



REGULAR TOWN COUNCIL MEETING

Monday, November 9, 2020 @ 7:00pm
Warren County Government Center

1. **PLEDGE OF ALLEGIANCE**

2. **MOMENT OF SILENCE**

3. **ROLL CALL**

Mayor Tewalt _____ VM Sealock _____ Cockrell _____ Gillispie _____ Holloway _____ Meza _____ Thompson _____

4. **APPROVAL OF MINUTES**

Moved _____ Seconded _____

Regular Council Meeting Minutes of October 26, 2020

Work Session Minutes of October 26 and October 29, 2020

5. **RECEIPT OF PETITIONS and/or CORRESPONDENCE FROM THE PUBLIC**

Public speakers and Council Members must use the same civility, decorum, orderly behavior, relevancy of comments to the subject at hand, and appropriate language in addressing Town Council as they would use in addressing a Judge in a Court of Law. No profanity, vulgar, or sexist language, or irrelevant commentary, is allowed. (*Robert's Rules*, §43, pp. 379-382; *Steinburg v. Chesterfield Cty. Planning Com'n*, 527, F. 3d (4th Cir.) 2008); *Eichenlaub v. Township of Indiana*, 385 F. 3d 274 (3d Cir. 2004). -see page 2-

6. **REPORTS**

- a. Report of Special Committees or Town Officials and Interim Town Manager
 - * **Recognition of Appreciation to First Bank**
 - * **Stars of the Month for September and October**
- b. Requests and inquiries of Councilmembers.
- c. Report of the Mayor

7. **PROPOSALS FOR ADDITION/DELETION OF ITEMS TO THE AGENDA**

8. **COUNCIL APPROVAL OF CONSENT AGENDA ITEMS**

Moved _____ Seconded _____

- A. Sole Source Purchase of Goods/Services to Rehabilitate the Water Plant's Filter Media
- B. Sole Source Purchase of Neptune Water Meters
- C. Deed of Gift of Easement for Sanitary Sewer Utilities – Ramsey, Inc.
- D. Bid for De-icing Road Salt

9. **PUBLIC HEARING TO RECEIVE PUBLIC INPUT** – License Agreement with Front Royal Brewing Company to Use Kidd Lane

10. **PUBLIC HEARING** – Rezoning Application by EDA for Rezoning of Approximately 62.7 Acres from R-1 to I-2 at the End of Progress Drive (*1st Reading*)

11. **PUBLIC HEARING** – FY21 Budget Amendment – Outstanding Purchase Orders

12. **COUNCIL APPROVAL** – Amendment to Chapter 4-1 and 4-1.1 of Town Code Pertaining to Location of Meetings and Remote Participation of Meetings for All Public Bodies. (*2nd Reading*)

13. **COUNCIL APPROVAL** - Deed of Easement from ELP RIVERTON, LLC to the Town for Water/sewer Easements and Rights-of-way Acquisition for Facilities Serving Land Unit 5, Riverton Commons Land Condominium, located in Riverton Commons.

14. **CLOSED MEETING** – Public Alley/Rights of Way and Personnel

TOWN COUNCIL AND PUBLIC PRESENTATION DECORUM REQUIREMENTS

During all portions of a Regular Town Council Meeting, including its Public Presentations portion, the following requirements of decorum by both public speakers and Town Council Members must be followed. These are the requirements: Town Code, *Robert's Rules of Order* (incorporated into Town Code), and Federal Court Decisions interpreting First Amendment Constitutional Law on Free Speech.

1. The Mayor, as the presiding officer of Town Council, shall enforce the rules of procedure, preserve order and decorum, and appoint all Committees. (*Town Code 4-8*)
2. Every member of the Council shall address the presiding officer before speaking, confine himself to the question before the body and avoid all personal or indecorous language. (*Town Code 4-12*)
3. Public speakers and Council Members must use the same civility, decorum, orderly behavior, relevancy of comments to the subject at hand, and appropriate language in addressing Town Council as they would use in addressing a Judge in a Court of Law. No profanity, vulgar, or sexist language, or irrelevant commentary, is allowed. (*Robert's Rules, §43, pp. 379-382; Steinburg v. Chesterfield Cty. Planning Com'n. 527, F. 3d (4th Cir.) 2008; Eichenlaub v. Township of Indiana, 385 F. 3d 274 (3d Cir. 2004.)*)
4. There can be no personal attacks. A speaker can condemn the nature or likely consequences of a proposed measure in strong terms, but under no circumstances can he attack or question the personalities or the motives of another member. The measure, but not the man, is the subject of debate. (*Same Authority as above*)
5. A speaker may not speak to any matter that is the subject of a public hearing during that same Regular Meeting. (*Robert's Rules, § 43, pp. 379-382*)
6. A speaker who violates 2., 3., 4., or 5. above should be promptly asked to stop speaking in that fashion by the Mayor. If such speaker does not promptly so stop, the Mayor should ask the Sergeant at Arms (Police Officer) to remove such speaker, forcibly if necessary, and even charged with a misdemeanor crime. Federal court decisions have established that public policy in maintaining civility and decorum during the public comment sessions of its public meetings, both to ensure the efficient conduct of the people's business and to maximize citizen participation in the discussion, override the speaker's First Amendment rights of free speech. Governmental bodies may enforce policies against personal attacks in furtherance of a legitimate governmental purpose to preserve order and decorum in meetings, so long as they do not use the personal attack policy as a pretext to squelch a particular substantive viewpoint. (*Robert's Rules, § 43, pp. 379-382; Steinburg v. Chesterfield Cty. Planning Com'n. 527, F. 3d (4th Cir.) 2008; Eichenlaub v. Township of Indiana, 385 F. 3d 274 (3d Cir. 2004.)*)

Town Attorney July 2020