

Regular Meeting  
June 11, 2013

Motion by Councilman Pifer and second by Councilmember Whetzel that the Council of the Town of Mount Jackson convene a closed session at 6:45 p.m. under Virginia Freedom of Information Act under State Code Section 2.2-3711 (A)(1) to discuss personnel involving specific officers, appointees or employees of the Town of Mount Jackson for the purpose of considering such individuals' assignment, appointment, promotion, performance, demotion, salary, disciplining or resignation and State Code Section 2.2-3711 (A)(7) Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Andrick	None	Councilman Holtzman
“ Hackenbracht		
“ Pifer		
“ Shepherd		
“ Whetzel		

5 AYE, 1 ABSENT, motion carried.

Motion by Councilman Pifer and second by Councilmember Whetzel to return to the regular meeting at 7:29 p.m.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Andrick	None	Councilman Holtzman
“ Hackenbracht		
“ Pifer		
“ Shepherd		
“ Whetzel		

5 AYE, 1 ABSENT, motion carried.

Councilman Pifer 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 the certification resolution applies, and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed, or considered by the Council of the Town of Mount Jackson.

Vote: Andrick	So Certify
Hackenbracht	“ “
Pifer	“ “
Shepherd	“ “
Whetzel	“ “
Williams	“ “

Ayes – 6, Nays – 0, Absent – 1.

Public Hearings  
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A public hearing was held by the Mount Jackson Town Council on June 11, 2013 at 7:30 p.m. in Council Chambers at 5901 Main Street. The purpose of the hearing was to receive comments on Ordinance O-03-2013 – An Ordinance Adopting and Enacting a New Code for the Town of Mount Jackson, Virginia; Providing for the Repeal of Certain Ordinances Not Included Therein; Providing a Penalty for the Violation Thereof; Providing for the Manner of Amending Such Code; and Providing When Such Code and This Ordinance Shall Become Effective. Town Manager Moore presented the ordinance. There were no comments from the public. The hearing was adjourned.

The second public hearing was held to receive comments on Ordinance O-04-2013 – An Ordinance of the Town of Mount Jackson Adopting State Laws for Application Within the Town. Town Manager Moore presented the ordinance. Town Attorney Arthur stated this must be done each year. The Town adopts the updated State Code for application within the Town. There were no comments from the public. The hearing was adjourned.

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The regular meeting of the Mount Jackson Town Council was held on June 11, 2013 immediately following the public hearings at 5901 Main Street. Roll call was taken with the following in attendance: Joseph Williams, Mayor, Dennis Andrick, Kenneth Hackenbracht, Donnie Pifer, Rodney Shepherd, and Kay P. Whetzel, Councilmembers. Also present: Doug Arthur, Town Attorney, Charles Moore, Town Manager, Neil Showalter, Finance Director, Judy Fultz, Clerk, and Heather Jadot, Pro-tem Clerk. Visitors present: Gerald Forsburg, Gary Kalwaytis, Donna Wolfe, and James Wolfe.

Town Manager Moore reported the contractor was set to begin work on First Avenue drainage problem. The weather changed drastically and they are waiting for a dry spell to start the work. The contractor would like to get it done. The area must be dry for them to do the work.

COMMITTEE REPORTS:

Councilmember Whetzel, Chairman of the Public Safety Committee, reported the auxiliary worked 8.5 hours during the month of May. Foot patrol was done 26 times and 3 open doors were found. They held a checking detail in conjunction with “Click It Or Ticket”. 467 cars were checked and 15 citations were issued. Officer Himelright has moved into Town.

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Mayor Williams reported Open House for the Town will be held on July 27, 2013. We will be taking a bus tour to various locations in the Town. Heather has said she will provide punch and cookies.

Motion by Councilman Hackenbracht and second by Councilmember Whetzel to approve the consent agenda consisting of: 1- Approval – Minutes of May 6, 2013 Joint Public Hearing, May 14, 2013 Public Hearing and Regular Meeting, and May 23, 2013, Special Meeting. 2- Award of Bid Motor Fuels – Emmart Oil – Diesel and Gasoline Fuels. 3- Reappointment of Betty Luse as Town Representative on the Shenandoah County Tourism Council

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Andrick	None	Councilman Holtzman
“ Hackenbracht		
“ Pifer		
“ Shepherd		
“ Whetzel		

5 AYE, 1 ABSENT, motion carried.

Neil Showalter, Finance Director, reported the proposed water and sewer rates for the Town of Mount Jackson are the lowest minimums in the county. Councilman Shepherd stated our Finance Director is commended for the work on the budget. The budget was presented to Council in April, a public hearing was held in May, and it was adopted in June. Motion by Councilman Shepherd and second by Councilmember Whetzel to approve Ordinance O-02-2013 – Ordinance of the Council of the Town of Mount Jackson Adopting Budgets for the General Fund, Utilities Funds, Capital Projects, and Equipment Replacement Funds; Establishing Real and Personal Property Tax Rates, Establishing Compensation Amounts/Rates, Setting Fees for Water, Sewer, Refuse Services, Auto License Tax, and Other Fees, Charges, Penalties, and Taxes, and Establishing Annual and Specific Appropriations for Fiscal Year 2014.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Andrick	None	Councilman Holtzman
“ Hackenbracht		
“ Pifer		
“ Shepherd		
“ Whetzel		

5 AYE, 1 ABSENT, motion carried.

Motion by Councilman Shepherd and second by Councilmember Whetzel to approve Ordinance O-03-2013-An Ordinance Adopting and Enacting a New Code for the Town of Mount Jackson, Virginia; Providing for the Repeal of Certain Ordinances Not Included

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Therein; Providing a Penalty for the Violation Thereof; Providing for the Manner of Amending Such Code; and Providing When Such Code and This Ordinance Shall Become Effective.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Andrick	None	Councilman Holtzman
“ Hackenbracht		
“ Pifer		
“ Shepherd		
“ Whetzel		

5 AYE, 1 ABSENT, motion carried.

Motion by Councilman Pifer and second by Councilman Hackenbracht to approve Ordinance O-04-2013 - An Ordinance of the Town of Mount Jackson Adopting State Laws for Application Within the Town.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Andrick	None	Councilman Holtzman
“ Hackenbracht		
“ Pifer		
“ Shepherd		
“ Whetzel		

5 AYE, 1 ABSENT, motion carried.

A presentation was made by Lydia Wilson of a proposed new format for the Town’s Website. Residents will have access to the website. A calendar has been added, and a section for “frequently asked questions” has been added. It is designed to be updated as needed. Motion by Councilman Pifer and second by Councilman Shepherd to approve the new format for the Town’s website.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Andrick	None	Councilman Holtzman
“ Hackenbracht		
“ Pifer		
“ Shepherd		
“ Whetzel;		

5 AYE, 1 ABSENT, motion carried.

Motion by Councilmember Whetzel and second by Councilman Pifer to award the contract for sidewalk repairs to Ozark Concrete.

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ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Andrick	None	Councilman Holtzman
“ Hackenbracht		
“ Pifer		
“ Shepherd		
“ Whetzel		

5 AYE, 1 ABSENT, motion carried.

Motion by Councilmember Whetzel and second by Councilman Hackenbracht to set the annual reorganizational meeting for July 1, 2013 at 6:00 p.m.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Andrick	None	Councilman Holtzman
“ Hackenbracht		
“ Pifer		
“ Shepherd		
“ Whetzel		

5 AYE, 1 ABSENT, motion carried.

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

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CLERK

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MAYOR