

Regular Meeting
August 13, 2013

The regular meeting of the Mount Jackson Town Council was held on August 13, 2013 at 7:30 p.m. in Council Chambers at 5901 Main Street. Roll call was taken with the following in attendance. Michael Koontz, Mayor, Dennis Andrick, Kenneth Hackenbracht, Todd Holtzman, Donnie Pifer, Rodney Shepherd, and Kay P. Whetzel, Councilmembers. Also in attendance: Doug Arthur, Town Attorney, Charles Moore, Town Manager, Neil Showalter, Finance Director, Judy Fultz, Clerk, and Heather Jadot, Deputy Clerk. Visitors in attendance: Dale Foltz, Gerald Forsburg, Gary Kalwaytis, Gale Netz, Donna & Jim Wolfe, Christopher Hall, and Bill & Nancy Kreye.

Gary Kalwaytis was at the meeting to complain about the water in South Jackson. He stated he looked out his window and the water was like a lake. Town Manager Moore advised the culverts were partially blocked to try not to destroy the work that was done. It will be put back. It was only designed to handle a 10-year flood.

Mayor Koontz stated this is his first meeting as Mayor and is looking forward to it. He advised he is not Joe. There will never be another Joe Williams.

Motion by Councilmember Whetzel and second by Councilman Hackenbracht to approve the consent agenda consisting of: 1- Approval – Minutes of July 1, 2013, Organizational Meeting, July 9, 2013, Regular Meeting and July 30, 2013, Special Meeting, 2- Approval of Renewal of Biennial Regional Agreement for HOME Consortium Grant Funding 2014-16, and 3- Approval of Letter to VDOT Asking Study of Possible Changes to Center Lane of Route 11 – Bowman Andros to Hawkinstown Road.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>
Councilman Andrick	None	None
“ Hackenbracht		
“ Holtzman		
“ Pifer		
“ Shepherd		
“ Whetzel		

6 AYE, motion carried.

Bill Kreye from Kreye-Blankenship made a presentation to the Council about re-organized procedures for handling Significant Industrial User permits. He presented a pretreatment program. The plant is basically in compliance. Their company was asked to develop an ordinance for the Town. This makes sure the Council, Mayor and the Town Manager have the correct tools. The Town enacted a really good ordinance. They went to an outside counsel, Aqua Law, an expert in this type of law. A Pretreatment Program is required if the nature and volume of Industrial effluent has the potential to upset the treatment plant or cause it to violate its effluent limitations. The Town receives discharge from Significant Industrial Users. There have been effluent violations. The Town’s Sewer Use Ordinance requires control of the pollutants in the influent. DEQ decided the Town

needed a better pretreatment program. 1- To implement a pretreatment program, you need to identify what Significant Industrial Users are in Town that could have an impact on the treatment plant. An Industrial Waste Survey will be sent to everyone who might be a Significant Industrial User. 2- Identify anyone in Town who could upset the plant or cause it to violate its effluent limitations. The definition of a Significant Industrial User is: Any industrial user that discharges more than 25,000 gpd of process wastewater, or any industrial user that makes up 5% or more of average dry weather hydraulic capacity of the wastewater treatment plant, or any industrial user that has the reasonable potential to adversely affect POTW's operations or for violating any Pretreatment Standards. All Significant Industrial Users have to comply. 3- Issue a permit to the user and on a yearly basis, review and monitor the user. Ask if they are doing anything different or anticipate doing anything different. The treatment plant operated exceptionally well last year. The plant is set up to treat 1500 lbs of BOD. There was a significant upset last November. The bacteria population and the waste load coming into the plant were incompatible. The new program will find improper discharges into our system sooner and correct them in a more timely manner. Mr. Kreye stated the Town has an excellent plant and an excellent operator.

Motion by Councilman Pifer and second by Councilmember Whetzel that the Council of the Town of Mount Jackson convene a closed session at 8:05 p.m. under the Virginia Freedom of Information Act under State Code Sect. 2.2-3711 (A) (1) To discuss personnel involving specific officers, appointees or employees of the Town of Mount Jackson for the purpose of considering such individuals' assignment, appointment, promotion, performance, demotion, salary, disciplining or resignation, State Code Sect. 2.2-3711 (A) (7) Consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body, and State Code Sect, 2.2-3711 (A) (3) Discussion or consideration of the acquisition of real property for a public purpose, or of the disposition of publicly held real property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>
Councilman Andrick	None	None
“ Hackenbracht		
“ Holtzman		
“ Pifer		
“ Shepherd		
“ Whetzel		

6 AYE, motion carried.

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Motion by Councilman Pifer and second by Councilman Andrick to return to the regular meeting at 9:45 p.m.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>
Councilman Andrick	None	None
“ Hackenbracht		
“ Holtzman		
“ Pifer		
“ Shepherd		
“ Whetzel		

6 AYE, motion carried.

Councilman Pifer stated the Council of the Town of Mount Jackson hereby certifies by roll call vote, that to the best of each member’s knowledge, (i) only public business matters lawfully exempted from open meeting to which the certification resolution applies, and (ii) only such public matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Council of the Town of Mount Jackson.

Vote:

Andrick	So Certify
Hackenbracht	“ “
Holtzman	“ “
Pifer	“ “
Shepherd	“ “
Whetzel	“ “
Koontz	“ “

Ayes – 7, Nays – 0.

Motion by Councilman Holtzman and second Councilman Andrick to appoint Rick Moomaw as Town’s representative to County Recreation Board.

CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>
Councilman Andrick	None	None
“ Hackenbracht		
“ Holtzman		
“ Pifer		
“ Shepherd		
“ Whetzel		

6 AYE, motion carried.

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Motion by Councilman Shepherd and second by Councilman Holtzman to adjourn the meeting. Motion carried.

CLERK

MAYOR

