

REGULAR MONTHLY Meeting of the Gate City Town Council was held Tuesday, February 14, 2006 at 6:00 pm at the Gate City Town Hall.

PRESENT: Mayor Mark Jenkins, Vice-Mayor Rita Tipton, Jack Anderson, Tommy Herron, Steve Williams, Frances Perry, Town Manager Jason Stewart, Town Attorney Mike Carrico, Recorder Heather Kiser

ABSENT: NONE

OTHERS PRESENT: Richard Hubbard, Carl Muncey, Police Chief Jason Cox, Althea and Chuck Newton, Paul Argoe, Ron and Debbie Kindle, Ross and Michelle Jenkins, Public Works Forman Randall Hurt, Joe McMurray, Lorie Ryan, David Rutherford, Zachary Carrico, Alex Maya, Sandra Reames, Cam Carrico, Joe Maya

Mayor Mark Jenkins called the meeting to order at 6:01 pm.

Invocation was provided by Paul Argoe.

The Pledge of Allegiance was led by Chuck Newton.

Upon a motion by Tommy Herron and duly seconded by Rita Tipton, members voted to approve the minutes from the January 2006 Regular Monthly Meeting and the January 2006 Adjourned Meeting. Voting in favor of this motion was Tommy Herron, Rita Tipton, Frances Perry, and Steve Williams. Jack Anderson abstained from the vote.

At this time, Mayor Mark Jenkins presented a plaque to Joe and Cam Maya in honor of Chris and Mary Maya.

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

David Rutherford spoke to the council about Appalachian Electric Power providing power to his residence. He is trying to build a house in Moccasin Terrace and the power company won't run power to the house.

Town Attorney Mike Carrico asks Mr. Rutherford where the power lines stop at near his home. He discussed with Mr. Rutherford how he provided power to Moccasin Hills.

Tommy Herron discussed what he would have to do to get power run to his property.

Frances Perry asks if Town Attorney Mike Carrico could write a letter stating that Mr. Rutherford has been taken into the town limits and needs to be provided with power.

Joe Maya again thanked the council for all they have done.

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

The council discussed the water policy manual at this time.

The only change to the water policy manual is the reconnection fee has been reduced to \$25.00.

Steve Williams discussed the later part of the water policy manual. The manual seems to be repetitive at the end.

Mayor Mark Jenkins asks the council if they would like to review the water policy manual further and table until the next regular meeting.

The council decided to table the water policy manual until the next regular meeting.

The council discussed the old street signs with the town at this time.

Tommy Herron asks whose responsibility it was to remove the old street signs.

The town crew will be working with Phoenix Signs to remove the old street signs. If the street names have changed, the old street signs have to remain for a period of time.

The council discussed the options of getting rid of the old street signs.

Jack Anderson suggested donating the concrete signs to Hale's Chapel Church.

The church is requesting 35 to 40 of the concrete markers.

The concrete markers can be removed.

Tommy Herron asks about how many concrete signs are located in the town.

The town can deliver the concrete markers to the church.

Upon a motion by Frances Perry and duly seconded by Tommy Herron, members voted to donate the concrete markers to Hale's Chapel Church free of charge with all paper work completed before delivery. Voting in favor of this motion was Frances Perry, Tommy Herron, Steve Williams, and Rita Tipton. There were no opposing votes.

Tommy Herron asks what was going to be done with the remaining street signs.

Upon a motion by Frances Perry and duly seconded by Rita Tipton, members voted to create a sign-up sheet on a first come, first serve basis for the remaining signs with a fee of \$10 per sign. Voting in favor of this motion was Frances Perry, Tommy Herron, Steve Williams, and Rita Tipton. There were no opposing votes.

The council discussed the demolition of the three condemned buildings in town.

Town Manager discussed the progress of the first three buildings that were inspected and condemned.

The council discussed the theater building, the old Scott Motel, and the apartment building located on McConnell Street that were condemned last year.

Upon a motion by Jack Anderson and duly seconded by Rita Tipton, members voted to allow Town Manager Jason Stewart to advertise for bids for the demolition of the three buildings that were condemned with all legal procedures followed. Voting in favor of this motion was Frances Perry, Tommy Herron, Steve Williams, and Rita Tipton. There were no opposing votes.

The council discussed the Virginia Department of Motor Vehicles request to adjust the penalty and interest from there water bill due to the delay in the mail for the Lee-Jackson and Martin Luther King holiday.

The council agreed not to waive the penalty and interest.

Police Chief Jason discussed his monthly report with the council at this time.

Mayor Mark Jenkins thanked Jason for all his work.

Public Works Foreman Randall Hurt discussed the public works monthly report with the council at this time. Randall informed the town of the major litter problem that the town has.

Frances Perry asks Randall how far the Manville/Red Hill water project will go up Red Hill Road.

The project is projected to go to the end of Red Hill Road.

Mayor Mark Jenkins asks if there are any sewer problems within the town.

Poplar Street sewer line is the only line that occasionally gets stopped up.

Randall Hurt spoke to the council about the water plant's need for new testing equipment.

Mayor Mark Jenkins informed Randall that Bo Williams needs to get three bids on the equipment needed.

Steve Williams asks about the accountability report.

Tommy Herron asks about trash pick-up through the main street of town.

Frances Perry asks about the last trash run on Friday evenings.

Town Attorney Mike Carrico suggests running an ad in the paper regarding what days and the times that the trash truck runs.

Steve Williams spoke about the repair to the police department.

Frances Perry asks if the town would contact the county regarding the trash coming into Gate City through Moccasin Gap.

Upon a motion by Steve Williams and duly seconded by Tommy Herron, members voted to draft a letter to Broadwater Drug regarding the police department building. Voting in favor of this motion was Frances Perry, Tommy Herron, Steve Williams, and Rita Tipton. There were no opposing votes.

Town Manager Jason Stewart discussed his monthly report.

There is a concern with the revenue coming from Williams Mill. Rural Development is suggesting an increase in water rates to pay for the project. The increase would cause a system wide increase.

Steve Williams asks if the revenue had to come from the water or if it could come from somewhere else.

Town Attorney Mike Carrico suggests that the town review the user agreements that were signed by the residents in Williams Mill.

Randall Hurt discussed how many residences have water service in Williams Mill.

The council discussed possible solutions to keep from raising the water rates.

The council reviewed the overtime and comp time.

Steve Williams asks about Cindy Coates' comp time.

Mayor Mark Jenkins thanked Joe McMurray for the work that he has done for the town.

Mayor Mark Jenkins thanked Town Manager Jason Stewart for the work that he has done for the town.

Rita Tipton is still reviewing the streets in need of paving.

The council discussed the street between Chris' Department Store and the old computer store.

Randall Hurt discussed what is left to finish at Broadwater Drug.

Mayor Mark Jenkins spoke about citizen's concerns regarding the town crew working on Broadwater Drug's property.

Jack Anderson asked to be excused at this time.

The council discussed the subdivision ordinance at this time.

Town Attorney Mike Carrico discussed the subdivision ordinance the county has in place.

An editorial was in Monday's paper regarding the counties subdivision ordinance and the general assemble.

Town Attorney Mike Carrico spoke about the town's need for a subdivision ordinance.

The Planning Commission addressed the Town Council about correcting the Town Council meeting minutes regarding the Boundary Adjustment Zoning Recommendation submitted by the Planning Commission. The minutes misstate the recommendation approved by the council in regards to the area to be zoned C-1. The Planning Commission also requested a follow up on the planned second boundary adjustment, to correct the errors of the completed adjustment with regard to the Adkins Subdivision, Red Hill Road, and along Highway 71 and to request an update on plans to hold a public hearing on the matter mentioned in an earlier Town Council meeting. The Planning Commission also recommended that Town Manager Jason Stewart assume the responsibility of bringing the Town's Ordinance Book up-to-date.

Upon a motion by Rita Tipton and duly seconded by Tommy Herron, members voted to the correct the minutes regarding the Boundary Adjustment Zoning Recommendation of the area of the Clinch Mountain zoned C-1. Voting in favor of this motion was Rita Tipton, Tommy Herron, Frances Perry, and Steve Williams. There were no opposing votes. Jack Anderson was absent from the vote.

Upon a motion by Rita Tipton and duly seconded by Tommy Herron, members voted to advertise for the second boundary adjustment to correct the errors of the completed adjustment. Voting in favor of this motion was Rita Tipton, Tommy Herron,

Frances Perry, and Steve Williams. There were no opposing votes. Jack Anderson was absent from the vote.

EDRC has not met.

Michelle Jenkins asked about reforming the board.

Frances Perry asks about the chairman, the by-laws of the board, and the need for reorganization. A letter needs to be sent to the current members to set up a meeting to reorganize the board.

Town Attorney Mike Carrico asks when the board was formed.

The board was formed four years ago.

Mayor Mark Jenkins asks Town Manager Jason Stewart to get the details regarding EDRC.

Frances Perry asks about merchants forming a committee. She suggests that one committee be formed with like ideas.

Town Attorney Mike Carico spoke about the revitalization of the town.

Frances Perry discussed the need for a new sound system and asks about getting estimates to install a new sound system.

The council room needs three drop microphones and the sound system would be complete.

Town Manager Jason Stewart will get three bid on a new sound system for the council meeting room.

Frances Perry spoke about the new residents annexed into town voting in the town's election.

Tommy Herron spoke about the requirement of signatures to run for town council.

Frances Perry suggested that the town ask Delegate Kilgore to get the number of eligible voters raised so that candidates would not be required to get 125 signatures to run for council or mayor.

Michelle Jenkins questioned the council of the listing of new residents taken into the town.

It is the registrars' responsibility to find eligible voters in town.

Upon a motion by Rita Tipton and duly seconded by Tommy Herron, members voted to go into closed session. Voting in favor of this motion was Rita Tipton, Tommy Herron, Frances Perry, and Steve Williams. There were no opposing votes. Jack Anderson was absent from the vote.

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, Steve Williams,
Tommy Herron, and Mark Jenkins

NAYS: NONE

ABSENT: Jack Anderson

Upon a motion by Frances Perry and duly seconded by Tommy Herron, members voted to return to regular session. Voting in favor of this motion was Rita Tipton, Tommy Herron, Frances Perry, and Steve Williams. There were no opposing votes. Jack Anderson was absent from the vote.

Upon a motion by Steve Williams and duly seconded by Rita Tipton, members voted to pay the bills. Voting in favor of this motion was Rita Tipton, Tommy Herron, Frances Perry, and Steve Williams. There were no opposing votes. Jack Anderson was absent from the vote.

Steve Williams asked about the council's pay and the tax forms they received in the mail.

Upon a motion by Rita Tipton and duly seconded by Steve Williams, members voted to adjourn the meeting at 8:26 pm. Voting in favor of this motion was Rita Tipton, Tommy Herron, Frances Perry, and Steve Williams. There were no opposing votes. Jack Anderson was absent from the vote.

MAYOR

RECORDER
