

Public Hearings

Three public hearings were held by the Mt. Jackson Town Council at 7:30 p.m. on May 13, 2003 in the Community Center located at 140 Orkney Dr. The first hearing was Ordinance O-04-2003 Adopting Budgets for all town funds, setting tax rates and fees, and appropriating funds for Fiscal Year 2004. The second hearing was Ordinance O-03-2003 Adopting State Motor Vehicle Code to apply as a Town Ordinance. The third hearing was a Public Forum/Hearing Re: Future uses of, and plans for existing Town Office Building and Site. Mayor Williams introduced the Finance Committee consisting of: George Whiting, Chairman, Michael Koontz, Rodney Shepherd and thanked them for their work on the budget. The State has cut back on a lot of funding. Tony Rose spoke on the third hearing. No other comments were received on the other hearings. The hearings were adjourned.

Regular Meeting

The regular meeting of the Mt. Jackson Town Council was held on May 13, 2003 immediately following the public hearings in the Community Center.

Present were: Joseph Williams, Mayor, Kenneth Hackenbracht, Michael Koontz, Rodney Shepherd, and Kay P. Whetzel, Councilmembers. Absent: Todd Holtzman and George Whiting. Also present: Charles Moore, Town Manager, and Judy Fultz, Clerk. Visitors present: Mr. & Mrs. Tony Rose and Warren Bock.

Motion by Councilmember Whetzel and seconded by Councilman Koontz to add the following to the New Business agenda: 1- Best Western Digital Sign, and 2- Planning Commission appointments for Donnie Litten and John Flower.

ROLL CALL VOTE:

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

4 AYE, 2 ABSENT, motion carried.

Motion by Councilmember Whetzel and seconded by Councilman Koontz to add to the consent agenda: Consent Form to be Signed for FEMA.

ROLL CALL VOTE:

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

4 AYE, 2 ABSENT, motion carried.

Tony Rose addressed the Council and told about an incident that happened Saturday. He entered a store and several kids were harassing the merchant. They were very unruly. On Sunday another incident happened. These kids are out for a good time. He was advised the police chief and his officers are aware of the incidents and are taking care of the matter. They have a zero tolerance policy. They have taken action but since they are juveniles their names cannot be revealed. People need to call 911 when the incidents are happening.

Mr. Rose also spoke about the water from Triplett Tech flooding his property. There is standing water from Painter St. to Zerkel's and to the J. E. Morgan plant. Town Manager Moore stated he had talked to VDOT previously and they had addressed the matter but the area has deteriorated. He will contact VDOT again.

Warrick Burrus addressed the Council and advised he has been involved with the Mt. Jackson Colored Cemetery. A fund drive has been started. The Chamber of Commerce helped with the publicity. The Town

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has helped by mowing the cemetery. The cemetery needs one central stone with all the names of the people buried there on it. It needs a new fence. Congressman Goodlatte stated they could possibly get a grant. They need a letter of endorsement to apply for the grant. It can be a tourist attraction. He also requested the Council to consider the Town assuming the ownership of the cemetery. Motion by Councilman Koontz and seconded by Councilman Hackenbracht to send a letter of endorsement and refer the matter of assuming ownership to the Public Properties & Facilities Committee.

ROLL CALL VOTE:

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

4 AYE, 2 ABSENT, motion carried.

The Mayor thanked the committee that worked on Heritage Day.

Town Manager Moore reported there is a zoning case that is working its way through the county. They are asking for a Special Use Permit for 32 or 33 houses with river front. They are asking to be annexed. The process will take several months.

Councilman Hackenbracht reported the Regional Sanitation Authority discussed another alternate route for the sewer line east of Edinburg crossing the river twice instead of climbing a steep bluff. The plans call for the line to cross the river bottom at Mt. Jackson to Food Lion, then west along Food Lion to Rt. 11 thus avoiding Avondale Acres. There will be a public meeting before the work is done.

Motion by Councilmember Whetzel and seconded by Councilman Koontz to approve the consent agenda consisting of: 1- Wallen Family Partnership – 6012 Main St. Special Use Permit- Mixed Use Residential/ Commercial uses in building-Set Joint Public Hearing for June 4, 2003 7:00 p.m., 2- Habitat for Humanity Three –Lot Subdivision-Set Joint Public Hearing for June4, 2003 7:00 p.m., 3- Nelson Keller, 5791 Main St.-Mixed Use – Commercial and 7 Apartments-Set Joint Public Hearing for June 4, 2003 7:00 p.m., 4- Resolution R-06-2003-Approving Stage Three TEA-21 Grant Application-Set Public Hearing for June 10, 2003 7:30 p.m., 5- Ordinance O-05-2003-Amending Flood Plain Ordinance per Federal Requirements-Set Public Hearing for June 10, 2003 7:30 p.m., 6- Proclamation Re: Max Hepner 80th Surprise Birthday, and 7-Approval of Swim Team Use of Town Pool as outlined in memorandum.

ROLL CALL VOTE:

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

4 AYE, 2 ABSENT, motion carried.

Motion by Councilman Shepherd and seconded by Councilman Hackenbracht to adopt Ordinance O-03-2003 Adopting State Motor Vehicle Code to Apply as a Town Ordinance.

ROLL CALL VOTE:

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

4 AYE, 2 ABSENT, motion carried.

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A meeting will be set to make a decision on the existing Town Office Building.

The gazebo roof has been painted every two years or so. We have received quotes \$3377.00 and \$2675.00 on the roof to make it look like the new building. Mayor Williams stated he thought we should replace the roof. Councilman Shepherd stated it is in the historic district and we should not do anything to distract it as it is listed in our historic registry for the Town. The matter was referred to the Public Properties and Facilities Committee to make a decision. It was stated to talk to Betty Burke and the historic research architect working on the CDBG.

Town Manager Moore reported we do not have a provision in our Town Code to allow a temporary business building until they get their business established. Motion by Councilmember Whetzel and seconded by Councilman Hackenbracht to recommend approval for First Bank to install a temporary building on their site and to draft a proposed new ordinance to be added in our Town Code with a six-month sunset clause.

ROLL CALL VOTE:

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

4 AYE, 2 ABSENT, motion carried.

Town Manager Moore reported Best Western has requested an additional sign to be added to their signage. Travelers think their motel is part of the truck stop. They would like to let travelers know it is a separate business and that they are a family oriented motel. Town Manager Moore will contact our attorney about the matter. Motion by Councilmember Whetzel and seconded by Councilman Koontz to include it in the joint public hearings for June 4, 2003.

ROLL CALL VOTE:

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

4 AYE, 2 ABSENT, motion carried.

Councilmember Whetzel reported there was a closed personnel committee meeting before the Council meeting under State Code Sect. 2.2-3711 (A) (1) Discussion, consideration or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, discipling or resignation of specific public officers, appointees or employees of any public body. The following certified: Hackenbracht, Koontz, Shepherd, and Whetzel, Councilmembers and Williams Mayor.

Town Manager Moore stated two planning commission members need to be replaced because of illness and relocating. Motion by Councilman Shepherd and seconded by Councilman Koontz to fill the vacancies of Don Litten and John Flower with Bonnie Good and Peyton Monroe.

ROLL CALL VOTE:

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

4 AYE, 2 ABSENT, motion carried.

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Mayor Williams reported the laying of the cornerstone for the new building is June 7, 2003 at 11:00 a.m. and the dedication is July 12, 2003 at 11:00 a.m.

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

CLERK

MAYOR