

## Town Council Regular Meeting

July 10, 2018

The regular meeting of the Town of Mount Jackson Town Council was held July 10, 2018 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; Rod Shepherd, Judy Fultz, Dennis Andrick, Donnie Pifer, Roger Rudy and Bonnie Good Councilmembers. Also, in attendance, Kevin Fauber, Town Manager; Neil Showalter, Finance Director; Matt Akers, Town Attorney; Susan Maziarz, Interim Town Clerk. Visitors: David Brinegar, Eleanor & Robert Whitehurst, Todd Holtzman, John Boor, Kenna Fansler, Gary Kalwaytis and approximately 20 visitors from the community were in attendance.

Agenda Additions/Deletions/Changes: None

Hear from Visitors: Eleanor Whitehurst spoke, I'm here tonight to provide some information and the reason why my brother and I are requesting to Rezone our property back to Agricultural. The property has never stopped being used as agricultural. Our farm is operating at a loss for several years now, because of the taxes we are paying for land zoned as industrial. The taxes now are more than the entire farm makes in a year. My brother and I can no longer sustain the amount of taxes we are paying, especially with the eight to ten percent tax increase next year. We want you to know that this is not an emotional or rash decision, we are not giving up on the site, this is a decision we feel we have to make at this time in the best interest in our farm. We are appreciative of everything everyone has done and the help we have received, we hope the county will be able to gain momentum in the coming years, our site will help provide smart growth we feel our county is in desperate need of.

Remarks & Recommendations from Mayor Miller: Mayor Miller spoke, we had our first Second Sunday this past Sunday. Very fortunate to have a good group of volunteers to come out to help with various events going on in town. One of the events we talked about is to bring music and everybody together. Sunday is the day chosen because none of the other towns are doing anything on that day. We had a local band called Mutton Busters perform for us for about 2 hours, we had Frank's BBQ here and we had a little over one hundred twenty people show up over at the Mayor's Park. We are working on one for August 12<sup>th</sup> should have confirmation on all the talent this week.

Remarks from Councilmembers: Councilmember Rudy spoke, wanted to mention how well the town welcomed the Baseball Tournament, the showing of the Park, the signs along the route and the painted Baseballs on the street really help people find their way to the park. Mayor Miller spoke, it was very well attended, it lasted a little over a week, weather had little to do with that, with some of the storms that came in. We had folks as far away as north-east Frederick County, Clark County down into Bridgewater. It was unfortunate our Mt. Jackson team got knocked out mid-stream. The Little League sent a thank you to staff. Councilmember Good spoke, Councilmember Fultz and I have plans to attend training for newly elected Councilmembers next week at VML. I also have spent about 10 hours the past two weeks getting acquainted with our Public Services Water and Sewer Department. I was amazed at what our staff does. They do a terrific job, I have never seen a cleaner sewer plant. We have a lot to be proud of. Councilmember Pifer spoke, I was able to attend the dedication of the Mason's Building Saturday. They have done a wonderful job.

Town Council Meeting  
Regular Meeting  
July 10, 2018

-2-

Presentations: None

Town Attorney Report: None

Chief of Police Report: None

Town Manager Report: Kevin Fauber, Town Manager spoke, we had the final inspection on the Sidewalk Project with the contractor, VDOT Officials, myself and the engineer walked the project. Please to report there were a couple of minor punch list items. Town did receive the next round of grant monies for the next phase of the Sidewalk Project to include Conicville Blvd and along Main Street from the shopping center north to Avondale Acres. Our hope is to get the design part of the project approved and be ready to start construction in the spring 2019. We did receive word from the VRA approving our increase in funding for the Well Project. We are waiting on the commitment letter. I sent an email to the Health Department seeing if we can award the contract to the contractor.

Committee Reports: Chairman of Finance; Councilmember Shepherd, a Finance – FY 2017 Audit Presentation – Ms. Saidee Gibson with Robinson, Farmer, Cox Associates. Ms. Gibson spoke, the most important piece of the Audit Report is our opinion on your financial statements. We issued what is called an unmodified opinion on the financial statements, which is the highest opinion the accounting profession offers. It means we feel that your financials presented here are martially correct and present in conformality with generally accepted accounting principles. Ms. Gibson high-lighted pages 8, 11, 19, 20, 21, 22, 24, 26, 66 & 67 from the Audit Report.

Chairman of the Public Safety; Councilmember Fultz, the Police Department for June, totaled 389 calls down by 93 calls from May. There were 18 Criminal Offense's, 15 have been cleared or closed, 3 are still under investigation. Fire and Rescue Report for May, total responses 76, total EMS responses 53, total Fire responses 23, 75% of total responses by volunteer crews. Fire and Rescue Report for June, total responses 90, total EMS responses 68, total Fire responses 22, 74% of total responses by volunteer crews. They have placed Active Shooter bags for EMS response on all units. There will be a steak dinner on September 15, 2018.

Chairperson of the Public Properties; Councilmember Pifer, there is a delay in the installation date for the play ground equipment. The equipment should be delivered this week and installation sometime next week.

Consent Agenda

1. Approval – Minutes of June 12, 2018 Public Hearing and Regular Town Council Meeting.

Councilmember Pifer MOVED, seconded by Councilmember Andrick to APPROVE the Consent Agenda consisting of the Approval-Minutes June 12, 2018 Public Hearing and Regular Meeting with the change under Personnel Committee report from ~~part-time~~ to full-time status.

Town Council Meeting  
Regular Meeting  
July 10, 2018

-3-

VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAINED</u>
Councilmember Fultz		
"    Andrick		
"    Pifer		
"    Shepherd		
"    Rudy		
"    Good		

6 AYES, motion passes

Old Business:

1. Special Use Permit Request – 5935 King Street, LLC (Todd Holtzman). Mr. Holtzman is requesting a Special Use Permit to convert the existing downstairs commercial use into three (3) residential units. Eligible for Action – Planning Commission recommends approval.

Councilmember Rudy MOVED, seconded by Councilmember Shepherd to APPROVE the Special Use Permit Request – 5935 King Street, LLC (Todd Holtzman).

Discussion – Councilmember Good spoke, the Special Use Permit that needed to be determined was an apartment building or not, that was a question that was never answered. And if it were, the appropriate ordinances would need to be looked at. Another part of that the parking diagram required was never presented so it was an incomplete package.

VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAINED</u>
Councilmember Fultz		Councilmember Andrick
"    Shepherd		"    Pifer
"    Rudy		

Councilmember Good

3 AYES, motion passes

New Business:

1. Audit Contract Extension – Staff Recommendation, Robinson, Frammer, Cox Associates.

Councilmember Shepherd MOVED, seconded by Councilmember Andrick to APPROVE a Three-year Audit Contract Extension.

Town Council Meeting  
Regular Meeting  
July 10, 2018

-4-

VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAINED</u>
Councilmember Fultz		

- “ Andrick
- “ Pifer
- “ Shepherd
- “ Rudy
- “ Good

5 AYES, motion passes

2. Planning Commission Membership

Councilmember Pifer MOVED, seconded by Councilmember Andrick to APPROVE to keep the Planning Commission Membership at five (5) members

VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAINED</u>
Councilmember Andrick	Councilmember Fultz	

- |         |            |  |
|---------|------------|--|
| “ Pifer | “ Shepherd |  |
|         | “ Rudy     |  |
|         | “ Good     |  |

4 Nays, motion does not pass. Membership will be increased to seven (7) Planning Commission Memebers.

3. Rezoning request – Whitehurst Development LLC, Lots 91-A-40, 91-A-40A,91-A-41C,91-A-41D, and 91-A-41E, totaling 136 acres along Turkey Knob Road for Industrial -1 to Agriculture. Introduction and Set Joint Public Hearing – August 6, 2018 at 7pm

Councilmember Andrick MOVED, seconded by Councilmember Pifer to APPROVE to Set Joint Public Hearing – August 6, 2018 at 7pm

VOTE:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAINED</u>
Councilmember Fultz		

- “ Andrick
- “ Pifer
- “ Shepherd
- “ Rudy
- “ Good

6 AYES, motion passes

Councilmember Good Motion made to adjourn the meeting at 8:22 p.m.

---

CLERK

---

MAYOR