



**TOWN OF ABINGDON, VIRGINIA  
TOWN COUNCIL MID-MONTH MEETING  
TUESDAY, FEBRUARY 16, 2021 – 2:30 pm  
TOWN HALL - COUNCIL CHAMBERS**

**DRAFT AGENDA**

*Please note there will be an opportunity during the meeting for citizens to address the Town Council when the Mayor declares public comments open. We request that anyone addressing the Council, sign up, approach the podium when called, state your first and last name, and provide your complete mailing address.*

**A. WELCOME – Mayor Webb**

**B. ROLL CALL – Kim Kingsley, Clerk**

**C. APPROVAL OF AGENDA – Mayor Webb**

**D. PUBLIC COMMENTS** – Please place your name on the sign-up sheet provided and comments are limited to three (3) minutes per person.

**E. PETITION(S) AND PUBLIC HEARINGS**

**F. PROCLAMATIONS**

**G. NEW BUSINESS**

**H. RESOLUTIONS**

1. Resolution supporting the Town's grant application for study of Town Creek watershed - *John Dew, Director of Public Works*
2. Resolution accepting certain White Avenue Right Of Way – *John Dew, Director of Public Works*

**I. ORDINANCES**

1. First Reading – An Ordinance vacating a portion of an unopened 40-foot right-of-way known as "White Avenue" located at or near 226 Barter Drive; 238 Barter Drive and 236 Barter Drive in the Town of Abingdon, Virginia bounded by property currently owned by Petitioners Michael E. and Kaye C. Richards Beale (Tax Parcel Number 013-3-28); Robert D. and Estella M. Gilmer (Tax Parcel Number 013-3-116); and Lauren Street Wagner (Tax Parcel Number 013-3-36)

**J. UNFINISHED BUSINESS**

**K. MISCELLANEOUS BUSINESS AND COMMUNICATIONS FROM TOWN MANAGER**

1. Transportation update – *John Dew, Director of Public Works*

2. Discussion regarding FY 2021-2022 Budget Process – *Steve Trotman, Director of Finance*
3. Sewer Rate Analysis – *James Morani, Town Manager*
4. Discussion regarding parking in fire lanes – *James Morani, Town Manager*

**L. COUNCIL MEMBER REPORTS**

**M. CLOSED SESSION**

1. Closed Session pursuant to §2.2-3711(A)(3) of the Code of Virginia, 1950, as amended, to discuss a matter involving disposition of publicly held real property because discussion in an open meeting would adversely affect the bargaining position.

**N. ADJOURN**



**A RESOLUTION BY THE COUNCIL OF THE TOWN OF ABINGDON, VIRGINIA  
IN SUPPORT OF A GRANT APPLICATION TO THE VIRGINIA DAM SAFETY,  
FLOOD PREVENTION, AND PROTECTION ASSISTANCE FUND**

**WHEREAS**, the Virginia Department of Conservation and Recreation (DCR) Virginia Dam Safety, Flood Prevention, and Protection Assistance Fund was created to help with safety, flood prevention, and the protection of dams located throughout the Commonwealth of Virginia; and

**WHEREAS**, the Town of Abingdon would like to submit a DCR Virginia Dam Safety, Flood Prevention, and Protection Assistance Fund grant application in the amount of \$50,000 to provide funding support for an engineering study of chronic flooding issues at selected locations along Town Creek, including investigating stormwater improvement projects that could reduce or eliminate flooding concerns with a total study cost of \$100,000; and

**WHEREAS**, the funds, if awarded, will be applied to complete said study; and

**WHEREAS**, the required 50% matching local funds in the amount of \$50,000 will be provided by the Town of Abingdon.

**NOW THEREFORE, BE IT RESOLVED** by the Council for the Town of Abingdon, does hereby support a grant application in the amount of \$50,000 to the Virginia Department of Conservation and Recreation Virginia Dam Safety, Flood Prevention, and Protection Assistance Program to provide funding support for an engineering study of the chronic flooding issues along Town Creek; and

**BE IT FURTHER RESOLVED** by the Council for the Town of Abingdon, does hereby authorize the Town Manager to sign any and all necessary grant documents to execute the grant application, grant contract, and grant reports.

**TOWN OF ABINGDON, VIRGINIA**

**BY:** \_\_\_\_\_  
**Mayor Derek Webb**

The undersigned Clerk of the Town of Abingdon, Virginia (the “Town”) hereby certifies that the foregoing constitutes a true and correct copy of a resolution duly adopted at a meeting of the Council held on February 16, 2021. I hereby further certify that such meeting was a regularly scheduled meeting and that, during the consideration of the foregoing resolution a quorum was present. I further certify that the minutes of such meeting reflect the attendance of the members and the voting on the foregoing resolution was as follows:

Member	Attendance	Vote
Derek Webb, Mayor		
Donna Quetsch, Vice Mayor		
James Anderson		
Amanda Pillion		
Mike Owens		

***WITNESS my hand and seal of the Town of Abingdon as of February 16, 2021.***

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***Kimberly Kingsley, Clerk***



## RESOLUTION ACCEPTING CERTAIN WHITE AVENUE RIGHT OF WAY

**WHEREAS**, by deed dated 26<sup>th</sup> day of May, 1943 by Benson S. and Marie S. Alleman and recorded in the Clerk's Office for the Circuit Court of Washington County at Deed Book 196, Page 487, and associated plat ("Subdivision Plat") certain property was subdivided;

**WHEREAS**, as shown on the Subdivision Plat, a 40 (forty) foot right of way ("right of way") known as White Avenue was dedicated to the Town of Abingdon but was not formally accepted by the Town;

**WHEREAS**, upon application of petitioners and recommendation of the Board of Viewers, the Town vacated certain portions of White Avenue;

**WHEREAS**, the Town has determined to accept the remaining portion of White Avenue as shown on the attached Plat and to later incorporate it into Barter Drive, when appropriate improvements have been made and report completed by the Town Manager;

**NOW THEREFORE, BE IT RESOLVED** that the Town accepts the remaining portion of White Avenue as shown on the attached Plat.

Adopted on February 16, 2021.

**BY:** \_\_\_\_\_  
**Mayor Derek Webb**

*The undersigned Clerk of the Town of Abingdon, Virginia (the "Town") hereby certifies that the foregoing constitutes a true and correct copy of a resolution duly adopted at a meeting of the Council held on February 16, 2021. I hereby further certify that such meeting was a regularly scheduled meeting and that, during the consideration of the foregoing resolution a quorum was present. I further certify that the minutes of such meeting reflect the attendance of the members and the voting on the foregoing resolution was as follows:*

Member	Attendance	Vote
Derek Webb, Mayor		
Donna Quetsch, Vice Mayor		
James Anderson		
Amanda Pillion		
Mike Owens		

**WITNESS my hand and seal of the Town of Abingdon as of February 16, 2021.**

\_\_\_\_\_  
**Kimberly Kingsley, Clerk**



TOWN OF ABINGDON  
Abingdon, Virginia

Tuesday, January 26, 2021

TO: Abingdon Town Council

FROM: Board of Viewers

RE: Petition to Vacate an unopened portion of right-of-way of **White Avenue**, from 34.65' south of Barter Drive to approximately 101 feet south of Barter Drive, adjacent to parcels 226 Barter Drive; 238 Barter Drive and 236 Barter Drive; currently owned by Petitioners Michael E. and Kaye C. Richards Beale (Tax Parcel Number 013-3-28); Robert D. and Estella M. Gilmer (Tax Parcel Number 013-3-116); and Lauren Street Wagner (Tax Parcel Numbers 013-3-36 and 013-3-32A)

We, the Board of Viewers, have reviewed the above captioned properties and right-of-way vacation request with Abingdon Director of Public Works John Dew, Abingdon Director of Community Development Jason Boswell, and Abingdon Town Engineer Tyler Vencill.

This Board of Viewers found as fact that the right-of-way is presently not used as a thoroughfare.

Per Code of Virginia 15.2-2006, we, the Board of Viewers, feel that no inconvenience to the Town would result from the requested vacation. We recommend for consideration by Town Council that the vacation be contingent upon the following conditions:

1. Easements be retained within the vacated right-of-way for any existing utilities and storm drainage.
2. The remainder of White Avenue right-of-way be incorporated by resolution in to adjacent Barter Drive right-of-way.
3. All petitioners directly involved with the vacation acknowledge and approve by signature the division of the vacated right-of-way on a plat to be recorded.

**BOARD OF VIEWERS**

Albert C. Bradley

J. Wayne Craig

Robert M. Howard

**ORDINANCE TO VACATE AN UNOPENED RIGHT-OF-WAY  
KNOWN AS “WHITE AVENUE” WITHIN THE TOWN OF ABINGDON VIRGINIA**

Ordinance Number: \_\_\_\_\_

**An Ordinance vacating a portion of an unopened 40-foot right-of-way known as “White Avenue” located at or near 226 Barter Drive; 238 Barter Drive and 236 Barter Drive in the Town of Abingdon, Virginia bounded by property currently owned by Petitioners Michael E. and Kaye C. Richards Beale (Tax Parcel Number 013-3-28); Robert D. and Estella M. Gilmer (Tax Parcel Number 013-3-116); and Lauren Street Wagner (Tax Parcel Number 013-3-36)**

**WHEREAS**, pursuant to § 15.2-2006 of the 1950 *Code of Virginia* as amended, a Petition was heretofore filed by owners of property in the Town of Abingdon, commonly known as 226 Barter Drive, 238 Barter Drive, and 236 Barter Drive, requesting the vacation, abandonment and closing of a portion of an unopened, 40-foot right-of-way entitled “White Avenue” between parcels of land owned by the Petitioners bearing Tax Parcel Numbers 013-3-28; 013-3-116 and 013-3-36; that pursuant to the aforementioned Code section, notice was published on December 21, 2020 and December 28, 2020 with at least six days elapsing between the first and second publications; the Bristol Herald Courier being a newspaper having general circulation in the Town of Abingdon, thereby notifying all interested parties of the transaction; and

**WHEREAS**, a public hearing was held pursuant to said notice on Monday, January 4, 2021 in the Council Chambers of the Town Hall at a regularly scheduled Town Council meeting; that during said meeting, a Board of Viewers consisting of Al Bradley, Wayne Craig and Robert Howard was appointed by the Council to conduct an inspection of the aforesaid unopened 40-foot right-of-way. Thereafter, the Board of Viewers submitted a written report dated January 26, 2021 stating that it found the right-of-way presently unused and that no inconvenience would result from the requested vacation; that based upon the evidence presented at the public hearing on January 4, 2021 and in the report submitted by the Board of Viewers on January 26, 2021; on February 1, 2021 at the regular meeting of the Town of Abingdon Council, after due notice to all potentially affected property owners, the Council voted unanimously to vacate the aforesaid unopened right-of-way, known as “White Avenue” located in the Town of Abingdon.

**NOW THEREFORE, BE IT ORDAINED BY THE TOWN OF ABINGDON** that the aforesaid portion of unopened 40-foot right-of-way, known as “White Avenue” described above, which adjoins the property of the Petitioners, Michael E. and Kaye C. Richards Beale (Tax Parcel

Number 013-3-28); Robert D. and Estella M. Gilmer (Tax Parcel Number 013-3-116); and Lauren Street Wagner (Tax Parcel Number 013-3-36) is hereby vacated pursuant to *Va. Code* § 15.2-2006, as shown on the plat attached titled “*Plat Showing a Proposed Closing of the Property of The Town of Abingdon, Virginia, Located in the Town of Abingdon, in the County of Washington, Virginia, Plat of the Closing of a Portion of White Street*” surveyed by John S. Rasnick, L.S., of Boundary Hunter Land Surveying, October 20, 2020, and the property formerly the portion of unopened right of way is divided among the petitioners as indicated on the plat; and

**IT IS FURTHER ORDAINED** that a certified copy be filed of record among the land records of the Clerk of the Circuit Court for Washington County Virginia and indexed in the names of the Town of Abingdon and Petitioners, Michael E. and Kaye C. Richards Beale (Tax Parcel Number 013-3-28); Robert D. and Estella M. Gilmer (Tax Parcel Number 013-3-116); and Lauren Street Wagner (Tax Parcel Number 013-3-36), the adjoining property owners.

#### **CERTIFICATE**

Pursuant to § 2-100 of the Code of the Town of Abingdon, I hereby certify that I have reviewed the foregoing proposed Ordinance vacating a portion of an unopened 40-foot right-of-way entitled “White Avenue” on a plat attached titled “*Plat Showing a Proposed Closing of the Property of The Town of Abingdon, Virginia, Located in the Town of Abingdon, in the County of Washington, Virginia, Plat of the Closing of a Portion of White Street*” surveyed by John S. Rasnick, L.S., of Boundary Hunter Land Surveying, October 20, 2020.

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Cameron Bell, Esq.

This ordinance was adopted on February 16, 2021, to take effect on \_\_\_\_\_.

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Derek Webb, Mayor

The undersigned Clerk of the Town of Abingdon, Virginia (the “Town”), hereby certifies that the foregoing constitutes a true and correct copy of an ordinance duly adopted at a meeting of the Council held on February 16, 2021. I hereby certify that such meeting was a regularly scheduled meeting and that, during the consideration of the foregoing ordinance, a quorum was present. I further certify that the minutes of meeting was a regularly scheduled meeting and that, during the consideration of the foregoing ordinance, a quorum was present. I further certify that the minutes of such meeting reflect the attendance of the members and the voting on the foregoing ordinance was as follows:



MEMBERS	ATTENDANCE	VOTE
Derek Webb, Mayor		
Donna Quetsch, Vice Mayor		
James Anderson		
Amanda Pillion		
Mike Owens		

WITNESS MY HAND and the seal of the Town of Abingdon as of February 16, 2021.

(SEAL)

\_\_\_\_\_  
Kimberly Kingsley, Clerk