

**TOWN OF ABINGDON
REGULAR MEETING
MONDAY, APRIL 1, 2019 – 6:30 PM
COUNCIL CHAMBERS – MUNICIPAL BUILDING**

A regular meeting of the Abingdon Town Council was held on Monday, April 1, 2019 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 Tony Sullivan, APD

Closed Session pursuant to §2.2-3711(A)(1) of the Code of Virginia, 1950, as amended, a personnel matter involving consideration or interviews of candidates for employment or appointment.

(VIDEO 21:37 – 40:35)

On motion by Mr. Webb, seconded by Mr. Bradley, moved that the Abingdon Town Council convene in closed session to discuss the following as permitted by Virginia Code Section 2.2-3711(A)(1), a personnel matter involving appointment or promotion of particular officers or employees.

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 Mr. Webb, seconded by Mr. Bradley, 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

Mr. Webb moved that the Town Council certify that, in the closed session just concluded, nothing was discussed except the matter or matters (1) specifically identified in the motion to convene in closed session and (2) lawfully permitted to be discussed under the provisions of the Virginia Freedom of Information Act cited in that motion.

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 of Mr. Bradley, seconded by Ms. Patterson, that pursuant to Sections 4.2 and 4.10 of the Town Charter that Council appoint James Morani as Town Manager effective May 6, 2019 at 8:00 am and further move that Council authorize the Mayor to endorse an employment agreement with Mr. Morani; and move that at that time, Ken Vittum will be relieved of his appointment as Interim Town Manager at that time with our gratitude, but Mr. Vittum will remain until May 10 in a consulting capacity. And further move that the Mayor be authorized to endorse an extension of the non-professional services agreement with The Berkley Group to that effect.

The roll call vote was as follows:

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

Brief recess to address media questions

C. PLEDGE OF ALLEGIANCE – (matter was inadvertently overlooked)

D. APPROVAL OF MINUTES (VIDEO 41:11 – 43:38)

- March 4, 2019 Regular Meeting
- March 5, 2019 Departmental Budget Work Session
- March 6, 2019 Departmental Budget Work Session
- March 14, 2019 Work Session
- March 19, 2019 Special Called Meeting
- March 20, 2019 Non-Departmental Work Session

Mr. Bradley stated that the last page of the March 20th Non-departmental budget meeting needed to be updated with correct names. Ms. Patterson stated that the minutes of the March 4th Regular meeting reflected that she was in Washington DC, however she was in Richmond, Virginia with the Washington County Leadership group.

On motion by Mr. Bradley, seconded by Ms. Patterson, Council approved the March 4, 2019 minutes with stated correction by Ms. Patterson.

The roll call vote was as follows:

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

On motion by Ms. Quetsch, seconded by Mr. Webb, Council approved the minutes of the March 6, 2019 Departmental Budget work session minutes.

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 Mr. Webb, seconded by Mr. Bradley, Council approved the March 5, 2019 Departmental Budget Work Session; March 14, 2019 Work Session; and the March 19, 2019 Special Called Meeting minutes as presented and the March 20, 2019 Non-Departmental Budget meeting with corrections as stated by Mr. Bradley.

The roll call vote was as follows:

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

F. PUBLIC COMMENTS (VIDEO 43:39 – 54:02)

- Richard Macbeth
- Becky Caldwell
- Joe LeVine

G. RESOLUTION - None

H. PROCLAMATION (VIDEO 54:18 – 56:08)

1. Proclamation designating April 12, 2019 as Arbor Day

Mayor Craig read the proclamation designating April 12, 2019 as Arbor Day.

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

1. **Public Hearing** - Consideration of a lease agreement between the Town and James D. Moore, Jr., Family Limited Partnership for property located at 908 Hillman Highway, Tax Map No. 106-A-2, consisting of 8.6 acres, more or less. **(VIDEO 56:21 – 1:00:12)**

Kevin Worley, Director of Outdoor Parks & Recreation advised Council that a final agreement between the parties reached consisting of a five-year term with

automatic renewal. Mr. Worley stated that it is staff's recommendation to Council to enter into the lease agreement.

Mayor Craig declared the public hearing open. Hearing no comments, Mayor Craig closed the public hearing.

Ms. Patterson thank Mr. Moore and the family. Mr. Bradley expressed his gratitude to the Moores also.

On motion of Ms. Patterson, seconded by Mr. Bradley, Council moved that the lease agreement be approved.

The roll call vote was as follows:

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

2. **Public Hearing** - Consideration of a license agreement between the Town and Fairview Farm and Homestead Foundation, Inc. for property located at 910 Hillman Highway, Tax Map No. 106-A-2A, consisting of 4.642 acres, more or less. (VIDEO 1:00:13 – 1:02:51)

Kevin Worley, Director of Outdoor Parks & Recreation advised Council that this license agreement with Fairview Farm and Homestead Foundation, Inc. allowed various events, including opening the cabin as needed.

Mayor Craig declared the public hearing open. Hearing no comments, Mayor Craig closed the public hearing.

On motion of Ms. Patterson, seconded by Mr. Bradley, Council moved that the license agreement be approved.

The roll call vote was as follows:

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

3. **Public Hearing** - Consideration of a lease agreement between the Town and Old Glade Antique Tractor Association, Inc. for property located at 910 Hillman Highway, Tax Map No. 106-A-2A, consisting of 4.642 acres, more or less. (VIDEO 1:02:52 – 1:04:37)

Kevin Worley, Director of Outdoor Parks & Recreation advised Council that this lease agreement with Old Glade Antique Tractor Association, Inc. allowed continue various events and demonstrations.

Mayor Craig declared the public hearing open. Hearing no comments, Mayor Craig closed the public hearing.

On motion of Mr. Bradley, seconded by Mr. Webb, Council moved that the lease agreement be approved.

The roll call vote was as follows:

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

4. **Public Hearing** – Consideration of a nonprofessional services agreement between the Town and Old Glade Antique Tractor Association, Inc. for property located at 908 Hillman Highway, Tax Map No. 106-A-2, consisting of 8.6 acres, more or less and property located at 910 Hillman Highway, Tax Map No. 106-A-2A, consisting of 4.642 acres, more or less. (VIDEO 1:04:38 – 1:07:24)

Kevin Worley, Director of Outdoor Parks & Recreation advised Council that this nonprofessional service agreement with Old Glade Antique Tractor Association, Inc. that sets for the activities/duties for Old Glade Antique Tractor Association, Inc.

Mayor Craig declared the public hearing open. Hearing no comments, Mayor Craig closed the public hearing.

On motion of Mr. Webb, seconded by Mrs. Quetsch, Council moved that the lease nonprofessional service agreement be approved.

Ms. Patterson thanked the Moores again and Old Glade Tractor Association, Inc. for all they do for the community.

The roll call vote was as follows:

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

5. **Public Hearing** – Consideration of a lease between the Town and David Millsap dba Millsap Farms for property located at Harmony Hills Lane, Tax Map No. 086-12-5, consisting of 24.185 acres, more or less. **(VIDEO 1:07:25 – 1:10:42)**

Kenneth Vittum, Interim Town Manager advised Council that this lease agreement with David Millsap dba Millsap Farms to use the property for hay, some agricultural crops and keeping the fence lines maintained.

Mayor Craig declared the public hearing open.

David Millsap addressed Council stating that he would using a nutrient management plan to grow organic hay and a three to four acre crop of small grain to thrash at a tractor show in late September.

Cameron Bell, Counsel, stated that title should actually be “Lease Agreement” and not “nonprofessional services”.

Hearing no further comments, Mayor Craig closed the public hearing.

On motion of Mr. Bradley, seconded by Ms. Patterson, Council moved that the lease agreement be approved.

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

1. Consideration of bids for Virginia Creeper Trail Enhancement Project, Watauga Road Facilities Project, UPC #81125 – ***Kenneth Vittum, Interim Town Manager*** (VIDEO 1:10:49 – 1:17:18)

Kevin Worley, Director of Outdoor Parks & Recreation and Scott Thompson from Thompson & Litton addressed Council. Mr. Worley advised Council that the inception of this project began in 2005 and presenting now consideration of base bids for the construction of new entrance, grade-level for existing parking lot on Watauga, twenty parking spaces and parking for horse trailers. Two alternates listed within the project included extended paving in the parking lot as well as the restroom facility. Mr. Worley stated that the Town currently has funding through the Virginia Department of Transportation and transportation alternative program of \$522,160 of which \$58,000 of that is local match. Three bids received and staff is recommending the low bid to Boring Construction for \$419,600. Discussion ensued regarding additional funds from Virginia Department of Transportation and timeline for completion and consideration for each of the alternates.

Mr. Worley requested that Council consider authorizing the Town Manager to execute any documents that may arise as we continue through the development. All the plans and bid packages are at Virginia Department of Transportation currently pending their final approval to ensure all requirements including bid documents. Mr. Vittum will execute that document to recommend to Virginia Department of Transportation to award the bid to Boring Contractors and to allow us to proceed with the project.

- L. REPORTS FROM THE INTERIM TOWN MANAGER** On motion of Mr. Bradley, seconded by Mr. Webb, Council moved to authorize the Town Manager to review the bids and award the contract to Boring Construction.

The roll call vote was as follows:

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

1. Veterans Memorial Park Foundation– “State of Park” report and presentation – ***Emmitt Yeary, President*** (VIDEO 1:17:22 – 1:38:01)

Emmitt Yeary, President of the Veterans Memorial Park Foundation provided the Council with the State of Park and provided a vision for the future.

Ms. Patterson and Council joined to thank everyone that has served our Country.

On motion of Mr. Bradley, seconded by Ms. Patterson, Council moved to appropriate \$10,000 from Council contingency for the completion of the restroom facility to the Veterans Memorial Park Foundation.

The roll call vote was as follows:

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

2. Updated on Abingdon Sports Complex project – ***Stephen Steele, CHA (VIDEO 1:38:02 – 1:53:31)***

Matt Bolick, Director of Public Services/Construction and Stephen Steele with CHA presented a proposed change order for Green Spring Road for the potential of saving time and money. Mr. Bolick stated that this presentation was for discussion and consideration at this time. Discussion ensued with Mr. Bolick, Mr. Steele, Cameron Bell, Counsel and Council.

3. Arborist Annual Tree Report – ***Kevin Sigmon, Town Arborist (VIDEO 1:53:32 – 2:03:57)***

Kevin Sigmon presented the Annual Tree Report. Mr. Sigmon invited Council to attend the Arbor Day Celebration at Greendale Elementary School on April 12th and Earth Day on April 13th.

4. Update on FY2019/2020 budget process – ***Kenneth Vittum, Interim Town Manager (VIDEO 2:04:00 – 2:05:56)***

Kenneth Vittum, Interim Town Manager advised that Council was presented with the first draft of the budget for discussion during the April 25th meeting. Mr. Vittum stated that it is a balanced budget and no tax increase recommended. Discussion ensued.

5. Update regarding proposed Amendment to Wastewater Service Agreement among the Town of Abingdon, Washington County Service Authority and Washington County, Virginia (to be adopted on April 9, 2019 during Joint Meeting) – ***Kenneth Vittum, Interim Town Manager (VIDEO 2:05:57 – 2:09:35)***

Kenneth Vittum, Interim Town Manager, stated that Council was presented with the final draft agreement and recommended that any changes be expressed prior to the April 9th meeting date.

6. Discussion regarding request from District Three Government Services relating to continued operation and funding of additional bus routes. – ***Kenneth Vittum, Interim Town Manager (VIDEO 2:09:38 – 2:11:13)***

Kenneth Vittum, Interim Town Manager, stated that this matter arose during the budget process to expand two bus routes. A meeting has been scheduled with representatives from District Three for discussion.

7. Update regarding acceptance of gifted property from John K. and Kimberly G. Nicewonder, specifically 1.82 acres, more or less, and being a portion of tax parcel number 105-A-35. – ***Ken Vittum, Interim Town Manager (VIDEO 2:11:17 – 2:12:22)***

Kenneth Vittum, Interim Town Manager, advised Council that the Town has received a survey plat. Mr. Bell will begin work on preparing the proper documentation for transfer. Cameron Bell, Counsel stated that it may be a boundary line adjustment and was waiting on the survey in order to do the legal description

M. OLD BUSINESS/MATTERS NOT ON THE AGENDA (VIDEO 2:12:22 – 2:14:33)

1. Discussion regarding temporary closure on Hagy Street – ***Ken Vittum, Interim Town Manager***

Kenneth Vittum, Interim Town Manager stated that staff moved ahead with closing one-block area of Hagy Street with relation to the Urban Path. After researching, closing to vehicular traffic would require a public hearing. Staff is recommending a temporary closure at this time as the Celebration of the Urban Path opening is scheduled for April 12th and continue until a public hearing can be advertised and scheduled for the May 6th meeting and permanent closure to vehicular traffic

On motion of Ms. Patterson, seconded by Mrs. Quetsch, Council approved the temporary closure of that road until construction is completed.

moved to appropriate \$10,000 from Council contingency for the completion of the restroom facility to the Veterans Memorial Park Foundation.

The roll call vote was as follows:

Mr. Bradley

Aye

Mrs. Quetsch	Aye
Mr. Webb	Aye
Ms. Patterson	Aye
Mayor Craig	Aye

N. COUNCIL MEMBER REPORTS (VIDEO 2:14:34 – 2:27:10)

Mr. Webb stated that March was a very busy month.

Ms. Patterson spoke regarding meetings, Washington County Leadership, and matters regarding a bond issue.

Discussion among Council members and Cameron Bell continued regarding the bond issues.

O. APPOINTMENTS TO BOARDS AND COMMITTEES

1. Board of Building Code Appeals – (VIDEO 2:27:13 – 2:27:48)

- Appointment to fill the expired term of Chris Dye and not eligible for reappointment.

If Council so desires, Closed Session pursuant to the Code of Virginia, 1950, as amended, Section 2.2-3711(A)(1) for the purpose of considering applications for appointment for position on Board of Building Code Appeals.

Mayor Craig stated that it was the consensus of Council to carry this matter over to the next meeting as only one application was received.

P. Closed Session pursuant to §2.2-3711(A)(3) of the Code of Virginia, 1950, as amended, for the purpose of discussion or consideration of disposition of publicly held property because discussion in an open meeting would adversely affect the Town's bargaining position. (VIDEO 2:27:49 – 2:53:11)

On motion by Mr. Webb, seconded by Mrs. Quetsch, moved that the Abingdon Town Council convene in closed session for the purpose of discussion or consideration of disposition of publicly held property because discussion in an open meeting would adversely affect the Town's bargaining position.

Tonya Triplett, Community Development Coordinator joined Council in the closed meeting.

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 Mr. Bradley, seconded by Mr. Webb, Council reconvened in open session.

The roll call vote was as follows:

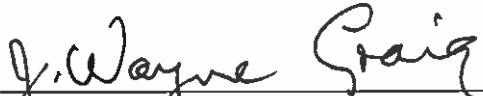
Mr. Bradley	Aye
Mrs. Quetsch	Aye
Mr. Webb	Aye
Ms. Patterson	Aye
Mayor Craig	Aye

Mr. Webb moved that the Town Council certify that, in the closed session just concluded, nothing was discussed except the matter or matters (1) specifically identified in the motion to convene in closed session and (2) lawfully permitted to be discussed under the provisions of the Virginia Freedom of Information Act cited in that motion.

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

Mayor Craig adjourned the meeting.



J. Wayne Craig, Mayor



Kimberly Kingsley, Clerk