

BROADWAY TOWN COUNCIL

July 5, 2016

The Broadway Town Council met in regular session on July 5, 2016 in the Council Chambers of the Broadway Municipal Building. The following members were present: Mayor Timothy S. Proctor and Council Members Chad L. Comer, Leslie E. Fulk, Richard E. Fulk, and Fred M. Olson III. Council Members Douglas W. Harpine and Beverly L. London were absent. The following staff members were present: Town Manager Kyle O'Brien, Clerk/Treasurer Marla W. Kline, Attorneys Donald Showalter and Ashley Waterbury, and Police Chief Randy Collins. Also in attendance were Woody Brown, Gail Gutschmidt, and Timothy Schmoyer.

Mayor Timothy S. Proctor called the meeting to order at 7:00 p.m. with a salute to the U. S. Flag and invocation.

Mayor Proctor welcomed retiring Town Attorney Donald Showalter, who was unable to be in attendance at the June meeting, at which time a resolution was adopted acknowledging his 50 years of service to the Town. He again thanked Mr. Showalter for his dedication to the Town and reminded members that a reception will be held on July 16, 2016 in his honor.

Approval of Minutes and Bills:

Fred M. Olson III moved, seconded by Richard E. Fulk, to adopt the minutes of the June 7, 2016 session of Council and to authorize payment of bills in the amount of \$1,133,553.59. The motion was approved with the following recorded roll call vote:

Chad L. Comer	Aye	Leslie E. Fulk	Aye
Richard E. Fulk	Aye	Douglas W. Harpine	Absent
Beverly L. London	Absent	Fred M. Olson III	Aye

Joint Board of Zoning Appeals Appointment:

Mayor Proctor stated that there is one final vacancy on the Broadway-Timberville Joint Board of Zoning Appeals. He further stated that Town resident David Jordan has been recommended to fill this position and Mr. Jordan has agreed to serve in this capacity. Richard E. Fulk moved, seconded by Leslie E. Fulk, to appoint David Jordan to the Joint Board of Zoning Appeals. The motion was approved with the following recorded roll call vote:

Chad L. Comer	Aye	Leslie E. Fulk	Aye
Richard E. Fulk	Aye	Douglas W. Harpine	Absent
Beverly L. London	Absent	Fred M. Olson III	Aye
Timothy S. Proctor	Aye		

Appointment of FOIA officer:

Mayor Proctor stated that the General Assembly enacted legislation that requires all municipalities to appoint a Freedom of Information Act officer. He advised that FOIA requests will continue to be handled and processed in the same manner as previously; however, it's just a matter of complying with the legislation. Fred M. Olson III moved, seconded by Richard E. Fulk, to appoint Kyle O'Brien as the FOIA officer for the Town of Broadway. The motion was approved with the following recorded roll call vote:

Chad L. Comer	Aye	Leslie E. Fulk	Aye
Richard E. Fulk	Aye	Douglas W. Harpine	Absent
Beverly L. London	Absent	Fred M. Olson III	Aye
Timothy S. Proctor	Aye		

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Old Business:

Town Manager Kyle O'Brien reported on the following items of Old Business:

- **WWTF Upgrade project:** Construction continues to proceed very well. The project is still on time and on budget. No change orders have occurred and none are pending. The majority of the work is still taking place within the concrete structure, but is beginning to wind down.
- **Central Street:** Rock has slowed this project down, but they should be pouring additional sidewalk next week, as well as the first of three retaining walls on the project.
- **Fireworks:** A number of very positive comments have been received regarding the fireworks show. This was the third year in a three year contract with Dominion Fireworks. They have been very good to work with, extremely professional and safe, and have delivered exactly what they said they would. It is recommended to begin negotiations with them on a new contract if the Council would deem that appropriate. Following negotiations, the proposed contract will be brought back to the Council for consideration. Council concurred with this recommendation.

Committee Reports:

Parks & Recreation Committee:

Mr. O'Brien stated that the Broadway Little League was the recent host of the 10/11 year old all-star tournament at the park and has installed scoreboards on the fields.

Finance Committee:

No report.

Personnel/Police Committee:

A copy of an activities report for the police department for the month of June is included in the minutes as Attachment A.

Streets & Properties Committee:

No report.

Utilities Committee:

No report. A copy of the water production report for the month of June is included in the minutes as Attachment B.

BHP:

Council representative Fred Olson reminded everyone that the Red, White & Brew festival will be held on Saturday, July 9th.

Planning Commission Report:

No report.

New Business:

There were no items of new business.

Public Comment:

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Fire Chief Woody Brown commented that the department had received a new piece of apparatus, a new pickup truck, which has recently been placed in service. Additionally, Mr. Brown mentioned that the department had discussed the possibility of incorporating its annual Christmas parade with the Town's lighting event. Council liked the idea and the topic was referred to committee for further discussion and consideration.

Gail Gutschmidt complimented the Council and expressed her enjoyment of the fireworks event that was held the latter part of June.

There being no further business, the meeting was adjourned.

Timothy S. Proctor Mayor

Marla W. Kline, MMC Clerk