

Town of Haysi  
Minutes of Regular Town Council Meeting  
October 2, 2012 @ 7:00 p.m.

On October 2, 2012, the regular meeting of the Haysi Town Council was held in the Council Chambers of the Haysi Town Hall Municipal Building located at 322 Main Street, Haysi, Virginia.

The following members were present:

PRESENT: Mayor Larry Yates  
Vice Mayor Rocky Wood

Council Members:  
William "Billy" Counts  
Michael Harris  
Barry Whitt  
Tim Wallace

ABSENT: Susan Tiller

**ITEMS # I CALL THE MEETING TO ORDER**

The meeting was called to order by Mayor Yates.

**ITEM # II & ITEM III INVOCATION & PLEDGE OF ALLEGIANCE**

Chief Wallace gave the invocation, and the pledge of allegiance was recited.

**ITEM # IV - APPROVAL OF THE AGENDA**

At this time Mayor Yates asked Council for any additions or changes to the agenda.

Mayor Yates added under New Business add Item D-Executive Session, pursuant to Code of Virginia, Sections 2.2-37.11 Finances. With no further changes to the agenda the motion was made by Council Member Rocky Wood, seconded by Council Member Barry Whitt to approve the agenda. Let the record show the motion on the floor passed unanimously by verbal voting.

**ITEM # V – APPROVAL OF MINUTES**

Prior to the meeting council had received for consideration of approval a copy of the following prepared minutes:

- September 4, 2012 Regular Town Council Meeting
- September 12, 2012 Donation Committee Meeting
- September 12, 2012 Special Council Meeting

With no further discussion the motion was made by Council Member Rocky Wood seconded by Council Member Wm. "Billy" Counts to approve the minutes. Let the record show the motion on the floor passed unanimously by verbal voting.

**ITEM # VI – FINANCIAL REPORT**

At this time the council was presented for approval the following:

- Current listing of payables due for October 2012
- September 2012 Financial Report listing: beginning balance, revenue, expenditures and ending balance.
- September 2012 itemized listing of expenditures including checks # 11019-11054
- September 2012 Profit & Loss Report

With no further discussion the motion was made by Council Member Rocky Wood seconded by Council Member Barry Whitt to approve the financial report. Let the record show the motion on the floor was passed unanimously by verbal voting.

**ITEM #VII-NEW BUSINESS**

Update on Donation Policy

Ramona Duncan mentioned under the General Policy “Under Virginia State Law” needs to be deleted from the policy. She said she had spoken with Town Attorney Kerry Hay, and he said the state of Virginia does not have a state law that reference allocation of funds to a non-profit organization.

Council Member Rocky Wood report the committee meet on September 12, 2012, and a copy of the policy and donation has been given to each Council Member. He asked did anyone have any suggestions or changes to the policy or application. He said he thought it was a good policy.

Mayor Yates said the committee needs to make sure everything addressed in the donation committee minutes is addressed in the policy and application.

Mayor Yates said the section on Requirements for Approved Request in his opinion can be removed from the policy.

The council agreed to remove the section.

Ramona Duncan, Clerk asked on the Donation Request Form, if an organization does not have a Federal Tax ID number can the Town request the person filling out the form to provides their social security number.

Member Barry Whitt said the only reason the committee felt they need this information was to make the individual requesting the funds be accountable.

Ramona Duncan, Clerk asked if the town cannot request a social security can the request a photo ID, such as a driver’s license.

Mayor Yates said this is an item to be discussed with the Town Attorney.

Dustin Day’s

Jennifer Owens came before the council to request a donation for Dustin Day’s. She said Dustin Day’s will be held October 6, at the Dickenson County Fair Grounds. She said Dustin Day’s was started about three years ago for Dustin Edwards, since Dustin passed away the event is still held in order to honor Dustin and to help another county child in need. This year the funds will go to Tyler O’Quinn.

Council Member Tim Wallace explained to Ms. Owens he is new to council. He said he had been studying for a few months now on donating to different organization and events. I want you to know I support your event, but I feel, since tax money is money received by the town, I do not feel it is mine to give away, so if I vote against this or any other donation don’t feel harsh against me, because of the way I feel.

With no further discussion the motion was made by Council Member Rocky Wood, seconded by Council Member Barry Whitt to donate \$100.00 to Dustin Day’s. Let the record show the motion on the floor passed with the following votes:

Wm “Billy” Counts	Yes
Mike Harris	Yes
Tim Wallace	No
Barry Whitt	Yes
Rocky Wood	Yes

Motion carried.

Donation-Ervinton Elementary EPTO

Mayor Yates asked if anyone was present to represent this organization. No representative from this organization. The council did not take action on this item.

**ITEM # VIII – OLD BUSINESS**

A. Police Report-Chief Wallace (See Attachment)

Chief Wallace report Patrolman Edwards applied for grant for a new patrol car through the Department of Criminal Justices. The Haysi Police Department is one of six entities to receive a 2012 Dodge Charger. The car will be picked-up in Richmond on October 26, at the Capital Building.

Chief Wallace reported the county still owes the town the two original radios they were to purchase. He said he has asked for the radios several times, and still has not received them, and is keeping a log of each time he request them.

Council Member Rock Wood stated the radios will have to be installed by December in order to be in compliance.

Mayor Yates asked is the department equipped with any new radios.

Chief Wallace replied “yes, we have two mobiles and two portables.”

Mayor Yates inquired about the software.

Chief Wallace said Southern Software is still being used. He said the new software is Spillman.

Mayor Yates suggested checking into keeping Southern Software until Spillman is up and running correctly.

Mayor Yates inquired about the runaway boat on the police report.

Chief Wallace stated during one of the heavy rains the department got a call of a boat floating down the river. The boat didn't have anyone in it.

Mayor Yates asked the report states five incidents in the schools, is that about average?

Chief Wallace said incidents at the schools vary.

Mayor Yates asked is the situation, parking at Haysi Drug has it been resolved?

Chief Wallace said we haven't t written any tickets yet, but the department does try to inform the drivers this is now a no parking area.

Mayor Yates asked does anyone have any further question for Chief Wallace?

No further questions.

**ITEM # IX MAYOR COMMENTS**

Mayor Yates said he had been working consistently on a program on the property at Splashdam. He said the town is closer to getting the deed freed up and moving forward on the property. He said Ecosystem is still interested in the project.

Mayor Yates reported he had attended the annual VML conference in Williamsburg, Virginia, and attended a meeting at CPPD on September 27th. Also, he has contacted VDOT and lights at the park and ride are being worked on. He asked did anyone have any questions for him.

No questions.

**ITEM # X- COUNCIL COMMENTS**

Council Member Rocky Wood said the fire department did get their truck back and will be submitting and invoice to the town for the pump test. He said this has already been approved by the council to pay this invoice.

No further council comments.

**ITEM # XI - PUBLIC COMENTS**

Ms. Katy Jo Powers updated the council on the Autumn Festival. She said the dog walk will begin at 12:30 before the parade. She said she expected to have several floats and several others in the parade this year.

Chief Wallace said he or Patrolman Edwards will escort the go- carts to get into the line for the parade.

Kay Owens asked has the port-a-potties been ordered.

Mayor Yates stated the town will take care of getting the port-a-potties ordered.

Mayor Yates presented Kay Owens with a donation to the Autumn Festival from Range Resources.

No further public comments.

**NEW BUSINESS ITEM D EXECUTIVE SESSION**

At this time Mayor Yates entertained a motion to convene into Executive Session. At 7:45 p.m., a motion was made by Council Member Rocky Wood and seconded by Council Member Barry Whitt to convene in Executive Session pursuant to code section 2.2-37.11 the Code of Virginia, let the record show the motion on the floor was passed unanimously by verbal voting.

**Certification of Executive**

We certify that:

Only public business matters lawfully exempted from open meeting requirements under this chapter, 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 meeting by the public body.

Mayor Yates asked for a roll call vote to certify the statement:

- Susan Tiller Absent
- Wm. "Billy" Counts Yes
- Barry Whitt Yes
- Tim Wallace Yes
- Mike Harris Yes
- Rocky Wood Yes

**XV. Open Session**

Upon motion made by Council Member Rocky Wood and seconded by Council Member Wm. "Billy" Counts the council was now convened in Open Session at 8:05 PM Let the recorded show the motion on the floor passed unanimously by verbal vote.

**ITEM # XVI – ADJOURNMENT**

With no further discussion the motion was made by Council Member Barry Whitt and seconded by Council Member Rocky Wood to adjourn. Meeting adjourned at 8:10 PM.

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Larry D. Yates, Mayor

Attest:  
\_\_\_\_\_, Clerk