

**TOWN OF DAYTON
REGULAR COUNCIL MEETING
COUNCIL CHAMBERS DAYTON TOWN HALL
Monday, August 9, 2021
6:00 PM**

AMENDED AGENDA

1. Call to Order Mayor Jackson
 - a. Roll Call by Clerk
 - b. Invocation
 - c. Pledge of Allegiance
 - d. Amend Agenda

- 1.1 Consideration of the Adoption of Electronic Participation Policy

2. Public Hearing: Franchise Agreement / Bid Acceptance

3. Approval of Minutes for Regular Town Council Meeting of July 12, 2021.

4. Action Items*
 - a. Consideration of an Ordinance Granting a 20-yr Franchise Agreement with Shenandoah Cable Television, LLC (glofiber)
 - b. Consideration of Revision to Chapter 3.1.2 Sewer Ordinance of Title 6 of the Dayton Town Code
 - c. Appointment Action

5. Staff Reports
 - a. Town Manager Ms. Lawrence
 - b. Treasurer/Financial Report Ms. Smith
 - c. Police Department Chief Trout
 - d. Public Works Ms. Lawrence
 - e. Water Ms. Lawrence
 - f. Community Development Ms. Hall
 - g. Economic Development Ms. Lawrence
 - h. Town Attorney Mr. Bowman

6. Committee Reports
 - a. Economic & Community Development Mr. Dyjak
 - b. Finance Mr. Rodgers
 - c. Infrastructure Mr. Dyjak
 - d. Parks, Recreation & Beautification Mr. Rodgers
 - e. Personnel Ms. Hoover
 - f. Police Ms. Hoover
 - g. Mayor and Council

*Please Note: All Action Items are for Council's consideration and are considered as drafts until voted on by Council and signed by the Mayor and certified by the Clerk.

7. Unfinished Business
8. New Business
9. Public Comment
10. Closed Session—In accordance with Section 2.2-3711(A)(1) of the Virginia Code for discussion, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of the Town Council. The subject matter of the closed session is the performance and possible reprimand of a specific public officer.
11. Adjournment

**RESOLUTION AUTHORIZING ELECTRONIC PARTICIPATION IN
MEETINGS OF THE
TOWN COUNCIL FOR THE TOWN OF DAYTON**

Whereas, the General Assembly has authorized public bodies to meet via electronic means without a physical quorum during the COVID-19 global pandemic; and

Whereas, absent a declared state of emergency, the Virginia Freedom of Information Act authorizes certain limited electronic participation, provided that the public body has first adopted a written policy providing for electronic participation in meetings, and subject to certain other restrictions and requirements; and

Whereas, the Town Council for the Town of Dayton (the “Town Council”) desires to adopt a policy to enable its members to participate remotely in meetings of Town Council, and its committees, under certain circumstances.

Now, therefore, Town Council resolves and adopts the following policy:

1. Members are hereby approved to participate in a meeting of the Town Council or its committees through electronic communications, such as telephone or video participation, from a remote location as provided in Code of Virginia § 2.2-3708.2 subject to the following requirements:
 - A. A member wishing to participate from a remote location in a meeting shall notify the Chairperson, or other presiding officer, on or before the date of a meeting that the member is unable to attend the meeting due to (i) a personal matter, provided that the member identifies with specificity the nature of the personal matter, (ii) a temporary or permanent disability or other medical condition that prevents the member’s physical attendance, or (iii) because the member’s principal residence is more than 60 miles from the meeting location.
 - B. The minutes for the meeting shall record the remote location from which the absent member participated, as well as the specific nature of the personal matter, that the member participated in the meeting electronically due to a medical condition or disability, or that the member participated in the meeting electronically due to their principal residence being more than 60 miles away from the meeting location.
 - C. If the absent member’s remote participation would violate this policy, such remote participation is disapproved and the absent member shall not be allowed to participate. The reason for such disapproval shall be recorded in the minutes.
 - D. Participation in a meeting through electronic communication due to a personal matter shall be limited, for each member and in each calendar year, to two meetings of the public body.
 - E. A quorum must be physically assembled at the primary or central meeting location, unless otherwise provided by law.
 - F. Arrangements shall be made, to the maximum extent practicable, for the voice of the absent member to be heard by all persons in attendance at the primary or central meeting location.
 - G. Nothing herein shall be construed to restrict the ability of Town Council or its committees to meet without a quorum physically assembled at one location during a state of emergency as may be authorized by law, including without limitation Virginia Code § 2.2.3708.2.

CERTIFICATE

The undersigned Mayor and Clerk of the Town Council of the Town of Dayton, Virginia, hereby certify that the foregoing constitutes a true and correct copy of a Resolution Authorizing Electronic Participation in Meetings of The Town Council for the Town of Dayton, enacted by the Town Council at a meeting held on August 9, 2021. A record of the roll-call vote by the Town Council is as follows:

<u>NAME</u>	<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
Cary Jackson, Mayor				
Dale Rodgers				
Bradford Dyjak				
Heidi Hoover				
Robert Seward				
Emily Estes				
Susan Mathias				

Date: August 9, 2021

ATTEST: _____
Clerk, Town Council of the

Mayor, Town of Dayton