

## TOWN OF COEBURN

### Council Minutes

June 11, 2012 – 6:00 p.m. – 502 Front Street E, Coeburn, VA

**Attendees:** All Council was present, Lynn Wells was present by phone due to a medical condition. Mr. Wells notified Mayor Salyer on June 5, 2012 in accordance with VA Code section 2.2-3708 that he would be participating by phone from his home located at 299 Martin Avenue, Coeburn, VA. Mr. Wells phoned in prior to the meeting. Also present were Loretta Mays -Town Manager, Willie Stout – Police Chief, Christy McCoy - Clerk/Treasurer, and Gary Gilliam – Town Attorney. Cliff Hawkins – Fire Chief entered the meeting during Council comments and concerns.

**Call to Order:** Mayor Larry Salyer called the meeting to order.

Mayor Salyer asked RJ Rose to give the invocation. The group remained standing for the Pledge of Allegiance.

**Approval of Agenda & Consent Agenda:** Carole Boone made a motion to approve the agenda and consent agenda adding Council's approval of the 2009, 2010 and 2011 audits. She also added setting a public hearing regarding the Sheffield Sewer project to the new business section of the agenda. Carles Collins seconded the motion. The motion resulted in all Ayes.

#### **Public Expression:**

- Charles McConnell, 1712 Winston Lane, spoke to Council members regarding economic development and the betterment of the Town of Coeburn.
- Frank Ward, Sunburst Electronics, 517 Front Street E., spoke in opposition of the track and baseball field being conveyed to Wise County School Board (WCSB).
- Gary Taylor, Riverview, spoke in opposition of the conveyance of property to WCSB.
- Eddie Sullivan, Crab Orchard, spoke in opposition of the conveyance of property to WCSB.

- Eula Hughes, 1004 Front Street SE, spoke in opposition of the conveyance of property to WCSB.
- Doug Mills, 708 2<sup>nd</sup> St NE, asked Council for the facts surrounding the consideration of the conveyance of property to WCSB.
- Esther Gibson, Crab Orchard, spoke in opposition of the conveyance of property to WCSB.
- Sam Skeens, 1104 Front St. E., spoke in opposition of the conveyance of property to WCSB. He asked Council to consider allowing the newly elected Council members to make the decision.
- Phillip Clay, 622 Jefferson Street, spoke in favor of the conveyance of property to WCSB due to the poor condition of the facility.
- Cody Taylor, Riverview, spoke in opposition of the conveyance of property to WCSB.
- Dennis Bolling, Café Raine, spoke in opposition of the conveyance of property to WCSB.
- Debbie Clay, 650 Jefferson Street, spoke regarding the WCSB funding and budgeted amount allowed for maintaining the track and baseball field.
- Brian Meade, 503 Grand Avenue, spoke on the possibilities of revenue being generated for the town during track and baseball events.
- Jess Powers, Council Elect, 289 Martin Avenue, spoke in opposition of the conveyance of property to the WCSB due to the school board's limited funds.
- Veronica Buchanan, 111 Little League Rd. NE, spoke in opposition of the conveyance of property to WCSB. Ms. Buchanan also spoke on the possibilities of revenue being generated for the town during track and baseball events.

There was no further public expression. Public expression was closed.

#### **Old Business:**

- Resolution 12-004 - Conveyance of property to WCSB – Larry Salyer, Mayor, gave a brief history of the construction of the track. He also spoke regarding the Coeburn Alumni Association participation and donations that were contributed to

both the track and baseball field. He expressed concern about the deterioration and the estimated cost to restore the structural repairs to the stadium. Mr. Salyer also expressed concern regarding the expenses related to resurfacing the track. Lynn Wells, Vice Mayor, expressed a desire to table the issue and let the new Council take up the matter in a future meeting. Charles Kiser also wanted to table the issue until the next Council takes office. Charles Kiser made a motion to table the issue. Carles Collins seconded the motion. The vote was as follows – Boone – Aye, Collins – Aye, Kiser – Aye, Salyer – Nay, Wells – Aye.

- C-N-W Service Agreement – Carole Boone made a motion to set a public hearing to discuss the CNW Service agreement on June 27, 2012 at 6:00 p.m. Carles Collins seconded the motion and a vote resulted in all Ayes.

#### **New Business:**

- Right- of- Way easement – Skip Skinner, LENOWISCO Planning Commission, was present to discuss a right of way easement to install, construct, operate, maintain, inspect, improve, and remove a communication and information system. The system will allow the Town of Coeburn and it's citizens true broadband wireless access. Carole Boone made a motion to approve the right- of -way. Carles Collins seconded the motion, which resulted in all Ayes.
- Resolution 12-005 – VRS Member Contribution Rates – Carole Boone made a motion to adopt Resolution 12-005 electing to pay an alternate contribution rate of 8.49% pursuant to Virginia Code §5.1-145 (I). Carles Collins seconded the motion, which resulted in all Ayes.
- Resolution 12-006 – VRS Member Contributions by Salary Reduction –The 2012 General Assembly recently required all employees contribute at least 1% of their creditable compensation by salary reduction to their VRS account. The contribution shall be compensated back to each full time employee in service on June 30, 2012 by a salary increase. Carole Boone made a motion, seconded by Lynn Wells, that Resolution #12-006 "VRS Member Contributions By Salary Reduction" be adopted. A vote resulted in all Ayes.

- Set Public Hearing for Environmental Report for Sheffield Sewer Project – Larry Salyer made a motion to set a public hearing June 27, 2011 at 6:00 p.m. to discuss the Sheffield Sewer Assessment. Carole Boone seconded the motion, which resulted in all Ayes.
- Set Budget Public Hearing (FY12 Amended) – Larry Salyer made a motion that a public hearing be held June 27, 2012 at 6:00 p.m. Carole Boone seconded the motion, which resulted in all Ayes.
- Set Budget Votes (FY12 Amended and FY13 Proposed) – Carole Boone made a motion to vote for the amended FY12 and the proposed FY13 budget June 27, 2012 at 6:00 p.m. Lynn Wells seconded the motion. The motion resulted in all Ayes.
- Coeburn Economic Development Authority – Larry Salyer made a motion to contribute \$50,000 to the Coeburn Economic Development Authority account. Carole Boone seconded the motion. A roll call vote resulted as follows: Carole Boone – Aye, Carles Collins – Nay, Charles Kiser – abstain, Larry Salyer – Aye, Lynn Wells – Aye

## Reports

- Fire Chief Cliff Hawkins presented the May 2012 activity report, detailing 7 reportable occurrences that took place during the month.
- Police Chief Willie Stout reviewed the police department's monthly activity log for May 2012. Chief Stout reported 1,299 events during the month. Chief Stout introduced Robert Potter to Council and presented Officer Potter with a certification of completion of the police education program.
- Treasurer Christy McCoy reviewed the treasurer's report. Ms. McCoy entertained any questions or comments in reference to the recently presented audit reports.
- Town Manager Loretta Mays presented the town manager's report. Ms. Mays had no additional comments or additions to the report provided.
- Veolia Project Manager, Jeff Kilgore, reviewed the Veolia monthly report, updating Council on monthly activities.

**Other Business:**

- Council Comments and Concerns - There were no Council comments or concerns.

**Closed Meeting:**

Carles Collins made a motion to enter into Closed Session pursuant to Virginia Code Section 2.2-3711 (A) 1 of the Code of Virginia to discuss personnel. Charles Kiser seconded the motion, which resulted in all Ayes.

Council entered into closed meeting.

Immediately following the closed meeting, Charles Kiser made a motion to enter into open meeting. Carles Collins seconded the motion and roll call vote resulted in all Ayes. Christy McCoy, Clerk, read the "Certification of Closed Meeting", which is attached to these minutes and made a part hereof.

**Continued Business:**

- Larry Salyer made a motion to enter into an employment agreement with Town Manager, Loretta Mays. The terms of the agreement were for an initial period of 5 years beginning June 11, 2012 and ending June 10, 2017. The agreement was presented to Council members during the closed meeting. Carole Boone seconded the motion. A roll call vote resulted as follows:

Carole Boone – Aye

Carles Collins- Abstain – Due to insufficient time to review the contract as presented.

Charles Kiser – Abstain- Due to insufficient time (less than 10 minutes notice) to review the contract as presented.

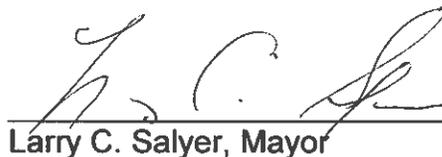
Larry Salyer – Aye

Lynn Wells – Aye

**Continuation:** Mayor Larry Salyer recessed the meeting until June 27, 2012.

Respectfully Submitted,

  
ATTEST: Christy L. McCoy, Clerk

  
Larry C. Salyer, Mayor

**ATTACHMENT: Certification of Closed Meeting**

WHEREAS the Coeburn Town Council has convened a closed 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 Coeburn Town Council that such closed meeting was conducted in conformity with the Virginia Law;

NOW, THEREFORE BE IT RESOLVED that the Coeburn Town Council hereby certifies that to the best of each member's knowledge (I) only public business matters lawfully exempted from open meeting requirement by Virginia law were discussed in closed meeting to which this certification resolution applies and (II) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Coeburn Town Council.