

Public Hearing

The Mt. Jackson Town Council held a public hearing on December 14, 2004 at 7:00 p.m. in Council Chambers at 5901 Main Street. The purpose of the hearing was to receive comments on the Veteran's Park proposals. Mayor Willams stated it was one of our employees ideas to have this park. He is now in Afghanistan. Jerry Forsburg is the Chairman of the Veterans Park Committee. Frazier & Associates have helped to design the park. Mr. Forsburg presented a report at the hearing. We want to keep the view of the cemetery open. They want a buffer on the corner and slow traffic on King St. – one way going south. There will not be a loss of parking on King St. They have had an arborist look at two trees that are in bad shape. The American Legion has donated three flag poles. The poles are to be lighted. There is a design contest with entries to be submitted by 5:00 p.m. on January 10, 2005. We will notify the schools art departments. The committee wants this to be a memorial for all past, present, and future veterans. The Vietnam Veterans Committee has expressed interest in making a donation. A group in Virginia Beach sold bricks with the Veterans name on it as a money making project. Town Manager Moore stated we will take action at the February meeting. The hearing was adjourned.

Councilman Shepherd presented the Mayor gift certificates from the Council to be used while he is recuperating from his surgery.

Regular Meeting

The regular meeting of the Mt. Jackson Town Council was held on December 14, 2004 immediately following the public hearing in Council Chambers at 5901 Main St. Present were: Kenneth Hackenbracht, Todd Holtzman, J. Bucky Miller, Rodney Shepherd, and Kay P. Whetzel, Councilmembers. Absent: Joseph Williams, Mayor and Michael Koontz, Councilman. Also present: James Allamong, Town Attorney, Charles Moore, Town Manager, and Judy Fultz, Clerk.

At 6:45 p.m. the following action was taken: Motion by Councilman Miller and seconded by Councilman Hackenbracht to go into closed session under the Virginia Freedom of Information Act Sec. 2.2-3711 (A) (3) Discussion or consideration of the acquisition of real property for public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiation strategy of the public body; and (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. The closed session concluded at 7:30 p.m.

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

Regular Meeting
December 14, 2004
Page 2

ROLL CALL VOTE:

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

Ayes – 5, Nays – None, Absent – Koontz and Williams.

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

Motion by Councilman Hackenbracht and seconded by Councilman Miller to reappoint Lon Cabot to the Parks & Recreation Board.

ROLL CALL VOTE:

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

5 AYE, 1 ABSENT, motion carried.

Regular Meeting
December 14, 2004
Page 3

Town Manager Moore reported the Trustees of the Confederate Cemetery are putting in a bench in front of the Confederate Cemetery in memory of Coiner Rosen and are asking for a donation from the Town. Motion by Councilman Hackenbracht and seconded by Councilman Miller to discuss the matter. Town Manager Moore reported it is going to be a marble bench centrally located near the plaque with the names on it. The project will cost about \$800 to \$900. Motion by Councilman Shepherd and seconded by Councilman Miller to refer the matter to the Public Properties and Facilities Committee to look at the donation.

ROLL CALL VOTE:

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

5 AYE, 1 ABSENT, motion carried.

Councilman Shepherd stated he wanted to commend the staff because they are dealing with new software and new hardware.

Councilman Hackenbracht reported that the I & I work is about done in the South Jackson area.

Motion by Councilman Shepherd and seconded by Councilman Miller to approve the consent agenda consisting of: 1- Approval of Minutes of November 9 Meeting, 2- Acceptance of Treasurer's Report, 3- Approval of R-06-2004 Exonerating 1999 Personal Property Taxes, 4- Set Hearing for Closing of Unconstructed Portion of Lonas Street North of Rt. 263, Jan. 11, 7:00 p.m., 5- HSRL, Inc./George Whiting, 5930 Main St. – Special Use Permit- Laboratory/Professional Services, Set Joint Public Hearing for January 3, 7:00 p.m., 6- Approval of R-07-2004- Amending FY 2005 Budget to Include Rural Development Loan Payments, 7- Approval of Consent Agreement- Wastewater Treatment Plant, and 8- Public Hearing for Sale of a Parcel of Town-owned Land in Mt. Jackson Industrial/Technology Park for January 11, 7:00 p.m.

ROLL CALL VOTE:

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

5 AYE, 1 ABSENT, motion carried.

Regular Meeting
December 14, 2004
Page 4

Motion by Councilman Hackenbracht and seconded by Councilman Holtzman to Rezone Mount Jackson Industrial/Technology Park (Town-owned Parcel) from X-Transitional Zone to I-1.

ROLL CALL VOTE:

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

5 AYE, 1 ABSENT, motion carried.

John Rocca, CEO of Native American Industries, made a presentation to the Council. They are in the business of building traffic signals. He acquired the business two years ago and has been looking in the valley for a place for his business. He presented the new design of the building. He wants to hire all local labor. He hopes to have 50 jobs in two years and 200 in five years. The salary range for his workers is \$30,000 to \$70,000 a year. There will be no outside storage of any kind. They ship nationally. Motion by Councilman Holtzman and seconded by Councilman Miller to approve the Special Use Permit for Native American Industries at 6136 Main St. for Light Industrial/ Manufacturing, Assembling, Processing.

ROLL CALL VOTE:

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

5 AYE, 1 ABSENT, motion carried.

Councilman Shepherd reported the audit report is presented under new regulations. On page 20 it shows net assets of 10 million dollars and 4 million dollars debt. On page 60 it shows grants in the amount of a little over one million dollars. Motion by Councilman Miller and seconded by Councilman Holtzman to approve the audit report.

Regular Meeting
December 14, 2004
Page 5

ROLL CALL VOTE:

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

5 AYE, 1 ABSENT, motion carried.

Councilman Hackenbracht reported we advertised for proposals for sewer plant design and received three proposals. We devised a scoring for screening the applicants. Two of them stood out, so we set interviews for the two companies. One of the companies had a long history with the Town of Mt. Jackson. They designed the original plant in 1960 and the addition in 1984. In 1994, R. Stuart Royer was chosen to design the new plant, then the force main idea came about. One of the steps is to submit a preliminary design. Royer did the work in 1994 and can probably use some of the information. Motion by Councilman Hackenbracht and seconded by Councilman Shepherd to authorize the Town Manager to negotiate the award of the contract for Engineering Services for New Wastewater Treatment Plant with R. Stuart Royer & Associates.

ROLL CALL VOTE:

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

5 AYE, 1 ABSENT, motion carried.

Motion by Councilman Holtzman and seconded by Councilman Miller to adjourn the meeting. Motion carried.

CLERK

VICE-MAYOR