

**TOWN OF ABINGDON
REGULAR COUNCIL MEETING
TUESDAY, NOVEMBER 4, 2014 – 7:30 P.M.
COUNCIL CHAMBERS - MUNICIPAL BUILDING**

A regular meeting of the Abingdon Town Council was held on Tuesday, November 4, 2014 at 7:30 p.m. in the Council chambers of the Municipal Building.

A. Welcome by Mayor Morgan

B. Roll Call – Cecile Rosenbaum, Town Clerk

Members of Council Present: Edward B. Morgan, Mayor
Mrs. Cathy Lowe, Vice Mayor
Mr. Richard E. Humphreys
Mr. Robert M. Howard
Mrs. Jayne A. Duehring

Administrative/Town Staff: Gregory W. Kelly, Town Manager
Cecile Rosenbaum, Clerk/Int. Asst. Town Manager
Deborah Icenhour, Town Attorney
John Dew, Dir. Public Services/Construction
Floyd Bailey, Dir. Information Technology
Deborah Atkins-Vance, Dir. Human Resources
Kevin Worley, Dir. of Parks & Recreation
Kevin Costello, Dir. of Tourism
John McCormick, Fire Chief
CJ McGlothlin, Code Enforcement/Asst. Fire Chief
Jon Phelps, IT Department

C. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was led by Town Manager, Greg Kelly.

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**D. APPROVAL OF MINUTES**

- October 8, 2014 Work Session Meeting
- October 8, 2014 Regular Meeting

**On motion of Mr. Humphreys, seconded by Mr. Howard, the Council approved the minutes of the October 8, 2014 Work Session meeting and the October 8, 2014 Regular Meeting as presented.**

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

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

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E. SPECIAL EMPLOYEE RECOGNITIONS - *Greg Kelly, Town Manager*

- **Recognition of Scott DeBusk for his ten (10) years of service to the Abingdon Police Department**
- **Recognition of Brian Stanker for his ten (10) years of service to the Abingdon Police Department**

Mr. Kelly presented Scott Debusk and Brian Stanker with their 10 year service pin and plaque and thanked them for their continued service with the Abingdon Police Department.

- **Recognition of Kevin Worley for his twenty-five (25) years of service to the Abingdon Parks and Recreation Department**

Mr. Kelly presented Kevin Worley with his twenty-five (25) year service pin and plaque and thanked him for his dedicated service to the town and to the Parks and Recreation Department.

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**F. PETITIONS, PUBLIC HEARINGS AND FIRST READING OF ORDINANCES - None.**

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G. SECOND READINGS – None.

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**H. SECOND READINGS OF ORDINANCES**

1. **Second Reading - Consideration of Petition for Right of Way Vacation request for the east-west unopened right-of-way (approximately 250 feet long and 15 feet wide) between Campbell Street and Fulkerson Street, bound by parcels 017-11-33 and 017-11-35 on the north and Parcels 017-1-29 and 017-1-29A to the south.**

John Dew, Director of Public Services/Construction commented that the matter before Council was for a second reading and was the last step for the finalization of this right of way vacation request. Mr. Dew noted that the Ordinance would become effective thirty (30) days after the approval which would be December 4<sup>th</sup>, 2014 and recommended Council approve the Ordinance on second reading.

**On motion of Mr. Howard, seconded by Mrs. Lowe, the Council approved the Ordinance to Vacate and East-West unopened right of way between Campbell Street and Fulkerson Street within the Town of Abingdon, Virginia.**

The roll call vote was as follows:

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

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I. CONSIDERATION OF ANY BIDS – None.

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**J. REPORTS FROM THE TOWN MANAGER**

**1. Presentation by the Feeding America Southwest Virginia.**

*Ed Roberts, Major Gifts Officer was not present at the meeting. Ms. Rosenbaum indicated she would contact him to determine if he wished to reschedule.*

*No action was taken by Council on this matter*

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2. Consideration of Bank of America Refund Payment Agreement relative to bank franchise taxes paid to the Town of Abingdon.

Greg Kelly, Town Manager commented that Council had discussed the Refund Payment Agreement at the prior Work Session Meeting. Mr. Kelly noted that he recommended that Council authorize him to sign the agreement and choose Option 3 of the Refund Payment which is the refundable credit offer wherein payments can be made in five (5) equal installments beginning January 1st 2016 and applied against the Bank Franchise Tax payable to the town on that date.

On motion of Mrs. Lowe, seconded by Mr. Humphreys, the Council authorized the Town Manager, Greg Kelly to sign the Bank of America Refund Payment Agreement, choosing option 3, the Refund Payment which is the refundable credit offer wherein payments can be made in five (5) equal installments beginning January 1st 2016 and applied against the Bank Franchise Tax payable to the town on that date.

The roll call vote was as follows:

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

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### **3. Bylaws changes to the Sustain Abingdon Committee**

Rick Statzer, Sustain Abingdon Committee member reported that the Sustain Abingdon group had reviewed their by-laws and agreed on a modification to the document. Mr. Statzer indicated that the change set forth that there would be no term limit for town of Abingdon employees who are on the committee. Mrs. Duehring inquired about the staggering of the terms for the members.

**On motion of Mrs. Lowe, seconded by Mr. Humphreys, the Council approved the proposed By-Laws for the Sustain Abingdon Committee thereby eliminating term limits for committee members who are employees of the town of Abingdon.**

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

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

Mr. Statzer noted that America Recycles Day would be held in the Police Station parking lot on Saturday, November 15<sup>th</sup> from 9:00 to 1:00.

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K. RESOLUTIONS – None.

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### **L. MATTERS NOT ON THE AGENDA**

- Dr. Todd Pillion of 205 Stonewall Heights, Abingdon reported that he was a candidate for the House of Delegate seat recently vacated by Ben Chafin and special election would be held on December 9<sup>th</sup>.
- Kevin Costello reported on the Rails to Trails event that was held a few weeks early and showed Council the signs that will be placed along the Creeper Trail noting the designation as a Rails to Trails Hall of Fame trail. Mr. Costello also showed Council the Shining Example Award the Abingdon Convention and Visitors Bureau was awarded by Southeast Tourism Society for Tourism Office of the Year under \$2M budget.

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M. APPOINTMENTS TO BOARDS AND COMMITTEES

1. Sustain Abingdon Committee

- *Appointment of one member from the public*

On motion of Mrs. Lowe, seconded by Mrs. Duehring, the Council appointed Paul Gadola to serve on the Sustain Abingdon Committee.

The roll call vote was as follows:

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

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### **2. Economic Development Authority**

- *Appointment of Rich Buddington who is eligible to serve a second term*

### **3. Tourism Advisory Committee**

- *Appointment of Becky Nave as a representative from Heartwood (Mrs. Nave replaced Todd Christensen on the Committee and is eligible to serve a full term)*

**On motion of Mrs. Lowe, seconded by Mr. Howard, the Council appointed Rich Buddington to a second term on the Economic Development Authority and Becky Nave to her first full term on the Tourism Advisory Committee.**

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

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

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- Mayor Morgan noted that Mr. Howard and Mr. Humphreys had just received their Certified Planning Commissioner training.
- Mr. Humphreys noted the Veterans Day celebration on November 11th at Veterans Park.

Mayor Morgan declared the meeting adjourned.

Edward B. Morgan, Mayor

Cecile M. Rosenbaum, Town Clerk