motion. The vote went as follows: 5-0 in favor.

Council returned to regular session at 8:02 p.m.

CERTIFICATION OF CLOSED SESSION

Council Member Kersey made the motion to certify the closed session. Council Member Clarke seconded the motion. The vote

went as follows: 5-0 in favor.

COMMUNICATIONS

None.

ADJOURNMENT

Council Member Clarke made the motion to adjourn the February 16, 2010 Louisa Town Council meeting at 8:05 p.m.

Mayor

Clerk

CERTIFICATION OF CLOSED SESSION

WHEREAS, The Louisa Town Council has convened an executive 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 (D) of the Code of Virginia requires a certification by this Town Council and such executive meeting was conducted in conformity with Virginia Law;

NOW THEREFORE, BE IT RESOLVED that the Town Council hereby certified that, to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting to which this certification resolution applies, and (ii) only such public business matters as were identified in the motion covering the executive meeting were heard, discussed or considered by the Town Council.

VOTE

AYES: Gehle, Carter, Clarke, Dulaney, Kersey

NAYES: None.

ABSENT DURING VOTE: None.

ABSENT DURING MEETING: None.