

CHRISTIANSBURG TOWN COUNCIL
CHRISTIANSBURG, MONTGOMERY CO., VA.
REGULAR MEETING MINUTES
JUNE 28, 2022 – 7:00 P.M.

A REGULAR MEETING OF THE CHRISTIANSBURG TOWN COUNCIL, MONTGOMERY COUNTY, CHRISTIANSBURG, VA. WAS HELD AT CHRISTIANSBURG TOWN HALL, 100 EAST MAIN STREET, CHRISTIANSBURG, VIRGINIA, ON JUNE 28, 2022, AT 7:00 P.M.

COUNCIL MEMBERS PRESENT: Mayor D. Michael Barber; Vice-Mayor Henry Showalter; Samuel M. Bishop; Johana Hicks; Casey Jenkins; Tim Wilson. COUNCIL MEMBERS ABSENT: Tanya Hockett

ADMINISTRATION PRESENT: Town Manager Randy Wingfield; Assistant Town Manager Andrew Warren; Town Attorney Reid Broughton; Executive Assistant/Clerk of Council Tracy Heilman; Finance Director Valerie Tweedie; Parks and Recreation Director Brad Epperley; Chief of Police Mark Sisson; Engineering Director Mike Kelley

REGULAR MEETING

I. CALL TO ORDER

- A. Moment of Reflection
- B. Pledge of Allegiance

The Pledge of Allegiance was led by Councilman Bishop.

II. ADJUSTMENT OF THE AGENDA

Mayor Barber made an adjustment to the consent agenda regarding the following:

- Items C., D., and E. should read *\$100,000 up to \$500,000 instead of in the amount of \$100,000 or more*
- Items F. through M. should be tabled for Street Committee review
- A Parks and Recreation resolution was added for Council approval

Councilman Wilson made a motion to approve the adjustments to the consent agenda, seconded by Councilman Jenkins. Council voted on the motion as follows: Councilman Bishop – Aye; Councilwoman Hicks – Aye; Councilman Jenkins – Aye; Councilman Showalter – Aye; Councilman Wilson – Aye.

III. PUBLIC HEARINGS

- A. An Agreement for a Wing Delivery Zone at Christiansburg Recreation Center at 1600 N. Franklin Street

Wing Policy and Governmental Affairs Manager Nicholas Devereux came before Council and recapped the driving idea behind the Parks and Recreation delivery site and how Town staff and Wing had derived an agreement for the potential delivery zone. Mr. Devereux referenced a map of the Parks and Recreation Center and showed where the delivery zone would be placed near Cambria Street. Mayor Barber questioned if Wing delivery had provided this same auxiliary service overseas. Mr. Devereux stated that a delivery zone had been provided in Finland at a public park and stated there had been signage placed in the park notifying the public they could both order and have their product delivered there. Councilwoman Hicks inquired if there was anything the Town should be doing currently that would make the delivery process better for everyone in Christiansburg. Mr. Devereux expressed that Wing would like to see deliveries occurring on a more permanent basis in the area in the near future, which would depend on the demand for deliveries. Mr. Devereux stated that this new delivery service, if approved, would most likely begin shortly after approval.

Paul Leichner, 160 Alexa Lane, addressed Council concerning the drones that currently fly over the area and make deliveries and expressed that the noise could possibly become an issue. Mayor Barber expressed that Wing's base would not be close enough to residential areas when flying and that it would take a more flight pattern over more commercial areas in order to get to the Parks and Recreation Center for delivery. Councilman Showalter noted that Mr. Leichner's concern was understandable and asked if Wing was progressing to a more silent drone flight. Mr. Devereux expressed how important it was for Wing to engage in community sentiment and explained that Wing engineers were working every day to improve drone technology which included being able to change the sound footprint of the drones. He noted that currently they were operating a drone in Australia that was quieter, but that FAA approval was still needed in order to operate that specific drone here.

IV. CONSENT AGENDA

- A. Approval of Minutes of June 14, 2022 and June 17, 2022
- B. Monthly Bill List
- C. Contract with AECOM Technical Services, Inc., for Annual Bridge Inspections and Engineering Services in the amount of \$100,000 up to \$500,000, renewable for up to a 5-year term
- D. Contract with SCS Engineers, Inc., for Professional Engineering Service, Post Closure Landfill Engineering and Monitoring in the amount of \$100,000 up to \$500,000, renewable for up to a 5-year term

E. Contract renewal # with Wetland Studies and Solutions, Inc. d/b/a WSSI for Stormwater Engineering On-Call Services in the amount of \$100,000 up to \$500,000

F. Resolution designating the month of July as Park and Recreation Month

Councilman Showalter made a motion to approve the consent agenda, seconded by Councilman Bishop. Council voted on the motion as follows: Councilman Bishop – Aye; Councilwoman – Hicks; Councilman Jenkins – Aye; Councilman Showalter – Aye; Councilman Wilson – Aye.

V. INTRODUCTIONS AND PRESENTATIONS

None.

VI. CITIZEN COMMENTS

Ron Frank, 2502 Wintergreen Drive, Montgomery County, addressed Council and stated he was interested in opening a restaurant/sports bar in Christiansburg. Mr. Frank noted that the Town's ordinance read there could be no pool tables or alcohol in the same vicinity. He added that the potential new sports bar would be located at 3165 N. Franklin Street and would be approximately 20,000 square feet in size. He noted that the building was secured, and he wanted to come before Council for approval. Town Manager Wingfield explained that the Town's ordinance stated that alcohol sales were not allowed to be dispensed in the same room as billiards. Councilwoman Hicks expressed she was in favor of a new restaurant/sports bar. Mayor Barber expressed that the Town's ordinance concerning this issue could be looked over by Town staff and potentially updated. Councilman Showalter asked how many inquiries the Town received per year concerning a sports bar. Mr. Wingfield answered that typically one inquiry per year for a code change and less for this particular type of request.

Michael Glass, 745 E. Main Street, introduced himself to Council as a potential nominee for the Sustainability Committee and explained his background in civil engineering and his current position as a VDOT Roadway Design Engineer. Councilman Showalter expressed that it was imperative for citizens, even if not appointed, to be involved in committee meetings and express concerns they may have.

VII. COMMITTEE REPORTS

Councilwoman Hicks reported there would be a Central Business meeting June 29th at 11:00 a.m.

VIII. DISCUSSION AND ACTION BY MAYOR AND COUNCIL

A. Sustainability Committee

Mr. Wingfield explained that during the June 17th Town Council retreat a recommendation was made to form a Sustainability Committee. Mr. Wingfield referenced a list of potential representatives for Council as follows:

- Tim Wilson, Town Council representative
- Randy Wingfield, Town Manager (Administration)
- Mike Kelley, Engineering Director (Engineering)
- Benjamin Tripp, Planning Director (Planning)
- Jim Liancianese, Public Works Director (Public Works)
- Travis Moles, Assistant Director of Public Works - Streets (Public Works)
- Christina Edney, Public Relations Director (Public Relations)
- Joseph Kun, Uptown Christiansburg Mall Manager (business representative)
- Michael Glass, VDOT Roadway Design Engineer (citizen representative)

Councilman Showalter made a motion to approve the recommendations regarding the Sustainability Committee, seconded by Councilwoman Hicks. Council voted on the motion as follows: Councilman Bishop – Aye; Councilwoman Hicks – Aye; Councilman Jenkins – Aye; Councilman Showalter – Aye; Councilman Wilson – Aye.

B. Boundary adjustment criteria

Mr. Wingfield recapped that Town Administration had been tasked to create criteria and develop an application process for boundary adjustments. Mr. Wingfield presented Council with a brief presentation and produced proposed criteria concerning incoming and outgoing property. He noted that the applicant would need to make the request with both the Town of Christiansburg and Montgomery County. He explained there would be no limit on proposed property coming into the Town, developed land would not be eligible to leave Town, and there would be a proposed maximum of 10 acres to leave Town (though this acreage could be adjusted per Council if desired). He explained that land proposed to be taken out of Town must adjoin the Town's corporate limits. General discussion between Council members ensued regarding the pros and cons of the County to accept un-incorporation.

Mr. Wingfield relayed that emergency services, utilities, traffic, and street maintenance were just a few potential impacts that would first need to be evaluated by staff. He spoke about the application process and fee for applicants and suggested an application fee of \$1,000 to cover advertising and staff time. He explained that once the application is received then staff would review the application and a public hearing would be scheduled for Town Council's review and potential approval. He expressed that during the staff review process a draft ordinance would be developed and the staff and Town Attorney would work with County staff and their Attorney to create the boundary line agreement. Mr. Wingfield noted that the draft ordinance, the boundary line agreement, the application, and staff analysis would be available to Council and the public prior to the public hearing. He noted that the Planning Commission would be involved in a rezoning review for bringing property into the Town. Councilman Showalter questioned if the \$1,000 fee should be placed on the application due to having to edit the form at some point. Mr. Wingfield explained that Town Council could adjust the review fee at any

time. Councilwoman Hicks questioned if the amount charged would not be associated with the size of the property. Mr. Wingfield answered that with rezoning and conditional use permit requests the Town does have applications based on size although there are some benefits to bringing property into the Town. Councilman Showalter and Councilman Wilson agreed that the County should be included on the application as an approver. Councilwoman Hicks expressed concern that she would like to see a map of Christiansburg and how much land was available, stating that there was not 10 acres available to her knowledge. Mr. Wingfield noted that un-incorporation from the Town had not been entertained in the past, apart from the Montgomery County Animal Shelter. Mr. Wingfield explained that the Animal Shelter property was a stranded parcel on the other side of the 460 Bypass due to Town annexation to the eastern limits of the right-of-way and VDOT vacating the portion of the right-of-way and selling it to Montgomery County. Councilman Wilson expressed that staff had made great effort considering where this subject was a few weeks ago.

Mr. Wingfield asked Council regarding requests that had been made prior to this new application, would they want the requestor to be grandfathered in under prior policies. Mayor Barber answered that it should be from this point forward and questioned if that would be ethical to have them go through the new process. Councilwoman Hicks stated that the recent requestors should have to follow the new policy like all other applicants going forward. Councilman Wilson expressed that because the recent request had started this new process, he thought they should apply and start the process. Councilman Showalter agreed as well but suggested the fee be assumed by the Town. Councilman Bishop and Councilman Wilson agreed the fee should be assumed by the Town. Councilwoman Hicks suggested a \$500 charge instead. Councilman Jenkins noted that the Town should not penalize an applicant for the Town's lack of policy and stated this most recent request should have the fee assumed and begin the new process with the next applicant. Mayor Barber noted that a majority of Council members were in favor of the new requestor completing the application and the Town assuming the fee.

IX. STAFF REPORTS

A. Town Manager

Mr. Wingfield reported that the Town would be going live with the new Tyler Munis software July 1st. He added that July 4th from 10 a.m. to 4 p.m. there would be a downtown celebration for the Fourth of July that would include fireworks at 9:15 p.m. that could be viewed from the uptown area.

B. Town Attorney – no report.

C. Other Staff – no report.

X. COUNCIL REPORTS

Councilman Showalter – no report.

Councilman Bishop – no report.

Councilwoman Hicks asked for more information regarding school resource officers (SRO's) in the school system and expressed concern that the Town did not receive repayment for resource officers for security in schools. She expressed that making sure all kids were protected was a great concern. Mrs. Hicks also noted that citizens paid for officers in schools but felt the County should provide assistance towards safety in the schools as well. Councilman Showalter suggested that Mrs. Hicks request this to be placed on the next Town Council agenda for discussion. Councilwoman Hicks requested that school resource officers in the school system and a discussion concerning tourism be placed on the next agenda. Mayor Barber directed Mr. Wingfield to add both items to the July 12th agenda.

Councilman Wilson – no report

Councilman Jenkins – no report

XI. OTHER BUSINESS

A. Closed Meeting:

1. Councilman Showalter made a motion to enter into a Closed Meeting under Code of Virginia § 2.2-3711(A)(7), pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body. For the purposes of this subdivision, “probable litigation” means litigation that has been specifically threatened or on which the public body or its legal counsel has a reasonable basis to believe will be commenced by or against a known party.; and Code of Virginia § 2.2-3711(A)(8), consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel. The Closed Meeting is being held for discussion of potential litigation regarding construction of the Christiansburg Huckleberry Park. Councilwoman Hicks seconded the motion and Council voted as follows: Bishop – Aye; Hicks – Aye; Jenkins – Aye; Showalter – Aye; Wilson – Aye.
2. Reconvene in Open Meeting.
3. Certification.

Councilman Showalter moved to certify that the Town Council of the Town of Christiansburg meeting in Closed Meeting to the best of each member's knowledge discussed only the matters lawfully exempt from open meeting requirements by Virginia Law and only such matters as are identified in the Resolution to enter into Closed Meeting. The motion was seconded by Councilman Wilson. Council voted on the motion as follows: Bishop – Aye; Hicks – Aye; Jenkins – Aye; Showalter – Aye; Wilson – Aye.

4. Council action on the matters.

No action taken.

XII. ADJOURNMENT

There being no further business to bring before Council, Mayor Barber adjourned the meeting at 9:02 p.m.

Tracy Heinlein
Tracy Heinlein, Clerk of Council

D. Michael Barber
D. Michael Barber, Mayor