



SOUTH HILL TOWN COUNCIL
REGULAR MEETING MINUTES
MONDAY, NOVEMBER 14, 2022, 7:00 P.M.

The regular monthly meeting of the South Hill Town Council was held on Monday, November 14, 2022 at 7:00 p.m. in the Council Chambers of the South Hill Town Hall located at 211 S. Mecklenburg Avenue, South Hill, Virginia 23970. The meeting was also available livestream via YouTube at <https://www.youtube.com/channel/UCXx969rpU0hUwMLl11ot78g>. Town Clerk Anna Cratch took minutes of the meeting.

1. CALL TO ORDER

As the prior special meeting exceeded the expected timeframe, Honorable Mayor Dean Marion called the regular meeting to order at 7:09 p.m. and then called for a 6-minute recess by motion of Councilman Moody and second of Councilwoman Luster. The meeting resumed at 7:15 p.m.

2. INVOCATION

Mayor Marion rendered the invocation.

3. ROLL CALL

Mayor Marion called upon Town Clerk Anna Cratch to call the roll, which was as follows:

A. Council Members

| | | |
|--------------------|-----------------------|-------------------|
| Randy Crocker | Lillie Feggins-Boone | Alex Graham |
| Gavin L. Honeycutt | Delores B. Luster | W.M. "Mike" Moody |
| Shep Moss | Joseph E. Taylor, Jr. | |

B. Staff in Attendance

| | |
|---------------------------------------|--|
| Stuart Bowen, Police Chief | Kim Callis, Town Manager |
| Anna B. Cratch, Town Clerk | Sheila Cutrell, Dir. of Finance and Admin. |
| C.J. Dean, Dir. of Municipal Services | David Hash, Code Compliance Official |
| Michael Vaughan, Fire Dept. Admin. | Howard P. Estes, Jr., Town Attorney |

4. APPROVAL OF AGENDA

A motion was made by Councilman Honeycutt, second by Councilwoman Feggins-Boone, to approve the agenda for November 14, 2022. The motion carried unanimously.

5. APPROVAL OF MINUTES – OCTOBER 11, 2022 REGULAR MEETING

A motion was made by Councilman Moody, second by Councilman Moss, to approve the minutes of the regular meeting held on October 11, 2022 as distributed by Town Clerk Anna Cratch. The motion carried 7 to 0 with Councilman Honeycutt abstaining due to his absence.

6. CITIZENS TO ADDRESS COUNCIL

Comments are limited to three minutes (five minutes if on behalf of a group).

No citizens requested to address Council.

7. PUBLIC HEARINGS

Comments are limited to three minutes (five minutes if on behalf of a group).

A. RE 2022-7, Request by GWP Developers, LLC to rezone the property owned by the Alpod Company located behind Walmart at the end of Peebles Street from transitional suburban residential district R1-40 to general dwelling district R2-16 – David Hash

David Hash informed Council that notice of a Public Hearing was published which asked for comments regarding the RE 2022-7 request by GWP Developers, LLC to rezone the property owned by the Alpod Company located behind Walmart at the end of Peebles Street from transitional suburban residential district R1-40 to general dwelling district R2-16. At its November 7 meeting, the South Hill Planning Commission recommended Council approval.

Mr. Hash opened the Public Hearing.

- Drewry Sidney Clark inquired about the difference between R1-40 and R2-16. Mr. Hash stated it is basically switching from single-family to multifamily so apartments can be built.

Mr. Hash closed the Public Hearing. Stacy Woodhouse, partner with GWP, stated the goal is to put around 200 three-story, one to two-bedroom apartments there. Some play areas and trails will be built. It will not be a gated complex. As it is a fairly large expense, the site plan will be prepared once the rezoning is approved. Councilman Taylor mentioned it is a fairly large risk for the Town to approve without schematics. Councilman Moody commented water and sewer are already at that location.

A motion was made by Councilwoman Feggins-Boone, second by Councilwoman Luster, to approve the RE 2022-7 request by GWP Developers to rezone the property owned by the Alpod Company located behind Walmart at the end of Peebles Street from transitional suburban residential district R1-40 to general dwelling district R2-16. The motion carried 7 to 1 with Councilman Taylor casting a negative vote.

B. RE 2022-8, Request by WBS Investments, LLC to rezone their property on Country Lane from general business district C-3 to general dwelling district R2-16 – David Hash

David Hash informed Council that notice of a Public Hearing was published which asked for comments regarding the RE 2022-8 request by WBS Investments, LLC to rezone their property (approximately 21 acres) on Country Lane from general business district C-3 to general dwelling district R2-16. At its November 7 meeting, the South Hill Planning Commission recommended Council approval.

Mr. Hash opened the Public Hearing.

- Justin Smith shared that the rezoning request is being made for multifamily housing. They wanted to get the property rezoned before moving forward with any site plans. It may be a mix of apartments and single-family housing with rentals and options to buy (market price).

Mr. Hash closed the Public Hearing. Acknowledging his understanding there is a dire need for housing, Councilman Taylor shared concerns he would like to have some image of what Council is approving. Mayor Marion commented it is something going forward that the Planning Commission can consider.

A motion was made by Councilman Crocker, second by Councilman Moody, to approve the RE 2022-8 request by WBS Investments, LLC to rezone their property on Country Lane from general business district C-3 to general dwelling district R2-16. The motion carried 7 to 1 with Councilman Taylor casting a negative vote.

C. Proposed Budget Amendment to Appropriate ARPA funds for FY22-23 Infrastructure Projects – Sheila Cutrell

Sheila Cutrell informed Council that notice of a Public Hearing was published which asked for comments regarding a proposed budget amendment to appropriate \$2,426,724.90 in American Rescue Plan Act funds for FY22-23. Under federal law, the funds have to be obligated by December 31, 2024 and expended by December 31, 2026.

A brief synopsis of how staff expects to utilize these funds is as follows:

- \$514,564.90 – Northeast Sewer Project
- \$350,000 – Construction of the leachate disposal site
- \$1 million – Public Works building (under contract)
- \$562,160 left; additional funding needs are anticipated for the Plank Road water line.

Ms. Cutrell opened the Public Hearing. No member of the public chose to comment on the proposed amendment.

Ms. Cutrell closed the Public Hearing.

A motion was made by Councilman Moody, second by Councilman Honeycutt, to appropriate American Rescue Plan Act funds in the amount of \$2,426,724.90 to the FY22-23 budget for infrastructure projects including, but not limited to, the Northeast Sewer Project, Plank Road Water Line Extension Project, Leachate Disposal Site, and Public Works Building. The motion carried unanimously.

D. Proposed Amendments to the Town Code to Clarify Language – Kim Callis

Kim Callis informed Council that notice of a Public Hearing was published which asked for comments regarding proposed amendments to the Code of the Town of South Hill clarifying the language of the following ordinances: Section 1-2 - Definitions, Section 2-254 - Supervision, Section 2-310 - Addition - Treasurer/Director of Finance, Section 78-66 - Definitions, Sections 78-70, 71, and 72 - Telephone Consumer Utility Tax, Section 78-109 – BPOL Application, Section 78-121 - Addition - BPOL Clarification, Sections 78-161, 167, and 169 - Meals Tax, Section 78-183 - Lodging Tax, Section 78-202 - Personal Property Tax Relief, Section 86-33 - Prerequisites for Water Service, Section 86-54 - Deposits and Cut On Fee, Section 86-56 - Water Bill Due Dates, and Section 86-311 - Sewer Bill Due Dates.

Mr. Callis opened the Public Hearing. No member of the public chose to comment on the proposed amendments.

Mr. Callis closed the Public Hearing.

A motion was made by Councilman Moody, second by Councilwoman Feggins-Boone, to approve the proposed amendments to the Code of the Town of South Hill clarifying the language of the ordinances as presented. The motion passed via **roll-call vote** as follows:

| | |
|-------------------------|--------------------------------|
| Councilman Crocker-Aye | Councilwoman Feggins-Boone-Aye |
| Councilman Graham-Aye | Councilman Honeycutt-Aye |
| Councilwoman Luster-Aye | Councilman Moody-Aye |
| Councilman Moss-Aye | Councilman Taylor-Aye. |

8. TOWN MANAGER REPORT

A. Partial Vacation of Butts Street

Kim Callis reported Microsoft Corporation has requested the vacation of a portion of .84 acres of Butts Street in the Interstate Industrial Park. A new .28-acre right of way (ROW) area will be created.

Under Virginia law, the ROW vacation process generally followed has been that Council:

- Appoint a three-person committee to view the property and report on potential issues arising from vacating the street ROW (Mayor Marion will appoint the committee which will not include a Council member.)
- Hold a Public Hearing to allow affected parties to comment.
- Adopt an ordinance vacating the ROW. All expenses related to the vacation are to be paid by the requesting party.

A motion was made by Councilman Moody, second by Councilwoman Luster, to hold a Public Hearing on December 12, 2022 to hear comments related to the Microsoft Corporation's request to vacate a portion of Butts Street. The motion carried unanimously.

B. Proposed Boundary Line Change – Country Lane

Mr. Callis informed Council Microsoft Corporation owns a tract of land totaling 15.87 acres along Country Lane and Rocky Branch Road that is currently located in Mecklenburg County outside the South Hill corporate limits. Microsoft has requested a boundary line change that will incorporate this tract into the Town of South Hill. When Mr. Callis spoke with Wayne Carter, Mecklenburg County Administrator, he indicated the County will agree to this change.

A proposed motion was presented authorizing advertisement for a Public Hearing at the December 12 Council meeting to hear comments regarding the boundary line change. A plat indicating the affected tract was also shared. Mecklenburg County will hold a separate Public Hearing on this request. After the Public Hearings, the Town and County may enter into an agreement approving the boundary line adjustment. The agreement will then be presented to the judge of the circuit court for approval.

A motion was made by Councilman Moss, second by Councilman Taylor, to hold a Public Hearing to hear comments regarding the boundary line change requested by Microsoft to

incorporate a 15.87-acre tract along Country Lane and Rocky Branch Road into the Town of South Hill. The motion carried unanimously.

C. Chamber of Commerce Hometown Christmas 5K Run

Mr. Callis informed Council that as part of the Hometown Christmas weekend, the Chamber of Commerce is hosting a 5K Elf Run beginning at 8:30 a.m. on Saturday, December 3, 2022. As the request doesn't follow the preapproved 5K route, Mr. Callis presented a map indicating the proposed route which has been approved by Police Chief Bowen for this event. The route begins at the Makers Market and proceeds along W. Danville Street to Plank Road to Raleigh Avenue to Halifax Street to Opie Road to W. Main Street to Mecklenburg Avenue. Councilman Moss disclosed he is a member of the Chamber of Commerce Board but can vote on this without bias.

A motion was made by Councilman Honeycutt, second by Councilman Moody, to approve the Hometown Christmas Elf Run and route on December 3, 2022 as presented. The motion carried unanimously.

9. MUNICIPAL SERVICES REPORT

A. Award for Police Department Architect/Engineering Construction Drawings Contract

C.J. Dean reported that the Town of South Hill solicited proposals for the Police Department Renovation. The Town advertised for bids in the newspaper and online in the Dodge PlanRoom. Bids were due on October 12, 2022, at 3:00 p.m.

The Town received one proposal from Dewberry. After reviewing the proposal, Dewberry was asked to provide a contract for their services to services for engineering, architectural work, and construction administration.

- Dewberry contract to engineer, design, and for construction administration for the South Hill Police Department Renovation in the amount of \$244,000.

A motion was made by Councilman Taylor, second by Councilman Moody, to authorize the Town to award the contract for the plan development, engineering, architecture drawings, and construction administration for the South Hill Police Department Renovation to Dewberry in the amount of \$244,000, and for the Town Manager or his designee to execute all of the necessary documents for this project. The motion carried unanimously.

B. Award for the South Hill Sewer Collection System Mapping and Evaluation of Conditions

Mr. Dean reported the Town of South Hill solicited proposals for the mapping and evaluation of the Town's Sewer Collection System with prioritized recommendations for repairs. The Town advertised for bids in the newspaper. Bids were due to the Town on October 27, 2022, at noon.

The Town received two proposals

- RedZone Robotics, Inc.
- Prism Contractors & Engineers, Inc.

Based upon the review and recommendation of B&B Consultants, Inc., the RedZone Robotics, Inc. proposal includes greater services with lower upfront preparatory costs to the Town and

will provide a clearer picture of existing conditions and necessary repairs. RedZone estimates they can provide the report within six months. To save costs, Town staff will perform the maintenance hole inspections.

A motion was made by Councilwoman Luster, second by Councilman Moss, for the Town to award the Sewer Collection System Evaluation, Mapping, and Recommendations to RedZone Robotics, Inc. in the amount of \$624,500 and for the Town Manager or his designee to execute all of the necessary documents for this project. The motion carried unanimously.

Kim Callis commented the Southside Planning District Commission and VDH will be looking at some opportunities to evaluate older water lines.

10. PARKING REGULATIONS – COUNCILMAN TAYLOR

Councilman Taylor presented two proposals before the Council.

A. Parking at the Front of the Town Hall

Councilman Taylor reported that at the front of the Town Hall, there are four regular and one handicapped parking spots frequently used by individuals seeking to do business within the Town Hall. There is also parking to the left and right shared by businesses and parking in the back lot. There is a two-hour limit for parking in front of the Town Hall. Pursuant to §46.2-1220 of the Code of Virginia which authorizes Council to regulate parking, stopping, and standing of vehicles within the municipality, and as there is more than adequate parking in the back lot for longer durations, Councilman Taylor recommended a motion to limit it to 30-minute parking in front of the Town Hall for the following reasons (no parking would be eliminated):

- Traffic control
- Security (There is no buffer at the front, parked vehicles obstruct the view, and no security personnel is in the Town Hall.)

Chief Bowen reported a few accidents have occurred at the front of the Town Hall this year. Councilman Moody expressed concern about putting the businesses beside the Town Hall at a disadvantage. Councilman Honeycutt commented Jeremy Lynch is highly opposed to this as it would affect his business; it would affect Trinity as well. Councilman Moss shared concerns about monitoring and enforcing the regulations. Councilman Taylor commented Council sets the policy, and 911 and the police force execute it. Councilman Moss reported the Chamber of Commerce did a survey of downtown businesses and they are all against the proposed regulations. When asked, Sheila Cutrell commented there have been instances but she could not provide a definite number of times when staff has felt uncomfortable and if it was related to parking.

Councilman Honeycutt commented the real issue is most likely the individual for the last couple of months who has chosen to practice his first amendment right of speech with a sign on the back of his vehicle parked at the Town Hall. Ms. Cutrell mentioned there are a number of individuals who come in to the Town Hall that need access to those close parking spaces.

A motion was made by Councilman Taylor to authorize the Town Manager and associated personnel to adjust regulations and place signage reducing the parking from two hours to 30 minutes for the front area, from curb to curb, of the Town Hall. The motion failed for lack of a second.

B. Parking on W. Main Street

Councilman Taylor's second proposal was to limit parking on W. Main Street from Mecklenburg Avenue to Lunenburg Avenue by prohibiting parking on the south side of that thoroughfare (DMV side) and allowing unlimited parking on the north side. There is a consistent and long-duration pattern of parking for numbers of days.

Kim Callis reported there is currently two-hour parking on both sides of W. Main Street. When there are cars parked on both sides of the street, it is very dangerous for cars to pass one another in opposite directions; a bigger vehicle and a car cannot get through there. Chief Bowen and C.J. Dean have had conversations with George Brown regarding this and have tried to work out a gentleman's agreement whereby people would not park on the south side of the street when leaving their cars for his auto repair shop; however, it can't be enforced. Sometimes the rollback is parked on the street when Mr. Brown is going to and from calls. Councilman Taylor's proposal would allow enough room for cars to pass. Mr. Callis reported George Brown's business partner was agreeable to the proposal. Chief Bowen commented there is a safety and enforcement issue.

Councilman Honeycutt mentioned that the body shop by Wilson's is even more of a safety issue with school buses.

A motion was made by Councilman Taylor, second by Councilman Moody, to authorize the Town Manager and associated personnel to prohibit parking on the south end of W. Main Street from Mecklenburg Avenue to Lunenburg Avenue with no prohibition to parking on the north side of that same street. After discussion, stating that the property owners haven't been contacted, Councilman Moody asked to withdraw his second. Attorney Estes said it can't be withdrawn but it can be brought to a vote or the original motion can be withdrawn. Councilman Taylor was not willing to withdraw the original motion.

In answer to a question from Mayor Marion regarding if the property owner has been contacted, C.J. Dean stated he spoke with Ella VanDyke and they are in favor of this. Councilman Moss stated the CDA is in the process of selling the Tobacco Farm Life Museum which would be another potential business on that street. He suggested this go to the Street Committee for consideration and that a Public Hearing be held for input. Councilwoman Feggins-Boone stated it is a safety issue because the street is too narrow. Mr. Callis commented this issue has been in discussion for years. Councilman Crocker asked if there is a safety issue will Council bow to the views of the property owners if they don't want Council to change it. Acknowledging the safety issue, Councilman Moss stated the proper notification procedure has not been followed. **A motion was made by Councilwoman Feggins-Boone, second by Councilman Crocker,** to call for a vote. The motion carried unanimously.

A roll-call vote was called on the motion to authorize the Town Manager and associated personnel to prohibit parking on the south end of W. Main Street from Mecklenburg Avenue to Lunenburg Avenue with no prohibition to parking on the north side of that same street as follows:

| | |
|-------------------------|--------------------------------|
| Councilman Crocker-Aye | Councilwoman Feggins-Boone-Aye |
| Councilman Graham-No | Councilman Honeycutt-No |
| Councilwoman Luster-Aye | Councilman Moody-No |
| Councilman Moss-No | Councilman Taylor-Aye. |

Mayor Marion broke the tie with a No, and the motion failed.

Councilman Moody requested the Town Manager or his designee contact the businesses along the streets for input to be shared at the December meeting. Attorney Estes reported that as this is a failed motion, and unless there is unanimous consent, Council cannot consider it again for 12 months.

11. REPORTS TO APPROVE AS PRESENTED

For efficiency, the following reports for November 2022 were presented as a group to approve as presented.

A. Town Manager Report

i. Facilities Reservation Calendar

Kim Callis presented Council with a calendar of activities and reservations at Centennial Park, Parker Park, the South Hill Exchange, and other Town facilities. Of note, the Friends of the R.T. Arnold Library Holiday Bazaar will be held at the South Hill Exchange on November 19.

B. Finance Report

i. Monthly Financial Report

Sheila Cutrell submitted the financial report as follows:

| | | | |
|---------------------------------|-------------------|--|-------------------|
| General Fund | - \$ 4,561,652.31 | Total Investment Accounts | - \$24,567,937.78 |
| Water and Sewer Fund | - 4,782,573.57 | Total Police Dept. Savings | - \$ 33,207.11 |
| Cemetery Fund | - 18,125.45 | Total Taxes Due Thru 10/31/22 | - \$ 205,719.06 |
| Business Dist. Resurgence Grant | - | (Real Estate and Personal Property, all years) | |
| Total in Checking | - \$ 9,362,351.33 | | |

ii. Low Income Household Water Assistance Program (LIHWAP)

The Virginia Department of Social Services has selected the Promise Network, Inc. to handle Virginia’s distribution of LIHWAP funding for localities, authorities, and other water/wastewater providers for eligible customers. LIHWAP provides funds to assist low-income households with water and wastewater bills with an emphasis on assisting households that pay a high proportion of household income to drinking water and wastewater service. Payments will be made directly to the utilities on behalf of these households. Households will have to apply for assistance. Staff is currently working with Promise Network, Inc. on the wording of a Participation Agreement that would allow the Town to participate without being in violation of Town Code.

C. Police Report

Chief Bowen submitted the police report. He reported there were 246 activity incidents, 55 reportable criminal offenses, 1551 calls for service, and \$23,234 property recovered. Other miscellaneous included 12 court hours, 184 training hours, 54 warrants issued, and 4 inoperative vehicles tagged.

He reported the following administrative news:

- Detectives Brandon Campbell and Kendall Foster attended the Virginia Gang Association Conference in Virginia Beach.
- Captain Shane Johnson and Corporal Tony Solomon instructed ASP training in Farmville.
- Chief Stuart Bowen attended the International Association of Chiefs of Police Annual Conference in Texas.

- Animal Control Officer C. W. Cassada attended the Virginia Animal Control Association Conference in Virginia Beach.
- Donna Burch attended VSP UCR-IBR Level II training at Danville Police Department.
- All Officers completed fall firearms qualifications.

D. Municipal Services Report

i. Projects Report

C.J. Dean submitted the projects report as follows:

- The contractor on the NE Sewer Project completed the pipe line work. Two sewer pump stations have been taken offline and flow has been diverted to the new larger pump station.
- The Public Works Crew completed the installation of the water line replacement on Northington Street and is now working on the sewer line replacement.
- The Town continues to review the easements that pertain to the water line that runs from the old water plant to the Meherrin River water pumping station. Since this line is no longer active, the easement should be abandoned after all landowners are identified. Town staff is working with a surveyor to complete the process of parcel ownership.
- Mid Atlantic Broadband has contracted with a company to bury fiber optic lines to serve the Microsoft sites. The contractor began working to install the fiber optic lines from Powell Drive to Country Lane in two separate routes. The Town wants the public to be aware of the ongoing work and to be careful in the work zones. The work is anticipated to have some impact on vehicular traffic.
- Areas of the Town sidewalks, that were identified by Precision Safe Sidewalks, will begin to be remediated on November 14 pending weather. This work is expected to last several days.
- Mr. Dean shared a flyer regarding the VRWA education session the Town is hosting on November 16 regarding Inflow and Infiltration Remediation.

ii. South Hill Volunteer Fire Department (SHVFD) Report

Chief Vaughan submitted the fire report. Chief Vaughan reported the SHVFD responded to 71 total alarms with an average of 15 volunteers present per call. The current volunteer roster is 48. Calls responded to in Town were 51, within the county district were 20, and involving fire were 4. Mutual aid given was 6, and automatic aid received was 15. Training included ground ladders, aerial operations, water rescue operations, vehicle extrication, and AG rescue. Fundraising efforts include t-shirts and challenge coins sales which are going very well. Brunswick Stew sales start November 18 at \$10 a quart.

He reported the following administrative news:

- The return of Truck 7 is still approximately two to three months out. Parts seem to be the biggest holdup. The loaner truck is and has continued to be a huge asset.

- The Station improvements upstairs to the training room seemed to work really well, as the Town of South Hill used it to host OSHA 10 training for all Public Works employees.
- Approximately 90% of the equipment for Rescue 7 is in and the rest will hopefully be in by the end of the year, with the exception of a few small items on backorder.
- The new Chief 7 Replacement Truck is nearing completion and is expected to arrive in the next week. After being hit on May 15, 2022, the SHVFD has been faced with several labor shortages and supply issues. They are looking forward to placing the new unit into service.
- Brush 76 will be 20 years old next year. In keeping with current standards and ISO requirements, the SHVFD has begun the process of a full refurb to extend the life of the truck and give the volunteers the most versatile rig for a minimal cost. This will allow them the ability to continue to be successful and uphold standards. This is being done at an approximate cost of \$86,000 funded by the volunteers.
- Rescue 7 is officially in production. Every Friday you can go to the Atlantic Emergency Solutions website, click on production, search for "South Hill Fire, Virginia", and follow along on the progress. This is a huge step and accomplishment and could not be possible if not for the assistance of the Town of South Hill, businesses, and volunteers.
- On November, the SHVFD was invited to attend and participate in the Highway to Heroes Event at the Chesterfield Fair Grounds with the old C7 that they converted to a training prop. This project and event have meant a lot to the volunteers in South Hill. Their goal is to continue to bring awareness to the #moveover campaign and distracted driver awareness programs for Highway Incident Safety so that every first responder gets to go home after shift. South Hill should be very proud as nothing but rave reviews, lots of compliments, and thank-yous have been received.

E. Code Compliance Report

i. Report of Activity

David Hash submitted the report of activity as follows:

| | | |
|-----------------------|---|-------------------|
| Inspections Completed | - | 47 |
| Permits Issued | - | 16 |
| Fees Collected | - | \$ 39,227.03 |
| UEZ Exemption | - | \$ 0 |
| Rehab Exemption | - | \$ 0 |
| General Exemption | - | \$ 163.57 |
| Work Value | - | \$ 117,785,704.00 |

New businesses included:

- Divine Movers, Inc., 1365 W. Danville Street (residential and commercial moving and storage)

ii. Dilapidated Properties

Along with the list of completed dilapidated properties, a report on the status of approximately 68 dilapidated properties was also presented.

F. Business Development Report

Brent Morris submitted the business development report as follows:

- Mr. Morris is continuing to work with small retailers looking at the downtown area. Several properties are currently under contract.
- The South Hill Chamber of Commerce and Mr. Morris wrapped up the Rural Community Program that was started in 2020. The Chamber has received a \$30,000 grant to complete a futuristic plan of downtown and items that will visually enhance the gateways coming into downtown.
- Mr. Morris is continuing to provide information to a manufacturer looking at the Stage Distribution Center. Information has also been sent to another recycling company looking to relocate to Virginia.
- The recruitment process continues for additional restaurants. Retail Strategies and Mr. Morris are sending information to several companies that would be a good fit in the community.
- The 2022 Fall Crawl was a success and the Chamber is now gearing up for Hometown Christmas.
- In addition to the normal events, the Chamber and Mr. Morris are working with Dixie Youth on the upcoming World Series being hosted in South Hill in July 2023. They are encouraging businesses to get involved to help welcome the families coming to the community. They are also working with Mecklenburg County Tourism to welcome Bassmasters in 2023.

G. Human Resources Report

Kristine Martin submitted the following administrative news:

- Anna Cratch successfully completed the following continuing education programs: Session Virginia General Assembly Legislative 2022 Update, Records Management Essentials for the Seasoned Clerk, and Virginia Freedom of Information Act (FOIA) and Electronic Record Compliance. All programs were completed through the Virginia Municipal Clerks Association Institute and Academy.
- Kim Callis and Anna Cratch both attended a cybersecurity webinar presented by The Virginia Association of Planning District Commissions (VAPDC) titled “See Yourself in Cyber”. The training covered basic steps to help protect online information and privacy for organizations and individuals alike. With bad actors constantly looking to exploit flaws in government, business, and personal systems, the goal of this session was to educate and help be more vigilant and prepared to protect ourselves and others from these online threats.
- The Town hosted Virginia Risk Sharing Association (VRSA) to facilitate OSHA-10 Training. The OSHA 10-Hour outreach training program was designed to promote workplace safety and health and to ensure workers understand the hazards of their workplace and their rights. VRSA Safety Consultants are “OSHA-Authorized Trainers” for construction and general industry. This OSHA 10-hour course is a nationally recognized training program that provides training on the recognition, avoidance, abatement, and prevention of various construction hazards in the workplace. The Town was well represented with 27 of the 30 total participants being Town employees.

- Christopher Beachum began employment with the Town on October 24. He will join the Water/Sewer crew in the Public Works Department.
- Ryan Mills was recently promoted to the rank of Corporal with the Police Department effective October 24.
- Officer John Childers was welcomed back. Officer Childers serves with the Virginia National Guard and was called to active duty last November where he served multiple missions in Africa.
- The Town is in the selection phase for the Police Officer openings with the South Hill Police Department. The Town is also recruiting for a Police Captain (Deputy Chief) with the South Hill Police Department.

A motion was made by Councilwoman Feggins-Boone, second by Councilman Honeycutt, to approve the Reports to Approve as Presented for November 2022. The motion carried unanimously.

12. COMMITTEE REPORTS

There were no committee reports.

13. APPOINTMENTS

A. Board of Building Code Appeals (BBCA)

Mayor Marion reported the BBCA appointment of Tony Hayes will expire December 12, 2022. Mr. Hayes has been contacted and agrees to serve another five-year term beginning December 13, 2022 and ending December 12, 2027.

A motion was made by Councilman Moody, second by Councilman Honeycutt, to reappoint Tony Hayes to serve another five-year term on the BBCA beginning December 13, 2022 and ending December 12, 2027. Motion carried unanimously.

B. South Hill Planning Commission

Mayor Marion reported the South Hill Planning Commission appointments of William L. McCray and Bruce E. Robinson will expire December 31, 2022. Both have been contacted and agree to serve another four-year term commencing January 1, 2023 and ending December 31, 2026.

A motion was made by Councilman Honeycutt, second by Councilman Moss, to reappoint William L. McCray to serve another four-year term on the South Hill Planning Commission beginning January 1, 2023 and ending December 31, 2026. Motion carried unanimously.

A motion was made by Councilman Moody, second by Councilwoman Feggins-Boone, to reappoint Bruce E. Robinson to serve another four-year term on the South Hill Planning Commission beginning January 1, 2023 and ending December 31, 2026. Motion carried unanimously.

14. OTHER BUSINESS

No items were presented under Other Business.

15. ADJOURNMENT

There being no further business matters before the South Hill Town Council, Mayor Marion adjourned the meeting at 8:38 p.m.

VALIDATION

Minutes approved this _____ day of _____, 20_____.

Anna B. Cratch, Town Clerk

Dean Marion, Mayor

AN ORDINANCE TO AMEND CERTAIN SECTIONS OF THE CODE OF THE TOWN OF SOUTH HILL, VIRGINIA

AN AMENDMENT

BE IT ENACTED by the Town Council of the Town of South Hill, Virginia, in regular session assembled that:

Chapter 1 General Provisions, Section 1-2 Definitions and rules of construction be amended as follows. Any added language is underlined and in italics. Any deleted language is stricken.

Sec. 1-2. Definitions and rules of construction.

In the construction of this Code and of all ordinances, the following definitions and rules of construction shall be observed, unless otherwise specifically provided or unless such construction would be inconsistent with the manifest intent of the council:

Business Day. The term "Business Day" shall mean a day that is not a Saturday, Sunday, legal holiday, or day or part of a day on which the town offices are closed.

Charter. The term "Charter" shall mean the Charter of the Town of South Hill, Virginia, published in part I of this volume.

Code. The word "Code" shall mean the Code of the Town of South Hill, Virginia.

Code of Virginia. Whenever the words "Code of Virginia" are used they shall refer to the Code of Virginia (1950), as amended, including the latest edition or supplement, unless otherwise indicated.

Computation of time. Whenever a notice is required to be given or an act to be done, a certain length of time before any proceeding shall be had, the day on which such notice is given or such act is done shall be counted in computing the time, but the day on which such proceeding is to be had shall not be counted.

State law reference(s)—Computation of time, Code of Virginia, § 1-13.3~~210~~.

Council, town council. Wherever the term "council" or "town council" is used, it shall be construed to mean the town council of the Town of South Hill, Virginia.

County. The word "county" shall be construed as if the words "of Mecklenburg" followed it.

Gender. A word importing the masculine gender only shall extend and be applied to females and to firms, partnerships and corporations as well as to males.

State law reference(s)—Similar provisions, Code of Virginia, § 1-13.7~~216~~.

Health director. The words "health director" shall mean the director of public health of Mecklenburg County, or his authorized agent.

In the town. The words "in the town" shall mean any territorial jurisdiction that, for the exercise of its regulatory power, has been conferred upon the town by public or private law.

Joint Majority authority. Words purporting to give authority to three or more public officers or other persons shall be construed as giving such authority to a majority of such officers or other persons.

State law reference(s)—Similar provisions, Code of Virginia, § ~~1-13.1~~222.

Month. The word "month" shall mean a calendar month.

State law reference(s)—Similar provisions, Code of Virginia, § ~~1-13.13~~223.

Number. A word importing the singular number only may extend and be applied to several persons and things as well as to one person and thing; and a word importing the plural number only may extend and be applied to one person or thing, as well as to several persons or things.

State law reference(s)—Similar provisions, Code of Virginia, § ~~1-13.15~~227.

Oath. The word "oath" shall be construed to include an affirmation in all cases in which by law an affirmation may be substituted for an oath.

State law reference(s)—Similar provisions, Code of Virginia, § ~~1-13.16~~228.

Officer, department, employee, board, committee, commission, etc. Whenever reference is made to an officer, department, employee, board, committee, commission, etc., it shall be deemed to refer to an officer, department, board, committee, commission, etc., of the Town of South Hill, Virginia; and in reference to such office or officer, it may include any person delegated or authorized to perform the duties of such office or officer.

Or, and. "And" may be read as "or," and "or" may be read as "and" if the sense requires it.

Owner. The word "owner," applied to a building or land, shall include any part owner, joint owner, tenant in common, tenant in partnership, joint tenant or tenant by the entirety of the whole or a part of such building or land.

Person. The word "person" shall extend and be applied to associations, firms, partnerships and bodies politic and corporate as well as to individuals.

State law reference(s)—Similar provisions, Code of Virginia, § ~~1-13.19~~230.

Preceding, following. The words "preceding" and "following" mean next before and next after, respectively.

~~State law reference(s)—Similar provisions, Code of Virginia, §§ ~~1-13.6, 1-13.23~~.~~

Sidewalk. The word "sidewalk" shall mean any portion of a street between the curblin, or the lateral lines of a roadway where there is no curb, and the adjacent property line intended for the use of pedestrians.

Signature or subscription. "Signature" or "subscription" includes a mark when a person cannot write.

State, commonwealth. The words "state" and "commonwealth" shall be construed as if the words "of Virginia" followed.

Street. The word "street" shall include public avenues, boulevards, highways, roads, alleys, lanes, viaducts, bridges and the approaches thereto and all other public thoroughfares in the town, and shall mean the entire width thereof between abutting property lines; it shall be

construed to include a sidewalk or footpath unless the contrary is expressed or unless such construction would be inconsistent with the manifest intent of the town council.

Swear, sworn. The word "swear" or "sworn" shall be equivalent to the word "affirm" or "affirmed" in all cases in which by law an affirmation may be substituted for an oath.

Tense. Words used in the past or present tense include the future as well as the past and present.

Town. The word "town" shall mean the Town of South Hill, Mecklenburg County, State of Virginia.

Written or in writing. "Written" or "in writing" shall be construed to include any representation of words, letters or figures, whether by printing or otherwise.

State law reference(s)—Similar provisions, Code of Virginia, § 1-13.32257.

Year. The word "year" shall be construed to mean a calendar year; and the word "year" alone shall be equivalent to the expression "year of our Lord."

State law reference(s)—Similar provisions, Code of Virginia, § 1-13.33223.

Other words. The rules of construction given in Code of Virginia, §§ 1-13.1202—1-15.1257, shall govern, so far as applicable, the construction of all other words not defined in this section. (Code 1974, § 1-2) (Code 2005, §1-202-1-257)

State law reference(s)—Rules of construction, Code of Virginia, §§ 1-13.202—1-15.1257.

Done in the Town of South Hill, Virginia, this 14th day of November, 2022.

Town of South Hill, Virginia

By: 
Dean Marion, Mayor

ATTEST:


Anna B. Cratch, Town Clerk

AN ORDINANCE TO AMEND CERTAIN SECTIONS OF THE CODE OF THE TOWN OF SOUTH HILL, VIRGINIA

AN AMENDMENT

BE IT ENACTED by the Town Council of the Town of South Hill, Virginia, in regular session assembled that:

Chapter 2 Administration, Article III Departments, Officers and Employees, Division 5 Building Inspector, Zoning and Subdivision Administrator, Section 2-254 Supervision by the mayor be amended as follows. Any added language is underlined and in italics. Any deleted language is stricken.

~~Sec. 2-254. Supervision by the mayor.~~


~~The mayor shall have general supervision powers over the affairs of the building inspection, zoning and subdivision administration and over all members of the departments thereof, including the right to suspend any member for cause shown.~~

~~(Code 1974, § 2-81)~~

~~Secs. 2-254—2-275. Reserved.~~

Done in the Town of South Hill, Virginia, this 14th day of November, 2022.

Town of South Hill, Virginia

By: 
Dean Marion, Mayor

ATTEST:


Anna B. Cratch, Town Clerk

AN ORDINANCE TO AMEND CERTAIN SECTIONS OF THE CODE OF THE TOWN OF SOUTH HILL, VIRGINIA

AN AMENDMENT

BE IT ENACTED by the Town Council of the Town of South Hill, Virginia, in regular session assembled that:

Chapter 2 Administration, Article IV Finance, Section 2-310 Treasurer and Director of Finance be amended as follows. Any added language is underlined and in italics. Any deleted language is stricken.

Sec. 2-310. Treasurer and Director of Finance.

The terms "treasurer" and "director of finance" may be used interchangeably throughout this Code. The position reports to the town manager and shall have general powers for managing the financial operations of the town, including but not limited to financial reporting, collection of amounts due to the town, payment of town bills, audits of financial records and reports, debt administration, and other financial duties.

Done in the Town of South Hill, Virginia, this 14th day of November, 2022.

Town of South Hill, Virginia

By: 
Dean Marion, Mayor

ATTEST:


Anna B. Cratch, Town Clerk

AN ORDINANCE TO AMEND CERTAIN SECTIONS OF THE CODE OF THE TOWN OF SOUTH HILL, VIRGINIA

AN AMENDMENT

BE IT ENACTED by the Town Council of the Town of South Hill, Virginia, in regular session assembled that:

Chapter 78 Taxation, Article III Taxation of Utility Services, Section 78-66 Definitions be amended as follows. Any added language is underlined and in italics. Any deleted language is stricken.

Sec. 78-66. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

CCF means the volume of gas at standard pressure and temperature in units of 100 cubic feet.

Consumer means every person who, individually or through agents, employees, officers, representatives, or permittees, makes a taxable purchase of ~~local exchange telephone~~, electricity, or natural gas services within the corporate limits of the town.

Gas utility means a public utility authorized to furnish natural gas in Virginia.

Kilowatt hours (kWh) delivered means 1,000 watts of electricity delivered in a one-hour period by an electric provider to an actual consumer, except that in the case of eligible customer-generators (sometimes called co-generators) as defined in Code of Virginia, § 56-594, it means kWh supplied from the electric grid to such customer-generators, minus the kWh generated and fed back to the electric grid by such customer-generators.

Person means any individual, corporation, company, or other entity.

Pipeline distribution company means a person, other than a pipeline transmission company which transmits, by means of a pipeline, natural gas, manufactured gas or crude petroleum and the products or byproducts thereof to a purchaser for purposes of furnishing heat or light.

Purchaser means every person who purchases a utility service.

Residential customer means the owner or tenant of property used primarily for residential purposes, including but not limited to, separately metered apartment houses and other multiple-family dwellings.

Seller means every person, whether a public service corporation or not, who sells or furnishes a utility service, other than the municipal water service of the town.

Service provider means a person who delivers electricity to a consumer or a gas utility or pipeline distribution company which delivers natural gas to a consumer.

Used primarily relates to the larger portion of the use for which electric or natural gas utility service is furnished.

(Ord. of 10-9-00)

Cross reference(s)—Definitions generally, § 1-2.

Done in the Town of South Hill, Virginia, this 14th day of November, 2022.

Town of South Hill, Virginia

By: 
Dean Marion, Mayor

ATTEST:


Anna B. Cratch, Town Clerk

AN ORDINANCE TO AMEND CERTAIN SECTIONS OF THE CODE OF THE TOWN OF SOUTH HILL, VIRGINIA

AN AMENDMENT

BE IT ENACTED by the Town Council of the Town of South Hill, Virginia, in regular session assembled that:

Chapter 78 Taxation, Article III Taxation of Utility Services, Sections 78-70 Telephone service utility consumer tax, 78-71 Penalty for failure to pay, and 78-72 Local telecom consumer utility tax be amended as follows. Any added language is underlined and in italics. Any deleted language is stricken.

~~Sec. 78-70. Telephone service utility consumer tax.~~ *Code of Virginia §58.1-3812 was Repealed 01-01-07*

- ~~(a) There is imposed and levied by the town upon each purchaser of local exchange telephone service a tax in the amount of 15 percent of the charge, exclusive of any federal tax thereon, made by the seller against the purchaser with respect to local exchange telephone service, which tax in every case shall be collected by the seller from the purchaser and shall be paid by the purchaser unto the seller for the use of the town at the time the purchase price or such charge shall become due and payable under the agreement between the purchaser and the seller.~~
- ~~(b) The tax imposed and levied by this article on purchasers with respect to local exchange telephone service shall apply to all charges made for local exchange telephone service, except local messages which are paid for by inserting coins in coin-operated telephones.~~
- ~~(c) If any monthly bill submitted exceeds \$100.00 per month, there shall be no tax computed on so much of the bill as shall exceed \$100.00.~~
- ~~(d) Under the provisions and definitions of Code of Virginia, 58.1-3812, there is also imposed and levied on each purchaser of mobile local telecommunications service, a tax of ten percent of the taxable monthly charge for such services, provided, however, that the tax shall not be applicable to any amount in excess of \$30.00. The service provider of local telecommunications services shall collect the tax monthly from consumers by adding the tax to the monthly gross charge for such services. The tax shall be stated as a distinct item separate and apart from the monthly gross charge. Each service provider shall remit monthly to the town the amount of tax billed during the preceding month to consumers with a service address within town limits.~~

~~(Ord. of 10-9-00; Ord. of 6-18-01)~~

Sec. 78-71. Penalty for failure to pay.

Any consumer of ~~telephone~~, electricity or natural gas failing, refusing, or neglecting to pay the tax imposed and levied under this article, and any officer, agent, or employee of any service provider violating the provisions of this article shall, upon conviction thereof, be punished by a fine of not more than \$100.00, or by imprisonment in jail for not more than 30 days, or by both such fine and imprisonment. Each such failure, refusal, neglect or violation shall constitute a separate offense. Such conviction shall not relieve any person from the payment, collection and remittance of the tax as provided in this article.

(Ord. of 10-9-00)

Sec. 78-72. ~~Local telecom consumer utility tax.~~ *Code of Virginia §58.1-3812 was Repealed*
01-01-07

~~There shall be levied upon every local telecom consumer a utility tax of ten percent up to \$3.00 maximum per month.~~

(Ord. of 6-16-03, § 1D; Ord. of 6-21-04, § 1E; Ord. of 6-27-05, § 1E)

Secs. 78-73~~2~~—78-105. Reserved.

Done in the Town of South Hill, Virginia, this 14th day of November, 2022.

Town of South Hill, Virginia

By: 
Dean Marion, Mayor

ATTEST:


Anna B. Cratch, Town Clerk

AN ORDINANCE TO AMEND CERTAIN SECTIONS OF THE CODE OF THE TOWN OF SOUTH HILL, VIRGINIA

AN AMENDMENT

BE IT ENACTED by the Town Council of the Town of South Hill, Virginia, in regular session assembled that:

Chapter 78 Taxation, Article IV Business, Professional Occupational License, Section 78-109 Application be amended as follows. Any added language is underlined and in italics. Any deleted language is stricken.

Sec. 78-109. Application.

- (a) Each person subject to a license tax shall apply for a license prior to beginning business if he was not subject to licensing in this jurisdiction on or before January 1 of the license year, or no later than March 1 of the current license year if he had been issued a license for the preceding license year. The application shall be on forms prescribed by the assessing official.
- (b) No business license shall be issued to any business or applicant, who has not paid in full all delinquent licenses, personal property taxes owed by the business or the applicant, real estate taxes owed by the business or the applicant, machinery and tool taxes, meals and transient occupancy taxes or any other taxes owed to the town ~~with the exception of real estate taxes~~. An applicant shall furnish satisfactory evidence that such payment has been made to the town upon request, prior to the issuance of a license as specified under the Code of Virginia, § 58.1-3700. Any person willfully violating or failing to comply with this section shall be guilty of a class 1 misdemeanor.

(Ord. of 12-9-96, § C(b); Ord. of 3-8-10)

Done in the Town of South Hill, Virginia, this 14th day of November, 2022.

Town of South Hill, Virginia

By: 
Dean Marion, Mayor

ATTEST:


Anna B. Cratch, Town Clerk

AN ORDINANCE TO AMEND CERTAIN SECTIONS OF THE CODE OF THE TOWN OF SOUTH HILL, VIRGINIA

AN AMENDMENT

BE IT ENACTED by the Town Council of the Town of South Hill, Virginia, in regular session assembled that:

Chapter 78 Taxation, Article IV Business, Professional Occupational License, Section 78-121 Contractors be amended as follows. Any added language is underlined and in italics. Any deleted language is stricken.

Sec. 78-121. Contractors.

The license tax for a contractor who has no office in the state shall be assessed and paid at the prevailing rate on the amount of gross receipts of the business which he estimates he will do in the town in each year.

When a contractor has paid a state license, and a local license required by the jurisdiction in which his principal office and any branch office may be located, he shall not be subject to the provisions of this chapter except when the amount of his business in the town exceeds the sum of twenty-five thousand dollars (\$25,000.00) in any tax year. In that event, he shall pay a license tax to be assessed and collected at the prevailing rate on the gross receipts for the business which he estimates he will do in the town in each year.

All work subcontracted to a subcontractor by a contractor shall be included in the gross receipts by both such contractor and subcontractor as a base for the license tax provided for in this section.

State law reference(s) – License requirements for contractors , Code of Virginia, §58.1-3715.

Sec. 78-121~~2~~ – 78-150. Reserved.

Done in the Town of South Hill, Virginia, this 14th day of November, 2022.

Town of South Hill, Virginia

By: 
Dean Marion, Mayor

ATTEST:


Anna B. Cratch, Town Clerk

AN ORDINANCE TO AMEND CERTAIN SECTIONS OF THE CODE OF THE TOWN OF SOUTH HILL, VIRGINIA

AN AMENDMENT

BE IT ENACTED by the Town Council of the Town of South Hill, Virginia, in regular session assembled that:

Chapter 78 Taxation, Article VI Meals Tax, Sections 78-161 Enforcement of article, 78-167 Report of taxes collected; remittances, and 78-169 Penalty and interest for failure to remit taxes when due be amended as follows. Any added language is underlined and in italics. Any deleted language is stricken.

Sec. 78-161. Enforcement of article.

It shall be the duty of the treasurer to ascertain the name of every seller in the town, liable for the collection of the tax ~~imposed~~ *levied* by this article, who fails, refuses or neglects to collect such tax or to make, *within the time provided by this article*, the reports and remittances required by this article. The treasurer may have criminal process issued for such person, ~~pursuant to section 54-54 or section 54-60, as is appropriate~~, in the manner provided by law. The treasurer may seek conviction or other civil remedy including injunction against such person.

(Ord. of 5-11-98; Ord. of 7-10-00)

Sec. 78-167. Report of taxes collected; remittances.

- (a) It shall be the duty of every person required by this article to pay to the town the taxes imposed by this article and to make a report thereof setting forth such information as the treasurer may prescribe and require, including all purchases taxable under this article, the amount charged the purchaser for each such purchase, the date thereof, the taxes collected thereon and the amount of tax required to be collected by this article.
- (b) Every seller shall make a report to the town for each calendar month, showing the amount of charges collected for meals and the amount of tax required to be collected. The monthly reports shall be made on forms prescribed by the treasurer on or before the 20th day of the calendar month following the month being reported. *Should the 20th of a month fall on a weekend, legal holiday, or when town office's are closed, reports and payments shall be due by 5:00 p.m. on the first business day thereafter.*

(Ord. of 5-11-98; Ord. of 7-10-00)

Sec. 78-169. Penalty and interest for failure to remit taxes when due.

- (a) If the person whose duty it is to do so shall fail or refuse to make the report or remit the tax required by this article to the treasurer within the time and in the amount required, there

shall be added to the tax by the treasurer a penalty in the amount of ten percent of the tax due or the sum of \$10.00, whichever is greater. In addition, there shall be added to such unpaid tax interest at the rate of ten percent per year, which equals 0.0274 percent interest charged per day on the amount past due, including tax and penalty. Such interest will commence on the 21st day of the month following the month for which such taxes are due. Should the 21st day of the month fall on a weekend, legal holiday, or when town offices are closed, such penalty and interest will commence on the first business day thereafter.

- (b) In the case of the false or fraudulent return with intent to defraud the town of any tax due under this article, a penalty of 50 percent of the tax shall be assessed against the person required to collect such tax. In addition, such person shall be guilty of a class I misdemeanor if convicted thereof.

(Ord. of 5-11-98; Ord. of 7-10-00)

Done in the Town of South Hill, Virginia, this 14th day of November, 2022.

Town of South Hill, Virginia

By: 
Dean Marion, Mayor

ATTEST:


Anna B. Cratch, Town Clerk

AN ORDINANCE TO AMEND CERTAIN SECTIONS OF THE CODE OF THE TOWN OF SOUTH HILL, VIRGINIA

AN AMENDMENT

BE IT ENACTED by the Town Council of the Town of South Hill, Virginia, in regular session assembled that:

Chapter 78 Taxation, Article VII Tax on Transients Obtaining Lodging, Section 78-183 Collection be amended as follows. Any added language is underlined and in italics. Any deleted language is stricken.

Sec. 78-183. Collection.

- (a) Every person receiving any payment for lodging with respect to which a tax is levied under this article shall collect the amount of such tax so imposed from the transient on whom such tax is levied, or from the person paying for such lodging, at the time payment for such lodging is made. The taxes required to be collected under this section shall be deemed to be held in trust by the person required to collect such taxes until remitted as required by this article.
- (b) The person collecting any tax as provided in section 78-183 *(a)* shall make out a report thereof, upon such forms and setting forth such information as the treasurer may prescribe and require, showing the amount of lodging charges collected and the tax required to be collected and shall sign and deliver such report to the treasurer with a remittance of such tax. Such reports and remittances shall be made on or before the 20th day of each month covering the amount of tax collected during the preceding month. *Should the 20th of a month fall on a weekend or legal holiday, reports and payments shall be due by 5:00 p.m. on the first business day thereafter.*
- (c) *For the purpose of compensating collectors for the collection of the tax imposed by this article, every collector shall be allowed three percent of the amount of the tax due and accounted for in the form of a deduction on his monthly return, provided the amount due is not delinquent at the time of payment.*

(Ord. of 5-11-98)

Done in the Town of South Hill, Virginia, this 14th day of November, 2022.

Town of South Hill, Virginia

By: 
Dean Marion, Mayor

ATTEST:



Anna B. Cratch, Town Clerk

AN ORDINANCE TO AMEND CERTAIN SECTIONS OF THE CODE OF THE TOWN OF SOUTH HILL, VIRGINIA

AN AMENDMENT

BE IT ENACTED by the Town Council of the Town of South Hill, Virginia, in regular session assembled that:

Chapter 78 Taxation, Article IX Tangible Personal Property, Section 78-202 Personal property tax relief be amended as follows. Any added language is underlined and in italics. Any deleted language is stricken.

Sec. 78-202. Personal property tax relief.

(a) *Purpose; definitions; relation to other ordinances.*

- (1) The purpose of this section is to provide for the implementation of the changes to PPTRA resulting from legislation adopted during the 2004 Special Session I and the 2005 Regular Session of the General Assembly of Virginia.
- (2) Terms used in this section that have defined meanings set forth in PPTRA shall have the same meanings as set forth in Code of Virginia § 58.1-3523, as amended.
- (3) To the extent that the provisions of this section conflict with any prior ordinance or provision of the Town Code, this section shall control.

(b) *Method of computing and reflecting tax relief.*

- (1) For tax years commencing in 2006, the town adopts the provisions of Item 503.E of the 2005 Appropriations Act, providing for the computation of tax relief as a specific dollar amount to be offset against the total taxes that would otherwise be due but for PPTRA and the reporting of such specific dollar relief on the tax bill.
- (2) ~~The town council shall, as part of the annual budget adopted pursuant to Chapter 25 of Title 15.2 of the Code of Virginia, set the rate of tax relief at such a level that it is anticipated fully to exhaust PPTRA relief funds provided to the town by the commonwealth.~~
- ~~(3)~~(2) Personal property tax bills shall set forth on their face the specific dollar amount of relief credited with respect to each qualifying vehicle, together with an explanation of the general manner in which relief is allocated.

(c) *Allocation of relief among taxpayers.*

- (1) Allocation of PPTRA relief shall be provided in accordance with the general provisions of this section, as implemented by the specific provisions of the town's annual budget relating to PPTRA relief.
- (2) Relief with respect to qualifying vehicles shall be provided at a rate, applied to the first \$20,000.00 in value of each such qualifying vehicle, that is estimated fully to use all

available state PPTRA relief. ~~The rate shall be established annually as a part of the adopted budget for the Town.~~

(d) *Transitional provisions.*

- (1) Pursuant to authority conferred in Item 503.D of the 2005 Appropriations Act, town staff is authorized to issue a supplemental personal property tax bill, in the amount of 100 percent of tax due without regard to any former entitlement to state PPTRA relief, plus applicable penalties and interest, to any taxpayer whose taxes with respect to a qualifying vehicle for tax year 2005 or any prior tax year remain unpaid on September 1, 2006, or such date as state funds for reimbursement of the state share of such bill have become unavailable, whichever earlier occurs.
- (2) Penalty and interest with respect to bills issued pursuant to subsection (1) of this section shall be computed on the entire amount of tax owed. Interest shall be computed at the rate provided in section 78-1 of the Town Code from the original due date of the tax.

(Ord. of 3-18-06, §§ 1—4)

Done in the Town of South Hill, Virginia, this 14th day of November, 2022.

Town of South Hill, Virginia

By: 
Dean Marion, Mayor

ATTEST:


Anna B. Cratch, Town Clerk

AN ORDINANCE TO AMEND CERTAIN SECTIONS OF THE CODE OF THE TOWN OF SOUTH HILL, VIRGINIA

AN AMENDMENT

BE IT ENACTED by the Town Council of the Town of South Hill, Virginia, in regular session assembled that:

Chapter 86 Utilities, Article II Water, Section 86-33 Prerequisites for water service be amended as follows. Any added language is underlined and in italics. Any deleted language is stricken.

Sec. 86-33. Prerequisites for water service.

No water shall be turned on or furnished to premises unless an application for such service is made to the town. *An owner, tenant, or other responsible party* shall be required to make, in addition, the required deposit as set forth in this article.

(Code 1974, § 31-4)

Done in the Town of South Hill, Virginia, this 14th day of November, 2022.

Town of South Hill, Virginia

By: 
Dean Marion, Mayor

ATTEST:


Anna B. Cratch, Town Clerk

AN ORDINANCE TO AMEND CERTAIN SECTIONS OF THE CODE OF THE TOWN OF SOUTH HILL, VIRGINIA

AN AMENDMENT

BE IT ENACTED by the Town Council of the Town of South Hill, Virginia, in regular session assembled that:

Chapter 86 Utilities, Article II Water, Section 86-54 Deposits; cut-on fee be amended as follows. Any added language is underlined and in italics. Any deleted language is stricken.

Sec. 86-54. Deposits; cut-on fee.

- (a) When ~~any~~ the owner or tenant of any premises, ~~otherwise, a consumer,~~ makes application for water service to be furnished such premises, ~~or when the party responsible for making payment for water service changes,~~ he shall be required to make a deposit to guarantee the payment of ~~his~~ the water bill and, if applicable, pay a cut-on fee before water service will be initiated or continued. If at the expiration of the time limited by this article for the payment of any such bill for any month, the consumer ~~tenant~~ has failed to pay his water bill due for such month, such portion of ~~such~~ the deposit as may be necessary shall be applied to the payment of such water bill. Thereupon, water service shall be scheduled for termination at such premises and shall not be continued or restored until the balance of such deposit is increased to the original amount thereof, and all penalties for delinquent payment are paid. When such consumer ~~tenant~~ has the water service finally cut off, he shall, upon payment of all water bills, late payment fees, and other related charges ~~due,~~ be entitled to the return of his deposit, or any balance thereof; provided, that if such consumer ~~tenant~~ vacates the premises without notifying the water department and having the water service cut off, he shall forfeit any balance therefrom.
- (b) The amount of such required deposits and the cut-on fee shall be as follows:
- (1) Residential customers:
 - a. In town \$100.00
 - b. Out of town \$150.00
 - (2) Commercial and industrial customers:
 - a. Consumption in excess of 20,000 gallons \$150.00
 - b. Consumption in excess of 40,000 gallons \$300.00
 - c. Consumption in excess of 100,000 gallons \$400.00
 - (3) Cut-on fee for all customers is \$40.00

(Code 1974, § 31-35; Ord. of 8-8-05(2); Ord. No. 2010-10, 11-8-10)

Done in the Town of South Hill, Virginia, this 14th day of November, 2022.

Town of South Hill, Virginia

By: 
Dean Marion, Mayor

ATTEST:


Anna B. Cratch, Town Clerk

AN ORDINANCE TO AMEND CERTAIN SECTIONS OF THE CODE OF THE TOWN OF SOUTH HILL, VIRGINIA

AN AMENDMENT

BE IT ENACTED by the Town Council of the Town of South Hill, Virginia, in regular session assembled that:

Chapter 86 Utilities, Article II Water, Division 1 Generally, Section 86-56 Date of bills; penalties for delinquent payment; effect of nonpayment of bill or penalties be amended as follows. Any added language is underlined and in italics. Any deleted language is stricken.

Sec. 86-56. Date of bills; penalties for delinquent payment; effect of nonpayment of bill or penalties.

- (a) Water service shall be billed as of the last day of each monthly billing period. Payment is due by 5:00 p.m. on the 21st of the month following the billing period, with a penalty as on file in the town clerk's office to be added on the following business day. ~~22nd day of the month in which the billing is made~~. If any such bill is not paid by the ~~tenth day~~ 10th of the next following month by 5:00 p.m., an additional penalty as on file in the town clerk's office shall be added and water service shall be scheduled for termination on the following ~~work~~ business day.
- (b) If any payment is made via the U.S. Postal Service and postmarked after the 21st, the penalty shall be included on the next bill.
- (c) After water service has been scheduled for termination as provided in subsection (a) above, it shall not be continued or restored until all past due water bills for the premises are paid together with all penalties due.
- (d) Should the ~~22nd~~ 21st or ~~tenth day~~ 10th of a month fall on a weekend, or legal holiday, or when town offices are closed, ~~the effective date of penalties shall be~~ payments shall be due by 5:00 p.m. on the first business day thereafter.

(Code 1974, § 31-37; Ord. of 8-8-05(2); Ord. of 6-11-07)

Cross reference(s) – Sec. 86-311

Done in the Town of South Hill, Virginia, this 14th day of November, 2022.

Town of South Hill, Virginia

By:  _____
Dean Marion, Mayor

ATTEST:



Anna B. Cratch, Town Clerk

AN ORDINANCE TO AMEND CERTAIN SECTIONS OF THE CODE OF THE TOWN OF SOUTH HILL, VIRGINIA

AN AMENDMENT

BE IT ENACTED by the Town Council of the Town of South Hill, Virginia, in regular session assembled that:

Chapter 86 Utilities, Article III Sewers, Division 6 Fees, Rates, Etc., Section 86-311 Bills, when paid be amended as follows. Any added language is underlined and in italics. Any deleted language is stricken.

Sec. 86-311. ~~Bills, when paid.~~ Date of bills; penalties for delinquent payment; effect of nonpayment of bill or penalties.

~~All water and sewer bills shall be paid in advance for the minimum charges of the billing period and the minimum charges plus the excess already consumed shall be billed on the first of each billing period in which bills shall be due and payable on or before the 15th day of the current month following date of bill, and the town manager or his duly appointed agent is hereby vested with authority to discontinue service to anyone in default after that date.~~

- (a) Sewer service shall be billed as of the last day of each monthly billing period. Payment is due by 5:00 p.m. on the 21st of the month following the billing period, with a penalty as on file in the town clerk's office to be added on the following business day. ~~22nd day of the month in which the billing is made.~~ If any such bill is not paid by the ~~tenth day~~ 10th of the next following month by 5:00 p.m., an additional penalty as on file in the town clerk's office shall be added and sewer service shall be scheduled for termination on the following work business day.*
- (b) If any payment is made via the U.S. Postal Service and postmarked after the 21st, the penalty shall be included on the next bill.*
- (c) After sewer service has been scheduled for termination as provided in subsection (a) above, it shall not be continued or restored until all past due sewer bills for the premises are paid together with all penalties due.*
- (d) Should the ~~22nd~~ 21st or ~~tenth day~~ 10th of a month fall on a weekend, or legal holiday, or when town offices are closed, the effective date of penalties shall be payments shall be due by 5:00 p.m. on the first business day thereafter.*

(Code 1974, § 26-44; Ord. No. 2020-2, 2-10-20)

Editor's note(s)—Former § 86-297.


Cross reference(s) – Sec. 86-56

Done in the Town of South Hill, Virginia, this 14th day of November, 2022.

Town of South Hill, Virginia

By: 
Dean Marion, Mayor

ATTEST:


Anna B. Cratch, Town Clerk