

**TOWN OF ABINGDON
ORGANIZATIONAL/REGULAR COUNCIL MEETING
THURSDAY, JULY 1, 2010 – 7:30 A.M.
COUNCIL CHAMBERS - MUNICIPAL BUILDING**

A regular meeting of the Abingdon Town Council was held on Thursday, July 1, 2010 at 7:30 a.m. in the Council chambers of the Municipal Building.

Cecile Rosenbaum, Town Clerk called the meeting to order and welcomed everyone in attendance.

A. ROLL CALL

Members of Council Present: Mr. Edward B. Morgan
 Mrs. Cathy Lowe
 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
 Kevin Worley, Dir. of Parks and Recreation
 Floyd Bailey, Director of Information Technology
 Tony Sullivan, Chief of Police
 Rob Case, IT Department

Visitors: None
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**B. PLEDGE OF ALLEGIANCE**

Kevin Worley, Director of Parks and Recreation led the Pledge of Allegiance.

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C. ELECTION OF MAYOR

Cecile Rosenbaum, Town Clerk declared the floor open for nominations for the position of Mayor.

On nomination of Mr. Howard, seconded by Mrs. Lowe, Mr. Morgan was nominated to serve as Mayor of the Council. Hearing no further nominations for Mayor, Mrs. Rosenbaum declared the floor closed.

The roll call vote was as follows:

| | |
|----------------------|------------|
| Mr. Howard | Aye |
| Mr. Humphreys | Aye |
| Mr. Berry | Aye |
| Mrs. Lowe | Aye |
| Mr. Morgan | Aye |



D. ELECTION OF VICE MAYOR

Cecile Rosenbaum, Town Clerk declared the floor open for nominations for the position of Vice Mayor.

On nomination of Mr. Morgan, Mrs. Lowe was nominated to serve as Vice Mayor of the Council. Hearing no further nominations for Vice Mayor, Mrs. Rosenbaum declared the floor closed.

The roll call vote was as follows:

| | |
|----------------------|------------|
| Mr. Howard | Aye |
| Mr. Humphreys | Aye |
| Mr. Berry | Aye |
| Mrs. Lowe | Aye |
| Mr. Morgan | Aye |



E. APPOINTMENT OF TOWN MANAGER

On motion of Mrs. Lowe, seconded by Mr. Berry, Greg Kelly was appointed as the Town Manager.

The roll call vote was as follows:

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



F. APPOINTMENT OF TOWN CLERK

On motion of Mr. Berry, seconded by Mrs. Lowe, Cecile Rosenbaum was appointed as the Town Clerk.

The roll call vote was as follows:

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



G. APPOINTMENT OF TOWN TREASURER

On motion of Mrs. Lowe, seconded by Mr. Humphreys, Mark Godbey was appointed as the Treasurer.

The roll call vote was as follows:

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



H. APPOINTMENT OF TOWN ATTORNEY

On motion of Mr. Humphreys, seconded by Mr. Berry, Deb Icenhour was appointed as the Town Attorney.

The roll call vote was as follows:

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



I. APPOINTMENT OF OFFICERS (CHIEF and ASSISTANT) OF FIRE DEPARTMENT

On motion of Mr. Howard, seconded by Mrs. Lowe, Joey Burke was appointed as the Chief and John McCormick was appointed as Assistant Chief of the Fire Department.

The roll call vote was as follows:

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



J. APPOINTMENT OF ONE MEMBER OF COUNCIL TO:

- **Abingdon Planning Commission**

On motion of Mrs. Lowe, seconded by Mr. Berry, Mr. Howard was appointed to serve on the Planning Commission.

The roll call vote was as follows:

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

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- **Board of Architectural Review**

**On motion of Mr. Howard, seconded by Mrs. Lowe, Mr. Berry was appointed to serve on the Board of Architectural Review.**

**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>

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- **Mount Rogers Planning District Commission**

On motion of Mr. Howard, seconded by Mr. Berry, Mrs. Lowe was appointed to serve on the Mount Rogers Planning District Commission.

The roll call vote was as follows:

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

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- **District Three Governmental Cooperative**

**On motion of Mrs. Lowe, seconded by Mr. Berry, Mr. Howard was appointed to serve on the board of District Three Governmental Cooperative and Mr. Humphreys was appointed to serve as the alternate.**

**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>

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At this time, Mayor Morgan commented that he suspected his term on the Tree Commission was almost expired and asked if another Council member wished to serve on this Commission.

On motion of Mr. Berry, seconded by Mrs. Lowe, Mr. Humphreys was appointed to serve on the Tree Commission.

The roll call vote was as follows:

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

Council requested that Mrs. Icenhour, Town Attorney report at the August Council meeting on Mr. Howard's status on the Tree Commission now that he serves on the Town Council.

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#### **K. APPROVAL OF MINUTES**

- **June 7, 2010 Work Session Meeting**
- **June 7, 2010 Regular Meeting**
- **June 11, 2010 Special Called Meeting**

**On motion of Mr. Berry, seconded by Mrs. Lowe, the Council approved the minutes of the June 7, 2010 Work Session Meeting, the minutes of the June 7, 2010 Regular meeting and the minutes of the June 11, 2010 Special Called Meeting as presented.**

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

<b>Mr. Howard</b>	<b>Abstain</b> ( <i>Was not serving on the Council at the June meeting</i> )
<b>Mr. Humphreys</b>	<b>Abstain</b> ( <i>Was not serving on the Council at the June meeting</i> )
<b>Mr. Berry</b>	<b>Aye</b>
<b>Mrs. Lowe</b>	<b>Aye</b>
<b>Mayor Morgan</b>	<b>Aye</b>

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L. PETITIONS AND PUBLIC HEARINGS - NONE

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#### **M. CONSIDERATION OF ANY BIDS - NONE**



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N. TOWN MANAGER REPORTS

- **Consideration of quarterly joint meeting dates between the Town Council and the Washington County Board of Supervisors.**

It was the consensus of the Council members that the Town Manager contact Mark Reeter, County Administrator to offer August 25, 2010 at 5:30 p.m. as a possible meeting date for a joint Town/County meeting.

No formal action was required by Council on this matter.

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- **Consideration of date for Council to tour Town Departments**

It was the consensus of the Council members that the tour of Town Departments would take place on August 12, 2010 starting at 8:00 a.m.

No formal action was required by Council on this matter.

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**O. PASSAGE OF RESOLUTIONS - NONE**

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P. FIRST READING OF ORDINANCES - NONE

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**Q. SECOND READING OF ORDINANCES**

1. **An Ordinance of the Council of the Town of Abingdon, Virginia proposing a budget for the Town of Abingdon, Virginia and to make Appropriation for the current expenses of the Town and to fix a Tax Rate upon Real and Personal property, to fix all other local tax rates and fees and rates on utility services for the Fiscal Year beginning July 1, 2010 and ending June 30, 2011.**

Greg Kelly, Town Manager provided a synopsis of the proposed budget for FY 2010/2011 and indicated that Council had not recommended an increase in property taxes for Town residents for the year. Mr. Kelly that this was the second of two (2) required public hearings with the first one being held at the June Council meeting.

**On motion of Mr. Berry, seconded by Mrs. Lowe, the Council approved and adopted the Ordinance proposing a budget for the Town of Abingdon, Virginia and to make Appropriation for the current expenses of the Town and to fix a Tax Rate upon Real and Personal property, to fix all other local tax rates and fees and rates on utility services for the Fiscal Year beginning July 1, 2010 and ending June 30, 2011.**

**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>

Mr. Berry requested that the full text of the budget be placed on the Town's website for viewing by the public.



- 2. An Ordinance of the Council of the Town Of Abingdon, Virginia to Repeal and Reenact, in its entirety, Chapter 30, Article II, Noise Ordinance, of the Code of the Town of Abingdon, Virginia, to further promote the public policy of the Town by enhancing the Enforceability of the Town's Ordinances to Reduce, and Eliminate, where possible, excessive Noise and Related Adverse Conditions in the Community.**

Mayor Morgan asked Deb Icenhour, Town Attorney to address this matter. Mrs. Icenhour provided a report on the need for the Council's consideration of a change in the Town's current noise Ordinance. Mrs. Icenhour reported that the new Ordinance draft is enforceable and has been modeled after several other localities in Virginia who have similar issues with noise ordinance. Mrs. Icenhour commented that this was the second of two (2) required public hearings on the proposed Ordinance.

**On motion of Mr. Berry, seconded by Mrs. Lowe, the Council approved and adopted the Ordinance to Repeal and Reenact, in its entirety, Chapter 30, Article II, Noise Ordinance, of the Code of the Town of Abingdon, Virginia, to further promote the public policy of the Town by enhancing the Enforceability of the Town's Ordinances**

**to Reduce, and Eliminate, where possible, excessive Noise and Related Adverse Conditions in the Community.**

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

**Mr. Howard            Aye**

**Mr. Humphreys      Aye**

**Mr. Berry             Aye**

**Mrs. Lowe            Aye**

**Mayor Morgan        Aye**

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R. UNFINISHED BUSINESS – None.

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**S. MATTERS NOT ON THE AGENDA**

- Greg Kelly, Town Manager reported that he had received an agreement from Virginia Retirement System regarding a new optional long term health insurance care program that VRS will begin offering to employees of participating localities. Mr. Kelly indicated that the new plan would bear no additional expense to the Town but would merely be an additional insurance that employees can elect to participate in, and he recommended that Council members authorize him to enter into the agreement to offer the plan to Town employees.

**On motion of Mr. Howard, seconded by Mr. Berry, the Council authorized Greg Kelly, Town Manager to enter into an agreement with Virginia Retirement System to offer an optional long term health insurance care program to employees.**

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

**Mr. Howard            Aye**

<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>



## **T. COUNCIL MEMBERS REPORTS**

- Mr. Berry reported that the Lt. Governor had visited Abingdon on June 29<sup>th</sup> and attended a breakfast meeting at the Small Business Incubator.
- Mr. Howard indicated that he was glad to be back as a member of the Town Council.
- Mr. Humphreys reported on celebration to be held at the Sinking Spring Cemetery and reported on the upcoming events at The Muster Grounds.
- Mrs. Lowe indicated that she would like to see the minutes from each of the boards and commissions and asked the Town Clerk to request that each one send her copies to be included in the Council packet each month.
- Mr. Morgan commented on the outstanding service of former Council members, Dr. French Moore and Lois Humphreys and indicated that he was very pleased with the Town's presentation at the All America City awards in Kansas City in June.



Mayor Morgan declared the meeting adjourned.

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Edward B. Morgan, Mayor

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Cecile M. Rosenbaum, Town Clerk