

October 4, 2023 Special Session

The special session of the Council of the City of Martinsville, Virginia was held on October 4, 2023 in Council Chambers, Municipal Building, at 7:00 PM with Mayor LC Jones presiding. Other Council Members present included Tammy Pearson, Lawrence Mitchell, and Aaron Rawls. Staff present included Interim City Manager Glen Adams, Clerk of Council Karen Roberts, Public Information Officer Kendall Davis, Water Resources Director Mandy Muse, Safety Director John Turner, and Police Chief Rob Fincher.

Mayor Jones called the meeting to order and advised Council would go into Closed Session beginning at 6:30 PM. In accordance with section 2.1-3711 Code of Virginia (1950, and as amended) and upon a motion by Vice Mayor Rawls and seconded by Council Member Pearson with the following 4-0 recorded vote: Mayor Jones, aye; Council Member Pearson, aye; Council Member Mitchell, aye; and Vice Mayor Rawls, aye. Council Member Lawson had a prior obligation and was unable to attend the meeting. Council convened in Closed Session to discuss the following matters: (A) Discussion, consideration, or interviews of prospective candidates for employment; assignment, or appointment, as authorized by Subsection 1, and (B) Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining or negotiating strategy of the public body, as authorized by Subsection 3.

At the conclusion of Closed Session, each returning member of Council certified that (1) only public business matters exempt from open meeting requirements were discussed in said Closed Session; and (2) only those business matters identified in the motion convening the Closed Session were heard, discussed, or considered during the meeting.

A motion was made by Vice Mayor Rawls to appoint Melissa Mullins to the Board of Appeals. Council Member Pearson seconded the motion with all Members voting in favor.

Pledge to the flag and invocation were led by Council Member Pearson. Mayor Jones welcomed everyone to the meeting and advised that agendas could be found in the back of the room and on the City website.

Consider approval of the consent agenda – Vice Mayor Rawls made a motion to approve the consent agenda as presented. Council Member Pearson seconded the motion with all present members voting in favor.

Consider presentation of a proclamation recognizing October 2023 as Domestic Violence Awareness Month - Representatives from Southside Survivor's Response Center gave a brief summary of the services offered and how citizens can reach the organization when needed. They average 40-60 clients who stay at the shelter each year. Vice Mayor Rawls read the proclamation and presented a copy to the representatives.



PROCLAMATION
Domestic Violence Awareness Month

WHEREAS, domestic violence does not discriminate and affects all communities; and

WHEREAS, family and intimate partner homicides continue to represent over one third of all homicides in the Commonwealth, and without intervention, cycles of violence can perpetuate through generations; and

WHEREAS, it is critical that those seeking help or services have access to trauma-informed care and services; and

WHEREAS, in 1987, the National Coalition Against Domestic Violence (NCADV) observed the first Domestic Violence Awareness Month and established the first Monday in October as the National Day of Unity; and

WHEREAS, during the month of October, Virginia victim-advocates, domestic and sexual violence centers, government agencies, and communities come together to recognize those who work to end violence, to celebrate those who have survived, and to mourn those who have died because of domestic violence; and

WHEREAS, in 2022, over 78,955 survivors received help from hotline advocates and over 6,000 people received nearly 242,000 nights of emergency shelter due to domestic violence; and

WHEREAS, across the Commonwealth in 2022, judges and magistrates issued more than 50,000 emergency protective orders to protect the immediate health and safety of survivors and their families; and

WHEREAS, domestic violence agencies and partners gather on October 3rd to remember those who lost their lives to domestic violence, honor the resilience of survivors, and spread awareness about domestic violence across the Commonwealth; and

WHEREAS, Domestic Violence Awareness Month is an opportunity for domestic violence advocacy agencies, systems-partners, communities, and allies honor domestic violence survivors and increase opportunities to educate communities, support families, and prevent domestic violence in the Commonwealth;

NOW, THEREFORE, I, Mayor LC Jones, do hereby recognize October 2023, as Domestic Violence Awareness Month in Martinsville, Virginia and I call this observance to the attention of all our citizens.

LC Jones, Mayor

Approval of a resolution to appoint and provide correct terms of office for Directors of the Industrial Development Authority – Interim City Manager Glen Adams explained the need for an IDA board. Vice Mayor Rawls made a motion to approve the resolution and to appoint Sean Campbell, Olivia Garrett, Ronnie Fultz, Leeland Prillaman, Kimberly Walker, Michael Scales and Eric Phillips to the IDA board. Council Member Pearson seconded the motion with the following roll call vote: Council Member Mitchell, aye; Council Member Pearson, aye; Vice Mayor Rawls, aye; and Mayor Jones, aye. Rawls requested an additional meeting to discuss ARPA and funding options for the IDA.

A RESOLUTION OF THE MARTINSVILLE CITY COUNCIL TO APPOINT AND PROVIDE CORRECT TERMS OF OFFICE FOR DIRECTORS OF THE INDUSTRIAL DEVELOPMENT AUTHORITY OF THE CITY OF MARTINSVILLE, VIRGINIA

WHEREAS, the City Council (the "Council") of the City of Martinsville, Virginia (the "City") by ordinance adopted on April 11, 1972 created and named the Industrial Development Authority of the City of Martinsville, Virginia (the "Authority") under the Virginia Industrial Development and Revenue Bond Act (the "Act"); and

WHEREAS, in accordance with the requirements of Section 15.2-4904 of the Act, the Authority is to be governed by a board consisting of seven directors and the terms of office of the directors of the Authority are to be established as two directors having initial terms of one year, two directors having initial terms of two years, two directors having initial terms of three years and one director having an initial term of four years, and thereafter each director is to have term of four years; and

WHEREAS, in accordance with Section 15.2-4920 of the Act the Council may appoint directors of the Authority and correct the terms of directors of the Authority to comply with the requirements of the Act for staggered terms of office.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Martinsville City that:

1. The following persons are hereby appointed directors of the Authority for the initial terms set forth below, and thereafter such terms shall be for a period of four years, to begin on the effective date of this Resolution, and until their successors shall have been appointed and qualified:

<u>Name of Director</u>	<u>Term</u>
Sean Campbell	09/26/2023 to 09/25/2024
Ronnie Fultz	09/26/2023 to 09/25/2024
Kimberly Walker	09/26/2023 to 09/25/2025
Michael Scales	09/26/2023 to 09/25/2025
Olivia Garrett	09/26/2023 to 09/25/2026
Lee Phillaman	09/26/2023 to 09/25/2026
Eric Phillips	09/26/2023 to 09/25/2027

2. In accordance with Section 15.2-4904 of the Act, (a) the directors of the Authority appointed by this Resolution shall each before entering upon his or her duties take and subscribe to the oath of office prescribed by Virginia Code Section 49-1, (b) the persons so appointed as directors are each a resident of the City of Martinsville or an adjoining locality and (c) none of the persons so appointed as directors of the Authority are officers or employees of the City.

3. To the extent that this resolution is inconsistent with any resolution previously adopted by the Council, this resolution shall supersede and be controlling over such previously adopted resolution.
4. This resolution shall take effect on the date of its final adoption, which is October 4, 2023.

The foregoing Resolution was duly adopted at a regular meeting of Council on October 4, 2023, the roll call vote being as follows:

<u>Ayes</u>	<u>Nays</u>
Mayor Jones	
Vice Mayor Rawls	
Council Member Mitchell	
Council Member Pearson	
<u>Absent</u>	<u>Abstentions</u>
Council Member Lawson	

CERTIFICATE

The undersigned Clerk of the City of Martinsville, Virginia hereby certifies that the foregoing constitutes a true and correct extract from the minutes of an open meeting of the Council held on October 4, 2023, and of the whole thereof so far as applicable to the matters referred to in such extract. The undersigned further certifies that such meeting was a regularly called meeting and that, during the consideration of the foregoing resolution, a quorum was present.

Dated this 4th day of October, 2023.

City Clerk,
City of Martinsville, Virginia

Presentation to Council and consideration to approve funds for the Warming Center – A representative of the warming center detailed the funding proposal. Council Member Mitchell asked how staff secures prescription medication. Council Member Pearson explained that non-Martinsville residents will be accepted to the Warming Center but must return to their city of origin within 5 days. Mayor Jones asked questions on Council Member Lawson's behalf; Lawson asked for confirmation that 100% of funds would be used for the facility and work done there. Vice Mayor Rawls made a motion to provide \$35,000 from ARPA funds to the Warming Center; Council Member Pearson seconded the motion with all present Council Members voting in favor.

Summary Document: Funding Proposal for the Martinsville – Henry County Warming Center, 2023 – 2024 Winter Season

Prepared for Martinsville City Council, September 26, 2023

Prepared by: City of Martinsville Emergency Housing and Community Support Commission
Ariel Johnson, MHC WC, Director, WPBHC Board
Craig McCroskey, MHC WC Startup Task Force, WPBHC Board

Scope of Services:

The Martinsville Henry County ("MHC") Warming Center ("WC") will operate again this year to provide temperature-dependent essential overnight accommodations to unhoused in our communities. This overnight center provides individuals with a hot dinner and breakfast, a place to rest and recuperate and an access point to additional community services which can assist them in obtaining stability and health.

Operations:

- Forecasted temperatures below 40 degrees Fahrenheit
- Hours of operation: 7pm to 8 am
 - Guest intake: 7 pm to 9 pm (exceptions made for public safety officials who present guests after 9 pm)
 - Guest departure: 8 am (may be extended in inclement weather if staffing and other conditions met)
- Admissions criteria:
 - Open to unhoused individuals
 - No weapons are allowed and drug and alcohol use is forbidden
 - Registration in the Homeless Information Management System (HIMS) as required by HUD
 - Any violations of these admission criteria are addressed with standing protocols
- Staffing:
 - Three paid staff:
 - Center director (full time)
 - Two coordinators (part time)
 - Responsibilities (including but not limited to):
 - Ensuring volunteer staffing (two volunteers each for intake hours and overnight supervision)
 - Securing dinner and breakfast resources
 - Oversight of intake procedures as required by HUD (see above)
 - Determine how to provide assistance to guests from outside MHC to return to their location of origin within five (5) business days
- Fiscal agent: West Piedmont Better Housing Coalition ("WPBHC") – The MHC WC will operate as a separate project under the auspices of the WPBHC, our regional Local Planning Group within the State's Continuum of Care structure, as mandated by US Department of Housing and Urban Development ("HUD").
 - Separate project accounting and banking for the MHC WC
 - Human resource oversight
 - Facility agreement with The Salvation Army
- Budget Request: \$35,000 in funding from the city of Martinsville
 - Season lease expense = \$17,500
 - Salary and benefits (covers one-third of this line item) = \$9100
 - Client services (transportation, laundry, etc.) = \$3800
 - Food and beverage expense = \$4600

The Warming Center will report financial status as of December 31, 2023 (available by January 19, 2024) and through the end of the season available by April 30, 2024. Additionally, the Center will provide monthly reports on any individuals served from outside the MHC area and how these people were assisted to obtain housing support and identify any trends.

Consider approval on second reading Ordinance 2023-3 amending Section 46.2-882.1 of the Martinsville City Code to install and operate photo speed monitoring devices within the boundaries of the City of Martinsville Virginia in school crossing zones for the purposes of recording violations of Cod of Virginia 46.2-873 – Interim City Manager Glen Adams said they are trying to ensure safety in school zones and with a 94% success rate, these cameras are perfect. Police Chief Fincher explained the study stats taken over a 5-day period, and the Police Department has done their own research to monitor the problem. Reviewing other jurisdictions, a \$100 fine is standard; fines under \$75 are not cost-effective since \$25 goes towards the operation of the equipment. The average officer rate to run radar would be more expensive than the cost of using the cameras. Fincher explained that a ticket would be mailed to the owner of the vehicle, and payment may be mailed or paid online. If fines are not paid, another notice will be mailed, and unpaid fees could be addressed in small claims court. Council Member Pearson made the motion to approve the ordinance on second reading. Vice Mayor Rawls seconded the motion with the following roll call vote: Vice Mayor Rawls, aye; Council Member Mitchell, aye; Mayor Jones, aye; and Council Member Pearson, aye.

MARTINSVILLE VIRGINIA
PROPOSED CITY ORDINANCE No. 2023-3
CAMERA SPEED MONITORING AND ENFORCEMENT IN SCHOOL ZONES
ORDINANCE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MARTINSVILLE, VIRGINIA:

This Ordinance is adopted pursuant to the authority of Virginia Code Annotated §46.2-882.1, as amended.

- (a) For purposes of this section, "Photo speed monitoring device" means equipment that uses radar or LIDAR-based speed detection and produces one or more photographs, microphotographs, videotapes, or other recorded images of vehicles. "School crossing zone" has the same meaning ascribed to it in Code of Virginia, § 46.2-873.
- (b) The Martinsville Virginia Police Department may install and operate photo speed monitoring devices, within the boundaries of City of Martinsville VA, in school crossing zones for the purposes of recording violations of Code of Virginia, § 46.2-873.
- (c) The operator of a vehicle shall be liable for a monetary civil penalty imposed pursuant to this section if such vehicle is found, as evidenced by information obtained from a photo speed monitoring device, to be traveling at speeds of at least 11 miles per hour above the posted school crossing zone within school crossing zone or highway work zone, while such zone is active. Such civil penalties shall be \$100.00. Any prosecution under this section shall be instituted and conducted in the same manner as prosecution for traffic infractions. Civil penalties collected under this section resulting from a summons issued by the Martinsville Virginia Police Department shall be paid to City of Martinsville.
- (d) If a photo speed monitoring device is used, proof of a violation of Code of Virginia, § 46.2-873 shall be evidenced by information obtained from such device. A certificate, or a facsimile thereof, sworn to or affirmed by a law enforcement officer employed by the City authorized to impose penalties pursuant to this section, based upon inspection of photographs, microphotographs, videotapes, or other recorded images produced by a photo speed monitoring device, shall be prima facie evidence of the facts contained therein. Any photographs, microphotographs, videotapes, or other recorded images evidencing such a violation shall be available for inspection in any proceeding to adjudicate the liability for such violation of Code of Virginia, § 46.2-873.
- (e) In the prosecution for a violation of Code of Virginia, § 46.2-873 in which a summons was issued by mail, prima facie evidence that the vehicle described in the summons issued pursuant to this section was operated in violation of Code of

Page 1 of 4

Virginia, § 46.2-873, together with proof that the defendant was at the time of such violation the owner, lessee, or renter of the vehicle, shall constitute in evidence a rebuttable presumption that such owner, lessee, or renter of the vehicle was the person who committed the violation. Such presumption shall be rebutted if the owner, lessee, or renter of the vehicle (i) files an affidavit by regular mail with the clerk of the general district court for the City that he was not the operator of the vehicle at the time of the alleged violation and provides the name and address of the person who was operating the vehicle at the time of the alleged violation or (ii) testifies in open court, under oath that he was not the operator of the vehicle at the time of the alleged violation and provides the name and address of the person who was operating the vehicle at the time of the alleged violation. Such presumption shall also be rebutted if a certified copy of a police report, showing that the vehicle had been reported to the police as stolen prior to the time of the alleged violation of Code of Virginia, §46.2-873, is presented, prior to the return date established on the summons issued pursuant to this section, to the general district court for the City adjudicating the alleged violation.

(f) Imposition of a civil penalty pursuant to this section by mailing a summons shall not be deemed a conviction as an operator and shall not be made a part of the operating record of the person upon whom such liability is imposed, nor shall it be used for insurance purposes in the provision of motor vehicle insurance coverage. However, if a law enforcement officer employed by the City uses a photo speed monitoring device to record a violation of Code of Virginia, § 46.2-873 and personally issues a summons at the time of the violation, the conviction that results shall be made a part of such driver's driving record and used for insurance purposes in the provision of motor vehicle insurance coverage.

(g) A summons for a violation of Code of Virginia, § 46.2-873 issued by mail pursuant to this section may be executed pursuant to Code of Virginia, § 19.2-76.2. Notwithstanding the provisions of Code of Virginia, § 19.2-76, a summons issued by mail pursuant to this section may be executed by mailing by first class mail a copy thereof to the address of the owner, lessee, or renter of the vehicle. In the case of a vehicle owner, the copy shall be mailed to the address contained in the records of or accessible to the Department of Motor Vehicles. In the case of a vehicle lessee or renter, the copy shall be mailed to the address contained in the records of the lessee or renter. Every such mailing shall include, in addition to the summons, a notice of (i) the summoned person's ability to rebut the presumption that he was the operator of the vehicle at the time of the alleged violation through the filing of an affidavit as provided above and (ii) instructions for filing such affidavit, including the address to which the affidavit is to be sent. If the summoned person fails to appear on the date of return set out in the summons mailed pursuant to this section, the summons shall be executed in the manner set out in Code of Virginia, § 19.2-76.3. No proceedings for contempt or arrest of a person summoned by mailing shall be instituted for failure to appear on the return date of the summons. If the summons is issued to an owner, lessee, or renter of a vehicle with a registration outside the Commonwealth and such person fails to appear on the date of return set out in the summons mailed pursuant to this section, the summons will be eligible for all legal collections activities. Any summons executed pursuant to and for a violation of Code of

Page 2 of 4

Virginia, § 46.2-873 issued pursuant to this section shall provide to the person summoned at least 30 days following the mailing of the summons to inspect information collected by a photo speed monitoring device in connection with the violation. If the Martinsville Virginia Police Department does not execute a summons for a violation of Code of Virginia, § 46.2-873 issued pursuant to this section within 30 days following the date of the violation, all information collected pertaining to the suspected violation shall be purged within 60 days following the date of the violation.

(h) A private vendor may enter into an agreement with the City of Martinsville, acting for the Martinsville Police Department, to be compensated for providing a photo speed monitoring device and all related support services, including consulting, operations and administration. However, only a law enforcement officer may swear to or affirm the certificate required by this section. Any such agreement for compensation shall be based on the value of the goods and services provided, not on the number of violations paid or monetary penalties imposed. Any private entity contracting with a law enforcement agency pursuant to this section may enter into an agreement with the department of motor vehicles, in accordance with the provisions of subdivision B 31 of Code of Virginia, § 46.2-208, to obtain vehicle owner information regarding the registered owners of vehicles that committed a violation of Code of Virginia, § 46.2-873. Any such information provided to such private vendor shall be protected in a database.

(i) Information collected by a photo speed monitoring device operated pursuant to this section shall be limited exclusively to that information that is necessary for the enforcement of school crossing zone speeding violations. Information provided to the operator of photo speed monitoring device shall be protected in a database and used only for enforcement against individuals who violate this section or Code of Virginia, §46.2-873. Notwithstanding any other provision of law, all photographs, microphotographs, videotapes, or other personal information collected by a photo speed monitoring device shall be used exclusively for enforcing school crossing zone and highway work zone speed limits and shall not be (i) open to the public; (ii) sold or used for sales, solicitation, or marketing purposes; (iii) disclosed to any other entity except as may be necessary for the enforcement of school crossing zone and highway work zone speed limits or to a vehicle owner or operator as part of a challenge to the violation; or (iv) be used in a court in a pending action or proceeding unless the action or proceeding relates to a violation of this section or Code of Virginia, § 46.2-873, or such information is requested upon order from a court of competent jurisdiction. Information collected under this section pertaining to a specific violation shall be purged and not retained later than 60 days after the collection of any civil penalties. The Martinsville Virginia Police Department shall annually certify compliance with this section and make all records pertaining to such system available for inspection and audit by the Commissioner of Highways or the commissioner of the Department of Motor Vehicles or his designee. Any person who discloses personal information in violation of the provisions of this subsection shall be subject to a civil penalty of \$1,000.00 per disclosure. Any unauthorized use or disclosure of such personal information shall be grounds for termination of the agreement between the department of motor vehicles and the private entity.

Page 3 of 4

(j) Conspicuous signs shall be placed within 1,000 feet of any school crossing zone or highway work zone at which a photo speed monitoring device is used, indicating the use of the device. There shall be a rebuttable presumption that such sign was in place at the time of the commission of the speed limit violation.

Adopted on second reading this 4th day of October, 2023.

Attest:

Karen Roberts, Clerk of Council

October 4, 2023
Date Adopted

October 14, 2023
Date Effective

Page 4 of 4

Presentation for Council concerning the Martinsville Middle School Generator and consider approval of funds – Safety Director John Turner detailed the need for the generator for Martinsville Middle School which has been designated as an emergency shelter for years. The

October 4, 2023 Special Session

current capacity for the shelter is 200 people; the only facility designated is the cafeteria which could only hold 100 people. The generator can increase capacity by powering the entire facility to 1340 people or approximately 10% of the population. This would also benefit the school system in case of power outage allowing students to stay at school instead of being sent home. Originally this was a 50-50 grant, but now it's a 70-30 grant with the city's share being \$191,000. Turner said the school has been declared an emergency shelter since the 1990s with Albert Harris being a second backup facility. Vice Mayor Rawls made a motion to approve ARPA funds to support the generator purchase; Council Member Pearson seconded the motion with all present Council Members voting in favor.

Request to Purchase Side-by-Side with Capital Savings – Water Resources Director Mandy Muse explained the need for the additional side-by-side since the current one is no longer a reliable vehicle. Muse explained the savings from a dump truck and the cost of the vehicles after a trade in. Vice Mayor Rawls made the motion to approve the purchase; Council Member Pearson seconded the motion with all present Council Members voting in favor.

Kevin Powell Motorsports 5599 University Parkway Winston-Salem NC 27105 (336)767-2020					
Buyer's Order				Date	09/27/2023
				Order No.	
				Salesman	MATT LEONARD
I hereby agree to purchase the following unit(s) from you under the terms and conditions specified. Delivery is to be made as soon as possible. It is agreed, however, that neither you nor the manufacturer will be liable for failure to make delivery.					
Unit Information					
New/U	Year	Make	Model	Serial No.	Stock No. Dealer Retail Price
New	2024	POLARIS	R24T6A99A1	4XAT6A99XR8453115	PL453115 \$0.00
Options:					
				Manufacturer Base Price	\$0.00
				Manufacturer Options (M)	\$0.00
				Manufacturer Sugg Ret Price	\$0.00
				Dealer Retail Price	\$0.00
					(\$14,999.00)
				Customer Price	\$14,999.00
				Freight	\$1,750.00
				Dealer Added Options (D)	\$0.00
				Customer Added Options	\$0.00
				Dealer Prep / Rigging Fee	\$1,750.00
				Unit Subtotal	\$18,499.00
				(not used)	\$0.00
				(not used)	\$0.00
				(not used)	\$0.00
				BANK FEE	\$0.00
				Service Contract	\$0.00
				Property / Liability	\$0.00
				Electronic DMV Fee	\$0.00
				(not used)	\$0.00
				THEFT	\$0.00
				GAP	\$0.00
				VSI	\$0.00
				Customer Rebate	\$0.00
				Title/License/Registration Fees	\$0.00
				Document or Administration Fees	\$299.00
				Sales Tax	\$0.00
				Cash Price	\$18,798.00
				Trade Allowance	\$4,500.00
				Payoff	\$0.00
				Net Trade	\$4,500.00
				Net Sale (Cash Price - Net Trade)	\$14,298.00
				Credit Life Insurance	\$0.00
				Accident & Disability	\$0.00
				Sub Total (Net Sale + Other Charges)	\$14,298.00
				Cash Down Payment	\$0.00
				Amount to Pay/Finance	\$14,298.00
Notes:					
Trade Information					
2018					
NOTICE TO BUYER: (1) Do not sign this agreement before you read it or if it contains any blank spaces to be filled in. (2) You are entitled to a completely filled in copy of this agreement. (3) If you default in the performance of your obligations under this agreement, the vehicle may be repossessed and you may be subject to suit and liability for the unpaid indebtedness evidenced by this agreement.					
TRADE-IN NOTICE: Customer represents that all trade-in units described above are free of all liens and encumbrances except as noted.					
*With Approved Credit. Interest rates and monthly payments are approximate and may vary from those determined by the lender.					
Customer Signature _____			Dealer Signature _____		
Thank You for Your Business!					

We received a \$25K PUP Grant from the Harvest foundation for the renovation of the Spruce St. Tennis Courts into a combined Tennis and Pickleball Court and consider approval of additional funds form ARPA – Interim City Manager Glen Adams explained the grant received for renovation of combined tennis and pickleball courts. Vice Mayor Rawls requests an update on ARPA funds. Rawls made a motion to approve ARPA funds be applied to the court renovation; Council Member Pearson seconded the motion with all present Council Members voting in favor.



**Request for Sealed Proposals
Spruce St Tennis Court Repair
August 14, 2023**

Sealed Proposals are accepted until 2:00 p.m. on Friday September 15, 2023 by the City of Martinsville for the following items listed in the bid. Sealed Proposals will be received in the office of the Purchasing Manager Zach Morris, Central Warehouse, 990 Fishel Street, Martinsville, Va. 24112-3248. Bids may be hand delivered, mailed, sent by FedEx or UPS to the 990 Fishel Street address. Bids also may be sent by postal mail to the City of Martinsville Purchasing Department, P O Box 1112, Martinsville, Va. 24114-1112. Place "Roof Replacement" and the bid opening date in the lower left hand corner of the envelope.

It is the responsibility of the offeror to ensure that their proposal reach the appropriate office prior to the close time on the bid. Response received after the date and closing will be considered non-responsive and will not be opened. Bids will not be accepted via fax machine or internet e-mail.

All contractors are hereby notified that they must have proper license under the Virginia State laws governing their respective trades.

The successful bidder will be required to obtain all necessary liability insurances to hold the City of Martinsville harmless and will be required to furnish all certificates of such insurance. All materials used and work done shall be subject to the inspection, test and approval of the Director of Public Works of the City of Martinsville, Virginia, or his duly authorized representatives.

The successful bidder shall enter into a written contract within ten (10) days of the award of the contract and said contract shall embody all of the terms, conditions, and provisions of the notice to bidders, specifications and proposals. Vendor to furnish all material, labor and equipment to perform the conversion of the main building of the wastewater treatment plant.

The City reserves the right to accept or reject any and all bids, to purchase any part of the whole of items bid upon, to waive any informalities, and to award this contract as determined to be the most advantageous to the City.

The City reserves the right to terminate this contract with a 30-day written notice if service and/or parts become unsatisfactory.

BID FORM

TO: CITY OF MARTINSVILLE
MARTINSVILLE, VIRGINIA

The undersigned has carefully examined the Specifications and hereby declares to furnish turn key roofing job at the following locations in the manner prescribed in these specifications, for the following prices:

Location: Spruce St Tennis Court

Lump Sum

Price:

Repair and Resurface the Spruce St Tennis Courts

\$ 51,610.00

Please Provide:

Anticipated Start Date

September 2023 (weather dependent)

Anticipated Length of Project

7-10 days

Anticipated Finish Date

November 2023 (weather dependent)

The undersigned Bidder declares that he has examined the Bid Requirements, Notice to Bidder, and General Notes, and has informed himself fully in regard to all the terms and conditions pertaining thereto, and has satisfied himself relative to the work to be performed. The Bidder proposes and agrees if his Bid is accepted, within thirty (30) days to enter into a contract to furnish all materials, equipment, labor and supervision necessary to complete the work in accordance with the attached Bid Requirements, Notice to Bidder, and General Notes.

Firm Name: Tennis Courts, Inc.

Address: 7421 Richmond Tapahannock Hwy.

Address: Aylett Va. 23009

Telephone: 804-769-3030 Fax: 804-769-3206

E-mail Address: ann@tenniscourtsinc.net

Authorized Signature: [Signature]

Typed (or printed) Name/Title: Ann Osburn Stichcomb Treasurer

Date: 9/13/23 1:00 PM

TENNIS COURTS, INC.

P.O. Box 297, Aylett, Virginia 23009
September 13, 2023

Office (804) 769-3030
Richmond (804) 730-1922
Fax (804) 769-3206
www.TennisCourtsInc.net

Spruce Street Tennis Court
990 Fishel Street
Martinsville VA 24112-3248

Attn: Zach Morris zmorris@ci.martinsville.va.us

Scope of Work: Riteway® Crack Repair System, Color and Lines on two (2) Tennis Courts (120' x 104')

1. Pressure wash tennis courts as needed so that new materials will properly bond to existing surface.
2. Clean out approximately 757 linear feet of cracks, making them free of dirt and other debris. (within the fence line)
3. Cracks to be filled from bottom to top with court patch binder or cement and let dry.
4. Filled cracks must be scraped or buffed flush with court and cleaned, broomed and blown.
5. Grind and repair heaved area and smooth.
6. Flood tennis courts. Check for low areas after drainage of the area has ceased or after one (1) hour at 70° or above in sunlight as specified by the American Sports Builders Association. Areas retaining water that cover a nickel will be patched to the best of our ability using acrylic crack and leveling compound.
7. Apply Riteway® Crack Repair System or equal, centering the first layer of Riteway® Microsealant™ tape over filled cracks. This flexible adhesive layer is key to the system. "Slip sheet" systems are not equivalent. (757 L.F.)
8. Apply liquid acrylic and latex binding formula (50/50) over Microsealant™ tape. Apply second layer 20" stress mat centered over first layer saturating with binding formula.
9. Apply binding edge, the third layer of the Riteway® Crack Repair System, centered over stress mat edge. Let dry.
10. When dry, apply a minimum of two coats of acrylic resurfacer with sand lengthwise over crack repair.
11. Furnish and apply two coats of acrylic resurfacer over entire court surface.
12. Furnish and apply the acrylic color finish system, consisting of one textured color filler coat and one textured color finish coat. This includes standard colors.
13. Layout, tape and hand paint 2" white playing lines on same.
14. Layout, tape and hand paint two (2) sets of pickleball lines centered at each tennis net.
15. Furnish and install two (2) new tennis nets.
16. Sand and paint black existing net posts.

Price for above: \$51,610.00

Accepted by: _____ Date: _____

Please Note: There is absolutely no guarantee at all against any crack recurrence. There is also no guarantee that at a later time the old crack will not continue beyond the repaired area. Riteway® should only be applied when the ambient air temperature is 70° Fahrenheit and rising. Additionally, the nighttime ambient air temperature should not drop below 60° Fahrenheit. These temperature requirements are particularly important during the early spring and late fall, when cracks experience more movement than during summer months.

Please Note: As recommended by the American Sports Builders Association and Tennis Courts, Inc., your courts should be re-colored every 5-8 years, depending upon use, in order to protect your investment

Tennis Courts
[Signature]
Carmine Osburn Vaughan
Vice President



COMMONWEALTH of VIRGINIA
Department of Professional and Occupational Regulation
9900 Mayland Drive, Suite 400, Richmond, VA 23233
Telephone: (804) 367-8500

EXPIRES ON
12-31-2024

NUMBER
2701021123

BOARD FOR CONTRACTORS
CLASS A CONTRACTOR
"CLASSIFICATIONS" RFC

TENNIS COURTS INC
PO BOX 297
AYLETT, VA 23009

Status can be verified at <http://www.dpor.virginia.gov>

(SEE REVERSE SIDE FOR PRIVILEGES AND INSTRUCTIONS)

CLASS A BOARD FOR CONTRACTORS
CONTRACTOR

"CLASSIFICATIONS" RFC
NUMBER: 2701021123 EXPIRES: 12-31-2024

TENNIS COURTS INC
PO BOX 297
AYLETT, VA 23009

Status can be verified at <http://www.dpor.virginia.gov>

DPOR-PC (02/2017)

TENNIS COURTS, INC.
P.O. Box 297, Aylett, Virginia 23009

Office (804) 769-3030
Richmond (804) 730-1922
FAX (804) 769-3206
www.TennisCourtsInc.net

Tennis Courts, Inc. - SWaM

Certification Number	10728
SWaM Certification Type	
Small Start Date	05-11-2023
Women Owned Start Date	05-11-2023
SWaM Expiration Date	05-11-2028
NIGP Code and Description:	
80578	Tennis Equipment
91235	Construction, Tennis/Sports Court
91265	Maintenance and Repair, Tennis/Sport Court
Plaid	N
Business Category	Construction

 

**AMERICAN
SPORTS BUILDERS
ASSOCIATION**

**CERTIFIED
TENNIS COURT
BUILDER**

*Through Its Certification Board
Has Conferred Upon*

Herb Osburn

The Designation

CERTIFIED TENNIS COURT BUILDER

FOR EFFORTS TO MEET THE PROFESSIONAL
STANDARDS OF TENNIS COURT CONSTRUCTION
AND TO PROMOTE THE INTERESTS OF THE
CONSTRUCTION OF TENNIS COURTS AND PASSED THE
REQUIRED EXAMINATION.

In witness whereof we have set our hands on
this 31st day of December, 2023.

Certification expires: December 31, 2023.

Signature: 

Notary Public: 



Business from the Floor – Mike Sanguadolche 708 Starling Avenue supports the pickle ball courts. He asked that residents be kept updated and shared that there are currently 22 players on the list ready to play on the new courts.

October 4, 2023 Special Session

Public Information Officer Kendall Davis provided a brief overview of the park survey, sharing that they had received 136 responses. An updated report is being prepared.

Comments by members of City Council – Council Member Mitchell is looking forward to the VML meeting. Council Member Pearson said she will look back on this date and the formation of the IDA as a way to provide direction and guidance in order to make a huge leap forward in the economic growth of Martinsville. Council will need to find and provide funds for the IDA to purchase properties and land; it will be done methodically and in a strategic manner. Pearson stated that PIO Davis has done a wonderful job with the website update and the Facebook page and encouraged residents to LIKE and SHARE the City Facebook page. Upcoming Martinsville events can be found on visitmartinsville.com, Pearson shared that there is a lot going on this weekend. Vice Mayor Rawls shared that the IDA board is a stacked roster with top-notch members. Mayor Jones also shared the importance of the IDA and welcomed the new City Manager who would start on Friday. Jones explained that there are several new department heads, which brings a new vibe to the city. Jones said that Council appreciates Interim City Manager Adams for his service to the City.

Comments by City Manager – Interim City Manager Adams said that it's been a privilege to serve Martinsville and the City Council is a great team. Accomplishments made are from a combined effort between the City Manager's office, department directors and staff.

There being no further business, Pearson made a motion to adjourn the meeting at 8:00pm.

Karen Roberts, Clerk of Council

LC Jones, Mayor