

Public Hearing

The Mt. Jackson Town Council held a public hearing on November 8, 2005 at 7:30 p.m. in Council Chambers at 5901 Main Street. The purpose of the hearing was to receive comments on Ordinance O-18-2005 An ordinance to provide for the implementation of the 2004-2005 Changes to the Personal Property Tax Relief Act of 1998. Town Manager Moore explained the ordinance. The State has capped the car tax at \$950 million dollars to be distributed to the localities. The ordinance must be adopted by the end of the month to send in to the state. There were no comments from the public. The hearing was adjourned.

Regular Meeting

The regular meeting of the Mt. Jackson Town Council was held on November 8, 2005 immediately following the public hearing.

Present were: Kenneth Hackenbracht, Todd Holtzman, Michael Koontz, Rodney Shepherd, and Kay P. Whetzel, Councilmembers. Absent: Joseph Williams and J. Bucky Miller. Also present: Charles Moore, Town Manager and Judy Fultz, Clerk.

Vice-Mayor Whetzel conducted the meeting due to the absence of the Mayor.

Motion by Councilman Shepherd and seconded by Councilman Hackenbracht to add to the consent agenda Resolution R-22-05 and Resolution R-23-05 to qualify for a rebate on Workmen's Compensation and General Liability insurance. The staff will do what is necessary to get the rebate.

ROLL CALL VOTE:

AYE	NAY	ABSENT
Councilman Hackenbracht	None	Councilman Miller
" Holtzman		
" Koontz		
" Shepherd		
" Whetzel		

5 AYE, 1 ABSENT, motion carried.

The Mt. Jackson Rescue Squad presented their monthly report. They have upgraded their crash truck with an expense of \$30,000. They are looking to purchase a new truck. FEMA money is available for a grant.

The fire department had help with their turkey and oyster supper from other fire departments and squads.

Councilman Koontz reported the Bridgebuilders Scholarship dinner will be held on November 17th.

Motion by Councilman Hackenbracht and seconded by Councilman Koontz to approve the consent agenda consisting of 1- Approval of Minutes of October 11, 2005 Meeting, 2- Acceptance of Monthly Financial Report, 3- Resolution R-19-2005 Ratifying Town Manager's Action to Purchase Replacement Pump and Motor for Well 2A on an Emergency Basis, 4- Resolution R-20-2005 Authorizing Transfer of \$20,000 to the VDOT Revenue Sharing Program to Construct Sidewalks Along Main St., 5- Ordinance O-17-2005 to Amend Section 66-333, Minimum Offstreet Parking, of the Town Code to Add a New Section 66-333 (d)- Landscaping and Buffering Requirements-Set Public Hearing for December 5, 2005 at 7:30 p.m., 6- Resolution R-22-2005 and 7-Resolution R-23-2005.

ROLL CALL VOTE:

AYE	NAY	ABSENT
Councilman Hackenbracht	None	Councilman Miller
" Holtzman		
" Koontz		
" Shepherd		
" Whetzel		

5 AYE, 1 ABSENT, motion carried.

Motion by Councilman Shepherd and seconded by Councilman Hackenbracht to approve Ordinance O-18-2005 An ordinance to provide for the implementation of the 2004-2005 changes to the Personal Property Tax Relief Act of 1998.

ROLL CALL VOTE:

AYE	NAY	ABSENT
Councilman Hackenbracht	None	Councilman Miller
" Holtzman		
" Koontz		
" Shepherd		
" Whetzel		

5 AYE, 1 ABSENT, motion carried.

Motion by Councilman Koontz and seconded by Councilman Shepherd to approve Resolution R-21-2005 Supporting a Six Point Program for I-81 Improvements.

ROLL CALL VOTE:

AYE	NAY	ABSENT
Councilman Hackenbracht	None	Councilman Miller
" Holtzman		
" Koontz		
" Shepherd		
" Whetzel		

5 AYE, 1 ABSENT, motion carried.

Motion by Councilman Koontz and seconded by Councilman Shepherd to approve Resolution R-10-2005 Requesting VDOT acceptance of Court Circle for State maintenance.

ROLL CALL VOTE:

AYE	NAY	ABSENT
Councilman Hackenbracht	None	Councilman Miller
" Holtzman		
" Koontz		
" Shepherd		
" Whetzel		

5 AYE, 1 ABSENT, motion carried.

Motion by Councilman Hackenbracht and seconded by Councilman Shepherd to approve Resolution R-11-2005 Requesting VDOT acceptance of East Avondale Avenue for State maintenance.

ROLL CALL VOTE:

AYE	NAY	ABSENT
Councilman Hackenbracht	None	Councilman Miller
" Holtzman		
" Koontz		
" Shepherd		
" Whetzel		

5 AYE, 1 ABSENT, motion carried.

There was a discussion of possible design review guidelines. Old Hickory Subdivision was discussed. The developer originally submitted a set of drawings with all "Optional" features on them. The revised drawings with commitment to gables, shutters, brick, skirt, bay windows, etc. make a significant change. The sewer lines will co-ordinate with the I & I work. These commitments will be the subject of a set of covenants to be recorded on the property prior to issuance of any zoning permits. These plans may be of assistance in discussing the draft Design Guidelines. There will be a planning commission special work session on November 22, 2005.

Motion by Councilman Hackenbracht and seconded by Councilman Shepherd to go into closed session at 8:00 p.m.

ROLL CALL VOTE:

AYE	NAY	ABSENT
Councilman Hackenbracht	None	Councilman Miller
" Holtzman		
" Koontz		
" Shepherd		
" Whetzel		

5 AYE, 1 ABSENT, motion carried.

Motion by Councilman Shepherd and seconded by Councilman Holtzman to return to the regular meeting at 8:25 p.m.

ROLL CALL VOTE:

AYE	NAY	ABSENT
Councilman Hackenbracht	None	Councilman Miller
" Holtzman		
" Koontz		
" Shepherd		
" Whetzel		

5 AYE, 1 ABSENT, motion carried.

Whereas, the Mt. Jackson Town Council convened a closed meeting of this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

Whereas, Section 2.2-3712 of the Code of Virginia requires a certification by the Mt. Jackson Town Council that such closed meeting was conducted in conformity with Virginia law;

Now therefore, be it resolved that the Mt. Jackson Town Council hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements under this chapter and (ii) only such public business matters as were identified in the motion by which closed meeting was convened were heard, discussed or considered by the Mt. Jackson Town Council.

Vote: Hackenbracht	So Certify
Holtzman	" "
Koontz	" "
Shepherd	" "
Whetzel	" "

Ayes - 5, Nays - None, Absent - 1.
