

REGULAR MONTHLY Meeting of the Gate City Town Council was held on Tuesday, August 8, 2006 at 6:30 pm at the Gate City Town Hall.

PRESENT: Mayor Mark Jenkins, Vice-Mayor Rita Tipton, Carl Hurt, Tommy Herron, Roger Cassell, Frances Perry, Town Manager Jason Stewart, Town Attorney Mike Carrico, Recorder Heather Kiser

ABSENT: NONE

OTHERS PRESENT: Jonathan Lane, Brian Mauk, Rollie Hautz, Chuck Newton, Athletha Newton, Jan Jenkins, Zach and Joyce Thomas, Sam and Loretta Cruby, Robin Bagnall, Carter Grace Bagnall, Judy Guinn, Nastassia and Rosella Taylor, Mary Carter, Shirley Penley, Jimmy L. Guinn, Berney Penley, Marshall Spears, Wallace W. Ross, Carl Muncey, Beverly Robinette, Jay Dixon, Michelle Jenkins

Mayor Mark Jenkins called the meeting to order at 6:30 pm.

Invocation was provided by Rollie Hautz.

The Pledge of Allegiance was led by Chuck Newton.

Upon a motion by Rita Tipton and duly seconded by Carl Hurt, members voted to approve the minutes from the July 2006 regular monthly meeting. Voting in favor of this motion was Rita Tipton, Carl Hurt, Frances Perry, and Roger Cassell. Tommy Herron abstained from the vote.

There were no public hearings.

Mayor Mark Jenkins opened the floor for public comment at this time.

Mayor Mark Jenkins recognized the V.S.C.A.R. at this time.

Carl Hurt asked about a house located on Chestnut Street and if the town was going to condemn the house.

Wallace Ross discussed actions the past council members have taken regarding the house on Chestnut Street.

Wallace Ross questioned the council regarding the street committee. He also discussed asking questions during certain parts of the meeting instead of just the public comment section.

The council discussed with Mr. Ross why there should be no public comment during the meeting besides during the public comment section. The town has guidelines that they must follow.

Mayor Mark Jenkins closed the public comment section at this time.

Mark Sexton's was not present for this appeal to the council.

Clinchview Manor's water bill appeal has been tabled until next month's meeting.

The council discussed the water bill at this time.

Senator Allen's campaign crew has requested that the town temporary block off five parking spaces in front of Mustard Seed Café for approximately an hour to allow them to park an RV.

The council discussed blocking off the parking spaces for the senator and where exactly the parking spaces would need to be blocked off.

Upon a motion by Roger Cassell and duly seconded by Carl Hurt, members voted to allow the temporary closure of five parking spaces for Senator Allen's RV. Voting in favor of this motion was Roger Cassell, Carl Hurt, Tommy Herron, Frances Perry, and Rita Tipton. There were no opposing votes.

Town Manager Jason Stewart discussed Get-R-Done Auto Service at this time. The business has been served with the junk ordinance and the grave yard ordinance. The business is going to be served with the same ordinances again with less of a time limit to abide by them. He also discussed some houses that Robert Mullins is going to inspect. The town has also taken out criminal warrants on the owner of the theatre building.

The council discussed the situation with the Scott Motel and V-DOT at this time.

Town Attorney Mike Carrico recommended that the town find a way to provide sewer to the Scott Motel property.

The council discussed the sewer problem with the Scott Motel at this time.

The Chamber of Commerce's Tourism Committee wants to join with the Town of Gate City to advertise downtown businesses. The Chamber of Commerce is willing to donate \$500 towards a billboard sign. They are asking the town to match the \$500 donation. Donations will also be asks for from the downtown business owners.

Upon a motion by Frances Perry and duly seconded by Carl Hurt, members voted to match the Chamber of Commerce's \$500 donation. Voting in favor of this motion was Roger Cassell, Carl Hurt, Tommy Herron, Frances Perry, and Rita Tipton. There were no opposing votes.

Mayor Mark Jenkins discussed the police academy at this time. He is asking the council to allow some money for the officers' meals while staying at the academy.

The council discussed the matter at this time.

Upon a motion by Carl Hurt and duly seconded by Rita Tipton, members voted to allow a \$20 a day meal allowance if an officer stays at the academy over night. The meal allowance is only applicable if they officer stays over night at the academy. The change will also need to be added to the police procedure book. Voting in favor of this motion was Roger Cassell, Carl Hurt, Tommy Herron, Frances Perry, and Rita Tipton. There were no opposing votes.

Frances Perry asks about the Baker property and what the town is planning on doing about it.

Roger Cassell asks about the kennel on West Jackson Street.

The Planning Commission did not meet.

Police Chief Jason Cox was unable to attend the meeting but left his monthly report for the council to review.

Foreman Randall Hurt was also unable to attend the meeting but left his monthly report for the council to review.

Town Manager Jason Stewart discussed his monthly report with the council at this time. He also discussed his trip to V-DOT to look at used dump trucks.

Loretta Cruby discussed the monthly water report at this time. Water accountability is at an 11.4% loss.

James Mullins wrote a letter to the council regarding the equipment needed for the water plant.

Town Attorney Mike Carrico suggested looking for grant money possibly from the tobacco commission.

Town Manager thanked Loretta and Wendell for their long hours at the water plant.

Town Attorney Mike Carrico asks about using money from the Manville/ Red Hill water project if there is any money left over.

Roger Cassell asks about emergency funding.

The council discussed the new regional waste water plant at this time.

Town Manager Jason Stewart suggested dissolving the Sanitation Authority.

This matter was tabled until next month's meeting.

Cindy Coates left the treasurer's report for the council to review.

Roger Cassell discussed installing concrete post on Franklin Street instead of a guardrail.

There were no recommendations from the Sanitation Authority.

Town Manager Jason Stewart discussed an event that will be held with LENOWISCO on August 28 at 10:00 am.

This is Joe McMurray's final week with the town.

Town Attorney Mike Carrico discussed the town's employee picnic.

Upon a motion by Tommy Herron and duly seconded Frances Perry, members voted to supply the hamburgers and hot dogs for the Employee Appreciation Picnic at Grogan Park on August 25, 2006. Voting in favor of this motion was Roger Cassell, Carl Hurt, Tommy Herron, Frances Perry, and Rita Tipton. There were no opposing votes.

Upon a motion by Frances Perry and duly seconded by Rita Tipton, members voted to go into closed session. Voting in favor of this motion was Roger Cassell, Carl Hurt, Tommy Herron, Frances Perry, and Rita Tipton. There were no opposing votes.

Upon a motion by Carl Hurt and duly seconded by Roger Cassell, members voted to go back into regular session. Voting in favor of this motion was Roger Cassell, Carl Hurt, Tommy Herron, Frances Perry, and Rita Tipton. There were no opposing votes.

CERTIFICATION OF CLOSED MEETING

WHEREAS, the Gate City Town Council has convened a Closed Meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-7312 of the Code of Virginia requires a certification by the Town Council that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED, that the Gate City Town Council hereby certifies that to the best of each member's knowledge, (1) only public business matters lawfully exempted from open meeting requirement by Virginia law were discussed in closed meeting to which this certification applies and (2) only such business

matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Gate City Town Council.

VOTES: **AYES:** Frances Perry, Rita Tipton, Carl Hurt, Roger Cassell
Mark Jenkins, Tommy Herron

NAYS: NONE

ABSENT: NONE

Upon a motion by Tommy Herron and duly seconded by Frances Perry, members voted to extend the suspension of employee 1 for 30 days. Voting in favor of this motion was Roger Cassell, Tommy Herron, Frances Perry, and Rita Tipton. Carl Hurt abstained from the vote.

Jay Dixon spoke about the music venue. He is suggesting to the council that the town parking lot be used to build a performing arts center and in front of the venue would be an open air market for the flea market with covered spaces.

The music venue plans need to be deferred to the planning commission.

Upon a motion by Roger Cassell and duly seconded by Carl Hurt, members voted to defer the plans for the music venue to the planning commission. Voting in favor of this motion was Roger Cassell, Carl Hurt, Tommy Herron, Frances Perry, and Rita Tipton. There were no opposing votes.

The council thanked Joe for all his work for the town and Wallace Ross for staying at the meeting.

The council discussed the mixed beverage referendum and the signatures that were needed.

Upon a motion by Frances Perry and duly seconded by Tommy Herron, members voted to pay the bills. Voting in favor of this motion was Roger Cassell, Carl Hurt, Tommy Herron, Frances Perry, and Rita Tipton. There were no opposing votes.

Upon a motion by Carl Hurt and duly seconded by Tommy Herron, members voted to adjourn the meeting. Voting in favor of this motion was Roger Cassell, Carl Hurt, Tommy Herron, Frances Perry, and Rita Tipton. There were no opposing votes.

MAYOR

RECORDER
