

**TOWN OF ABINGDON
REGULAR MEETING
MONDAY, NOVEMBER 5, 2018 – 6:30 PM
COUNCIL CHAMBERS – MUNICIPAL BUILDING**

A regular meeting of the Abingdon Town Council was held on Monday, November 5, 2018 at 6:30 pm in the Council Chambers in the Municipal Building.

- A. WELCOME- *Mayor Craig***
- B. ROLL CALL – *Kimberly Kingsley, Clerk***

Members of Council Present: Mr. Bradley
 Mrs. Quetsch
 Mr. Webb
 Ms. Patterson
 Mayor Craig

Administrative/Town Staff: Kenneth Vittum, Interim Town Manager
 Kimberly Kingsley, Clerk

 Chuck Banner, Treasurer/Director of
 Finance
 Floyd Bailey, Director of IT
 Chief John McCormick, AFD

- C. PLEDGE OF ALLEGIANCE – *Derek Webb, Council Member***
- D. RESOLUTIONS (Video 10:00 – 13:30)**

- 1. Resolution recognizing and commemorating Max Hugo Hermann for being a founding member and serving on the Veteran’s Memorial Park Board. – *Vice-Mayor Cindy Patterson*

Cindy Patterson read the Resolution recognizing and commemorating Max Hugo Hermann for being a founding member and serving on the Veteran’s Memorial Park Board.

On motion by Ms. Patterson, seconded by Mr. Bradley, Council passed the Resolution as read honoring Max Hugo Hermann.

The roll call vote was as follows:

| | |
|----------------------|------------|
| Mr. Bradley | Aye |
| Mrs. Quetsch | Aye |
| Mr. Webb | Aye |
| Ms. Patterson | Aye |
| Mayor Craig | Aye |

E. PROCLAMATION (Video 13:32 – 21:46)

1. Proclamation designating November 5, 2018 in honor of Abingdon High School Golf Team 2018 Class 3A State Champions and Connor Creasy as Individual Champion. – *Derek Webb, Council Member*

Derek Webb recognized the Coaches and members of the Abingdon High School Golf Team and Connor Creasy reading the Proclamation into record and encouraged them to consider public service.

F. SPECIAL RECOGNITION – (Video 22:41 – 25:04)

1. Recognition of Officer John Carty for winning the Mothers Against Drunk Driving Award – *Lt. Jon Holbrook, Abingdon Police Department*

Lt. Holbrook communicated to the Council that each year the Virginia chapter of Mothers Against Drunk Driving organization honor law enforcement officers with outstanding service to reduce drunk and drugged driving in Virginia. Officer Carty earned this honor as having the highest number of the driving under the influences arrests for the Abingdon Police Department, having earned this award three previous years. Officer Carty is also a Standardized Field Sobriety Instructor training other law enforcement officers in the proper procedures for obtaining evidence in a DUI investigation, a Field Training Officer and Firearms Instructor. Prior to law enforcement, Officer Carty served eight years in the United States Army and currently serves as a Board Member for the Veterans Memorial Park Board.

G. APPROVAL OF MINUTES (Video 25:23 – 25:53)

- October 4, 2018 Regular Meeting

On motion by Mr. Bradley, seconded by Ms. Patterson, Council approved the minutes regarding the October 4, 2018 Regular meeting.

The roll call vote was as follows:

| | |
|----------------------|------------|
| Mr. Bradley | Aye |
| Mrs. Quetsch | Aye |
| Mr. Webb | Aye |
| Ms. Patterson | Aye |
| Mayor Craig | Aye |

H. PUBLIC COMMENTS – Please place your name on the sign-up sheet provided and comments are limited to three (3) minutes per person. **(Video 25:55 – 1:00:55)**

- Jim Moore
- Janet Woolwine
- Howard McElroy
- Heidi McElroy
- Rachel Fowlkes
- Mary Lucy Bivins
- Kim Morgan Dean
- Rich Macbeth
- Erica Ramey
- Amber Fiorini
- Richard Rose
- Jeff Johnson
- Donna Bailey

I. PETITIONS, PUBLIC HEARINGS AND FIRST READING OF ORDINANCES -

1. Public Hearing on consideration of College/Church Street One-Way Improvements. – **Matt Bolick, Director of Public Services and Construction**
(Video 1:01:00 – 1:30:26)

Matt Bolick, Director of Public Services and Construction, briefed the Council with regard to the proposed changes of College/Church Street One-Way Improvements.

Mayor Craig declared the public hearing open.

The following people commented during this time:

- Unknown speaker as name was inaudible
- Richard Rose
- Jim Moore
- Rachel Fowlkes
- Judy Moore
- Joe LeVine

- Donna Bailey
- Nan Harman
- Hannah Ingram

Ms. Patterson read an email from Mark Goodman with Goodman Jewelers into record.

Motion of Ms. Patterson to do a more larger scale plan for this particular proposal here and for the proposal of the traffic pattern in the entirety in Abingdon after Green Spring Road is finished because we have no idea how much more traffic we are going to have on Green Spring Road.

Motion failed for the lack of a second.

Ms. Patterson stated that she was not opposed to progress, however the need for bus loading/unloading for the Barter to continue to be successful and she supports the Barter, however does not feel the entire plan is needed at this time. Ms. Patterson felt that the Town needed a total plan and should reconsider when Green Spring Road reopens in the spring.

Mr. Webb asserted that he hopes the public understands that the Council has given this matter a tremendous amount of consideration.

On motion by Mr. Webb, seconded by Mrs. Quetsch, move forward as designed and authorized the Town employees to move some of the road markings if we have to forego some of the parking places for the hydrant.

Mr. Bradley questioned if a substitute motion was in order at this point. Mayor Craig allowed a substitute motion.

On motion by Mr. Bradley, seconded by Ms. Patterson, make Partington Place and the westernmost block of Park Street ending at Church Street one-way with traffic moving south and east on those parts of those two affected streets. However, these streets to remain as two-way streets until the reopening of Green Spring Road.

Church and College Streets to remain unaffected with the addition of "No Left Turn" signs at their intersections with Main Street as necessary on those two streets. The Town will enforce the No Parking limit on College Street. Parking spaces in front of the town hall may be designated as bus unloading/loading (ONLY) zones by arrangement during business hours and after 6:00 pm. All other bus parking is to be confined to the Barter Theatre parking lot, municipal parking lot and Tourism Bureau parking lot. The town

will remove the currently marked "Bus Parking" spaces on Main Street near its intersection with Partington Place.

The roll call vote was as follows:

| | |
|---------------|-----|
| Mr. Bradley | Aye |
| Mrs. Quetsch | Nay |
| Mr. Webb | Nay |
| Ms. Patterson | Aye |
| Mayor Craig | Nay |

Mayor Craig declared the substitute motion failed. Mayor Craig addressed Mr. Webb's original motion.

Mr. Webb added to his motion that the changes be made after Green Spring Road reopens before ensue with construction. Mrs. Quetsch agreed to the addition.

Ms. Patterson requested that Mr. Webb restate his motion.

Mr. Webb restated his motion to pursue the newly redesigned finalized plan for manipulation of the roads into one-way streets and making the parking for Barter and give the town employees the opportunity and authority to change the road markings as needed to take new parking places for safety reasons and delay the construction until Green Spring Road is completed and open.

The roll call vote was as follows:

| | |
|---------------|-----|
| Mr. Bradley | Nay |
| Mrs. Quetsch | Aye |
| Mr. Webb | Aye |
| Ms. Patterson | Nay |
| Mayor Craig | Aye |

2. Public Hearing to adopt an Ordinance amending the Town of Abingdon's fiscal year 2018-2019 annual budget to reflect a federal grant awarded, with a match from Washington County, Virginia, for the purchase of air packs to be split between the Town of Abingdon and other Washington County participating fire departments. The total budget amendment will increase the budgeted expenditures and offsetting revenues by \$856,800 (Assistance to Fire Fighter Grant, Department of Homeland Security, Federal

Emergency Management Agency in the amount of \$778,910 and \$77,890.00 from Washington County, Virginia). – **Chuck Banner, Treasurer (Video 1:30:28 – 1:37:49)**

Chuck Banner, Treasurer conveyed to Council any such amendment which exceeds one percent of the total expenditures shown in the currently adopted budget must hold a public hearing and will require a single audit from the federal guidelines as a result of the amount. Chief McCormick of the Abingdon Fire Department advised Council that this was a grant received for 120 air packs with the assistance of Tim Estes and the Town of Abingdon will be the facilitator.

Mayor Craig declared the public hearing open and having heard no comments, the public hearing declared closed. Cameron Bell, Counsel advised Council that only one public hearing was required pursuant to the Code of Virginia 15.2-2507(A).

On motion of Ms. Patterson, seconded by Mr. Webb, adopted an Ordinance to amend the Town's fiscal year 2018-2019 annual budget to reflect a federal grant awarded, with a match from Washington County, Virginia, for the purchase of air packs to split between the Town and other participating county fire departments.

The roll call vote was as follows:

| | |
|----------------------|------------|
| Mr. Bradley | Aye |
| Mrs. Quetsch | Aye |
| Mr. Webb | Aye |
| Ms. Patterson | Aye |
| Mayor Craig | Aye |

J. SECOND READINGS – NONE

K. CONSIDERATION OF BIDS - NONE

L. REPORTS FROM THE INTERIM TOWN MANAGER

1. Presentation from Nathalie Graham, Executive Director of The Community Center of Abingdon – **Interim Town Manager (Video 1:37:52 – 1:48:00)**

Natalie Graham, Executive Director of The Community Center of Abingdon; Ernie Daniels, Deputy; and Cindy Mullins, Events Coordinator presented information to the Council regarding the status of The Center and the vision for future projects and events, including appointing members to the Board and quarterly dinners for the entire Council.

2. Public Notice for Environmental Permit to seek public comment on a draft permit from the Department of Environmental Quality that will allow the release of treated wastewater into a water body in Washington County, Virginia. If you have public comments or document requests or need additional information contact Fred M. Wyatt, DEQ, Southwest Regional Office, 355-A Deadmore Street, Abingdon, VA 24210; (276) 676-4810; email: frederick.wyatt@deq.virginia.gov Fax: (276) 676-4899 – **Interim Town Manager (Video 1:48:05 – 1:50:12)**

Kenneth Vittum, Interim Town Manager advised Council the public notice was required to renew the discharge permit for sludge requiring a thirty day comment period and anyone having comments should contact Mr. Wyatt at DEQ directly.

3. Consideration of appointments to Town Code/Ordinance Committee to review current code and suggest updates. – **Interim Town Manager (Video 1:50:13 – 1:53:42)**

During the last work session, Council indicated they would like to formulate a committee. Rich Macbeth questioned if the update would include zone and variance. Mayor Craig suggested that the staff make recommendation for the committee but would also like to suggest Steve Jett, a developer, Tonya Triplett and other various departments and other citizens. Mr. Macbeth stated that he was the chair of the Board of Zoning Appeals and would like to volunteer for this committee. Cameron Bell, Counsel, recommended that Council make a motion to direct staff to form a committee.

On motion of Mr. Bradley, seconded by Ms. Patterson, for staff to form a committee to review Town Code/Ordinances to suggest updates.

The roll call vote was as follows:

| | |
|----------------------|------------|
| Mr. Bradley | Aye |
| Mrs. Quetsch | Aye |
| Mr. Webb | Aye |
| Ms. Patterson | Aye |
| Mayor Craig | Aye |

4. Consideration of appointments to the Summers Law Office committee – **Interim Town Manager (Video 1:53:44 – 2:14:04)**

On motion by Ms. Patterson, seconded by Mr. Bradley, Council went into Closed Session pursuant to the Code of Virginia, 1950, as amended, Section 2.2-3711(A)(1) for the purpose of considering appointment to the Summers Law Office committee.

The roll call vote was as follows:

| | |
|----------------------|------------|
| Mr. Bradley | Aye |
| Mrs. Quetsch | Aye |
| Mr. Webb | Aye |
| Ms. Patterson | Aye |
| Mayor Craig | Aye |

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

The roll call vote was as follows:

| | |
|----------------------|------------|
| Mr. Bradley | Aye |
| Mrs. Quetsch | Aye |
| Mr. Webb | Aye |
| Ms. Patterson | Aye |
| Mayor Craig | Aye |

Kim Kingsley, 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. Bradley | I so certify |
| Mrs. Quetsch | I so certify |
| Mr. Webb | I so certify |
| Ms. Patterson | I so certify |

Mayor Craig I so certify

On motion by Mr. Bradley, seconded by Mrs. Quetsch, Council appointed Council member Al Bradley, Mayor Wayne Craig, Linda Summers Giel, Henry McCarthy and Charles Seavers to the Summers Law Office committee and schedule a meeting as soon as possible.

The roll call vote was as follows:

| | |
|----------------------|------------|
| Mr. Bradley | Aye |
| Mrs. Quetsch | Aye |
| Mr. Webb | Aye |
| Ms. Patterson | Aye |
| Mayor Craig | Aye |

N. OLD BUSINESS/MATTERS NOT ON THE AGENDA

O. COUNCIL MEMBER REPORTS (Video 2:24:48 – 2:27:34)

Ms. Patterson suggested that the Council discuss a Council retreat at the November 14th work session for approximately four to six hours entitled “Going Forward”.

Council discussed dates for the December work session and agreed upon December 11th at 2:30 pm.

P. APPOINTMENTS TO BOARDS AND COMMITTEES

1. Economic Development Authority (Video 1:54:10 – 1:56:10)

- Reappointment of Don Adams to serve an additional term after filling the unexpired term of Rich Buddington.

On motion of Ms. Patterson, seconded by Mr. Webb, reappoint Don Adams to serve for an additional term after filling the unexpired term of Rich Buddington.

The roll call vote was as follows:

| | |
|---------------------|------------|
| Mr. Bradley | Aye |
| Mrs. Quetsch | Aye |

| | |
|----------------------|------------|
| Mr. Webb | Aye |
| Ms. Patterson | Aye |
| Mayor Craig | Aye |

Q. POSSIBLE CLOSED SESSION PURSUANT TO §2.2-3711(A)(29) OF THE CODE OF VIRGINIA, AS AMENDED, FOR THE PURPOSE OF DISCUSSION OF THE AWARD OF PUBLIC CONTRACT INVOLVING THE EXPENDITURE OF PUBLIC FUNDS, INCLUDING INTERVIEWS OF BIDDERS OR OFFERORS, AND DISCUSSION OF THE TERMS OR SCOPE OF SUCH CONTRACT, WHERE DISCUSSION IN AN OPEN SESSION WOULD ADVERSELY AFFECT THE BARGAINING POSITION OR NEGOTIATING STRATEGY OF THE PUBLIC BODY. (Video 2:14:04 – 2:24:47)

On motion by Mr. Webb, seconded by Ms. Patterson, Council went into Closed Session pursuant to pursuant to the Code of Virginia, 1950, as amended, Section 2.2-3711(A)(29) for the purpose of discussing of the award of public contract involving the expenditure of public funds, including interviews of bidders or offerors, and discussion of the terms or scope of such contract, where discussion in an open session would adversely affect the bargaining position of negotiating strategy of the public body.

The roll call vote was as follows:

| | |
|----------------------|------------|
| Mr. Bradley | Aye |
| Mrs. Quetsch | Aye |
| Mr. Webb | Aye |
| Ms. Patterson | Aye |
| Mayor Craig | Aye |

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

The roll call vote was as follows:

| | |
|----------------------|------------|
| Mr. Bradley | Aye |
| Mrs. Quetsch | Aye |
| Mr. Webb | Aye |
| Ms. Patterson | Aye |
| Mayor Craig | Aye |

Kim Kingsley, 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. Bradley | I so certify |
| Mrs. Quetsch | I so certify |
| Mr. Webb | I so certify |
| Ms. Patterson | I so certify |
| Mayor Craig | I so certify |

On motion by Mr. Bradley, seconded by Ms. Patterson, Council awarded the contract for the search of an Executive permanent Town Manager to two groups, number one being The Berkley Group of Bridgewater, Virginia and number two being Summit of Bristol, Tennessee and authorized the Mayor to negotiate the successful aware of the contract.

The roll call vote was as follows:

| | |
|----------------------|------------|
| Mr. Bradley | Aye |
| Mrs. Quetsch | Aye |
| Mr. Webb | Aye |
| Ms. Patterson | Aye |
| Mayor Craig | Aye |

R. ADJOURNMENT

Mayor Craig adjourned the meeting.



J. Wayne Craig, Mayor



Kimberly Kingsley, Clerk