

Regular Meeting

The regular meeting of the Mount Jackson Town Council was held on August 12, 2008 at 7:30 p.m. in Council Chambers at 5901 Main Street. Roll call was taken with the following in attendance: Joseph Williams, Mayor, Neil Fadely, Kenneth Hackenbracht, Todd Holtzman, J. Bucky Miller, Rodney Shepherd, and Kay P. Whetzel, Councilmembers. Also present: Charles Moore, Town Manager, Judy Fultz, Clerk, and Rick Hassler, Police Chief.

Town Manager Moore stated the Town Attorney will be present at the next meeting.

COMMITTEE REPORTS

Rodney Shepherd, Chairman of the Finance Committee reported Vickie Withers, Finance Director, came on board August 1, 2008. We will be hearing more from her at the next meeting.

Kenneth Hackenbracht, Chairman of the Public Services Committee, reported they had a good progress meeting. The project is moving along fast. The tentative schedule has water in the system the month of September and test with plain water. October 1- with the blessing of DEQ will put sewage in it. We will start discharging around November 1. Town Manager Moore, Karl Schaeffer, Gale Netz and Councilman Hackenbracht met and went over plans for the broken water line under the river.

Motion by Councilmember Whetzel and second by Councilman Hackenbracht to approve the consent agenda consisting of: 1- Approval of Minutes of July 8, 2008 Meeting, 2- Ordinance O-05-2008 - An Ordinance to Amend Chapter 66 (Zoning) of the Code of the Town of Mount Jackson, Virginia, Relating to Adult Businesses - Introduction, Set Joint Public Hearing for September 8, 2008, 7:30 p.m., 3- Ordinance O-06-2008 - An Ordinance to Amend Chapters 18 (Businesses) and 38 (Offenses and Miscellaneous Provisions) of the Code of the Town of Mount Jackson, Virginia, Relating to Adult Businesses and to Prohibit Public Nudity - Introduction, Set Public Hearing for September 9, 2008, 7:30 p.m., 4- Ordinance O-07-2008 - An Ordinance of the Council of the Town of Mount Jackson to Amend Chapter 18 (The Code of the Town of Mount Jackson, Virginia, Relating to Tattoo Parlors and Body Piercing Salons - Introduction, Set Joint Public for September 9, 2008, 7:30 p.m., 5- Ordinance O-08-2008 - An Ordinance to Amend Chapter 66 (Zoning) of the Code of the Town of Mount Jackson, Virginia, Relating to Tattoo Parlors and Body Piercing Salons - Introduction, Set Joint Public Hearing for September 8, 2008, 7:30 p.m., and 6- Reaffirm Town's Existing "Pick-up" Policy for Virginia Retirement System Contributions to Comply with Recent Directives to VRS from IRS - Staff Recommends Approval.

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ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>
Councilman Fadely	None	None
" Hackenbracht		
" Holtzman		
" Miller		
" Shepherd		
" Whetzel		

6 AYE, motion carried.

Motion by Councilman Hackenbracht and second by Councilman Miller to approve Wastewater Treatment Plant Change Order #3. DEQ will not reimburse some of these things. Two of these items are: \$460.00 to replace clear glass in bathroom window with insulated pattern to obscure glass for privacy and \$6,295.00 to provide 7 phase unit heaters to replace the 3 phase units. Royer will be responsible for the heaters.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>
Councilman Fadely	None	None
" Hackenbracht		
" Holtzman		
" Miller		
" Shepherd		
" Whetzel		

6 AYE, motion carried.

Motion by Councilmember Whetzel and second by Councilman Miller go into a closed session at 7:40 p.m. under the Virginia Freedom of Information Act under State Code Sect. 2.2-3711 (A) (1) To discuss personnel involving specific officers, appointees or employees of the Town of Mount Jackson for the purpose of considering such individuals' assignment, appointment, promotion, performance, demotion, salary, disciplining or resignation, State Code Sect. 2.2-3711 (A) (5) Discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community, and State Code Sect. 2.2-3711 (A) (7) To discuss legal matters involving actual or probable litigation with legal counsel, staff or consultants where such consultation in the open session would adversely affect the negotiating or litigating posture of the Town of Mount Jackson.

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ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>
Councilman Fadely	None	None
" Hackenbracht		
" Holtzman		
" Miller		
" Shepherd		
" Whetzel		

6 AYE, motion carried.

Motion by Councilman Shepherd and second by Councilman Fadely to return to the regular meeting at 9:50 p.m.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>
Councilman Fadely	None	None
" Hackenbracht		
" Holtzman		
" Miller		
" Shepherd		
" Whetzel		

6 AYE, motion carried.

Councilmember Whetzel stated the Council of the Town of Mount Jackson hereby certifies by roll call vote, that to the best of each member's knowledge, (i) only public business matters lawfully exempted from open meeting to which the certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Council of the Town of Mount Jackson.

Vote: Fadely	So Certify	
Hackenbracht	"	"
Holtzman	"	"
Miller	"	"
Shepherd	"	"
Whetzel	"	"
Williams	"	"

Ayes - 7, Nays - None.

The meeting was adjourned.

CLERK

MAYOR

