

Regular Meeting

The regular meeting of the Mt. Jackson Town Council was held on July 13, 2004 at 7:30 p.m. in Council Chambers at 5901 Main Street.

Present were: Kenneth Hackenbracht, Todd Holtzman, Michael Koontz, Jonathan Miller, Rodney Shepherd, and Kay P. Whetzel, Councilmembers. Absent: Joseph Williams, Mayor. Also present: James Allamong, Town Attorney, Charles Moore, Town Manager, Judy Fultz, Clerk, and Rick Hassler, Police Chief.

Visitors present Brenda Greever, David Brillhart, Ruth Jones, Margaret Bowman, Carolyn Hodges, Alvin Rinker, Dale Hepner, Tommy Hepner, and Virginia Estep.

Vice-Mayor Whetzel opened and presided over the meeting due to the absence of the Mayor.

Motion by Councilman Koontz and seconded by Councilman Hackenbracht to add appointment of planning commission member to the agenda.

ROLL CALL VOTE:

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

6 AYE, motion carried.

Brenda Greever asked for ten minutes for her presentation. She thanked Ms. Bowman and Mr. Hepner for their explanations to the planning commission on July 8. Both citizens expressed concern for adding structures on land that is virtually flooded in Avondale Acres. She stated her purpose is to provide the following: A Historical Perspective, the Current Condition, and a Formal Request. She has a dry well that fills up with water. In 1991, Mayor Jordan told her it was their responsibility for the water run-off. The Town is currently draining a well through the property owners land. Her formal request is to ask the developer to clarify his request and send it back to the planning commission. David Brillhart asked who approves a site for new construction. Town Manager Moore stated the County Erosion & Control Specialist who is Gary Showman, has not approved the current expansion. Mr. Brillhart stated BB & T installed a drainage system that was included in their plans. French See owns the land north of the Alvin Rinker property. Mr. Brillhart asked to whom the easements belong. He asked how the north end of the Rinker property would be finished and would he be in compliance with the Town Code. Mrs. Ruth Jones stated she wants her property to drain. Margaret Bowman stated she met with Mr. Hackenbracht and Mr. Rinker. All the water is running to the back and was running to Rt. 11. The matter was referred to the Public Properties & Facilities Committee.

Virginia Estep stated about a year and a half ago the Mayor and the Town Manager asked her and the neighbors for an easement to pave the end of Gospel St. Town Manager Moore advised it is in the budget for this fiscal year. She advised the grass needs mowing.

Town Manager Moore reported the Sons of the Confederacy Camp is proposing to construct several benches in the Confederate Cemetery and dedicate them in memory of Coiner Rosen.

Town Manager Moore stated the Town received the first \$5000 for a planning grant to enhance Main Street. We plan to enhance the business facades. March 1 is the deadline to apply for a grant up to \$800,000. The Veterans Park committee is planning to use the entire area for the park. We need to schedule a public hearing for public comments. Vice-Mayor Whetzel reported there is a memorial park in Amherst that we should look at for some ideas.

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Councilman Hackenbracht reported the I & I work has been delayed until the buildings are torn down. Town Manager Moore and County Administrator Poling are working on the agreement for the sewer project.

Motion by Councilman Koontz and seconded by Councilman Hackenbracht to approve the consent agenda consisting of: 1- Approval of Minutes of June 8, 2004 meeting, 2- Acceptance of Treasurer's Report, 3- Approval of Resolution Authorizing Contract with ICMA-RC for Deferred Compensation, and 4- CDBG Planning Grant-Set Public Hearing for August 10, 2004 at 7:30 p.m.

ROLL CALL VOTE:

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

6 AYE, motion carried.

Town Manager reported the Shelley's Inc. Special Use Permit request to construct additional rental storage units was heard at public hearing. The Planning Commission reviewed and approved the request subject to County Soil & Erosion sign off letter. They are not prepared to sign off at this time. There are other conditions that have to be complied with such as tree and shrub screening and fence. Motion by Councilman Hackenbracht and seconded by Councilman Koontz to table until the certification is received.

ROLL CALL VOTE:

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

6 AYE, motion carried.

Town Manager Moore reported the Caverns Road Master Plan was heard at public hearing. The planning commission recommends adopt the plan as revised in the latest version – Option A only with B & C in the historic section. Motion by Councilman Shepherd and seconded by Councilman Hackenbracht to approve the Caverns Road Master Plan as revised in the latest version. Councilman Shepherd stated the Town is not taking people's land and not condemning land or forcing people to sell.

ROLL CALL VOTE:

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

6 AYE, motion carried.

Motion by Councilman Hackenbracht and seconded by Councilman Miller to approve the architectural features plan for First Bank.

ROLL CALL VOTE:

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

5 AYE, 1 ABSTAIN, motion carried.

Motion by Councilman Koontz and seconded by Councilman Hackenbracht to approve a Cost Share program for the properties adjoining Wunder Street Park with a specific type of fence.

ROLL CALL VOTE:

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

6 AYE, motion carried.

Motion by Councilman Koontz and seconded by Councilman Hackenbracht to approve Resolution R-03-2004 formally naming the newly reconstructed street adjacent to Town Hall as Depot Street.

ROLL CALL VOTE:

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

6 AYE, motion carried.

Town Manager Moore reported Mr. Donald Albright has been appointed Chairman of a committee to design the remainder of the Visitors Center Site.

Motion by Councilman Koontz and seconded by Councilman Hackenbracht to appoint George Whiting to the Planning Commission.

ROLL CALL VOTE:

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

6 AYE, motion carried.

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

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