

### Public Hearing

A public hearing was held by the Mount Jackson Town Council on June 8, 2010 at 7:30 p.m in Council Chambers at 5901 Main Street. The purpose of the hearing was Ordinance O-04-2010 Adopting State Motor Vehicle Laws for Application Within the Town. Town Manager Moore stated this is an annual adoption. There were no comments from the public. The hearing was adjourned.

### Regular Meeting

The regular meeting of the Mount Jackson Town Council was held on June 8, 2010 in Council Chambers at 5901 Main Street immediately following the public hearing. 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 and Judy Fultz, Clerk. Visitors present: David Brinegar, Melissa Brinegar, and Gerald Forsburg.

Town Manager Moore reported the Planning Commission tabled the TND-C Zoning District under Old Business. Councilman Shepherd wants to add Bowman Shannon Cultural Art Center to the Agenda. Motion by Councilmember Whetzel and second by Councilman Miller to add Bowman Shannon Cultural Art Center to the agenda.

#### 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.

Steve Sager, Governor of Mount Jackson Moose Lodge, made a presentation to the Council. He reported there have been lots of changes at the Lodge. They don't like to be recognized as a local drinking hall. The Moose Lodge is a Moose Family Center. He presented two dozen Tommy Moose for the police department and the fire and rescue. They have had several successful fund raisers in the newly renovated social hall and plan to hold a fund raiser to help the playground project. Diane Hinson, Lois Dinges, and Bonnie Frye, Women of the Moose officers, presented a flag with the names of the people who lost their lives on September 11, 2001.

David Brinegar presented the report for the rescue and fire for May. They had 78 EMS calls and 26 Fire calls. Total of volunteers taking calls was 47 people. Five members are in fire fighter class. Mr. Brinegar advised they will not be signing the lease agreement. The upstairs cannot be used. All utilities are to be paid by the Rescue and Fire. If they need to vacate, let them know. They received a bid of \$30,000 to paint a fire truck. A lot

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of things need to be looked at before they sign the agreement. The Council will discuss the matter.

Town Manager Moore presented the Rt.11 Chips new display for their chips. It has Mount Jackson on the display.

Councilman Shepherd, Chairman of the Finance Committee, stated the personal property taxes are up over the budget amount. We have been able to write checks for bills and get reimbursed on the projects instead of borrowing money to pay them.

Councilman Holtzman, Chairman of the Public Safety Committee, reported the Police Dept. participated in the ‘Click it or Ticket’ program. There were nine violations.

Councilman Miller, Chairman of the Public Properties & Facilities Committee, reported the Council needs to go through the Fire Department. They decided what part they wanted and what vehicles they wanted. They were involved in the initial lease.

Mayor Williams reported he would be on WVPT Channel 12 on June 15, 2010 at 12:00 noon.

Motion by Councilmember Whetzel and second by Councilman Hackenbracht to approve the consent agenda consisting of: 1- Approval of Minutes of May 11, 2010, Regular Meeting, 2- Approval of Purchase of Tractor/Mower/Snow Blower with Equipment Acquisition Fund monies, and 3- Resolution R-08-2010 Authorization to Pick-Up Contributions to VRS Under Sec. 414(H) of the IRS Code for Plan 2 Employees.

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 Hackenbracht to approve Ordinance O-02-2010 an Ordinance of the Council of the Town of Mount Jackson Adopting Budgets for the General Fund, Utilities Funds, Capital Projects, and Equipment Replacement Funds; Establishing Real and Personal Tax Rates, Establishing Compensation Amounts/Rates, Setting Fees for Water, Sewer, Refuse Services, Auto

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License Tax, and Other Fees, and Establishing Annual and Specific Appropriations for Fiscal Year 2011.

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 Fadely and second by Councilmember Whetzel to table Ordinance O-03-2010 an Ordinance to add new Sections 66-272 – 66-290.61 of the Code of the Town of Mount Jackson Creating a new Traditional Neighborhood Development-Comercial, TND-C zoning district.

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 Fadely and second by Councilmember Whetzel to approve Ordinance O-04-2010 Adopting State Motor Vehicle Laws for Application Within the Town.

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 Councilmember Whetzel to approve Resolution R-07-2010 to Allocate Personal Property Tax Relief Act of 1998 Relief for Qualifying Personal Use Vehicles for Tax Year 2010.

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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.

Councilman Shepherd reported he and Mayor Williams had taken a tour at the Bowman/Shannon Cultural Arts Center. There will be a grand opening celebration the first of August. There are a lot of volunteers involved in this project.

Councilman Holtzman reported the staff has outlined the sidewalks that need to be repaired. He feels that pavers would be a good idea. We need to get more bids. VDOT requires concrete curbs. It was discussed about asking the property owner to share in the cost of sidewalks. The matter was referred to the Public Properties and Facilities Committee.

Motion by Councilman Fadely and second by Councilmember Whetzel to set a special meeting for June 21<sup>st</sup> at 7:00 a.m. for the Forestry Grant, the TEA-21 Visitor Center Park Bid Award, and 2010 Budget Transfers.

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.

The color and material selections for the Visitor Center Renovations will be made at the end of the meeting.

Motion by Councilmember Whetzel and second by Councilman Fadely that the Council of the Town of Mount Jackson convene a closed session at 9:20 p.m. under the Virginia Freedom of Information Act under State Code Sec. 2.2-3711 (A) (1) To discuss personnel involving specific officers or employees of the Town of Mount Jackson for the purpose

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of considering such individuals' assignment, appointment, promotion, performance, demotion, salary, disciplining or resignation and 2.2-3711 (A)(3) To discuss the acquisition, sale, disposal of or other use of real property for a public purpose.

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 Fadely and second by Councilmember Whetzel to return to the regular meeting at 10:00 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.

Motion by Councilman Fadely and second by Councilman Miller to adjourn the meeting.  
Motion carried.

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CLERK

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MAYOR