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**Town of Louisa  
Monthly Meeting  
August 16, 2016**

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**Present:** R. Garland Nuckols, Mayor; Andrew G. Wade, Vice-Mayor; Mary Jane Clarke; A. Daniel Carter; James S. Artz; Council Members; Jeff Gore, Legal Counsel; Tom Filer, Town Manager; Jessica M. Ellis, Clerk; Elizabeth T. Nelson, Treasurer; M. Brad Humphrey, Public Works Director; Bobby Shiflett, Town Sergeant

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**Absent:** Jessica Lassiter, Council member; Ronnie Roberts, Chief of Police

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**Also in Attendance:** Deana Meredith, The Central Virginian; Bud Dulaney, town resident at 135 West Street;

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

Mayor Nuckols called the Louisa Town Council meeting to order at 7:00 p.m.

**BUSINESS FROM THE FLOOR**

None.

**CONSENT AGENDA**

Mr. Filer stated that, following a discussion with Mr. Dulaney regarding a section of the minutes from the August Council meeting – Auxiliary Police Program, Mr. Dulaney would like to have the minutes amended. Mr. Filer then read the proposed amendment aloud for public record. *(A copy of the proposed change can be found following the minutes.)*

Mr. Filer reported that he added an item to the agenda (which was included in the supplemental packet as: Presale Water Sewer

1  
2 Connection Agreement 2Gen, LLC) to be discussed with item no. 4  
3 under New Business – Presale Water Connection Ordinance.

4  
5 Council member Wade proposed a discussion - changing the start  
6 time of the monthly Council meeting from 7:00 p.m. to 6:00 p.m.  
7 Mayor Nuckols added the discussion as item no. 6 under New  
8 Business.

9  
10 Council member Artz made the motion to approve the consent  
11 agenda as amended. Council member Wade seconded the motion.  
12 The vote went as follows: 4-0 in favor.

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14 Mayor Nuckols reported that Council member Lassiter was on  
15 vacation.

## 16 **OLD BUSINESS**

### 17 **1) Discussion/Action: Update on Updike Trash System**

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21 Mr. Filer referred to a memo he included in the packet that gave  
22 Council an update on how the trash service/collection has been going  
23 since the transition in July. Mr. Filer then echoed his remarks in the  
24 memo and noted that Mr. Kevin Norris of Updike Industries was in  
25 attendance for any questions or concerns from Council. Mr. Norris  
26 fielded a couple of questions and comments from Council regarding  
27 pick up time and route changes.

## 28 **NEW BUSINESS**

### 29 **1) Discussion/Action: Temple of Deliverance Outdoor Permit**

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33 Mr. Filer stated that Temple of Deliverance had postponed the  
34 original date of July 23, 2016 and would like to know if they could  
35 reschedule for Saturday, August 20, 2016.

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37 Council member Carter made the motion to approve the change of  
38 date for Temple of Deliverance Outdoor Permit. Council member  
39 Clarke seconded the motion. The vote went as follows: 4-0 in favor.

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2       **2) Discussion/Action: No Fright Fun Night Outdoor Permit**

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4       Council member Clarke made the motion to approve the No Fright  
5       Fun Night Outdoor Permit for Monday, October 31, 2016. Council  
6       member Artz seconded the motion. The vote went as follows: 4-0 in  
7       favor.

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9       **3) Discussion/Action: Fredericksburg Water Line Easements**  
10       **Acceptance**

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12       Mr. Filer reported that all of the easements were signed and received.

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14       Council member Artz made the motion to accept the easements.  
15       Council member Carter seconded the motion. The vote went as  
16       follows: 4-0 in favor.

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18       **4) Discussion/Action: Presale Water Connection Ordinance**

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20       Mr. Filer and Mr. Gore briefed Council on the town's current  
21       ordinance and the proposed change. Council then discussed the  
22       specifics of the change and how the unbudgeted revenue could  
23       benefit the town.

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25       Council member Clarke made the motion to approve the ordinance  
26       change as prepared by Counsel. Council member Artz seconded the  
27       motion. The vote went as follows: 4-0 in favor.

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29       Mr. Filer then spoke to an agreement received today from 2Gen, LLC,  
30       owner of the remaining lots in Countryside Subdivision, proposing: to  
31       pay for 35 water/sewer connections by December 31, 2016; pay for  
32       an additional 35 connections by July 1, 2017; and pay for the  
33       remaining connections by July 1, 2018. Mr. Filer noted that they have  
34       asked that two of the lots be reserved for common areas, however, if  
35       they did decide to build on them they would pay for the connections  
36       at the current rate.

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2 Council member Artz questioned if money would be refunded to  
3 2Gen, LLC should something happen and they not build on the lots.  
4 Mr. Filer replied that they would not be reimbursed.  
5

6 Mr. Gore explained that with this agreement, the town gains the  
7 guaranteed influx of revenue from these types of advanced  
8 purchases; and what the developer gains is the certainty of what  
9 rates are applicable to them. Mr. Gore went further to explain that if  
10 the town rate increases over the duration of the next three years,  
11 those increases would not apply to 2Gen, LLC. However, Mr. Gore  
12 stated that if they were to breach the agreement, then any increase  
13 would apply.  
14

15 Mr. Filer went on to discuss different ways the town could use the  
16 revenue and suggested that the Finance Committee meet to discuss  
17 the town's options in more detail.  
18

19 Council member Carter made the motion to approve the Presale  
20 Water Sewer Connection Agreement with 2Gen, LLC. Council  
21 member Clarke seconded the motion. The vote went as follows: 4-0  
22 in favor.  
23

#### 24 **5) Discussion/Action: 2 Maturing Certificates of Deposit**

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26 Council member Artz made the motion to approve the Town  
27 Manager's recommendation. Council member Clarke seconded the  
28 motion. The vote went as follows: Artz, for; Wade, for; Clarke, for;  
29 Carter, abstain (3-0 in favor).  
30

#### 31 **6) Discussion/Action: Council Meeting Time**

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33 Council member Wade stated that he would like to propose changing  
34 the start of the monthly Council meeting. Currently, the meeting  
35 begins at 7:00 p.m., however, Mr. Wade suggested changing the time  
36 to 6:00 p.m.  
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2 Mr. Gore stated that the meeting change needed to be advertised  
3 before the next Council meeting. Mr. Gore suggested posting the  
4 change in the newspaper, town website, and in the office.

5  
6 Council member Wade then made the motion to change the monthly  
7 Council meeting time from 7:00 p.m. to 6:00 p.m. effective September  
8 20, 2016. Council member Clarke seconded the motion. The vote  
9 went as follows: 4-0 in favor.

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11 **STANDING COMMITTEE REPORTS**

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13 Police Department:

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15 (Please refer to the Police Department report.)

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17 Sergeant Shiflett reported that Chief Roberts was on vacation and  
18 gave the Police Department report in the Chief's absence and fielded  
19 questions from Council.

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21 Police Committee:

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23 No report.

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25 Water & Sewer Department:

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

28  
29 Mr. Humphrey read aloud from his report, highlighting areas of  
30 interest. Mr. Humphrey also suggested organizing a Streets and  
31 Sidewalks Committee meeting to discuss the West Main Street  
32 Sidewalk Extension Project in further detail.

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34 Litter Committee:

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36 No report.

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Streets & Sidewalks

No report.

Cemetery

No report.

**REPORTS FROM STAFF**

Counsel

No report.

Clerk

No report.

Treasurer

Mrs. Nelson, at the request of the Town Manager, made mention of a security breach with one of the town's credit cards held with Virginia Community Bank.

Manager

Mr. Filer made mention of the following:

- VDOT milling and paving is tentatively scheduled to start Monday, August 22 during the evening hours.
- Tom will be attending a FOIA training pursuant to new state law.
- Brad has received a scholarship for water training from the American Water Works Association.

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- 2       • The Chief is certified trainer for breathalyzer testing and is
- 3       currently receiving further training on breathalyzer testing himself.
- 4
- 5       • Electrical work at the shop has been conducted at the town shop,
- 6       but rewiring of the shop will be necessary in the future.
- 7
- 8       • The Water Authority is on schedule for the installation and startup
- 9       of the Nano filtration system.
- 10
- 11      • A response from the VDH is expected any day in regards to our
- 12      request to postpone the town's water projects while we wait to see
- 13      the effects of the Water Authority's Nano filtration project. If the
- 14      request is rejected, we will ask for guidance in pursuing the least
- 15      expensive of the proposed projects.
- 16
- 17      • Tom thanked Council for items granted during budget sessions for
- 18      town staff. Tom specifically noted the new lawnmowers and the
- 19      new police cars.
- 20

21      **COMMUNICATIONS**

22

23      None.

24

25      **ADJOURNMENT**

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27      At 8:08 p.m., Council Member Artz made the motion to adjourn the

28      meeting. Council member Carter seconded the motion.

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Mayor

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Clerk

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