

Regular Meeting
April 14, 2015

The regular meeting of the Mount Jackson Town Council was held on April 14, 2015 at 7:30 p.m. in Council Chambers at 5901 Main Street. Roll call was taken with the following in attendance: J. Bucky Miller, Mayor; Dennis Andrick, Ken Hackenbracht, Whitney Miller, Donnie Pifer, Roger Rudy and Rod Shepherd; Councilmembers. Also in attendance: Doug Arthur, Town Attorney; Kevin Fauber, Town Manager; Neil Showalter, Finance Director; Heather Taylor, Town Clerk. Approximately thirty five people from the community were present.

Councilmember Miller requested that the addition of the Curbside Recycling Plan be made to the Agenda. Motion was made by Councilmember Miller and seconded by Councilman Shepherd for this addition to be added under New Business.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Andrick	None	None
“ Hackenbracht		
“ Miller		
“ Pifer		
“ Rudy		
“ Shepherd		

6 AYE, motion carried

Four visitors spoke to show their disapproval/approval of the Whitehurst Rezoning request on Turkey Knob Road.

Gary Lantz reiterated his disapproval mentioning there would be consequences to the environment as well as to taxes and he also stated that the revenue would not equal the loss. The land is not well suited to Industrial use.

Bill Holtzman spoke with approval of the project stating that this land is an opportunity for growth that offers natural resources. This opens doors for our young people and he implored Council to be in support of this project.

Steve Stein requested that the Council seek diversity with the project and to not put all “the eggs in one basket”. Mr. Stein also requested that two letters be included with these minutes. A letter dated 4/9/15, from the Commonwealth of Virginia-VDOT, District Planning Manager, Terry Short Jr. and the second letter dated 3/25/15, from Matthew Smith, Area Land Use Engineer from the Commonwealth of Virginia-VDOT. Copies of these letters are included with these minutes.

Todd Holtzman spoke to the Council and is in favor of this project stating that this is a tremendous opportunity for the town. Change is scary but he trusts the town government, Special Use permit, town

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body and the set requirements. Mr. Holtzman highlighted what the County Seal states, "Industry with Plenty," and he thanked the Council for their good judgement.

Mayor Miller thanked the people who spoke and shared their thoughts and concerns. The basketball courts at Lion's Club Park will be resurfaced in this budget cycle. A date has not been set yet but it will be done this summer. Opening Day for the Mount Jackson, New Market Little League was held recently. It was well attended. Mayor Miller encouraged everyone to take a look at the ball field and how nice a space it is.

Councilman Andrick has plans, as the Chair of the Ordinance committee, to go on a Ride-Along with a police officer in the near future. He is also planning on meeting with staff to form a better plan on collecting delinquent taxes.

The Public Safety Chair is Councilman Rudy and his report included in the month of March the police department had 410 calls with 80 offenses. Six were cleared, 1 is closed and 1 remains active. The officers did 150 property checks. Rescue and Fire ran 74 calls for the month. The fund drive will be next month. The Rescue and Fire dept. took ownership of a new ambulance and received a 1998 Dodge pickup from Great Falls Volunteer Fire Department.

Chair from the Public Properties Committee, Councilperson Miller commented on Opening Day at the ball park being a great day. There was a good show by staff and volunteers.

Motion made by Councilman Pifer and seconded by Councilman Rudy to approve the consent agenda considering of: 1-Approval of Minutes of March 10, 2015, Regular Meeting.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Andrick	None	None
" Hackenbracht		
" Miller		
" Pifer		
" Rudy		
" Shepherd		

6 AYE, motion carried

Item #1 under Old Business, Motion made by Councilman Shepherd and seconded by Councilman Hackenbracht to table the Rezoning Request for (01-2015) - Todd Holtzman, 5727 Main Street, to the May Council Meeting.

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ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Andrick	None	None
“ Hackenbracht		
“ Miller		
“ Pifer		
“ Rudy		
“ Shepherd		

6 AYE, motion carried

Item # 2 under Old Business: In regard to the Rezoning Request, (02-2015), Councilman Pifer made a motion to rezone the Frederickson Property/Robert Whitehurst, Jr./ Eleanor Whitehurst, Turkey Knob Property, Tax Map 091-A-040, 091-A-041E, 091-A-040A, 091-A-041D, and 091-A-041C. Councilman Pifer included the following proffer statement: Prior to the approval of a Site Plan on the subject parcel currently within the Town of Mount Jackson, and/or any annexed property owned by the applicant or successor added to the official boundary of the Town of Mount Jackson, a successor added to the official boundary of the Town of Mount Jackson, a Traffic Impact Analysis, (TIA) will be submitted to VDOT, pursuant to Virginia VA Code 15.2-2222.1 All transportation improvements identified during the review and VDOT approval process of the TIA will be the responsibility of the applicant or successor and shall be implemented prior to the issuance of occupancy permit. It is understood that should these proffers be approved, they will be treated as part of the district regulations governing the property and may not be changed unless a new rezoning request is approved by the Town Council. If a motion is on the floor by the Council for approval, that motion takes into account the VDOT proffer signed by Robert Whitehurst. This motion was seconded by Councilman Andrick. Councilperson Miller shared that she appreciates the efforts of the people and acknowledges their work. Council is doing their work too. Part of this for her is listening to both sides. She wants to think about all the angles. She wants to contact other places to see what their experience was and contact consulting firms to see how they can help to see what's out there. Realistically, we are talking to all sides to hear what is being said. Councilman Shepherd also stated that years ago he witnessed the town of Manassas experiencing enormous growth that was not controlled and the governing body didn't consider the need for schools. It was bad planning that can be learned from.

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ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Andrick	None	None
“ Hackenbracht		
“ Miller		
“ Pifer		
“ Rudy		
“ Shepherd		

6 AYE, motion carried.

Item #1 under New Business, Resolution 02-2015, Amending FY 2015 Annual Budget, Councilman Shepherd made a motion that a Public Hearing be set for the beginning of the May Council meeting, 5/12/15 at 7:30 p.m. seconded by Councilman Pifer.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Andrick	None	None
“ Hackenbracht		
“ Miller		
“ Pifer		
“ Rudy		
“ Shepherd		

6 AYE, motion carried.

Item #2 under New Business, Ordinance O-01-2015. Councilman Shepherd stated, this is our budget for the coming year, Fiscal 2016. There is not a major tax increase or changes. There is an adjustment in water and sewer rates, the cigarette tax will go up July 1st. A summary of the budget is posted on the town website. Councilman Shepherd made a motion for the proposed budget to be set at a public hearing for May 12, 2015 and a second was made by Councilman Rudy.

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ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Andrick	None	None
“ Hackenbracht		
“ Miller		
“ Pifer		
“ Rudy		
“ Shepherd		

6 AYE, motion carried

Item #3 under New Business, Councilman Pifer thanked the personnel who helped in the screening and interview process for the Police Chief position and made a motion to appoint the current Acting Chief of Police, Jeff Sterner as the new Chief. This motion was seconded by Councilman Andrick.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Andrick	None	None
“ Hackenbracht		
“ Miller		
“ Pifer		
“ Rudy		
“ Shepherd		

6 AYE, motion carried.

Item #4 under New Business, The Resolution previously approved the In God We Trust project in the Council Chamber. Councilman Andrick made a motion which was seconded by Councilman Pifer on the seals and wording for this project. A train-station-like clock for the Chamber wall included in this project was also discussed.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Andrick	None	None
“ Hackenbracht		
“ Miller		
“ Pifer		
“ Rudy		
“ Shepherd		

6 AYE, motion carried

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Item #5 under New Business, Kevin Fauber stated that the Utilities Dept. is in need of a new filter cloth on the press at the Waste Water Treatment Plant. The cost requires this to be voted on by Council. A motion was made by Councilman Shepherd and seconded by Councilman Hackenbracht.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Andrick	None	None
“ Hackenbracht		
“ Miller		
“ Pifer		
“ Rudy		
“ Shepherd		

6 AYE, motion carried

Item #6 under New Business, Councilman Miller made a motion for the Curbside Recycling Plan which was seconded by Councilman Andrick. This program is to begin July 1st and will be free for town residents for a minimum of one year. One bin will be supplied by the town for each residence and pick up will be every other week. Recycling involvement could decrease the “tipping fee” charged to the town for the weight of garbage collected by the trash trucks. This decrease in cost with this fee could lead to this recycling program paying for itself.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Andrick	None	None
“ Hackenbracht		
“ Miller		
“ Pifer		
“ Rudy		
“ Shepherd		

6 AYE, motion carried

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I, Donnie Pifer, move that the Council of the Town of Mount Jackson convene a closed meeting under the Virginia Freedom of Information Act in order to discuss the acquisition, sale, disposal of or other use of real property for a public purpose under Virginia Code 2.2-3711 (A)(3).

Motion made by Councilman Pifer and seconded by Councilman Andrick for Council to move into Closed Session.

ROLL CALL VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSENT</u>
Councilman Andrick	None	None
“ Hackenbracht		
“ Miller		
“ Pifer		
“ Rudy		
“ Shepherd		

6 AYE, motion carried

Motion by Councilman Pifer and seconded by Councilman Andrick to return to Open Session. Approved unanimously.

Councilman Pifer then read the following statement: 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 requirements by Virginia Law were discussed in the closed meeting to which this certification resolution applies, and (ii) only such public business matters were identified in the motion convening the closed meeting were heard, discussed or considered by the Council of the Town of Mount Jackson. Councilmember Andrick stated “I so certify”. Councilmember Hackenbracht stated, “I so certify”. Councilmember Miller stated, “I so certify”. Councilmember Pifer stated, “I so certify”. Councilmember Rudy stated, “I so certify”. Councilmember Shepherd stated, “I so certify” and Mayor Miller stated, “I so certify”.

Motion was made by Councilman Shepherd and seconded by Councilman Andrick to amend the agenda to include setting a public hearing on May 12, 2015 at 7:30 p.m. for the sale of public property at 5735 Main Street, Tax Map 091A1 A 128. Approved unanimously. Meeting adjourned.

CLERK

MAYOR

