

# TOWN OF ABINGDON, VIRGINIA TOWN COUNCIL REGULAR MEETING MONDAY, JUNE 7, 2021 – 6:30 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. PLEDGE OF ALLEGIANCE Mayor Derek Webb
- D. PRAYER Pastor Steven Bednar
- E. APPROVAL OF AGENDA Mayor Webb
- **F. PUBLIC COMMENTS** Please place your name on the sign-up sheet provided and comments are limited to three (3) minutes per person.

# G. APPROVAL OF MINUTES

- May 3, 2021 meeting
- May 20, 2021 mid-month meeting

# H. PROCLAMATIONS

- 1. Proclamation recognizing June 6 12, 2021 at National Garden Week *Mayor Derek Webb*
- **I. PUBLIC HEARING** Please place your name on the sign-up sheet provided and comments are limited to five (5) minutes per person.
  - 1. **Public Hearing** Sale of real property, namely Hassinger House, also known as Abingdon Convention and Visitors Bureau, 335 Cummings Street, Parcel Number 020-11-1 *James Morani, Town Manager*
  - 2. **Public Hearing -** Solicit public input for local community development in relation to Community Development Block Grant (CDBG) proposal to be submitted to the Virginia Department of Housing and Community Development for General Community Support in the COVID-19 Environment Program. The General Community Support in the COVID-19 Environment Program will consist of a partnership between the Town, locally owned dinein restaurants to provide ready-to-go meals to Faith In Action for families in need. *Tonya Triplett, Director of Economic Development and Tourism/Assistant Town Manager*

# J. RESOLUTIONS

- Resolution of the Council supporting local community development in relation to Community Development Block Grant proposal requesting additional funding to be submitted to the Virginia Department of Housing and Community Development for General Community Support in the COVID-19 Environment Program. – Tonya Triplett, Director of Economic Development and Tourism/Assistant Town Manager
- 2. Resolution of the Council to establish fees and charges for services *James Morani, Town Manager*
- 3. Resolution of the Council supporting the expansion of passenger rail service *James Morani, Town Manager*

# K. FIRST READING OF ORDINANCES

- 1. An Ordinance of the Council to transition Council elections from May to November. *Cameron Bell, Town Counsel*
- 2. An Ordinance to amend Chapter 82 of the Town of Abingdon Code pertaining to ride-share *James Morani, Town Manager*

# L. SECOND READING OF ORDINANCES

1. Ordinance of the Council for the Town of Abingdon, Virginia proposing a budget for the Town of Abingdon, Virginia to make appropriation for the current expenses of the Town and to fix a tax rate upon real and personal property, for the fiscal year beginning July 1, 2021 and ending June 30, 2022. – *Steve Trotman, Director of Finance* 

# M. CONSIDERATION OF BIDS

# N. NEW BUSINESS

1. Request for Proposals (RFP) by the Town of Abingdon for sale of 335 Cummings Street, Parcel No. 020-11-1 – *James Morani, Town Manager* 

# O. OLD BUSINESS

- P. MISCELLANEOUS BUSINESS AND COMMUNICATIONS FROM TOWN MANAGER
- Q. COUNCIL MEMBER REPORTS
- R. APPOINTMENTS TO BOARDS AND COMMITTEES
- S. ADJOURNMENT

# TOWN OF ABINGDON REGULAR COUNCIL MEETING MONDAY, MAY 3, 2021 – 6:30 PM COUNCIL CHAMBERS – MUNICIPAL BUILDING

A regular meeting of the Abingdon Town Council was held on Monday, May 3, 2021 at 6:30 pm in the Council Chamber of the Municipal Building.

A. WELCOME - Mayor Webb

B. ROLL CALL

Members of Council Present: Mike Owens

James Anderson Amanda Pillion

Donna Quetsch, Vice Mayor

Derek Webb, Mayor

# C. PLEDGE OF ALLEGIANCE

# D. APPROVAL OF AGENDA (VIDEO 3:37 – 4:15)

On motion of Mr. Anderson, seconded by Mrs. Quetsch, approved the agenda as presented.

The roll call vote was as follows:

Mr. Owens	Aye
Mr. Anderson	Aye
Mrs. Pillion	Aye
Mrs. Quetsch	Aye
Mayor Webb	Aye

# E. PUBLIC COMMENTS (VIDEO 4:17 – 8:50)

• Emmitt Yeary

# F. APPROVAL OF MINUTES (VIDEO 8:42 – 9:24)

- April 5, 2021 minutes
- April 22, 2021 mid-month meeting

On motion of Mrs. Pillion, seconded by Mr. Anderson, approved the April 5, 2021 and the April 22, 2021 mid-month minutes as presented.

The roll call vote was as follows:

Mr. Owens	Aye
Mr. Anderson	Ave

Mrs. Pillion	Aye
Mrs. Quetsch	Aye
Mayor Webb	Aye

# G. PROCLAMATIONS (VIDEO 9:27 – 17:10)

Mrs. Pillion read into record Proclamation on the occasion to honor and recognize the Abingdon High School Golf Team 2021 Class 3A State Champions. Mayor Webb and Council presented the players and coaches with a framed Proclamation and Town pins.

# (VIDEO 17:34 – 17:47)

On motion of Mrs. Pillion, seconded by Mrs. Quetsch, moved for a five-minute recess to investigate a HVAC problem in Council chambers.

# The roll call vote was as follows:

Mr. Owens	Aye
Mr. Anderson	Aye
Mrs. Pillion	Aye
Mrs. Quetsch	Aye
Mayor Webb	Aye

# (VIDEO 23:06 – 23:26)

On motion of Mr. Owens, seconded by Mrs. Quetsch, reconvened in open session.

# The roll call vote was as follows:

Mr. Owens	Aye
Mr. Anderson	Aye
Mrs. Pillion	Aye
Mrs. Quetsch	Aye
Mayor Webb	Aye

2. Proclamation designating May 2021 as Small Business Appreciation Month – *Mayor Webb* (VIDEO 23:28 – 26:24)

Tonya Triplett, Director of Economic Development and Assistant Town Manager, advised Council that the Best of Abingdon 2021 winners will be awarded this week and invited Council members to join for the presentations.

Vice Mayor Quetsch read the proclamation designating May 2021 as Small Business Appreciation Month. Mayor Webb announced that fifteen new businesses opened in the Town during the pandemic and thanked all our businesses.

3. Proclamation designating May 9-15, 2021 as Virginia Police Week and Peace Officers Memorial Day – *Mayor Webb* (VIDEO 26:23 – 30:11)

Mr. Owens read proclamation designating May 9-15, 2021 as Virginia Police Week and Peace Officers Memorial Day. The entire Council thanked the members of the Abingdon Police Department for their commitment and hard work. Chief Holbrook thanked the Council for their support.

4. Proclamation designating May 3 – 7, 2021 as Public Service Week – *Mayor Webb* (VIDEO 30:21 – 35:06)

Mr. Anderson read the proclamation designating May 3-7, 2021 at Public Service Week. Mayor Webb thanked John Dew, Director of Public Works and all the public works employees for keeping Abingdon beautiful by providing excellent services. Mr. Dew thanked the sixty public works employees and all employees in the Town.

# H. PETITION(S) AND PUBLIC HEARING

1. **Public Hearing** – An Ordinance of the Council for the Town of Abingdon, Virginia proposing a budget for the Town of Abingdon, Virginia to make appropriation for the current expenses of the Town and to fix a tax rate upon real and personal property, for the fiscal year beginning July 1, 2021 and ending June 30, 2022. – *James Morani, Town Manager* (VIDEO 35:09 – 36:42)

Town Manager James Morani advised Council that this public hearing was for the first reading of the budget ordinance and the second reading would be held in June 2021 for adoption and effective July 1, 2021.

Mayor Webb declared the public hearing open for comment. Hearing no comments, Mayor Webb closed the public hearing.

2. **Public Hearing** – Proposed zoning map amendment to rezone Tax Map ID 020-11-1, parcel consisting of 1.079 acres more or less, located at 335 Cummings Street, Abingdon VA, from R-3 Residential District to O&I Office and Institutional District. – *Jason Boswell, Director of Community Development* (VIDEO 36:44 – 46:08)

Jason Boswell, Director of Community Development, stated that Council requested that this matter be referred to the Planning Commission for consideration to rezone Tax Map Parcel 020-11-1 from R3, Residential to OI, Office and Institutional District to be consistent with adjacent property, existing use and character of the property, the Comprehensive Plan, the suitability of property for various uses, and the trends of growth or change.

Mayor Webb declared the public hearing open for comment. Walter Jenny addressed the Council. Hearing no further comments, Mayor Webb closed the public hearing. Discussion ensued.

# I. RESOLUTIONS

1. Resolution of the Council for the Town of Abingdon to dispose of certain personal property – *James Morani, Town Manager* (VIDEO 46:13 – 57:11)

Town Manager James Morani advised Council that as part of the restructuring and the process for special events, discussions were held regarding personal property owned by the Town

such as chairs, tables and tents. Mr. Morani stated that the Town could dispose of the personal property in a manner described in the Code of Virginia. Discussion ensued.

On motion of Mr. Owens, seconded by Mrs. Quetsch, tabled matter until May 20, 2021.

# The roll call vote was as follows:

Mr. Owens	Aye
Mr. Anderson	Aye
Mrs. Pillion	Aye
Mrs. Quetsch	Aye
Mayor Webb	Aye

# J. FIRST READING OF ORDINANCES

 An Ordinance of the Council for 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, for the fiscal year beginning July 1, 2021 and ending June 30, 2022. – *James Morani*, *Town Manager* (VIDEO 57:13 – 57:58)

Mayor Webb questioned whether this matter should be rejected. Hearing no comment, matter will move to a second reading.

2. Proposed zoning map amendment to rezone Tax Map ID 020-11-1, parcel consisting of 1.079 acres more or less, located at 335 Cummings Street, Abingdon VA, from R-3 Residential District to O&I Office and Institutional District – *James Morani, Town Manager* (VIDEO 57:59 – 59:04)

On motion of Mr. Owens, seconded by Mrs. Pillion, adopted Ordinance as presented and dispensed with second reading.

# The roll call vote was as follows:

Mr. Owens	Aye
Mr. Anderson	Aye
Mrs. Pillion	Aye
Mrs. Quetsch	Aye
Mayor Webb	Aye

# K. SECOND READING OF ORDINANCES

1. Proposed amendment to Part II – Code, Chapter 14 – Buildings and Building Regulations, Article III. – Spot Blight Abatement, Section 14 – 56(2), pursuant to Code of Virginia,

1950, as amended, Sections 15.2-1425, 15.2-1429, and 36-49.1:1. – *Jason Boswell, Director of Community Development* (VIDEO 59:04 – 1:01-18)

On motion of Mrs. Quetsch, seconded by Mr. Owens, adopted Ordinance as presented.

# The roll call vote was as follows:

Mr. Owens	Aye
Mr. Anderson	Aye
Mrs. Pillion	Aye
Mrs. Quetsch	Aye
Mayor Webb	Aye

# L. CONSIDERATION OF BIDS

# M. NEW BUSINESS

1. Discussion regarding amendment to budget for the fiscal year beginning July 1, 2020 and ending June 30, 2021. – *Steve Trotman, Director of Finance* (VIDEO 1:01:28 – 1:11:03)

Steve Trotman, Director of Finance, provided Council with a synopsis regarding an amendment to the FY 2020/2021 budget. Mr. Trotman stated that a public hearing regarding this matter will be heard at the May 20, 2021 mid-month meeting.

2. Discussion regarding change to traffic control configuration at the Virginia Creeper Trail - Meade Drive intersection. – *John Dew, Director of Public Works* (VIDEO 1:11:06 – 1:22:39)

John Dew, Director of Public Works, stated that approximately twenty-years ago a two-light signalization. Mr. Dew stated that he understands there have been several close incidents and after research, he felt the signal is not warranted. Mr. Dew proposed that increase signage be installed consistent with assignment of the right-of-way pursuant to the Manual on Uniform Traffic Control Devices. Discussion ensued. Cameron Bell, Counsel, stated that an Ordinance would be presented at the May 20, 2021 mid-month meeting.

3. Schedule July – December, 2021 mid-month meetings – *James Morani, Town Manager* (VIDEO 1:22:43 – 1:28:48)

Council scheduled dates for July, 2021 through December, 2021 meetings.

# N. OLD BUSINESS

# O. MISCELLANEOUS BUSINESS AND COMMUNICATIONS FROM TOWN MANAGER (VIDEO 1:28:51 – 1:30:47) (1:31:52 – 1:32:22)

Tonya Triplett, Director of Economic Development and Assistant Town Manager provided an update on tourism matters. Town Manager James Morani advised Council that the pool at the Coomes Recreation Center is scheduled to open on June 2, 2021.

# **P. COUNCIL MEMBER REPORTS (VIDEO 1:30:49 – 1:31:44)**

Mayor Webb thanked the Council members for their hard work and reminded everyone to exercise the right to vote at tomorrow's Special Election.

# Q. APPOINTMENTS TO BOARDS AND COMMITTEES

# R. ADJOURNMENT

Mayor Webb declared the meeting adjourned	ed.
	Mayor Derek Webb
Kimberly Kingsley, Clerk	

# TOWN OF ABINGDON REGULAR COUNCIL MEETING THURSDAY, MAY 20, 2021 – 2:30 PM COUNCIL CHAMBERS – MUNICIPAL BUILDING

A regular meeting of the Abingdon Town Council was held on Thursday, May 20, 2021 at 2:30 pm in the Council Chamber of the Municipal Building.

A. WELCOME - Mayor Webb

B. ROLL CALL

Members of Council Present: Mike Owens

James Anderson Amanda Pillion

Donna Quetsch, Vice Mayor

Derek Webb, Mayor

# C. APPROVAL OF AGENDA (VIDEO 3:50 – 5:10)

On motion of Mr. Owens, seconded by Mr. Anderson, amended the draft agenda to include swearing-in of two officers for the Abingdon Police Department to be heard after the public comments and a closed sessions under item M pursuant to §2.2-3711(A)(1) of the Code of Virginia, 1950, a personnel matter involving performance evaluation or job assignments of specific employees.

# The roll call vote was as follows:

Mr. Owens	Aye
Mr. Anderson	Aye
Mrs. Pillion	Aye
Mrs. Quetsch	Aye
Mayor Webb	Aye

(VIDEO 5:18 - 5:40)

On motion of Mrs. Pillion, seconded by Mrs. Quetsch, approved the agenda as amended.

# The roll call vote was as follows:

Mr. Owens	Aye
Mr. Anderson	Aye
Mrs. Pillion	Aye
Mrs. Quetsch	Aye
Mayor Webb	Aye

# **D. PUBLIC COMMENTS (VIDEO 5:42 – 11:19)**

- Katie Brown, Barter Theatre
- Dr. Mark Matney

(VIDEO 11:24 – 20:24)

Mayor Webb invited Chief Jon Holbrook to introduce Christopher Jennings and Stephen Blake Eades. Chief Holbrook announced that Christopher Jennings was promoted to Lieutenant of Investigations and Administrations and Stephen Blake Eades was promoted to Lieutenant of the Patrol Division of the Abingdon Police Department. Lieutenant Jennings and Lieutenant Eades accepted oaths of office and Council congratulated them on their promotions.

- **E. PUBLIC HEARINGS** Please place your name on the sign-up sheet provided and comments are limited to five (5) minutes per person.
  - Public Hearing Easement requested for Appalachian Power Company to cross Virginia Creeper Trail right-of-way – *John Dew, Director of Public Works* (VIDEO 20:30 – 22:42)

John Dew, Director of Public Works advised Council that has been discussed at a previous meeting and was before Council for a public hearing. Mr. Dew stated that Appalachian Power Company requested an easement for overhead power lines near 201570 Alvarado Road.

Mayor Webb opened the public hearing. Hearing no comments, Mayor Webb closed the public hearing.

2. **Public Hearing -** Ordinance amending Town of Abingdon's fiscal year 2020-2021 annual budget. – *Steve Trotman, Director of Finance* (VIDEO 22:43 – 27:07)

Steve Trotman, Director of Finance provided Council with a summary regarding the additional revenue from federal funds received from 2020 CARES Act, grants from Crisis Intervention Treatment Assessment Center, Virginia Department of Housing and Community Development, National Park Service, sewer fund transfer, reopening of the Coomes Recreation Center, other local taxes and miscellaneous reclassifications.

Mayor Webb opened the public hearing. Hearing no comments, Mayor Webb closed the public hearing.

- F. PROCLAMATIONS
- **G. NEW BUSINESS**
- H. RESOLUTIONS

1. Resolution of the Council for the Town of Abingdon to dispose of certain personal property – *James Morani, Town Manager* (VIDEO 27:15 – 41:10)

Town Manager James Morani reminded Council that this matter was tabled last month, which provided an opportunity to view other storage areas and inventoried contents. Mr. Morani stated

that the Town has paid since 2013 approximately \$25,000 and not a good use of taxpayer funds. Discussion ensued.

On motion of Mrs. Quetsch, seconded by Mr. Owens, adopted Resolution to dispose of certain personal property.

# The roll call vote was as follows:

Mr. Owens	Aye
Mr. Anderson	Aye
Mrs. Pillion	Aye
Mrs. Quetsch	Aye
Mayor Webb	Aye

# I. ORDINANCES

 First Reading - Ordinance to require users of the Virginia Creeper Trail to come to a complete stop at Meade Drive. – *John Dew*, *Director of Public Works* (VIDEO 41:13 - 47:11)

John Dew, Director of Public Works communicated that the traffic pattern will change in that the trail users must stop at Meade Drive. Cameron Bell, Counsel advised that the Town Manager or designee has the power under ordinances to add or remove traffic signals, however the statute requires if the Town wants people on the shared use path to stop, then the Council must adopt an ordinance, requires two readings but can dispense with the second. Mr. Dew stated that letters were mailed to all Meade Meadows residents, posted on social media and Virginia Creeper Trail Conservancy has contacted the local bike shops. Mr. Dew further added that signage is posted regarding the new traffic pattern. Discussion ensued.

On motion of Mr. Owens, seconded by Mrs. Quetsch, adopted Resolution to require users of the Virginia Creeper Trail to come to a complete stop at Meade Drive and dispensed with the second reading of said Ordinance.

# The roll call vote was as follows:

Mr. Owens	Aye
Mr. Anderson	Aye
Mrs. Pillion	Aye
Mrs. Quetsch	Aye
Mayor Webb	Aye

2. Adoption of Ordinance amending Town of Abingdon's fiscal year 2020-2021 annual budget. – *Steve Trotman, Director of Finance* (VIDEO 47:11 – 49:28)

On motion of Mrs. Quetsch, seconded by Mr. Owens, adopted Ordinance amending the Town of Abingdon's fiscal year 2020-2021 annual budget.

# The roll call vote was as follows:

Mr. Owens	Aye
Mr. Anderson	Aye
Mrs. Pillion	Aye
Mrs. Quetsch	Aye
Mayor Webb	Aye

# J. UNFINISHED BUSINESS

# K. MISCELLANEOUS BUSINESS AND COMMUNICATIONS FROM TOWN MANAGER

1. Tourism and Economic Development Update – *Tonya Triplett, Director of Economic Development and Tourism/Assistant Town Manager* (VIDEO 49:46 – 1:17:46)

Tonya Triplett, Director of Economic Development and Tourism/Assistant Town Manager and Tenille Montgomery, Community Relations Specialist/Management Analyst provided Council with an update on Tourism and Economic Development.

2. Consideration of easement requested for Appalachian Power Company to cross Virginia Creeper Trail right-of-way – *John Dew, Director of Public Works* (VIDEO 1:17:46 – 1:18:59)

On motion of Mrs. Pillion, seconded by Mrs. Quetsch, approved easement request from Appalachian Power Company to cross Virginia Creeper Trail right-of-way and granted the Town Manager authorization to sign easement.

# The roll call vote was as follows:

Mr. Owens	Aye
Mr. Anderson	Aye
Mrs. Pillion	Aye
Mrs. Quetsch	Aye
Mayor Webb	Aye

3. Discussion regarding RFP for Hassinger House- *James Morani, Town Manager* (VIDEO 1:18:59 – 1:27:52)

Town Manager James Morani and Cameron Bell, Counsel, discussed the request for proposal regarding the Hassinger House and advised that this matter would be on the June 7, 2021 agenda for public hearing. Mr. Bell stated that once an agreement was reached that another public hearing would be held.

4. Discussion regarding natural gas franchise agreement – *James Morani*, *Town Manager* (VIDEO 1:27:53 – 1:31:09)

Town Manager James Morani advised that a natural gas franchise agreement proposed by Atmos Energy Corporation. Mr. Morani advised that the code requires advertisement but no action today.

5. Discussion regarding Chapter 82 of the Town of Abingdon Code pertaining to ride-sharing – *James Morani, Town Manager* (VIDEO 1:31:09 – 1:36:26)

Town Manager James Morani advised Council that the ride-sharing has been discussed in relation to "refreshment areas in the community". Mr. Morani further stated that regulations regarding taxicabs are very broad and is not in the Town's best interest and would prefer to define separately. Mr. Morani stated that Delegate Wampler proposed the idea and discussed the size of the district and what areas to be included. Mr. Morani stated that this matter will be updated at the next mid-month meeting and suggested the Council dispense with the second reading.

6. Abingdon Police Department Update – *APD Chief Holbrook* (VIDEO 1:36:26 – 1:56:40)

Chief Jon Holbrook provided Council with an update regarding matters occurring within the Abingdon Police Department.

# **L. COUNCIL MEMBER REPORTS (VIDEO 1:56:45 – 1:59:06)**

Council Member Amanda Pillion stated that she served on the Veterans Memorial Foundation Board; her husband is a veteran, and she worked with the Veteran's Administration. Mrs. Pillion further stated that being a Council member is a separate issue from the support of Veterans and she felt that it was in the best interest of the Town, as a whole, to sell the Hassinger House. Mayor Webb conveyed that many discussions were held regarding the sale and the support of Veterans in planning for parking and was concerned that there was a lot of misinformation being shared.

# M. CLOSED SESSION (VIDEO 1:59:09 – 2:35:38)

On motion of Mrs. Quetsch, seconded by Mr. Owens, convened in closed session pursuant to  $\S2.2-3711(A)(1)$  of the Code of Virginia, 1950, as amended, a personnel matter involving performance evaluation or job assignments of specific employees.

Mr. Owens	Aye
Mr. Anderson	Aye
Mrs. Pillion	Aye
Mrs. Quetsch	Aye
Mayor Webb	Aye

On motion by Mr. Anderson, seconded by Mrs. Quetsch, reconvened in open session.

The roll call vote was as follows:

Mr. Owens	Aye
Mr. Anderson	Aye
Mrs. Pillion	Aye
Mrs. Quetsch	Aye
Mayor Webb	Aye

Mrs. Pillion moved that the Town Council certify that, in 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 the motion.

The certification was as follows:

Mr. Owens	I so certify
Mr. Anderson	I so certify
Mrs. Pillion	I so certify
Mrs. Quetsch	I so certify
Mayor Webb	I so certify

Mayor Webb declared the meeting adjourned.

	Mayor Derek Webb
Kimberly Kingsley, Clerk	



# A PROCLAMATION OF THE COUNCIL FOR THE TOWN OF ABINGDON RECOGNIZING JUNE 6 - 12, 2021 NATIONAL GARDEN WEEK

- **WHEREAS**, Gardeners have a passion for nurturing the beauty and resources of the earth through the planting of seeds, the care of all plants and the riches of their efforts; and
- **WHEREAS**, Gardeners seek to add beauty, splendor, fragrance and nutrition to our lives through the growing of herbs, vegetables, foliage and flowers; and
- **WHEREAS**, Gardeners work to preserve our country's traditional spirit of independence and initiative through innovation and hard work; and
- **WHEREAS**, Gardeners advocate the importance of all creatures, large and small, that share our world and their roles in a balanced and productive ecology; and
- **WHEREAS**, Gardening furnishes a challenge and productive activity for many citizens, for those just learning as well as those having years of experience; and
- **WHEREAS**, Gardening promotes a healthy lifestyle that lasts a lifetime, helps reduce stress from other areas of our life, teaches that rewards can come from diligent efforts; and
- **WHEREAS**, Gardening enables members of Garden Clubs across the nation and the world to serve others in the communities where they reside and work;
- **NOW, THEREFORE,** I, Derek Webb, Mayor of the Town of Abingdon, do hereby proclaim that in an effort to acknowledge the importance of gardening and the numerous contributions of Gardeners, National Garden Clubs, Inc., designates the week of June 6 12, 2021 as National Garden Week.

# TOWN OF ABINGDON, VIRGINIA

BY:		
	Mayor	



# NOTICE OF PUBLIC HEARING

Pursuant to Section 15.2-1800, *et seq.*, of the Code of Virginia, 1950, as amended, the Town of Abingdon will hold a public hearing before the members of the Town Council at 6:30 p.m. on Monday, June 7, 2021, in the Council Chambers of the Town Hall, 133 West Main Street, Abingdon, Virginia, to receive comments from the public regarding the sale of real property, namely Hassinger House, also known as Abingdon Convention and Visitors Bureau. Town of Abingdon, owner, 335 Cummings Street, Parcel No. 020-11-1, located within the Town of Abingdon, Virginia.

James Morani, Town Manager

Please advertise in **Bristol Herald Courier under the Town of Abingdon Seal** on:

Monday, May 31, 2021

I, Cameron Bell, Town Attorney for the Town of Abingdon, Virginia, do hereby acknowledge that this notice is true and correct in form and that it meets all of the procedural and substantive requirements set forth in the Town Code, this the \_\_\_\_\_ day of May, 2021





## HERMAN



"Mildew, I'm not accusing you, but there's a grape missing.'

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# LEGAL ADS



## NOTICE OF PUBLIC HEARING

t to Section 15.2-1800, et seq., of the Code of Virginia, 1950, as amer own of Abingdon will hold a public hearing before the members of council at 65.9 m. on Monday, June 7. 2021, in the Council Cham he Town Hall, 133 West Main Street, Abingdon, Virginia, to receive its from the public reparting the sale of real property, amerily set Mouse, also known as Abingdon Convention and Visitors Brush Abingdon, owner, 335 Cummings Street Parcel No. 1039-117. I Goate



## NOTICE OF PUBLIC HEARING



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Henry a 1 yr old NEUTERED male springer spaniel/foxhound mix. Current with vaccinations and ready for his new home.



# NOTICE OF PUBLIC HEARING

The Council for the Town of Abingdon will conduct a public hearing on Monday, June 7, 2021 at 6:30 pm in Council Chambers, Municipal Building, 133 West Main Street, to solicit public input local community development in relation to Community Development Block Grant (CDBG) proposal requesting additional funding to be submitted to the Virginia Department of Housing and Community Development for General Community Support in the COVID-19 Environment Program. Residents are encouraged to attend. The General Community Support in the COVID-19 Environment Program will include the following activities:

The project will consist of a partnership between the Town, locally owned dine-in restaurants to provide ready-to-go meals to Faith In Action for families in need.

Information on the amount of funding available, the requirements on benefit to low- and moderate-income persons, eligible activities will be available. Citizens will also be given the opportunity to comment on the Town's past use of CDBG funds. All interested citizens are urged to attend. For additional information, contact James Morani (276) 492-2234. Comments and grievances can be submitted in writing P O Box 789, Abingdon, Virginia 24212-0789, jmorani@abingdon-va.gov prior to hearing. If you plan to attend and have any special needs requirements, please call the number listed above. For Virginia Relay (TTY) dial 711.

James Morani, Town Manager

Please advertise in Bristol Herald Courier under the Town of Abingdon seal on:

Monday, May 31, 2021





## HERMAN



"Mildew, I'm not accusing you, but there's a grape missing.'

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# LEGAL ADS



## NOTICE OF PUBLIC HEARING

t to Section 15.2-1800, et seq., of the Code of Virginia, 1950, as amer own of Abingdon will hold a public hearing before the members of council at 65.9 m. on Monday, June 7. 2021, in the Council Cham he Town Hall, 133 West Main Street, Abingdon, Virginia, to receive its from the public reparting the sale of real property, amerily set Mouse, also known as Abingdon Convention and Visitors Brush Abingdon, owner, 335 Cummings Street Parcel No. 1039-117. I Goate



## NOTICE OF PUBLIC HEARING



I-800-273-TALK

Saving Lives in Tennesses www.tspn.org

TTY line: 1-800-799-4TTY (4889)



"Soving Lives in Tennesse

TTY line: 1-800-799-4TTY (4889)





Henry is very lovable and does great with children. A great family dog and loves car rides and long walks where he shows how well he walks on a leash. Text Ada with For Pete's Sake Rescue 276 494 6728.

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Heidi, 11 mo old calico/torti lemale. Lovely coat and markings. SPAYED, current on vaccinations. Very laid back, shy but clingy when held. Needs human patience. For adoption info 423-502-7373



Darla, 2 yr old SPAYED female English Bulldog mix. Current on vaccinations. She does vaccinations. She does best as the only dog so she can have all the attention. Darla is a very sweet and loving girl. Text Ada with For Pete's Sake Rescue at 276-494-6718.

Henry a 1 yr old NEUTERED male springer spaniel/foxhound mix. Current with vaccinations and ready for his new home.



# RESOLUTION OF THE COUNCIL FOR THE TOWN OF ABINGDON TO ESTABLISH FEES AND CHARGES FOR SERVICES

*WHEREAS*, pursuant to The Code of the Town of Abingdon Virginia, Section 74.234. – Rates for Sewer Service, allows charges for sewer service be authorized by the Town Council from time to time; and

**WHEREAS**, The Code for the Town of Abingdon Virginia, Section 1-7. – Miscellaneous ordinance and actions not affected by Code, allows the Town to adopt and implement rates, fees, and charges for municipal services; and

**WHEREAS**, the Council desires to fully recover costs associated for applications submitted to; for permits and approvals issued by, and for activities, programs and services provided by, the Town shall be established by resolution of the Town Council.

NOW, THEREFORE, BE IT RESOLVED that the Council adopts the attached fee schedule.

**NOW, THEREFORE, BE IT RESOLVED** that the Council delegates to the Town Manager, or his designee, the authority to establish or adjust specific fees and charges, subject to such requirements and restrictions as the Council may provide.

**NOW, THEREFORE, BE IT FURTHER RESOLVED** that the Town shall publish on the Town's website, and from time to time update, a compendium of all fees and charges collected or imposed by the Town pursuant to the Town Code.

**NOW, THEREFORE, BE IT FURTHER RESOLVED** this Resolution shall take full force and effect upon its passage and approval.

Adopted:		
	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 June 7, 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 th	e Town of Abingdon as of June 7, 2021.
	_
Kimberly Kingsley, Clerk	

# Sewer Charges – Effective July 1, 2021

# **Monthly Service Charges**

Residential Customers, Single-Family (includes Townhouse) or Duplex	In Town Rate	Out of Town Rate
First 2,000 gallons or fraction thereof	25.19	45.92
Each additional 1,000 gallons or fraction thereof	4.43	7.46

All Other Customers as listed below including Commercial and Multi-Family <sup>1</sup> Residential	In Town Rate	Out of Town Rate
First 2,000 gallons or fraction thereof	33.53	49.64
Each additional 1,000 gallons or fraction thereof	5.91	8.96

# **Connection Charges (Tap Fees)**

Residential Customers, Single Family (includes Townhouse) or Duplex	In Town Rate	Out of Town Rate
Single-Family (includes Townhouse)	1,500.00	4,000.00
Duplex	2,100.00	4,300.00

All Other Connections: Commercial, Business, or Industrial users including Commercial Strip Malls, Condominiums, etc.	In Town Rate	Out of Town Rate
Small user (less than 10,000 gallons monthly)	1,700.00	(5)
All large users	3,000.00	(6)

Multi-unit: Apartments, Hotels/Motels, Mobile Home Parks, Nursing Homes	In Town Rate	Out of Town Rate
First unit	1,700.00	(5)
Each additional unit	500.00	(5)

## Notes:

<sup>&</sup>lt;sup>1</sup> Multi-Family includes apartments, condominiums, and any residential structure arranged or designed to be occupied by more than two (2) families.

<sup>&</sup>lt;sup>2</sup> A \$75.00 deposit is required at the initiation of residential sewer service. The deposit is \$150.00 for large commercial users.

<sup>&</sup>lt;sup>3</sup> Any unit with a separate water meter shall be considered a separate commercial connection.

<sup>&</sup>lt;sup>4</sup> Out of Town connection fee (small users) shall include \$1,700.00 plus \$2,200.00 for each ERU (5,000 gallons of consumption per month) or fraction thereof).

 $<sup>^{5}</sup>$  Out of Town connection fee (large users) shall include \$3,000.00 plus \$3,500.00 for each ERU (5,000 gallons of consumption per month) or fraction thereof.

<sup>\*</sup> For the purpose of these rates and charges, Commercial Connection or Customer includes anything other than a single-family residence (including Townhouse) or a residential duplex).

# Solid Waste Collection – Effective July 1, 2021

# **Monthly Service Charges**

Single can	12.48
Additional can	4.00



# RESOLUTION SUPPORTING THE EXPANSION OF PASSENGER RAIL SERVICE

**WHEREAS**, the Commonwealth of Virginia continues to support the expansion of passenger rail service as a means of economic development and transportation innovation;

**WHEREAS**, on October 31, 2017, the closest passenger rail station available to Southwest Virginia residents opened in Roanoke with service provided by the Amtrak *Northeast Regional*;

**WHEREAS**, on February 27, 2021 the Virginia General Assembly passed an amended state budget that includes \$83,500,000 to extend passenger rail service from Roanoke to the Blacksburg-Christiansburg area and increase the frequency of passenger rail service along the I-81/Route 29 Corridor from Washington, D.C.;

**WHEREAS**, the 2021 Transportation Funding Initiative also adopted in the amended state budget requires the Secretary of Transportation to study the impact of a possible future extension of passenger rail service to Bristol, Virginia;

**WHEREAS**, the Bristol study will require the Secretary of Transportation to provide an assessment of both the total project costs and incremental costs resulting from the extension of passenger rail service in far Southwest Virginia;

**WHEREAS**, a preliminary study completed in 2019 by the City of Bristol, the Bristol Chamber of Commerce, the Virginia Tobacco Region Revitalization Commission, the U.S. Department of Agriculture, and the Appalachian Regional Commission forecast approximately 23,600 annual riders from a Bristol stop, the direct creation of between 14 and 22 jobs, and estimated between \$30 million and \$32.7 million in needed track improvements;

**BE IT RESOLVED**, that the Town of Abingdon supports the Bristol study requirement as provided in the 2021 Transportation Funding Initiative and respectfully recommends a full and thorough consideration of the positive impacts of expanded passenger rail service in far Southwest Virginia, including alleviating stress along the Interstate 81 corridor;

**BE IT RESOLVED FURTHER**, that the Town of Abingdon prepare a copy of this resolution for presentation to the Secretary of Transportation for the Commonwealth of Virginia and appropriate state legislators.

Adopted June 7, 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 June 7, 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 June 7, 2021.
Kimberly Kingsley, Clerk	

# AN ORDINANCE OF THE COUNCIL TO TRANSITION COUNCIL ELECTIONS FROM MAY TO NOVEMBER

**WHEREAS,** Virginia Code § 15.2-1400 was amended in pertinent part to state that

Notwithstanding the provisions of §§ 24.2-222 and 24.2-222.1, any city or town charter, or any other provision of law, general or special, beginning with any election held after January 1, 2022, elections for . . . members of a local governing body, . . . shall be held at the time of the November general election for terms to commence January 1. That any city or town currently providing for the election of its . . .governing body . . . at a May election shall, by ordinance, provide for the transition of such elections to the November general election date. No term of a mayor, a member of council, shall be shortened in implementing the change to the November election date. Mayors and members of a council . . . who were elected at a May general election and whose terms are to expire as of June 30 shall continue in office until their successors have been elected at the November general election and have been qualified to serve; and

**WHEREAS**, by Charter Section 3.1, Town Council elections have been conducted in May, pursuant to the above-referenced change in Virginia Code, Council will adopt this ordinance to transition elections to the November general election date.

# **NOW, THEREFORE BE IT ORDAINED** by the council of the Town of Abingdon that:

Should any section or provision of this ordinance be decided to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity or constitutionality of any other section or provision of this ordinance or the Code of the Town of Abingdon, Virginia; and

# **BE IT FURTHER ORDAINED**, that:

Any Town Council election to be conducted after January 1, 2022, shall be held on the November general election date. Members of a council who were elected at a May general election and whose terms are to expire as of June 30, 2021, shall continue in office until their successors have been elected at the November general election and have been qualified to serve.

Abingdon: 1150549-1

# **CERTIFICATE**

Pursuant to Section 2-100	of the Code of the Town of Abin	gdon, Virginia, I hereby certify
that I have reviewed the foregoin	ng proposed ordinance to amend	I, and find it to be in correct
form, as set forth above, this	day of, 2021.	
	Cameron Bell, Couns	sel
This ordinance was adopted on the	eday of, to ta	ke effect on
	Derek Webb, Mayor	
The undersigned Clerk of that the foregoing constitutes a trof the Council held onscheduled meeting and that, during present. I further certify that the reduring the consideration of the forthe minutes of such meeting reflectordinance was as follows:	_, 2021. I hereby certify that s ng the consideration of the foreg minutes of meeting was a regular pregoing ordinance, a quorum was	ance duly adopted at a meeting such meeting was a regularly going ordinance, a quorum was rly scheduled meeting and that, as present. I further certify that
MEMBERS	ATTENDANCE	VOTE
Derek Webb, Mayor		
Donna Quetsch, Vice Mayor		
Amanda Pillion		
James Anderson		
Mike Owens		
WITNESS MY HAND and the s	eal of the Town of Abingdon as	of, 2021.
(SEAL)	<del></del>	
	Kimberly Ki	ingsley, Clerk

# AN ORDINANCE OF THE COUNCIL FOR THE TOWN OF ABINGDON, VIRGINIA TO AMEND CODE, CHAPTER 82 – VEHICLES FOR HIRE ARTICLE II. – TAXICABS, SECTION 82-26

**WHEREAS,** pursuant to Virginia Code § 46.2-2000, et seq., localities may regulate certain for-hire transportation; and

WHEREAS, Town Council wishes to amend an ordinance definition of taxicabs;

# **NOW, THEREFORE BE IT ORDAINED** by the council of the Town of Abingdon that:

- 1. Should any section or provision of this ordinance be decided to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the validity or constitutionality of any other section or provision of this ordinance or the Code of the Town of Abingdon, Virginia; and
- 2. The Town of Abingdon's current Code, Chapter 82 Vehicles for Hire, Article II Taxicabs, Section 82-26 that is proposed for amendment states:

# **TAXICAB**

Any motor vehicle used for the transportation of passengers for hire or reward upon the streets of the Town, except buses operated under franchise and over fixed routes between fixed terminuses.

**BE IT FURTHER ORDAINED**, that Code, Chapter 82 – Vehicles for Hire, Article II – Taxicabs, Section 82-26 be amended as follows:

# **TAXICAB**

Any motor vehicle having a seating capacity of not more than six passengers, excluding the driver, not operating on a regular route or between fixed terminals used in the transportation of passengers for hire or for compensation, and not a common carrier, restricted common carrier, transportation network company, TNC partner, or nonemergency medical transportation carrier as defined in Virginia Code § 46.2-2000.

# **CERTIFICATE**

Pursuant to Section 2-100 of the Code of the Town of Abingdon, Virginia, I hereby certify
that I have reviewed the foregoing proposed ordinance to Code, Chapter 82 - Vehicles for Hire,
Article II - Taxicabs, Section 82-26, and find it to be in correct form, as set forth above, on
June 7, 2021.

	Cameron Bell, Counse	el
This ordinance was adopted on	, to take effec	t on
	Derek Webb, Mayor	
that the foregoing constitutes a true of the Council held on June 7, 2021, meeting and that, during the consideration of the minutes of rethe consideration of the foregoing minutes of such meeting reflect the ordinance was as follows:	I hereby certify that such meet eration of the foregoing ordina neeting was a regularly schedu ordinance, a quorum was pres	ing was a regularly scheduled ance, a quorum was present. I aled meeting and that, during sent. I further certify that the
MEMBERS	ATTENDANCE	VOTE
Derek Webb, Mayor		
Donna Quetsch, Vice Mayor		
Amanda Pillion		
James Anderson		
Mike Owens		
WITNESS MY HAND and the seal	of the Town of Abingdon as of	of June 7, 2021.

# 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, FOR THE FISCAL YEAR BEGINNING JULY 1, 2021 AND ENDING JUNE 30, 2022

**WHEREAS,** a proposed balanced budget setting forth the revenues and expenditures for the Town of Abingdon, Virginia was prepared and submitted to the Abingdon Town Council on May 3, 2021; and

**WHEREAS**, the Town of Abingdon Finance Committee held budget work sessions on March 11, 2021 and April 8, 2021; Abingdon Town Council held a budget session on April 22, 2021 to review and make necessary modifications to the aforesaid proposed budget, that it was deemed to be in the Town's best financial interest; and

**WHEREAS,** a public hearing was held on May 3, 2021, in accordance with Section 15.2-2506 of the Code of Virginia, 1950, as amended, concerning the adoption of the proposed 2021-2022 Town of Abingdon, Virginia Fiscal Year budget and to fix all applicable local tax rates; and

**WHEREAS**, the first reading of this ordinance was held by the Council of the Town of Abingdon, Virginia on Monday, May 3, 2021, with the second reading of the Ordinance occurring on June 7, 2021; and

**NOW THEREFORE, BE IT ORDAINED,** by the Council of the Town of Abingdon, Virginia, pursuant to Section 15.2-2500, et seq. of the *Code of Virginia*, 1950, as amended, the following:

In accordance with budget estimates enclosed herewith, the following revenues and appropriations for the fiscal year beginning <u>July 1, 2021</u>, and ending <u>June 30, 2022</u> are hereby authorized:

**BE IT FURTHER ORDAINED** by the Council of the Town of Abingdon, Virginia that the following local tax rates and utility rates for fiscal year 2021-2022 shall be set as follows:

# **Revenue Appropriations General Fund**

General Property Taxes	\$3,139,260
Other Local Taxes	\$6,186,056
Permits	\$34,000
Fines & Forfeitures	\$17,000
Revenue-Use of Money & Property	\$19,619
Charges for Services	\$799,650
Miscellaneous Revenue	\$678,750

	ФСОТ 000
Recovered Costs	\$625,000
Revenue-Other Agencies	\$576,866 \$4,463,067
Use of General Fund Reserves	<u>\$1,162,967</u>
TOTAL REVENUE GENERAL FUND 2021-2022	\$13,239,168
Expenditure Appropriations General Fund	
General Government	
Legislative	\$69,930
General & Financial Administration	\$1,994,302
Stabilization Fund	<u>\$250,000</u>
TOTAL GENERAL GOVERNMENT	\$2,314,232
Public Safety	
Police Department	\$2,235,397
Fire Department	\$488,784
Building Inspections	<u>\$126,754</u>
TOTAL PUBLIC SAFETY	\$2,850,935
Maintenance of Highways, Streets, Buildings &	
Grounds, Recreation, Community Development	
Public Works	\$378,724
Street Maintenance & Operations	\$1,312,193
Facility Management	\$453,165
Central Garage	\$377,796
Solid Waste Collection	\$292,904
Parks & Recreation	\$2,113,518
Community Development	<u>\$954,094</u>
TOTAL MAINTENANCE OF HIGHWAYS, STREETS,	<b>*=</b> /
BUILDINGS & GROUNDS, RECREATION, COMMUNITY DEVELOPMENT	\$5,882,394
Other Expenditures	
Non-Departmental	\$96,767
Debt Service & Restricted Funds	\$1,097,635
Transfers to Other Funds	\$997,20 <u>5</u>
TOTAL OTHER EXPENDITURES	\$2,191,607
TOTAL GENERAL FUND OPERATIONS	\$13,239,168
CAPITAL PROJECTS FUND	
Revenue Appropriations – Capital Projects Fund	
Loan Proceeds	\$6,587,900
Transfer from General Fund	<u>\$968,205</u>
TOTAL REVENUE APPROPRIATIONS – CAPITAL	\$7,556,105

# PROJECT FUNDS

Expenditure Appropriations – Capital Projects Fund	
Facility Management Capital Projects	\$223,000
Meadows Sports Complex Capital Project	<u>\$7,333,105</u>
TOTAL EXPENDITURE APPROPRIATIONS – CAPITAL PROJECTS FUND	\$7 FFG 10F
CAPITAL PROJECTS FUND	\$7,556,105
Virginia Department of Transportation – Street Maintenance Fund	
Revenue Appropriations – Street Maintenance Fund	
Virginia Department of Transportation	\$3,154,000
Transfer from General Fund	\$29,000
TOTAL REVENUE APPROPRIATIONS – STREET MAINTENANCE FUND	\$3,183,000
MAINTENANCETOND	ψ3,103,000
Expenditure Appropriations – Street Maintenance	
Fund Virginia Department of Transportation Urban	
Maintenance	\$1,733,000
Park Street Project TOTAL EXPENDITURE APPROPRIATIONS –	<u>\$1,450,000</u>
STREET MAINTENANCE FUND	\$3,183,000
Sewer Fund	
Revenue Appropriations – Sewer Fund	
Sewer Service	\$3,251,098
Sewer Service Penalties	\$50,000
WCSA Exit 13	\$80,000
Sewer Connections	\$75,000
Pretreatment Control Authority	\$66,800
Non-operating Revenues	\$17,710
Use of Sewer Fund Reserves TOTAL REVENUE APPROPRIATIONS – SEWER	<u>\$1,228,666</u>
FUND	\$4,769,274
Expenditure Appropriations – Sewer Fund	
Administration	\$370,083
Collection	\$938,656
Disposal	\$1,045,612
Debt Service	\$728,315
Pretreatment Control Authority	\$94,944
Non-Departmental	\$- \$-
Insurance	-m-

# TOTAL EXPENDITURE APPROPRIATIONS – SEWER FUND

\$4,769,274

- The Town tax rate upon all real property will remain at \$0.28 per \$100 of assessed value.
- Mobile home tax rate will remain \$0.28 per \$100 assess value.
- Personal property tax rate will remain \$0.76 per \$100 of loan value.
- All other tax rates will remain unchanged.
- Assessed value of real and personal property shall be determined by the Washington County Commissioner of Revenue and by the State Corporation Commission for public service corporation property.

**BE IT FURTHER ORDAINED** that this Ordinance of adoption of budget and fixation of local tax rates and utility rates shall take effect on July 1, 2021.

# **CERTIFICATE**

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 June 7, 2021. I hereby further 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 such meeting reflect the attendance of the members and the voting on the foregoing ordinance was as follows:

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

WITNESS MY HAND and the seal of the Town of Abingdon as of June 7, 202
(SEAL)
Town Clerk
Town of Abingdon, Virginia

# Request for Proposals (RFP) by the Town of Abingdon, Virginia For Sale of 335 Cummings Street, Parcel No. 020-11-1

# **Purpose**

The purpose of this Request for Proposals (RFP) by the Town of Abingdon, Virginia ("Town") is to solicit sealed proposals from interested buyers to purchase the real property, namely, Hassinger House, also known as Abingdon Convention and Visitors Bureau, Town of Abingdon, owner, 335 Cummings Street, Parcel No. 020-11-1, located within the Town of Abingdon, Virginia.

# **Town Council Vision**

Below are the key themes and objectives identified by Councilmembers for the Hassinger House property:

- That the historic/cultural significance of the property be maintained and promoted, and that the landmark structure itself be preserved;
- That the Offeror has long-term viability and financial strength;
- That the proposed use has limited negative impacts on the surrounding community.

# **Background**

# Property and Hassinger House Description:

The property consists of 1.079 acres +/-. The Hassinger House is one of the few Queen Anne-style buildings in Abingdon. The Hassinger family is significant on a local and regional level because of the Hassinger Lumber operation in Konnarock, Virginia. Owning White Top Mountain and over 30,000 acres, the Hassinger Lumber Company became one of the largest timber producers in the eastern United States, at one time helping make Washington County the largest exporter of timber in the country. At the height of operations, the company employed over 400 workers. The Hassinger family sold their timber holdings to the U. S. Forest Service when it began buying cut-over land between 1926 and 1930 to establish the Jefferson National Forest.

William Hassinger built the Hassinger House, otherwise known as "The Grove", for his wife Almeda in 1909. William was a master builder, and the lumber for this structure came from the beautiful white pine and hardwood logs cut from White Top Mountain and sawn in the family mill in Konnarock. He later sold the house and his share of the lumber operations to his brother John, a politician and editor of the local newspaper. John's wife Mary was known for housing ladies' social events, afternoon teas, porch and lawn parties, and club activities at the house. Theme parties were dressed to represent different characters. John H. Hassinger died in 1948, leaving a legacy of philanthropy and public service. The third brother, Luther Hassinger, bought Bristol Builders Supply in Bristol, Virginia.

The Town of Abingdon, Virginia, acquired "The Grove" from James A. and Bliss M. Brown in September 1981. The building once housed various offices including, Tourism, Abingdon Main Street, and the Virginia Highlands Festival offices.

The current zoning on the property is OI Office and Institutional District, which allows for certain single-family residential and general and professional business uses by right as well as multi-family residential and additional business uses by special use permit. The full description of allowable uses may be found in the Town's Zoning Ordinance, Article 9.

# **Proposal Contents:**

# **Tab 1: Introductory Letter**

The introductory letter shall name the person or persons authorized to sign contracts and be involved in any negotiations with the Town.

# **Tab 2: Approach to Addressing the Opportunity**

Please describe, in detail, the Offeror's offer to purchase the Hassinger Property and address the following evaluation criteria.

# **Evaluation Criteria**

Responses to the Town's Request for Proposals will be based upon the following criteria. The criteria for evaluating the proposals submitted is estimated to take the following items into consideration:

- 1. The Offeror's plan to achieve the restoration and long-term preservation of the structure as possible, with assurances that the exterior of the historic structure will be maintained.
- 2. The Offeror's commitment to restoring and preserving the interior of the structure as much as possible.
- 3. The Offeror's ability to complete the purchase, restoration, and preservation of the structure in a timely manner, as demonstrated by a realistic and complete funding plan, a reasonable timeline for the work, and a history of financial strength.
- 4. The impact of the proposed reuse on the surrounding neighborhood and residences, including how the Offeror intends to limit or mitigate community impacts.
- 5. The proposed purchase price.

The Town will not rely upon a numerical scoring system in evaluating the proposals. The Town reserves the right to not be bound by the above criteria in making a selection or choosing not to make a selection. The order of the above items is not indicative of their priority or lack thereof. THE TOWN RESERVES THE RIGHT TO ACCEPT OR REJECT ALL OR ANY PART OF ANY PROPOSAL, WAIVE INFORMALITIES, AND AWARD THE CONTRACT TO BEST SERVE THE INTERESTS OF THE TOWN.

# **Attachments:**

ATTACHMENT A. PROPRIETARY/CONFIDENTIAL INFORMATION

IDENTIFICATION FORM

ATTACHMENT B. STATE CORPORATION COMMISSION (SCC)

**FORM** 

ATTACHMENT C. NON-COLLUSION AFFIDAVIT

ATTACHMENT D. NOTICE OF EXCEPTIONS

# Submittal Deadline.

The deadline for submittal of proposals in response to this RFP is **July 21, 2021, at 4:00** p.m.

Proposals should be delivered as follows:

All proposals must be in an opaque, sealed envelope or box and clearly marked: "Sealed Proposal: Hassinger House RFP". Proposals shall clearly indicate the legal name, address, and telephone number of the Offeror (company, firm, partnership, or individual). All expenses for making the proposal to the Town shall be borne by the Offeror.

Offerors shall provide five (5) identical paper copies of the proposal documents. If proprietary/confidential information is identified (Attachment A), the Offeror is required to submit a redacted copy of their proposal in addition to the required number of proposals requested.

Proposal documents shall be mailed (P. O. Box 789, Abingdon, VA 24212-0789) or hand-delivered to Tonya Triplett, Director of Economic Development and Tourism, 133 West Main Street, First Floor, Abingdon, Virginia 24210. Office hours are Monday through Friday, 8:00 a.m. to 5:00 p.m., except Town holidays. Faxed or emailed proposals will not be accepted.

Proposals shall be received by the Director of Economic Development and Tourism no later than July 21, 2021, at 4:00 p.m. local time. Any proposals received after this date and time will not be accepted. The Town of Abingdon is not responsible for delays in delivery of the mail by the U.S. Postal Service, private couriers, or the

inter-office mail system. The Offeror has the sole responsibility to have the proposal received by the Director of Economic Development and Tourism at the above address and by the above stated time and date. Proposals will not be publicly opened.

All documents contained within the proposal submission shall be completed in their entirety and signed and dated where required.

# Questions.

Questions related to the RFP or requests for clarification shall be directed to Tonya Triplett, Director of Economic Development and Tourism for the Town of Abingdon, by email <a href="mailto:ttriplett@abingdon-va.gov">ttriplett@abingdon-va.gov</a>. Oral questions will not be permitted. All responses to inquiries will be in writing and will be posted as addenda on eVA at <a href="www.eva.virginia.gov">www.eva.virginia.gov</a>. All questions must be received no later than July 14,2021 at 12:00 p.m. (noon) local time. It is the responsibility of all Offerors to ensure that they have received all addenda and to include signed copies of any and all addenda with their proposal submission.

# **Proprietary and Confidential Information**

The Town promises to keep confidential, subject to the terms of this paragraph and to the extent permitted by law, Proprietary Information submitted in response to this Request for Proposal. For purposes of this paragraph, "Proprietary Information" means all confidential and/or proprietary knowledge, data, or information in which the Offeror has a protectable interest, including (a) trade secrets, inventions, ideas, know-how, improvements, discoveries, developments, designs and techniques; (b) information regarding research and development, new products marketing and selling, business plans, licenses, records, facility locations, documentation, software programs, price lists, contract prices for purchase and sale of the Offeror's services, customer lists, prospect lists, pricing on business proposals to new and existing customers, supplier pricing, equipment configurations, ledgers and general information, employee records, mailing lists, accounts receivable and payable ledgers, budgets, financial and other records of the Offeror; and (c) information regarding the skills and compensation of other employees of the Offeror. "Proprietary Information" does not include, however, information that is publicly available or readily ascertainable by independent investigation. To qualify Proprietary Information for protection from disclosure, the Offeror must: 1) request protection of the Proprietary Information before, or contemporaneously with, submission of the Proposal; 2) identify the Proprietary Information to be protected; and 3) state the reasons why the information is proprietary. The Offeror cannot designate as Proprietary Information a) an entire proposal; b) any portion of a proposal that does not contain Proprietary Information; c) line item prices; or d) the total proposal price. The Town may decline to defend against a lawsuit filed against it to compel the release of information designated as proprietary, but in that event, the Town will provide reasonable notice to the Offeror regarding its decision to defend pending lawsuits.

# **Pre-Proposal Meeting**

No pre-proposal meeting will be held, unless determined to be necessary at a later date.

Offerors are encouraged to visit the property and may walk around the exterior. Offerors may view the interior of the property during an open house on Thursday, June 17, 2021, from 4:00 p.m. to 6:00 p.m. and Sunday, July 11, 2021, from 1:00 p.m. to 4:00 p.m.

After evaluation of the Proposals, the Town may engage in individual discussions and interviews with two or more Offerors deemed fully qualified, responsible, and suitable on the basis of initial responses, and with competence to acquire and maintain the property. Repetitive informal interviews are permitted.

At the conclusion of the informal interviews and on the basis of evaluation factors set forth and the information provided and developed in the selection process to this point, the Town shall rank, in the order of preference, the interviewed Offerors whose offer is deemed most meritorious.

Negotiations shall then be conducted with top-ranked Offeror(s) and if a contract or contracts satisfactory and advantageous to the Offeror can be negotiated at fees considered fair and reasonable, then the Town Manager shall make a recommendation to the Town Council concerning a contract(s) with that Offeror(s). The Town reserves the right to invite Offerors to submit a *Best And Final Offer*, (*BAFO*), if, in the Town's determination, such action is warranted. The Town Council shall retain final approval of any/all contracts generated as a result of this RFP.

The sale of the Hassinger Property will be subject to a deed restriction that the structure be preserved. The restriction shall run with the land.

The successful Offeror must make a twenty-percent (20%) down payment upon approval of the contract by the Town Council and be prepared to make full payment and close the purchase within sixty (60) days thereafter.

The Town will not be responsible for any broker, realtor, or other fees or taxes associated with the sale of the Hassinger Property. The successful Offeror shall be responsible for any such fees or taxes.

# ATTACHMENT A. PROPRIETARY/CONFIDENTIAL INFORMATION IDENTIFICATION FORM

Code of Virginia 2.2-4342F (updated 07/01/18): "Trade secrets or proprietary information submitted by a bidder, offeror, or contractor in connection with a procurement transaction or prequalification application submitted pursuant to subsection B of § 2.2-4317 shall not be subject to the Virginia Freedom of Information Act (§ 2.2-3700 et seq.); however, the bidder, offeror, or contractor shall (i) invoke the protections of this section prior to or upon submission of the data or other materials, (ii) identify the data or other materials to be protected, and (iii)state the reasons why protection is necessary. A bidder, offeror, or contractor shall not designate as trade secrets or proprietary information (a) an entire bid, proposal, or prequalification application; (b) any portion of a bid, proposal, or prequalification application that does not contain trade secrets or proprietary information; or (c) line item prices or total bid, proposal, or prequalification application prices."

Trade secrets or proprietary information shall be identified in writing on this form, either before or at the time the data or other material is submitted. Note: If proprietary/confidential information is identified, Bidder/Offeror must submit a redacted copy (in electronic PDF format) of their bid/proposal in addition to the required number of copies requested. The proprietary or trade secret material must be clearly identified in the redacted bid/proposal copy by a distinct method such as highlighting or underlining and must indicate only the specific words, figures, or paragraphs that constitute a trade secret or proprietary information. The designation of an entire proposal document, line item prices, and/or total proposal prices as proprietary or trade secrets is not acceptable. If, after being given reasonable time, the offeror refuses to withdraw such a classification designation, the proposal will be rejected.

Name of Bidder/Offeror:

SECTION/TITLE PAGE NUMBER(S) REASON(S) FOR WITHHOLDING FROM DISCLOSURE

\*Bidder/Offeror may attach additional sheets if necessary 

Check this box if there are none.

# ATTACHMENT B. STATE CORPORATION COMMISSION (SCC) FORM

# STATE CORPORATION COMMISSION IDENTIFICATION NUMBER:

Pursuant to Code of Virginia 2.2-4311.2 subsection B, a bidder/offeror organized or authorized to transact business in the Commonwealth pursuant to Title 13.1 or Title 50 is required to include in its bid/proposal the identification number issued to it by the State Corporation Commission (SCC) and shall not allow the identification number to lapse, be revoked or cancelled at any time during the term of the contract. Any bidder/offeror that is not required to be authorized to transact business in the Commonwealth as a foreign business entity under Title 13.1 or Title 50 or as otherwise required by law is required to include in its bid/proposal a statement describing why the bidder/offeror is not required to be so authorized. A link to the SCC site is at <a href="http://www.scc.virginia.gov">http://www.scc.virginia.gov</a>.

Select one of the following boxes. The undersigned Offeror: is a corporation or other business entity with the following SCC identification number: is not a corporation, limited liability company, limited partnership, registered limited liability partnership, or business trust. is an out-of-state business entity that does not regularly and continuously maintain as part of its ordinary and customary business any employees, agents, offices, facilities, or inventories in Virginia (not counting any employees or agents in Virginia who merely solicit orders that require acceptance outside Virginia before they become contracts, and not counting any incidental presence of the Offeror in Virginia that is needed in order to assemble, maintain, and repair goods in accordance with the contracts by which such goods were sold and shipped into Virginia from bidder's out-of-state location). is an out-of-state business entity that is including with this bid an opinion of legal counsel which accurately and completely discloses the undersigned Offeror's current contacts with Virginia and describes why those contacts do not constitute the transaction of business in Virginia within the meaning of § 13.1-757 or other similar provisions in Titles 13.1 or 50 of the Code of Virginia. Attach opinion of legal counsel to this form. □has not completed any of the foregoing options but currently has pending before the SCC an application for authority to transact business in the Commonwealth of Virginia and wishes to be considered for a waiver to allow them to submit the SCC identification number after the due date for bids/proposals. The Town reserves the right to determine in its sole discretion whether to allow such waiver. Signature: Date: Name: (Print) Name of Firm: Title:

# ATTACHMENT C. NON-COLLUSION AFFIDAVIT

Under oath, I hereby affirm under penalty of perjury:

- (1) That I am the offeror or a partner of the offeror, or an officer or employee of the offeror's corporation with authority to sign on its behalf;
- (2) That the attached proposal or proposals have been arrived at by the offeror and have been arrived at and submitted without collusion or any design to limit bidding or competition;
- (3) That the contents of the proposal or proposals have not been communicated to any person not an employee or agent of the offeror on any bid furnished with the proposal or proposals, and will not be communicated to any such person prior to the official opening of the proposal or proposals; and
- (4) That I have fully informed myself regarding the accuracy of the statements made in this affidavit.

Signature:	Date:	
Name:		
(Print)		
Name of Firm:		
Title:		
TOWN OF ,		
STATE OF , to wi	it:	
	blic, do certify that whose name is signed to the foregoi	ng has
	ged the same before me in my Town foresaid.  d this day of , 20 .	
Given under my hand	duis day of , 20 .	
My Commission expi	vires .	
Notary Public		
-		

# ATTACHMENT D. NOTICE OF EXCEPTIONS

Name of Bidder/Offeror:

List exceptions to any portions of ITB/RFP (i.e. General Terms & Conditions, Federal Terms & Conditions, Special Terms & Conditions):

☐ Check this box if there are none.

NOTE: THIS FORM IS NOT REQUIRED OR REQUESTED TO BE COMPLETED IN THE FOLLOWING INSTANCES. IF YOU FEEL THIS FORM DOES NOT APPLY TO YOUR SOLICITATION, PLEASE SELECT ONE OF THE FOLLOWING BOXES AND RETURN THIS FORM WITH YOUR BID/PROPOSAL SUBMISSION.

- Per Virginia Code § 2.2-4302.2 (3): "In the case of a proposal for information technology, as defined in § 2.2-2006, a public body shall not require an offeror to state in a proposal any exception to any liability provisions contained in the Request for Proposal. Negotiations shall then be conducted with each of the offerors so selected. The offeror shall state any exception to any liability provisions contained in the Request for Proposal in writing at the beginning of negotiations, and such exceptions shall be considered during negotiation."
- Per Virginia Code § 2.2-4302.2 (4): "For architectural or engineering services, the public body shall not request or require offerors to list any exceptions to proposed contractual terms and conditions, unless such terms and conditions are required by statute, regulation, ordinance, or standards developed pursuant to § 2.2-1132, until after the qualified offerors are ranked for negotiations."

\*This document shall be completed & returned with proposal submission.