

Regular Meeting

The regular meeting of the Mt. Jackson Town Council was held on June 8, 2004 at 7:30 p.m. in Council Chambers located at 5901 Main Street.

Present were: Joseph Williams, Mayor, Kenneth Hackenbracht, Todd Holtzman, Michael Koontz, Rodney Shepherd, and Kay P. Whetzel, Councilmembers. Absent: George Whiting. Also present: Doug Arthur, Town Attorney, Charles Moore, Town Manager, and Judy Fultz, Clerk.

At 5:00 p.m. the following action was taken: Motion by Councilman Koontz and seconded by Councilman Shepherd to go into closed session under the Virginia Freedom of Information Act Sec. 2.2-3711 (A) (7) Consultation with legal counsel regarding the Shenandoah County and Town of Mt. Jackson interjurisdictional agreement regarding water and sewer facilities. The closed session concluded at 7:00 p.m. Each member of Council certified by roll call vote that only the matters set forth in the motion for closed session were discussed.

Motion by Councilmember Whetzel and seconded by Councilman Hackenbracht to return to the regular meeting.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Hackenbracht	None	Councilman Whiting
“ Holtzman		
“ Koontz		
“ Shepherd		
“ Whetzel		

5 AYE, 1 ABSENT, motion carried.

Whereas, the Mt. Jackson Town Council convened a closed meeting on 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	“ “
Williams	“ “

Ayes – 6, Nays – None, Absent – Whiting

Motion by Councilman Shepherd and seconded by Councilmember Whetzel to move Item #4 under the consent agenda to the regular agenda under New Business.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Hackenbracht	NONE	Councilman Whiting
“ Holtzman		
“ Koontz		
“ Shepherd		
“ Whetzel		

5 AYE, 1 ABSENT, motion carried.

Mayor Williams welcomed Bucky Miller who was elected to serve on the Council.

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Jerry Forsburg, who lives on Shannon Ave., was present to complain about the speeding on Shannon Ave. He stated there are small children on that street and asked about putting up signs that stated the speed limit and Children at Play. Town Manager Moore will write a letter to VDOT asking them to check into the matter.

Dale Painter and Gerald Bohus were present to update the council on the rescue squad activities. They attended training on extraction and a special class on hybrid cars. They have a ride along program if anyone is considering joining the rescue squad. Their calls have increased. The County Association has come up with a plan on the fire and rescue paid personnel. They would supplement the volunteer organizations during the day hours. They are planning for two paid in the New Market Fire Department and Rescue Squad and two paid in the Mt. Jackson Fire Department and Rescue Squad.

Mayor Williams stated the Mt. Jackson Chamber of Commerce banquet will be held in the Visitor Center. Bucky Miller is the incoming president.

Town Manager Moore reported the VDOT subcontractor has moved in equipment on Montvue Ave. There will possibly be some traffic problems.

Town Manager Moore reported the final letter on the Main Street project has been submitted to CDBG. Wunder Street has been paved.

Mayor Williams reported some research has been done on the dog problem.

Motion by Councilman Koontz and seconded by Councilmember Whetzel to approve the consent agenda consisting of: 1- Approval of Minutes of May 11, 2004 Meeting, 2- Acceptance of Treasurer's Report, 3- Set Joint Public Hearing for July 8, 2004, 7:00 p.m.-Shelley's Inc. Special Use Permit to Construct Additional Rental Storage Units, and 5- Establishing a Town Council Meeting as Part of the Joint Meeting with the Shenandoah County Board of Supervisors on June 15, 2004, 7:00 p.m., Woodstock, VA.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Hackenbracht	None	Councilman Whiting
“ Holtzman		
“ Koontz		
“ Shepherd		
“ Whetzel		

5 AYE, 1 ABSENT, motion carried.

Motion by Councilman Shepherd and seconded by Councilman Hackenbracht to approve Ordinance O-05-2004 (Including Amendment #1) Adopting Budgets for the General Fund, Utilities Fund, Capital Projects, and Equipment Replacement Funds; RBEG Loan Fund, CDBG Fund; Establishing Real and Personal Property Tax Rates, Establishing Compensation Amounts/Rates, Setting Fees for Water, Sewer, Refuse Services, Auto Tags, and Other Fees, and Establishing Annual and Specific Appropriations. Town Manager Moore reported on several new fees which are: Late filing fee on personal property - \$10.00, late charge on vehicle stickers - \$1.00, and use of visitor center hall - \$100.00.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Hackenbracht	None	Councilman Whiting
“ Holtzman		
“ Koontz		
“ Shepherd		
“ Whetzel		

5 AYE, 1 ABSENT, motion carried.

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There was a discussion on the Keller Building Special Use Permit hearing. It will not be on the July 8th public hearing agenda.

The Caverns Road Interchange Master Plan was discussed. Councilman Shepherd stated it was reported the interchange would not be re-drawn. It was addressed in the public hearing and not favored. Herd Planning put it in the appendix to show as a legislative discussion. Motion by Councilman Shepherd and seconded by Councilman Koontz to set the joint public hearing on July 8, 2004 at 7:00 p.m.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Hackenbracht	None	Councilman Whiting
“ Holzman		
“ Koontz		
“ Shepherd		
“ Whetzel		

5 AYE, 1 ABSENT, motion carried.

Motion by Councilman Shepherd and seconded by Councilman Koontz to adjourn the meeting. Motion carried.

CLERK

MAYOR