



TOWN OF COEBURN

"The Home of Friendly People"

Jimmy F. Williams Jr, *Town Manager*
Kathy Sharpe, *Clerk/Treasurer*
Scott Brooks, *Chief of Police*

Coeburn Town Council
Special Called Meeting
Monday, April 24, 2023
6:30pm

Town Council

Deventae Mooney, *Mayor*
Sharon Still, *Vice Mayor*
Jeffrey G. Kiser
Carles Collins
Joe Still

- I. **Call to Order**
- II. **Roll Call**
- III. **Invocation**
- IV. **Pledge of Allegiance**
- V. **Public Expression**
 - a) Any citizen, taxpayer, or interested person is welcomed to come forth and state his or her views concerning the Town. (*Please state: your name and physical address and limit your comments and/or questions to 5 minutes*). A reply to your comments and/or questions will be discussed at the following Council Meeting.
- VI. **Response to Public Expression from April 10, 2023**
- VII. **Approval of Agenda (amendment by majority vote)**
- VIII. **Reports**
 - a. **Fire Department – Cliff Hawkins, Chief**
 - b. **Police Department – Scott Brooks, Chief**
 - c. **Water Plant – Brian Markham**
 - d. **Town Manager Report – Jimmy F. Williams Jr, *Town Manager***
 - e. **Public Works – Jeff Livingston**

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- f. **The Lane Group- Chris Mullins, *Project Manager***
- g. **Treasurer/Clerk – Kathy Sharpe, *Treasurer***
- h. **Attorney Report – Will Sturgill**

IX.

X. New Business

- a. Resolution 2023-002 - Rural Development, United States Department of Agriculture
- b. Invoice Cloud, Utilities Online Payment Program/Software
- c. Welcome to Coeburn Sign, Jim & Jesse, Ralph Stanley II and Danny O’Quinn Jr
- d. Ringley and Bondtown Parks
- e. MPLC (Motion Picture Licensing Corporation)

XI. Old Business

- a.
- b.

XII. Closed Session in accordance with Virginia Code §2.2-3711(A.____)

- a. Certification of Closed Session
- b. Roll call vote

XIII. Reconvene open meeting

XIV. Council Actions from Closed Session

XV. Council Comments and Concerns

XVI. Adjournment

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Treasurer's Report

Special Called Meeting 4-24-2023

Total Accounts Payable Due: \$49,613.39

Interim Accounts Payable: \$68,051.20

Minutes

April 10, 2023 Public Hearing Meeting and April 10, 2023 Regular Meeting Minutes will be distributed with May 8, 2023 council packets.

Cash Report

Posted Cash Balance as of 4/20/2023: **\$295,811.12****

Accounts Payable Due: - \$49,613.39

Outstanding Checks: - \$84,916.72

Total Cash Availability: **\$161,281.01**

Bank Account Balances

American Recovery: \$996,645.77 (\$957,109.00 was the beginning balance on this account. Another \$957,109.00 was deposited 7/22/2022) Most recent expenditures: Lay's Hardware - Heat Pump/Water Dept. - Xmitter **See Attachment**.

UT Escrow: \$131,880.26

Police Dept. Restitution: 1,415.12

Police Dept. Special Events: \$713.73

Redi Access: \$85,494.41

Ringley Expansion Project: \$3,774.27 (Swings \$2,997.00) (Merry Go Round and Teeter Totter \$23,052.00)

Special Events: \$290.41

VRA Reserve Fund: \$51,115.80 (\$6,900.00 was deposited into the account which was required by VRA for the Water System Improvement Project...another \$21,995.04 was deposited which was reimbursed for interest the town paid Powell Valley National Bank).

American Recovery Account

Deposits and Interest		
Date		Amount
7/16/2021	Deposit	\$ 949,458.00
8/11/2021	Depost	\$ 7,651.00
9/30/2021	Interest	\$ 201.37
12/31/2021	Interest	\$ 231.92
3/31/2022	Interest	\$ 220.61
6/30/2022	Interest	\$ 210.43
7/22/2022	Deposit	\$ 957,109.00
9/30/2022	Interest	\$ 349.72
12/31/2022	Interest	\$ 358.79
2/10/2023	Transferred From Combined (WSIP Reimbursed)	\$ 10,000.00
3/28/2023	Fire Hydrant (Reimbursed-Ins. Paid)	\$ 2,500.00
3/31/2023	Interest	\$ 287.70
	Total	\$ 1,928,578.54

Expenditures		
10/22/2021	Premium Pay	\$ 26,250.00
10/22/2021	Pool Chairs	\$ 1,942.65
11/17/2021	Marquee Sign	\$ 23,876.74
11/29/2021	Premium Pay - Police Department	\$ 10,500.00
3/21/2022	Water Treatment Plant - Computers	\$ 2,380.00
4/29/2022	Delinquent Accounts	\$ 6,030.64
5/27/2022	Water Treatment Plant - Jetter & Flocculator	\$ 40,460.00
5/27/2022	Concrete Planters	\$ 10,155.00
5/11/2022	Utility Penalty & Interest	\$ 35,898.73
6/15/2022	Building & Grounds Trailer	\$ 4,845.00
6/24/2022	Penalty & Interest Missed for Covid Relief	\$ 397.60
6/24/2022	Water Treatment Plant Filter Change	\$ 7,482.67
6/24/2022	Pool & Office Items	\$ 8,449.06
7/12/2022	Town Signs	\$ 4,320.60
7/12/2022	Water Treatment Plant Pump	\$ 936.79
7/12/2022	Water Treatment Plant - Flocculator Installation	\$ 3,986.80
7/12/2022	Sewer Repairs & Materials	\$ 9,765.88
7/12/2022	Christmas Decorations	\$ 4,911.71
7/14/2022	Sewer Repairs & Materials	\$ 56,929.91
8/4/2022	T & B Contractors Inc (Charcoal Filters)	\$ 20,814.13
8/18/2022	VFD Box Installed to Flocculator	\$ 3,031.57
8/26/2022	Ford F550 Dump Truck	\$ 78,495.30
9/1/2022	T & B Contractors Inc (Filter Media Project)	\$ 51,203.20
9/15/2022	T & B Contractors Inc (8" flanged gate valve install)	\$ 1,994.00
9/21/2022	Salt Spreader	\$ 11,133.00
9/29/2022	Town Signs (Second Payment)	\$ 4,320.60
9/29/2022	T & B Contractors Inc (Pipe Gallery Upgrades)	\$ 6,437.00

10/13/2022	Hopper Spreader	\$	7,971.57
11/15/2022	Town Signs	\$	9,207.21
11/15/2022	Computers	\$	14,948.90
11/15/2022	Sewer Repairs & Materials	\$	17,740.00
11/23/2022	Sewer Repairs & Materials	\$	11,066.95
11/28/2022	2022 Can-Am Defender Pro DPS HD10 Snow Plow Etc.	\$	22,749.90
12/8/2022	Fire Hydrant	\$	2,500.00
12/12/2022	Fountain Enclosure	\$	15,492.00
12/20/2022	Signs and Cones	\$	8,659.10
12/28/2022	Garbage Truck	\$	209,900.00
1/19/2023	Magic Box	\$	3,100.00
1/19/2023	Propane Heater	\$	1,771.01
1/25/2023	Lenowisco - WSIP - Payroll	\$	10,000.00
2/2/2023	Flatwoods Pump Station	\$	3,597.20
2/2/2023	Meters & Supplies	\$	13,987.50
2/16/2023	External Defibrillators	\$	29,994.00
2/16/2023	UTV Parts	\$	632.87
3/2/2023	Hydromatic Pump & Install (Guest River Station)	\$	18,824.50
3/2/2023	Meters/Hydrants/Supplies	\$	14,171.27
3/2/2023	Fire Department Uniforms/Equipment	\$	36,763.48
3/23/2023	Lay's - Installation of Heat Pump	\$	600.00
4/6/2023	Pool - Pump/Filter etc.	\$	31,964.02
4/13/2023	Lay's - Heat Pump	\$	4,255.00
4/13/2023	Water Dept. - Xmitter	\$	5,087.71
		Total	\$ 931,932.77

Account Balance \$

996,645.77

Accounts Payable Due

Vendor Name	Doc Desc	Doc Date	Due Date	Amount
AED Market	Police Dept./Fire Dept. - AED's - ARPA	4/12/2023	4/27/2023	\$ 10,399.00
Auto Zone	Sanitation Dept. - Unit 012	4/12/2023	4/27/2023	\$ 82.23
CNW Regional Waste Water	Monthly Fee	4/14/2023	5/8/2023	\$ 29,107.00
Consolidated Pipe & Supply Co Inc	Water Dept. - Supplies	4/12/2023	4/27/2023	\$ 1,939.00
Consolidated Pipe & Supply Co Inc	Water Dept. - Resetters	4/12/2023	4/27/2023	\$ 879.50
Consolidated Pipe & Supply Co Inc	Water Dept. - Resetters	4/12/2023	4/27/2023	\$ 1,319.25
Consolidated Pipe & Supply Co Inc	Water Dept. - Supplies	4/12/2023	4/27/2023	\$262.50
Consolidated Pipe & Supply Co Inc	Water Dept. - Meters	4/12/2023	4/27/2023	\$815.00
DJs Truck Parts	B & G - Unit 014	4/6/2023	4/27/2023	\$32.94
DJs Truck Parts	B & G - Units 011/014	4/7/2023	4/27/2023	\$477.17
DJs Truck Parts	B & G - Unit 013	4/12/2023	4/27/2023	\$454.69
DJs Truck Parts	B & G - Keys	4/6/2023	4/27/2023	\$11.96
Dominion Office Products	Admin./Treas. - Office Supplies	4/12/2023	4/27/2023	\$257.38
James Edward Roberts	UT - Deposit Refund	4/14/2023	4/27/2023	\$28.98
Pace Analytical Services LLC	Water Dept. - Sampling	4/14/2023	4/27/2023	\$75.20
Red Oak Trading Co	B & G - Town Hall/Playground/Library/Depot	4/14/2023	4/27/2023	\$732.12
Schneider Electric	Water Dept. - Supplies	4/6/2023	4/27/2023	\$66.00
Sherry Shepherd	UT - Deposit Refund	4/14/2023	4/27/2023	\$3.98
Southwest Tool Rental Inc	B & G - 2 Man Auger	4/10/2023	4/27/2023	\$36.25
Town of Coeburn	UB - Applied & Refunded - Redi Access Acct.	4/13/2023	4/27/2023	\$2,010.00
USA Bluebook	Water Dept. - Chemicals	4/12/2023	4/27/2023	\$623.24
				\$49,613.39

Interim Accounts Payable

Vendor Name	Description	Amount
Advance Auto Parts	B & G - Units 003/006/008/018/033/Shop - Sanitation Dept. - Unit 012	\$1,986.21
Aflac	Employee Insurance	\$1,111.83
Boggs Municipal Services	Water System Improvement Project	\$32,015.00
Cox Tractor Company Inc	B & G - Parks & Rec/Grass	\$755.34
DJs Truck Parts	B & G - Shop/Fire Dept. - Supplies	\$110.48
Dominion Office Products	Admin./Treas. - Office Supplies	\$61.90
Fisher Auto Parts	B & G - Parks & Rec/Shop/Units 008/018/021/034/Shop	\$1,647.23
Hard Rock Outdoor	B & G - Parks & Rec	\$290.93
Heather Phillips	Depot - Deposit Refund	\$25.00
Liberty National	Employee Insurance	\$200.00
Lowes	B & G - Complex B/Depot/MEOC/Bridge	\$2,231.30
Old Dominion Power	Monthly	\$11,785.04
Pace Analytical Services LLC	Water Dept. - Sampling	\$75.20
Ricoh USA Inc	Police Dept. - Monthly	\$25.00
Truist Bank	Admin./Police Dept./Sewer Dept./Treasurer/Water Dept.	\$3,108.47
Truist Bank	B & G - Lay's Heat Pump - ARPA	\$4,255.00
Wilson Sales & Service Inc	Sanitation Dept. - Unit 011	\$76.27
Witmer Public Safety Group	Fire Dept. - Equipment	\$561.00
RailPros Field Services Inc	Water System Improvement Project	\$7,730.00
		\$68,051.20

Cash Availability Comparison

	2023	2022	2021	2020	2019	2018
July Regular Meeting Reported		\$ 210,683.35	\$ 1,117,152.46	\$ 45,870.50	\$ 111,843.43	\$ (9,150.51)
July Workshop Meeting Reported		\$ 195,680.58	N/A	\$ 37,359.63	\$ 149,934.50	\$ (7,698.78)
August Regular Meeting Reported		\$ 151,556.78	\$ 156,686.84	\$ 10,422.26	\$ 76,511.06	\$ 8,733.55
August Workshop Meeting Reported		\$ 191,277.78	\$ 206,568.10	\$ 81,758.28	\$ 72,264.67	\$ 10,394.98
September Regular Meeting Reported		\$ 142,162.94	\$ 197,481.63	\$ 79,356.29	\$ 69,564.36	\$ 20,236.57
September Workshop Meeting Reported		\$ 141,994.95	\$ 257,922.99	\$ 95,756.17	\$ 35,816.21	\$ (26,170.63)
October Regular Meeting Reported		\$ 105,791.42	\$ 244,495.65	\$ 19,682.05	\$ 6,834.59	\$ (39,766.39)
October Workshop Meeting Reported		\$ 110,252.41	\$ 210,488.33	\$ 45,064.45	\$ 9,783.21	\$ (57,494.99)
November Regular Meeting Reported		\$ 66,067.81	\$ 164,829.65	\$ 26,142.93	\$ 11,204.75	\$ (32,147.55)
November Workshop Meeting Reported		\$ 116,382.38	\$ 254,489.66	\$ 101,491.47	\$ 53,901.74	N/A
December Regular Meeting Reported		\$ 192,692.29	\$ 376,131.36	\$ 155,488.24	\$ 145,420.41	\$ 75,050.64
December Workshop Meeting Reported		N/A	N/A	N/A	N/A	N/A
January Regular Meeting Reported	N/A	\$ 265,398.03	\$ 133,541.99	\$ 86,726.85	\$ 52,782.61	\$ 6,642.11
January Workshop Meeting Reported	\$ 176,306.60	\$ 255,841.15	\$ 105,425.71	N/A	\$ 17,951.93	N/A
February Regular Meeting Reported	\$ 196,551.08	\$ 286,049.24	\$ 78,731.25	\$ 37,075.76	\$ 43,087.68	\$ (18,247.27)
February Workshop Meeting Reported	\$ 202,363.93	\$ 233,647.97	\$ 112,821.19	N/A	\$ 24,601.90	\$ (23,125.60)
March Regular Meeting Reported	\$ 239,215.13	\$ 269,618.14	\$ 54,553.41	\$ 39,312.95	\$ 31,991.80	\$ (37,100.14)
March Workshop Meeting Reported	\$ 228,693.48	N/A	\$ 122,796.57	N/A	\$ 36,606.50	\$ (31,331.45)
April Regular Meeting Reported	\$ 107,325.64	\$ 219,832.15	\$ 155,412.27	\$ 35,757.52	\$ 42,482.88	\$ (51,849.51)
April Workshop Meeting Reported	\$ 161,281.01	N/A	\$ 134,276.75	\$ 14,604.59	\$ 35,340.86	N/A
May Regular Meeting Reported		\$ 272,179.43	\$ 194,409.13	\$ 64,992.72	\$ 107,626.76	\$ (4,285.16)
May Workshop Meeting Reported		\$ 339,537.85	N/A	\$ 82,633.87	\$ 117,692.13	N/A
June Regular Meeting Reported		\$ 290,652.06	\$ 208,386.36	\$ 88,517.70	\$ 105,300.90	\$ 16,374.89
June Workshop Meeting Reported		\$ 273,905.63	\$ 230,699.06	\$ 112,205.53	\$ 134,425.30	N/A

INCREASE ADOPTION WITH INNOVATIVE CUSTOMER ENGAGEMENT

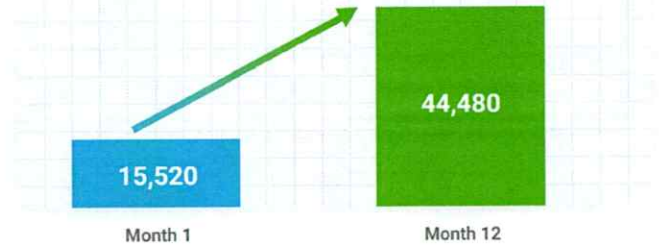


Our flexible Electronic Bill Presentment and Payment (EBPP) solution provides streamlined enrollment across all payment options enabling utility customers to quickly and easily pay any way they want.

Southern Software's FMS Financial Management System Software solution and Invoice Cloud's tight integration provides a seamless customer experience. Reducing friction in the payment process simplifies checkout and increases payments.

3X PAPERLESS ENROLLMENT ON INVOICE CLOUD

Saved over \$2,000 per month in printing costs



KEY BENEFITS

▶ ACCELERATE COLLECTIONS

Online/text billing notifications, automated paperless enrollment, and one click pay provide added touch points to drive customer payments.

▶ BE A TECHNOLOGY LEADER

Software as a Service (SaaS) - we deliver the latest payment technology automatically through our true cloud platform, so you're always leading edge with industry best features.

▶ ELIMINATE SECURITY CONCERNS

PCI (Payment Card Industry) Level 1 Compliant with double data encryption, the highest level of security in the industry.

▶ INCREASE ENGAGEMENT, SAVE TIME

Engage customers with targeted text and email reminders to drive up e-payments and decrease manual collections. Use the time saved to shift your focus to other high priority items.

▶ IMPROVE RECONCILIATION

All payments are accepted through a single service that is integrated with the FMS Financial Management System Software portal, ensuring your reconciliation works.

▶ ENJOY EFFICIENT CIS/BILLING SOFTWARE INTEGRATION

Only with Southern Software's FMS Financial Management System Software supported, tight systems integration can you get the benefits of real time data exchange, and coordinated client support.

DRIVE HIGHER ELECTRONIC PAYMENT ADOPTION

▶ CUSTOMER ENGAGEMENT

Our UI/UX design drives success with simple enrollment, no registration required, and continues to engage customers with useful payment data delivered according to customer preference.

▶ BILL PAY REMINDERS

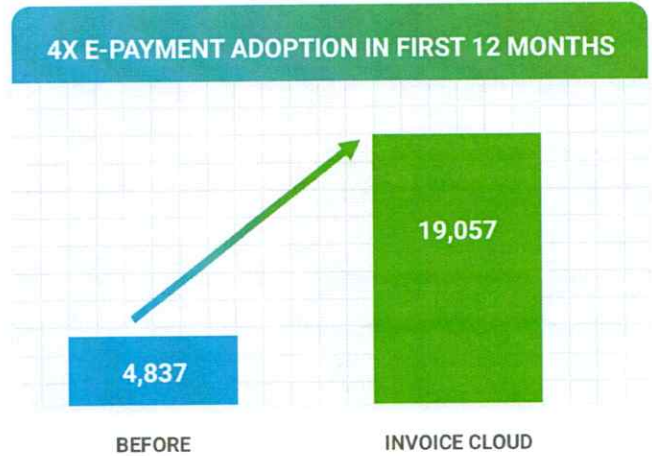
Bill pay reminders you reduce the “forgot to pay” risk by offering customers the ability to set up the type of reminders that work best for them; email, text, or calendar.

▶ FLEXIBLE PAYMENT OPTIONS

Simplify the payer experience by allowing customers to pay with the method that is most convenient (credit, debit, ACH/e-check, cash), and the ability to enroll in auto or recurring payments.

▶ EASY-TO-USE PAYER PORTAL

Let customers quickly view account activity on their dashboard. Fewer clicks, less data entry and multiple access options (PC, tablet, phone) increase ease of pay, and reduce churn.



ENJOY THE BENEFITS OF TRUE SAAS

Many software providers claim to deliver SaaS applications. But a true SaaS e-billing and payment platform, like we provide, must be built from the ground up.

A traditional on-premise software with “bolted on” e-billing services cannot produce the same exceptional customer experience. With our true SaaS platform you’ll get:

- ▶ Scalable Customization
- ▶ Efficiency of Multi-Tenant Architecture
- ▶ Effortless Enhancements



InvoiceCloud[®]

Tim Duhr

Director of Partnerships

(608)442-5113

tduhr@invoicecloud.com

PSN Differentiators

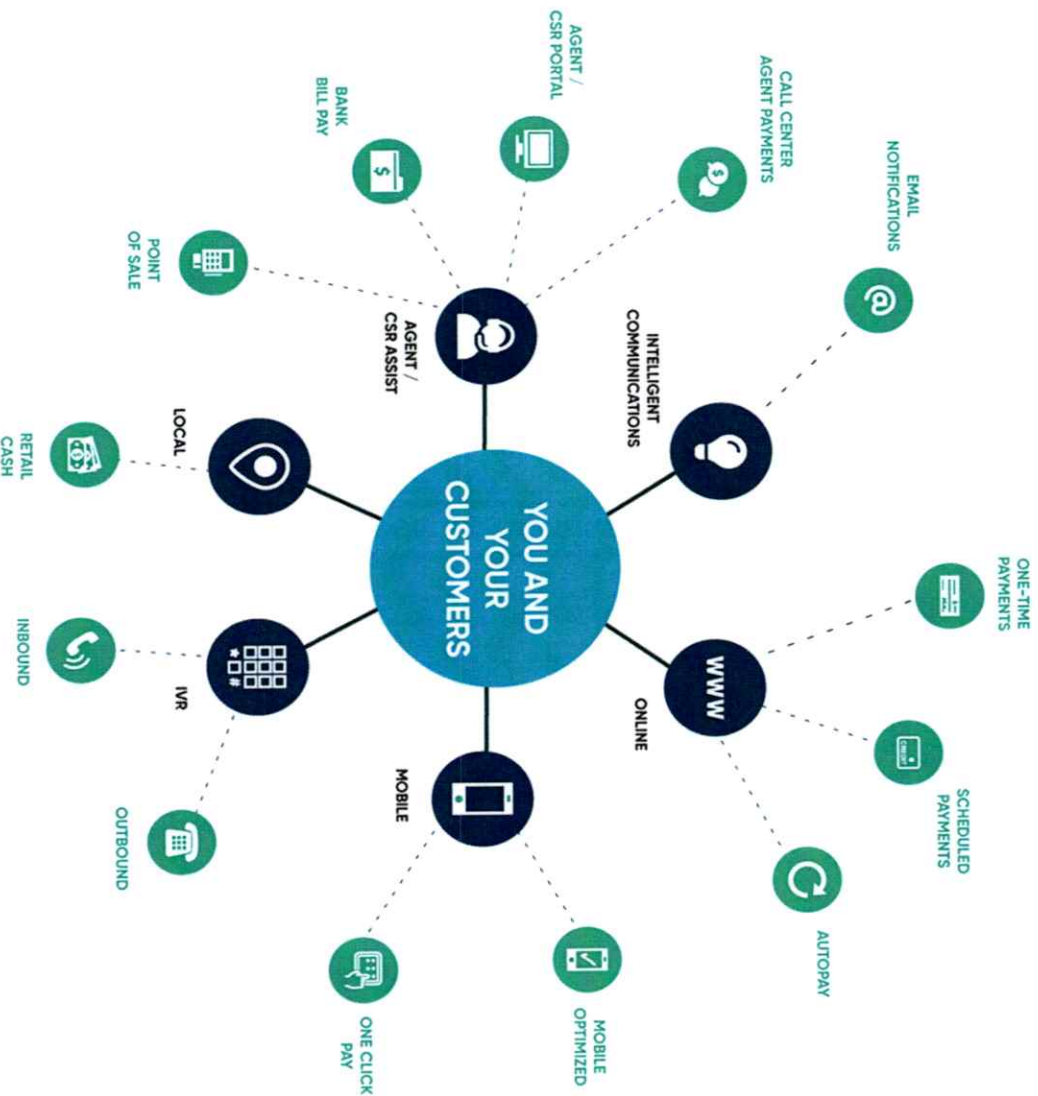
Designed to Remove Friction and drive change in bill payor behavior.

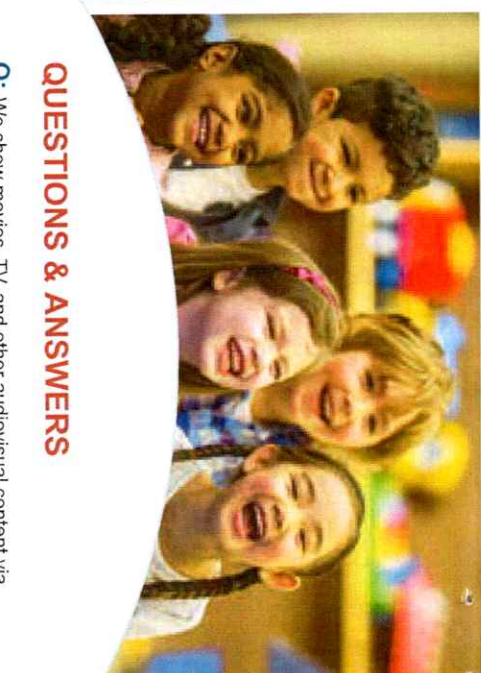
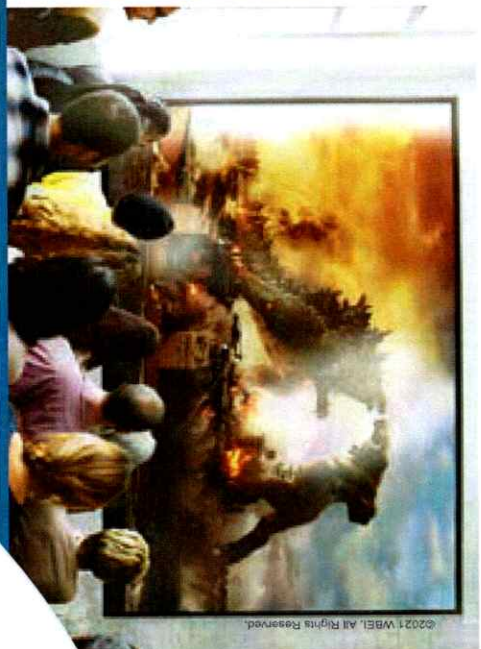
Omni-Channel involves all channels and revolves around the customer; multichannel involves many channels and revolves around a product.

Intelligent Communications personalized communications that drives action - with frictionless ways to pay embedded.

True SaaS ensures our clients are always market leaders, never behind.

Alliance/Integration Centric company from day 1.





WHY DO WE NEED A LICENSE?

Movies and TV entertain, educate, and inspire. What you may not have considered is that this content is intended for personal, private use only and requires a license when shown in public.

The U.S. Copyright Act was adopted in 1976 to provide guidelines for compliance and protect creativity. Copyright law gives copyright owners exclusive rights, including to publicly exhibit their content. For everyone else, a public performance license from the owners is required to publicly display broadcast, cable, or satellite television; DVD or Blu-ray; and downloaded or streamed content.

Failure to comply with the Copyright Act can result in liability for damages ranging from \$750 to \$150,000 for each illegal exhibition, plus court costs and attorney fees.

THE SIMPLE SOLUTION

MPLC was founded in 1986 with the goal of providing an affordable way for the public to enjoy movies, television, and other audiovisual content outside of the home with the assurance of copyright compliance. Since the introduction of MPLC's pioneering Umbrella License, we have come a long way, now representing more than 1,000 rights holders and licensing in more than 40 countries around the world. Best of all, fees from every Umbrella License are shared with MPLC rights holders, to support the next generation of movies and television.

BENEFITS

- One license fee based on intended use.
- Public performance rights from more than 1,000 rights holders with only a few title exclusions.
- Enjoy unlimited showings without any reporting requirements.
- Obtain content on your own from any consumer source:
 - DVD, Blu-ray
 - Download or streaming
 - Broadcast, cable, or satellite television

GUIDELINES

- Exhibitions must be free of charge.
- Promotion must fall within MPLC guidelines.
- Rights holders vary according to the type of license granted and intended license use.

COMPLIANCE

- Contact MPLC for a license fee quote and rights holder list.
- Complete and submit the Umbrella License Application.
- Your Certificate of License will be issued upon receipt of application.
- Begin showing movies, TV, and other audiovisual content with the assurance of copyright compliance.

OUR VALUES



Established: With more than 30 years of experience, we take pride in our pioneering approach to licensing.



Educational: We share our knowledge to help clients better understand the importance of their compliance contribution.



Empathetic: Together, we can create a community that supports the future of the entertainment we know and love.



Driven: Passion drives us forward as we grow and evolve in support of the creative community.

QUESTIONS & ANSWERS

- Q:** We show movies, TV, and other audiovisual content via DVD, Blu-Ray, download, stream, over the air broadcast, cable, or satellite TV. Do we still need a license to view or show it in public?
- A:** Yes. The content obtained in all those ways is meant for personal, private use only and is not meant for showing in public. An Umbrella License is needed when MPLC's rights holders' content is shown in public.
- Q:** I already have a cable or satellite business package. Do I also need an Umbrella License?
- A:** Yes. While cable and satellite business packages include public performance rights for some content (e.g., for live sports), the packages, including "through to viewer" rights, do not include public performance rights for all the content available in the package. The Umbrella License gives you the most coverage commercially available to fill the remaining gaps, thus protecting you from claims not covered by the rights included in a business package.
- Q:** We do not charge admission to show the content. Do we still need a license?
- A:** Yes. A license is required regardless of whether an admission fee is charged. In fact, the Umbrella License only covers situations where admission is not charged.
- Q:** We are a nonprofit organization. Do we still need a public performance license?
- A:** Yes. The U.S. Copyright Act applies equally to nonprofit and for-profit organizations.
- Q:** We are not open to the general public. Do we still need a public performance license?
- A:** Yes. Any place where a substantial number of persons outside of a normal circle of a family and its social acquaintances is gathered including, but not limited to, clubs, lodges, factories, summer camps and schools, requires a public performance license to show audiovisual content to its members or patrons, with narrow and limited exceptions.