

**TOWN OF ABINGDON
REGULAR COUNCIL MEETING
MONDAY, JUNE 4, 2018 – 6:30 PM
COUNCIL CHAMBERS – MUNICIPAL BUILDING**

A Regular Council meeting of the Abingdon Town Council was held on Monday, June 4, 2018 at 6:30 pm in the Council Chamber of the Municipal Building.

A. WELCOME by *Mayor Cathy Lowe*

B. ROLL CALL – *Kimberly Kingsley, Acting Clerk*

Members of Council Present:

Cathy C. Lowe, Mayor
Richard E. Humphreys, Vice Mayor
Robert M. Howard
M. Cindy Patterson
J. Wayne Craig

Administrative/Town Staff:

Tony Sullivan, Interim Town Manger
Kimberly Kingsley, Acting Clerk
Jon Phelps, IT Department
Chuck Banner, Director of Finance
Matt Bolick, Dir. of Public Services/Const.
Floyd Baily, Director of IT
John McCormick, Chief, AFD
Jayne Duehring, Director of Tourism
Tenille Sells, Community Relations
Coordinator

C. PLEDGE OF ALLEGIANCE – Mayor Cathy Lowe led the Pledge of Allegiance.

D. APPROVAL OF MINUTES (VIDEO 12:40 - 13:17)

On motion by Mr. Craig, seconded by Mr. Howard, the Council approved the minutes as presented for the May 3, 2018 Work Session and the May 7, 2018 Regular Session.

The roll call vote was as follows:

Mr. Craig	Aye
Ms. Patterson	Aye
Mr. Howard	Aye
Mr. Humphreys	Aye
Mayor Lowe	Aye

E. CONSIDERATION OF POSSIBLE CLOSED SESSION pursuant to Section 2.2-3711(A)(1) of the Code of Virginia, 1950, as amended, Council will convene in a closed meeting to discuss a personnel matter. (VIDEO 13:19 – 14:15)

Mayor Lowe requested that the closed session be moved to the end of the agenda after appointments to boards and commissions.

Tony Sullivan, Interim Town Manager, requested to deviate from the agenda to recognize Retired Sargent Wayne Hayter for his twenty-five (25) years of service to the Abingdon Police Department and presented him with a badge to recognize his credentials through Commonwealth for his concealed weapon permit. Council thanked Mr. Hayter for his years of service to the Town. (VIDEO 14:15 – 17:43)

F. PUBLIC COMMENTS - (VIDEO 17:48 – 26:44)

- Steven Smith, 19042 Lake Road, Abingdon, Virginia
- Joe LeVine, 340-350 Green Spring Road, Abingdon, Virginia
- Rich Macbeth, 1139 Panorama Drive, Abingdon, Virginia

G. PETITIONS, PUBLIC HEARINGS AND FIRST READING OF ORDINANCES

1. Consideration of an Ordinance for vacation of unnamed fifteen foot (15') public right-of-way labeled as "15 ft. ROW to water" located between two parcels, namely, 018-6-37 and 018-6-36B, at or near 243 Fugate Street – **Matt Bolick, Director of Public Services/Construction (VIDEO 27:01 – 28:59)**

Matt Bolick presented the Ordinance for consideration advising Council that this matter had been before them the previous two months and consideration by an appointed Board of Viewers. Mr. Bolick communicated that he would recommend granting the property owners (Hoke) a permanent ten-foot (10') drainage easement.

On motion by Mr. Howard, seconded by Mr. Craig, the Council adopt the Ordinance as presented.

The roll call vote was as follows:

Mr. Craig	Aye
Ms. Patterson	Aye
Mr. Howard	Aye
Mr. Humphreys	Aye
Mayor Lowe	Aye

Mayor Lowe asked Vice-Mayor Humphreys to read the Ordinance as presented.
(VIDEO 43:21 – 49:11)

H. SECOND READINGS

- 1. SECOND READING - Consideration of General Fund & Sewer Budget proposal for the Town of Abingdon, Virginia for the fiscal year beginning July 1, 2018 through June 30, 2019. – *Tony Sullivan, Interim, Town Manager* (VIDEO 29:01 – 32:00)**

Tony Sullivan, Interim Town Manager, presented an overview of the FY 2018/2019 General Fund and Sewer Budget stating the general fund budget for this year is \$12,851,892 with a capital improvement budget of \$6,792,000 for a total general fund budget of \$19,643,098.

The sewer budget has a slight increase this year of 8.8% for a total balanced budget \$3,247,930. Mr. Sullivan stated that the increase is primarily due to two significant studies necessary and as a result, the rates have increased incrementally for both Town residents and out-of-town residents.

Mr. Sullivan stated the non-departmental funding was \$533,427; Council contingency of \$56,380; and Mayor Contingency of \$4,000.

Mr. Sullivan stated that there is a pay increase to full-time employees, specifically a 2% Cost of Living Adjustment totaling \$95,000 and entry-level minimum starting salary set at \$25,000.

Mr. Sullivan advised Council there were no tax increases, however the sewer rate would increase for both in-town and out-of-town customers to help prepare for the sewer studies and debt services associated with line upgrades.

Mr. Sullivan discussed the four significant capital outlay projects including Green Spring Road/Cook Street/Sports Complex; Park Street Project (redevelopment/streetscape); Urban Path Project; and the Watauga parking/restroom project.

On motion by Mr. Craig, seconded by Mr. Howard, the Council adopted the General Fund and Sewer Budget Ordinance for the Town of Abingdon, Virginia for the fiscal year beginning July 1, 2018 through June 30, 2019 as presented.

The roll call vote was as follows:

Mr. Craig	Aye
Ms. Patterson	Aye
Mr. Howard	Aye
Mr. Humphreys	Aye

Mayor Lowe read a certification from the Code of Virginia, 1950, as amended, Section 2.2-3112(A)(2) that if a transaction applies to a group of 3 or more and council member or employee is in that group, he or she may participate upon certifying that he or she is "able to participate in the transaction fairly, objectively, and in the public interest".

Mayor Lowe	Aye
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Mayor Lowe asked Councilman Howard to read the Ordinance as presented.
(VIDEO 48:35 – 54:30)

I. RESOLUTIONS

1. Consideration of a Resolution of the Council supporting the French Moore Boulevard Extension; Hillman Highway/Old Eleven Drive Intersection Realignment; Russell Road/Poplar Street Intersection; and East Main Street Access Management - ***Matt Bolick, Director of Public Services/Construction***
(VIDEO 32:09 – 43:16)

Matt Bolick, Director of Public Services/Construction, advised Council that the Town had applied for potential projects and have submitted pre-application but a Resolution was required to complete the application process due August 1st. Mr. Bolick further advised that the decision would not be made until early next year and the projects would not begin until 2025/2026 if they were accepted by VDOT. Discussion ensued. Mayor Lowe read the Resolution.

On motion by Mr. Craig, seconded by Mr. Howard, the Council approved the Resolution as presented supporting the French Moore Boulevard Extension; Hillman Highway/Old Eleven Drive Intersection Realignment; Russell Road/Poplar Street Intersection and East Main Street Access Management.

The roll call vote was as follows:

Mr. Craig	Aye
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Ms. Patterson	Aye
Mr. Howard	Aye
Mr. Humphreys	Aye
Mayor Lowe	Aye

L. PROCLAMATION -

Mayor Lowe deviated from the agenda to present a Proclamation recognizing June 3-9, 2018 as National Garden Week. Councilwoman Cindy Patterson read the Proclamation and thanked the members of the Garden Club. (VIDEO 54:33 – 59:12)

J. CONSIDERATION OF BIDS

1. **Consideration of bids for street line painting – *Matt Bolick, Director of Public Services/Construction* (VIDEO 59:17 - 1:01:48)**

Matt Bolick gave an overview of the bids for Type A pavement marking. Mr. Bolick recommended that Council award the bid to Clatterbuck Pavement Markings, Inc. of Cleveland, Virginia with a bid of \$40,225.00. Mr. Bolick further stated the work is budgeted in the upcoming fiscal year.

On motion by Mr. Howard, seconded by Ms. Patterson, the Council award the contract to Clatterbuck Pavement Markings, Inc. at the bid price of \$40,225 and authorize the Interim Town Manager to execute any necessary documents to carry out the award bid and project.

The roll call vote was as follows:

Mr. Craig	Aye
Ms. Patterson	Aye
Mr. Howard	Aye
Mr. Humphreys	Aye
Mayor Lowe	Aye

K. REPORTS FROM THE TOWN MANAGER

1. **Presentation from Abingdon Main Street – *Carrie Baxter, Abingdon Main Street Director* (VIDEO 1:01:54 – 1:10:33)**

Carrie Baxter, Director of Abingdon Main Street provided the Council with an update regarding past and present events planned.

Tony Sullivan, Interim Town Manager, addressed the Council with regard to a matter not listed on the agenda to entertain a request from David Millsap to mow

and sow grains on property owned by the Town located on Sappo Lane. Discussion ensued. (VIDEO 1:10:36 – 1:17:20)

On motion by Mr. Humphreys, seconded by Mr. Craig, the Council allowed mowing, harvesting of hay and authorized the Interim Town Manager to negotiate the terms for sowing grains for distribution with a tractor club.

The roll call vote was as follows:

Mr. Craig	Aye
Ms. Patterson	Aye
Mr. Howard	Aye
Mr. Humphreys	Aye
Mayor Lowe	Aye

L. PROCLAMATION

1. Proclamation recognizing June as Men's Health Month – *Wayne Craig, Council Member*

Councilman Wayne Craig read the Proclamation recognizing June as Men's Health Month. (VIDEO 1:17:25 – 1:20:02)

M. OLD BUSINESS/MATTERS NOT ON THE AGENDA

On motion by Mr. Humphreys, seconded by Ms. Patterson, to table the appointees to the boards and commissions and allow the new Council to decide. (VIDEO 1:20:22 - 1:20:59)

The roll call vote was as follows:

Mr. Craig	Aye
Ms. Patterson	Aye
Mr. Howard	Aye
Mr. Humphreys	Aye
Mayor Lowe	Aye

N. COUNCIL MEMBER REPORTS (VIDEO 1:21:08 – 1:32:03)

Mr. Craig advised that the sale of the Bristol Virginia Utilities Board Optinet sale to Sunset must be closed by June 15th.

Ms. Patterson reported that she attended her meetings and wished all the best to the Mayor, Vice-Mayor and Councilman Howard.

Mr. Howard thanked everyone for thirty-two years on the Council stating it had been a good ride. He further wished the new Council the best for the betterment of the Town.

Mr. Humphreys reminded everyone that June 18th is the dedication of the Lois H. Humphreys Park on Main and the farewell party on June 19th. He then thanked the Town residents, employees and department heads for everything during his past eight (8) years on Council. He stated was honored to have forty-two (42) years of public service and was the 7th generation to serve on the Town Council.

Mayor Lowe thanked everyone and wished the new Council the best of luck.

O. APPOINTMENTS TO BOARDS AND COMMITTEES

1. Economic Development Authority

- Appointment to fill the unexpired term of Richard Buddington, who has been appointed as Juvenile and Domestic Relations Judge for 28th Judicial District.

2. Tourism Advisory Committee

- Appointment to fill the unexpired term of Chase Mitchell who is no longer available to fulfill term.

3. Abingdon Housing & Redevelopment Authority

- Appointment to fill the expired term of Al Bradley who is no longer eligible to serve.

THESE MATTERS WERE TABLED. (VIDEO 1:20:22 - 1:20:59)

E. CONSIDERATION OF POSSIBLE CLOSED SESSION pursuant to Section 2.2-3711(A)(1) of the Code of Virginia, 1950, as amended, Council will convene in a closed meeting to discuss a personnel matter. (VIDEO 1:32:10 – 1:55:48)

On motion by Ms. Patterson, seconded by Mr. Howard, to go into Closed Session pursuant to Code of Virginia, 1950, as amended, Section 2.2-3711(A)(1) for the purpose of discussing a personnel matter.

The roll call vote was as follows:

Mr. Craig	Aye
Ms. Patterson	Aye

Mr. Howard	Aye
Mr. Humphreys	Aye
Mayor Lowe	Aye

Mayor Lowe invited the three incoming Council members (Derek Webb, Donna Quetsch and Albert Bradley) to join them in closed session.

On motion of Ms. Patterson, seconded by Mr. Craig, the Council reconvened in open session.

The roll call vote was as follows:

Mr. Craig	Aye
Ms. Patterson	Aye
Mr. Howard	Aye
Mr. Humphreys	Aye
Mayor Lowe	Aye

Kim Kingsley, Acting Clerk, read the following certification to be adopted by the Council members:

***WHEREAS**, the Council of the Town of Abingdon, Virginia has convened in a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions set forth in the Virginia Freedom of Information Act; and*

***WHEREAS**, Sec. 2.2-3712(D) of the Code of Virginia, 1950, as amended, requires a certification by the Town Council that such closed meeting was conducted in conformity with Virginia law; and*

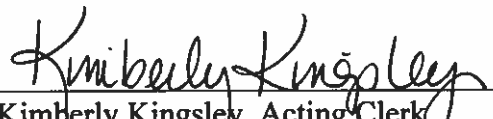
***NOW THEREFORE**, be it resolved, that the Council of the Town of Abingdon, Virginia hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from an open meeting requirement by Virginia law were discussed in closed meeting to which this certification 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 Town Council.*

The certification was as follows:

Mr. Craig	I so certify
Ms. Patterson	I so certify
Mr. Howard	I so certify
Mr. Humphreys	I so certify
Mayor Lowe	I so certify

Mayor Lowe declared the meeting adjourned.


MAYOR


Kimberly Kingsley, Acting Clerk