

Lebanon Town Council
Regular Monthly Meeting
Town Hall, Lebanon, VA
Monday, February 13, 2017
6:00 P.M.

Council Members Present: Nelson A. "Tony" Dodi, Mayor
J. C. Boyd, Vice Mayor
J. Hassel Kegley, Council Member
A. Doyle Fields, Council Member
DeAnna C. Jackson, Council Member
Kevin B. Ferguson, Council Member
Scott J. Gilmer, Council Member

Staff Members Present: Michael L. Duty, Town Manager
Jackie L. Hubbard, Controller
A. Diane Nunley, Administrative Assistant
Kevin D. Tiller, Town Attorney
Mark A. Mitchell, Chief of Police

I. The meeting was called to order by Mayor Dodi.

II. Prayer: Mr. Mark Mitchell

III. Pledge of Allegiance

IV. Edit for items not on the agenda:

Upon motion made by Mr. Kegley, seconded by Mr. Ferguson, the agenda was unanimously approved. The vote was as follows: Mr. Boyd, Aye; Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Ferguson, Aye; Mr. Gilmer, Aye.

V. Edit and approve minutes from the 1/9/17 regular council meeting and the 1/18/17 and 2/6/17 special council meetings:

Upon motion made by Mr. Fields, seconded by Mr. Kegley, the minutes from the 1/9/17 regular council meeting and the 1/18/17 and 2/6/17 special council meetings were unanimously approved. The vote was as follows: Mr. Boyd, Aye; Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Ferguson, Aye; Mr. Gilmer, Aye.

VI. Approve accounts payable and capital assets for the month of January:

Upon motion made by Mr. Boyd, seconded by Mr. Kegley, the accounts payable and capital assets for the month of January were unanimously approved. The vote was as follows: Mr. Boyd, Aye; Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Ferguson, Aye; Mr. Gilmer, Aye.

VII. Public Hearing to consider:

An application submitted by William and Kimberly Watson for a conditional use permit for the residential use of the property located at 25 South Church Street in a C-1 Commercial District.

Planning Commission Members Present:

Donald Ramey, Chairman
Tim Coleman, Vice Chairman
Michael L. Duty
DeAnna C. Jackson
RD Snead
Stephen Quillen

Planning Commission Members Absent:

J.S. Easterly, Jr., Clerk

- A. The Town Council recessed from regular session, 6:04 P.M.
 - B. Mr. Ramey, Chairman, opened the public hearing, 6:04 P.M.
 - C. Mr. William Watson was present to speak in favor of the application and presented the Council with design plans for renovating the current office space into apartments. Mr. Duty questioned the availability of private parking. Mr. Watson confirmed that four required private parking spaces were available at the property.
 - D. Upon motion made by Mr. Quillen, seconded by Mr. Duty, the Lebanon Planning Commission unanimously voted to recommend to the Council that the application submitted by William and Kimberly Watson for a conditional use permit for the residential use of the property located at 25 South Church Street be approved upon the condition that all regulations set forth by the Town of Lebanon and the Lebanon Zoning Ordinance be met and upon the condition that four private parking spaces would be available to residents of the property. The vote was as follows: Mr. Ramey, Aye; Mr. Coleman, Aye; Mr. Duty, Aye; Ms. Jackson, Aye; Mr. Snead, Aye; Mr. Quillen, Aye.
- VIII. Mr. Ramey closed the public hearing, 6:11 P.M.
- IX. The Town Council returned to regular session, 6:11 P.M.
- X. Mr. Ramey, Lebanon Planning Commission Chairman, recommended on behalf of the Lebanon Planning Commission that the application submitted by William and Kimberly Watson for a conditional use permit for the residential use of the property located at 25 South Church Street be approved upon the condition that all regulations set forth by the Town of Lebanon and the Lebanon Zoning Ordinance be met and upon the condition that four private parking spaces would be available to residents of the property.
- XI. Upon motion made by Ms. Jackson, seconded by Mr. Kegley, the Council unanimously voted to approve the application submitted by William and Kimberly Watson for a conditional use permit for the residential use of the property located at 25 South Church Street upon the condition that all regulations set forth by the Town of Lebanon and the Lebanon Zoning Ordinance be met and

upon the condition that four private parking spaces would be available to residents of the property. The vote was as follows: Mr. Ferguson, Aye; Ms. Jackson, Aye; Mr. Kegley, Aye; Mr. Boyd, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye.

XII. Public Requests:

- A. Mr. Reggie Childers was present to express his concern that some owners of vacant downtown properties may be unaware of the Lebanon Downtown Revitalization Project. Mayor Dodi assured Mr. Childers that the Town has made attempts to contact all downtown business and property owners several times through newspaper advertising, direct mail, etc. and that the Town would continue to communicate with downtown property and business owners as the project progresses. Mr. Childers again recommended that the Council install a mini golf course at the Old Mill Park. Mr. Childers also informed the Council that Chris Beam, President of Appalachian Power, would be speaking at a meeting of the Lebanon Lions Club on June 13, 2017 at 7:00 P.M. and requested the Council's attendance. Mr. Childers further informed the Council of discussions to move this year's Russell County Rotary Christmas Tree from the Lebanon Middle School grounds to indoors at the Russell County Government Center due to weather concerns.
- B. Ms. Kelli Stevens was present to inform the Council of delinquent buildings near a property that she owns and currently has for sale.

XIII. Town Manager's Report:

Mr. Duty presented the town manager's report for the month of January.

A. Police Department Report:

Chief Mitchell presented the police department report for the month of January and reported on the recent credit card scam involving card skimming at local gas stations. He advised that the scam has spanned from Wytheville, VA to Bristol, TN.

XIV. Town Attorney Report: None.

XV. Enter closed session: 6:47 P.M.

- A. Upon motion made by Mr. Fields, seconded by Mr. Ferguson, the Town Council unanimously voted to go into closed session under Code Section 2.2-3711 (1), (3), (4), (5) and (7) for the purpose of discussing personnel, acquisition or sale of property, privacy of individuals, prospective business or industry and legal issues. The vote was as follows: Mr. Boyd, Aye; Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Ferguson, Aye; Mr. Gilmer, Aye.
- B. Upon motion made by Mr. Fields, seconded by Mr. Boyd, the Town Council unanimously voted to return to regular session. The vote was as follows: Mr. Boyd, Aye; Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Ferguson, Aye; Mr. Gilmer, Aye.
- C. Diane Nunley, Administrative Assistant, presented the Roll Call Vote:

Virginia Code, 1950, Section 2.2-3712(D)

Do you certify that to the best of your knowledge, (1) the Town Council in its' closed session; only discussed public business matters lawfully exempted from open meeting requirements under this Chapter and (2) that only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed, or considered in the meeting by the Town Council. Any member of the Town Council who believes that there was a departure from the requirements of clauses (1) and (2), shall so state prior to the vote, indicating the substance of the departure that, in their judgment, has taken place.

The roll call vote was as follows: Mayor Dodi, Aye; Mr. Boyd, Aye; Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Ferguson, Aye; Mr. Tiller, Aye; Mr. Duty, Aye; Mr. Mitchell, Aye; Mr. Hubbard, Aye.

XVI. Adjourn closed session: 8:10 P.M.

XVII. New Business:

A. Massage Therapist Ordinance:


Upon motion made by Mr. Fields, seconded by Mr. Ferguson, Ordinance 2017-01 – Massage Therapist, was approved. The roll call vote was as follows: Mr. Ferguson, Aye; Ms. Jackson, Aye; Mr. Kegley, No; Mr. Boyd, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye.


XVIII. Mr. Hubbard informed the Council of the exorbitant cost to advertise employment opportunities in the Bristol Herald Courier.

Upon motion made by Mr. Boyd, seconded by Mr. Gilmer, the Council unanimously voted to advertise employment opportunities in The Lebanon News and on the Virginia Workforce Connection website. The vote was as follows: Mr. Ferguson, Aye; Ms. Jackson, Aye; Mr. Kegley, Aye; Mr. Boyd, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye.

XIX. Upon motion made by Mr. Boyd, seconded by Mr. Fields, the Council unanimously voted to adjourn. The vote was as follows: Mr. Ferguson, Aye; Ms. Jackson, Aye; Mr. Kegley, Aye; Mr. Boyd, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye.

Adjourn monthly meeting: 8:20 P.M.


Nelson A. "Tony" Dodi, Mayor


Stephanie L. Burke, Clerk of Council

Minutes recorded by: A. Diane Nunley, Administrative Assistant
Minutes prepared by: Stephanie L. Burke, Clerk of Council
Minutes approved by: Michael L. Duty, Town Manager