

Meeting Cont. from 3-4-10

TOWN OF BOWLING GREEN

TOWN COUNCIL MEETING

MINUTES

03-25-2010

MEMBERS PRESENT: Mayor David W. Storke, Eric Hinson, Otis Wright, Bobby Ketterman, Glenn McDearmon, Jason Satterwhite and Daniel Webb.

MEMBERS ABSENT: Mark Mallin.

OTHERS PRESENT: Town Manager Stephen Manster, Town Attorney Jean Kelly, Director of Public Works William Stanley, 301 Property Owners Walton Mahon, Bern Mahon, Mike Manns, Mark Giles, Carroll Elliott, Mike Bhagat, Daniel Hansen, and James Koch who was representing the Veterans of Foreign Wars.

The Mayor called the meeting to order at 7:10 P.M.

CLOSED SESSION: On motion by Webb, seconded by Satterwhite, Council voted to go into Closed Session in accordance with State Code Section 2.2-3705.6.11b concerning PPEA matters dealing with records provided by a private entity to a responsible public entity or affected local jurisdiction pursuant to the PPEA, to the extent that such records contain trade secrets or other information submitted by the private entity where if such records were made public prior to the execution of an interim or comprehensive agreement, the financial interest or bargaining position of the public or private entity would be adversely affected: and,

Section 2.2-3711A6, discussion or consideration of the investment of public funds whether competition or bargaining is involved; and,

Section 2.2-37711A29, discussion of award of public contract involving expenditure of public funds. Staff and 301 property owners were invited to meet with Town Council in Closed Session. Voting Aye: McDearmon, Hinson, Ketterman, Wright, Satterwhite, and Webb.

OPEN SESSION: On motion by Wright, seconded by Hinson, Council voted to reconvene in Open Session and certify that to the best of (their) knowledge, only public business matters lawfully exempted from open meeting requirements under Chapter 37 of the Code of Virginia, as amended, and only such public business matters as were identified in the motion by which the Closed meeting was convened were heard, discussed or considered in the closed meeting by Town Council and that no action was taken by Town Council in closed session on any matters discussed.

Mayor _____ Clerk _____

Such motion and corresponding certification passed by 6-0 vote. Voting Aye: McDearmon, Wright, Hinson, Ketterman, Satterwhite, and Webb.

After the certification by members of Town Council, the Town Manager noted that he had several items to bring to the attention of Town Council. All of the Route 301 property owners left the building.

Secure Legal Counsel - The Town Manager first brought up the issue of needing to address questions about Tax Districts raised by the Route 301 property owners. In response to the Town Manager’s request, **a MOTION was made by Mr. Hinson, seconded by Mr. Webb that Town Council authorize the Town Manager and the Town Attorney to secure legal assistance relating to Tax District and PPEA matters and such authorization shall not exceed \$15,000, which is the amount of the fees collected by the Town through the PPEA process. The motion was adopted by 6-0 vote. Voting Aye: McDearmon, Wright, Hinson, Ketterman, Satterwhite, and Webb.** The Town Attorney noted that this expenditure should also include the negotiation and preparation of a Comprehensive Agreement for the project, as well as documents for the creation of a Tax or Service District.

Marker in Honor of John Cephas – Mr. Manster noted that he had been in discussions with VDOT concerning the placement of a “Diversity Marker” in honor of John Cephas. VDOT had noted several possible locations for the marker and they were anxious to identify the preferred site. The sites under consideration are on the southbound side of Route 2 just north of Town, in the area of the Caroline Square Shopping Center near the former Stellar One Bank property, or on either side of West Broadus Avenue near the Bowling Green Shopping Center. After extended discussion of all of the sites, Town Council expressed its consensus that the marker should be placed at the proposed Route 2 site just north of the Corporate Limits.

Washington/Rochambeau Victory Park - Mr. Manster then brought up the topic of the Washington/Rochambeau Victory Park. Mr. Manster noted that he had been contacted by Percy Ashcraft, Caroline County Administrator, noting the there was not as much of a rush to expend the funds as originally thought. Council discussion then centered on the design of the proposed project and the feeling of the Caroline County Board of Supervisors that a parking lot be part of the project. Mr. Hinson noted that the originally proposed parking lot was very expensive; estimated to cost about one-half of the total project cost. Mr. Manster noted that the County had asked several questions about the Town’s intent in relation to this project. Council expressed its concern about the level of control over the project and its design if the Town were to contribute to the matching funds for the grant. Mr. Manster was directed to let the County Administrator know of these concerns and receive some response prior to Council making some determination about the level of funding the Town might place toward this project.

Mayor _____ Clerk _____

Sign Permits from VDOT - The Town Manager then told Town Council that VDOT had issued the permits for the two signs that the Town wished to place on Route 301 and Route 207.

Street Repaving – The Town Manager and the Director of Public Works then asked Council to address the matter of the repaving of the areas of Courthouse Lane, Main Street and Milford Street that were damaged due to water and sewer line replacement and repair. Council noted that these repairs to our streets should be made as quickly as possible. Mr. Manster noted that the possible closing of Courthouse Lane was no longer an issue and that staff would proceed as quickly as possible once Council authorized the expenditure. Mr. Manster noted that because of new VDOT requirements for the expansion of the width of the area to be repaved (25 feet on either side of the repaired area), and the need to “mill” the entire area to be repaved, and the spreading of 4” of asphalt over a base, that the cost of the repaving would exceed original estimates.

William Stanley, Director of Public Works then noted the new estimates for the repaving work to be done. He stated that work on Courthouse Lane and Main Street would cost \$29,000. This would also include repair of concrete on property owned by Jim Day because his parking lot was damaged during work on the Courthouse Lane Sewer line replacement. Mr. Stanley then noted that work on repaving Milford Street would cost \$7,200. Mr. Stanley noted that this amount would also fix a “sinkhole” that existed on Milford Street. **On MOTION by Mr. Ketterman, seconded by Mr. Satterwhite, Town Council voted to appropriate and expend an amount not to exceed \$37,000 on the repair of Courthouse Lane, Main Street and Milford Street to include the repair of Mr. Day’s property. Voting Aye: McDearmon, Hinson, Ketterman, Wright, Satterwhite, Webb.**

Town Council then directed Mr. Manster to contact VDOT and adjacent property owners on Courthouse Lane and discuss the matter of possibly making Courthouse Lane a one-way street with traffic moving toward Main Street.

Mr. Webb then commended Watts Construction Company and the Town’s Public Works Department on the work that had been accomplished on the repair of the sewer line on Courthouse Lane. It was noted that at no time were any of the Town’s customers without service. Mr. Webb suggested, and Town Council concurred, that a list of qualified contractors should be developed so that if we ever have additional “emergency” situations, we would have a list of pre-qualified contractors that we could contact in order to receive necessary assistance for the completion of this type of project. Mr. Stanley and Mr. Manster noted that they would begin developing such a list.

ADJOURNMENT: On MOTION by Mr. Webb, seconded by Mr. McDearmon, Council, by 6-0 vote, to adjourn the meeting at 10:01 PM. Voting Aye: McDearmon, Hinson, Ketterman, Wright, Satterwhite, Webb.

Mayor _____ Clerk _____