

Regular Meeting

The regular meeting of the Mount Jackson Town Council was held on October 9, 2007 at 7:30 p.m. in Council Chambers at 5901 Main Street. Present were: Joseph Williams, Mayor, Kenneth Hackenbracht, J. Bucky Miller, Rodney Shepherd, and Kay P. Whetzel, Councilmembers. Absent: Todd Holtzman and Michael Koontz. Also present: Charles Moore, Town Manager and Judy Fultz, Clerk.

Rick Hassler and J. D. Fadley were present at the meeting. Chief Hassler reported several years ago the Sergeant position became vacant in the police department. This position was opened up several months ago. J. D. submitted an application for the position. He is an 8 1/2 years veteran of the police department, a member of the tactical team, and a member of the county wide crime scene team. He was promoted to the position of Sergeant effective September 1, 2007. The Mayor welcomed J. D. Fadley as the new Sergeant. Chief Hassler reported he will be attending classes next week for new supervisory personnel.

Mayor Williams stated he felt the Mayor should be elected from within the council. He said his job is only ceremonial. He said he felt the council would be stronger if they chose their own mayor. No action was taken on the matter.

Chief Hassler reported every two years the police officers go through a recertification and retraining process. David Vann has completed this training and is certified until 2009. J. D. will get his in the new training through 2009. The selective enforcement grant money has been used for checking detail for DWI drivers and checking driver's licenses. Chief Hassler is scheduled for surgery on his knee and will only be out for 3 or 4 days.

Town Manager Moore reported Mr. Tewart, a former public works director from Front Royal, has taken information from several localities and put together a manual called Town of Mount Jackson Construction Standards & Specifications.

COMMITTEE REPORTS:

Councilman Shepherd, Chairman of the Finance Committee, reported the Capital Improvements fund is in the negative because we are paying bills on the new projects.

Councilman Miller, Chairman of the Ordinance Committee, reported his committee is working on several ordinances.

Councilman Hackenbracht, Chairman of the Public Services Committee, reported every month English Construction, View Engineering, R. Stuart Royer, and the construction people meet to discuss any problems with the projects. When the contractor got down to 27 ft., he ran into fat clay. There was a question about stability of putting all the weight on this clay. Finally the Town had seals on everything and every one had signed off on the solution. The attorneys advised very carefully. Wytheville had the same problem with the same company and same engineer.

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Town Manager Moore reported he had a call in to Chuck Connor to get some help with a new well. The two goals are to find another site for a well and to reopen the reservoir.

Motion by Councilman Shepherd and second by Councilman Miller to approve the consent agenda consisting of: 1- Approval of Minutes of September 11, 2007 Meeting, and 2- Approval of By-laws of Home Consortium.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Hackenbracht	None	Councilman Holtzman
" Miller		" Koontz
" Shepherd		
" Whetzel		

4 AYE, 2 ABSENT, motion carried.

Motion by Councilman Shepherd and second by Councilmember Whetzel to approve the Northern Area Land Use Study as recommended by the Planning Commission and the staff.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Hackenbracht	None	Councilman Holtzman
" Miller		" Koontz
" Shepherd		
" Whetzel		

4 AYE, 2 ABSENT, motion carried.

Motion by Councilmember Whetzel and second by Councilman Hackenbracht to set a joint public hearing on November 5, 2007 at 7:30 p.m. on Ordinance O-11-2007 - Annexing Valley Ice/Holtzman Property in Industrial Park and zoning the property I-1.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Hackenbracht	None	Councilman Holtzman
" Miller		" Koontz
" Shepherd		
" Whetzel		

4 AYE, 2 ABSENT, motion carried.

Motion by Councilman Miller and second by Councilmember Whetzel to set a joint public hearing on November 5, 2007 at 7:30 p.m. on Ordinance O-12-2007 - Adding provisions for and definitions of Zero Lot Line Developments in the R-2 Zone.

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ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Hackenbracht	None	Councilman
Holtzman		
" Miller		" Koontz
" Shepherd		
" Whetzel		

4 AYE, 2 ABSENT, motion carried.

Motion by Councilmember Whetzel and second by Councilman Miller that the Council of the Town of Mt. Jackson convene a closed meeting at 8:15 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 Mt. Jackson for the purpose of considering such individuals' assignment, appointment, promotion, performance, demotion, salary, disciplining or resignation and State Code Sect. 2.2-3711 (A) (5) discussion of 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.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Hackenbracht	None	Councilman Holtzman
" Miller		" Koontz
" Shepherd		
" Whetzel		

4 AYE, 2 ABSENT, motion carried.

Motion by Councilman Shepherd and second by Councilman Miller to return to the regular meeting at 9:25 p.m.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Hackenbracht	None	Councilman Holtzman
" Miller		" Koontz
" Shepherd		
" Whetzel		

4 AYE, 2 ABSENT, 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 this certification resolution applies, and (ii) only such public business matters as were identified in the

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motion convening the closed meeting were heard, discussed or considered by the Council of the Town of Mount Jackson.

Vote: Hackenbracht	So Certify
Miller	" "
Shepherd	" "
Whetzel	" "

Aye - 4, Nay - 0, Absent - 2.

Motion by Councilman Shepherd and second by Councilmember Whetzel to adjourn the meeting. Motion carried.

CLERK

MAYOR