

**TOWN OF ABINGDON
REGULAR COUNCIL MEETING
MONDAY, JANUARY 3, 2011 – 7:30 P.M.
COUNCIL CHAMBERS - MUNICIPAL BUILDING**

A regular meeting of the Abingdon Town Council was held on Monday, January 3, 2011 at 7:30 p.m. in the Council chambers of the Municipal Building.

A. ROLL CALL

Members of Council Present: Edward B. Morgan, Mayor
Mrs. Cathy Lowe, Vice Mayor
Mr. Jason N. Berry
Mr. Richard E. Humphreys
Mr. Robert M. Howard

Administrative/Town Staff: Gregory W. Kelly, Town Manager
Cecile M. Rosenbaum, Town Clerk
Deborah Icenhour, Town Attorney
Mark Godbey, Town Treasurer/Dir. Of Finance
Jim Smith, Dir. Of Wastewater Operations/Town Eng.
Garrett Jackson, Dir. Of Planning
Jim Cowart, Dir. of Econ. Dev/Grants Writer
John Dew, Dir. Of Public Services/Construction
Floyd Bailey, IT Department
Tony Sullivan, Chief of Police
Myra Cook, Dir. of Tourism
John McCormick, Assistant Fire Chief

Visitors: Susan Howard, Carl Mallory, Carolyn Lee
~~~~~

**B. PLEDGE OF ALLEGIANCE**

Tony Sullivan, Chief of Police led the Pledge of Allegiance.  
~~~~~

C. APPROVAL OF MINUTES

- December 6, 2010 Work Session Meeting
- December 6, 2010 Regular Meeting
- December 14, 2010 Special Called Meeting

On motion of Mrs. Lowe, seconded by Mr. Berry, the minutes of the December 6, 2010 work session, the minutes of the December 6, 2010 regular meeting and the December 14, 2010 special called meeting were approved with the following correction:

- **On page #181 of the December 6, 2010 work session #8, it should read “a large portion of the proceeds” instead of “all the proceeds”.**

The roll call vote was as follows:

Mr. Howard	Aye
Mr. Humphreys	Aye
Mr. Berry	Aye
Mrs. Lowe	Aye
Mayor Morgan	Aye



D. PETITIONS, PUBLIC HEARINGS AND FIRST READING OF ORDINANCES – None.



E. SECOND READINGS OF ORDINANCES

1. **Consideration of Ordinance to Vacate an unopened right of way, namely Plummer Street, within the Town of Abingdon, Virginia.**

Ms. Icenhour, Town Attorney reported that this matter had been before the Council for consideration at the November and December regular meetings. Ms. Icenhour indicated that the Board of Viewers had recommended the vacation of the right of way contingent upon additional notification to the adjoining property owners, which had been completed, and recommended that Council approve the right of way vacation on second reading.

On motion of Mr. Howard, second by Mr. Berry, the Ordinance to vacate an unopened right of way, namely Plummer Street, was approved.

The roll call vote was as follows:

Mr. Howard	Aye
Mr. Humphreys	Aye
Mr. Berry	Aye
Mrs. Lowe	Aye
Mayor Morgan	Aye

~~~~~

**F. CONSIDERATION OF ANY BIDS – None.**

~~~~~

G. REPORTS FROM THE TOWN MANAGER

1. Consideration of the Town of Abingdon 2010 Audit Report.

Greg Tucker with Bostic & Tucker, CPA's appeared before the Council members to report on the Town's 2010 audit. Mr. Tucker reported that the Town is in sound financial condition and that income from meals and lodging taxes had remained strong despite the downturn in the national economy. Mr. Kelly, Town Manager advised that a copy of the audit was available for inspection in his office as well as in the office of Mark Godbey, Town Treasurer.

On motion of Mr. Berry, seconded by Mr. Howard, the Council accepted the 2010 Audit Report as presented.

The roll call vote was as follows:

Mr. Howard	Aye
-------------------	------------

Mr. Humphreys **Aye**
Mr. Berry **Aye**
Mrs. Lowe **Aye**
Mayor Morgan **Aye**

~~~~~

**H.      PASSAGE OF RESOLUTIONS – None.**

~~~~~

I. UNFINISHED BUSINESS – None.

~~~~~

**J.      MATTERS NOT ON THE AGENDA**

1. Mr. Kelly, Town Manager reported that he had been advised of a funding resource from the Virginia Department of Conservation and Recreation wherein the Town could apply for funding in the amount of \$100,000 and the project would be known as the Town of Abingdon Library Trail Project. Mr. Kelly indicated that a Resolution had been prepared for the Council's consideration setting forth the purpose of the application of this funding and indicated this would be an excellent opportunity for the Town to apply for funding that would assist in improvements in and around the area of the Public Library. Mr. Kelly recommended the Council consider the adoption of the Resolution.

**On motion of Mr. Humphreys, seconded by Mrs. Lowe, the Council adopted the Resolution to apply for funding from the Virginia Department of Conservation and Recreation – Recreation Trails Program read into the record as follows:**

**RESOLUTION BY THE COUNCIL OF THE TOWN OF ABINGDON, VIRGINIA TO APPLY FOR FUNDING FROM THE VIRGINIA DEPARTMENT OF CONSERVATION AND RECREATION – RECREATION TRAILS PROGRAM**

**WHEREAS**, the Council of the Town of Abingdon is a duly elected public body incorporated under the laws of the Commonwealth of Virginia; and

**WHEREAS**, the Commonwealth of Virginia operates a funding program serving municipalities in the Commonwealth known as the Virginia Department of Conservation and Recreation – Recreation Trails Program; and

**WHEREAS**, the Town of Abingdon requires funding assistance to complete certain trails projects; and

**WHEREAS**, the trail project is the Town of Abingdon Library Trail Project.

**NOW THEREFORE BE IT RESOLVED AS FOLLOWS:**

- The Town of Abingdon authorizes the Director of Public Services, John Dew and Mattern & Craig, consulting engineer, to prepare a funding application to the Virginia Department of Conservation and Recreation for the project; and
- The amount of funding application will be \$100,000; and
- The Town of Abingdon is not legally bound by the resolution to accept the funding package, if any, offered by the Virginia Department of Conservation and Recreation; and
- The funding package offered by the Virginia Department of Conservation and Recreation, if any, must be presented to the Town of Abingdon Council at a future date for approval and acceptance.

**The roll call vote was as follows:**

|                      |            |
|----------------------|------------|
| <b>Mr. Howard</b>    | <b>Aye</b> |
| <b>Mr. Humphreys</b> | <b>Aye</b> |
| <b>Mr. Berry</b>     | <b>Aye</b> |
| <b>Mrs. Lowe</b>     | <b>Aye</b> |
| <b>Mayor Morgan</b>  | <b>Aye</b> |



**K. COUNCIL MEMBER REPORTS**

- Mrs. Lowe reported that the annual Rotary Frolics would be held on January 21<sup>st</sup> and 22<sup>nd</sup>.
- Mayor Morgan reported that the annual Chamber of Commerce dinner would be held on January 13<sup>th</sup> at the Glenrochie Country Club.



**L. MISCELLANEOUS BUSINESS AND COMMUNICATIONS**

1. *Appointment to the Tourism Advisory Committee*

- Recommendation from the Tourism Advisory Committee for replacement to fill position of *Michael Johnson*.

2. *Appointment to the Industrial Development Authority*

- Appointment to fill the unexpired term of *Bert Bassham* who has resigned from the Board.

**On motion of Mrs. Lowe, seconded by Mr. Humphreys, the Council tabled the appointment to the Tourism Advisory Committee until the January 27<sup>th</sup> work session meeting in order for the Council to review this committee's by-laws and further tabled the appointment to the Industrial Development Authority with the request that the Town Manager send a letter to the K-VA-T organization inquiring if they would like to have a representative on the IDA board.**

**The roll call vote was as follows:**

|                      |            |
|----------------------|------------|
| <b>Mr. Howard</b>    | <b>Aye</b> |
| <b>Mr. Humphreys</b> | <b>Aye</b> |
| <b>Mr. Berry</b>     | <b>Aye</b> |
| <b>Mrs. Lowe</b>     | <b>Aye</b> |
| <b>Mayor Morgan</b>  | <b>Aye</b> |



- At this time, Betty Ferrier commented that she would like to see the fire hydrants in the Kings Mountain area of Town painted as they looked like "little rusty monsters".

- Richard McBeth commented that he was checking on the status of the town's communication with VDOT in regards to the traffic congestion at Exit #14. Mr. Kelly commented that town staff continued to work with VDOT and indicated the Council may consider adopting a formal resolution with regard to the exit.

Mayor Morgan declared the meeting adjourned.

---

Edward B. Morgan, Mayor

---

Cecile M. Rosenbaum, Town Clerk