

Lebanon Town Council
Regular Monthly Meeting
Town Hall, Lebanon, VA
Monday, April 9, 2018
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: Jackie L. Hubbard, Controller/Interim Town Manager
A. Diane Nunley, Administrative Assistant
Mark A. Mitchell, Chief of Police
Kevin D. Tiller, Town Attorney

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

II. Prayer: Mr. Mitchell

III. Pledge of Allegiance

IV. Edit for items not on the agenda:

Mayor Dodi requested to add under New Business item A. Change May Lebanon Town Council regular monthly meeting date.

Upon motion made by Mr. Boyd, seconded by Mr. Fields, the agenda with additional item 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 03/12/18 regular council meeting:

Upon motion made by Ms. Jackson, seconded by Mr. Kegley, the minutes from the 03/12/18 regular council meeting 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 March:

Additional items presented.

Upon motion made by Mr. Boyd, seconded by Mr. Fields, the accounts payable and capital assets for the month of March to include additional accounts payable presented 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 Request:

Reggie Childers spoke with the council concerning the trash on Big Cedar Creek. He said Big Cedar Creek was recognized as one of the top three scenic rivers, even though it is listed as a creek, throughout our commonwealth.

William Watson spoke to the council about his concern of the old Dry Cleaners building. Mayor Dodi assured him the town was in litigation at this point.

VIII. Old Business:

A. HVAC Maintenance Agreement.

Upon motion made by Mr. Boyd, seconded by Mr. Fields, the Council unanimously voted to approve the HVAC Maintenance Agreement with Starnes Inc. The vote was as follows: Mr. Boyd, Aye; Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Ferguson, Aye.

IX. New Business:

A. Change date of the Lebanon Town Council meeting for May

Upon motion made by Mr. Boyd, seconded by Mr. Kegley, the Council unanimously voted to change the regular scheduled monthly meeting of the Lebanon Town Council from May 14 to May 21. The vote was as follows: Mr. Boyd, Aye; Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Ferguson, Aye.

X. Police Department Report:

Chief Mitchell presented the monthly report for the month of March. He advised the council of an issue his officers encountered with parking at the Quillen Tank to walk to the North Church Street Cemetery, he is unsure if there is any other right-of-way to the cemetery but by the tank. Mayor Dodi advised him the council would speak with Mr. Tiller regarding the issue.

XI. Recess to attend the Lebanon Little League Ceremony at 6:22 P.M.

XII. Resume: 6:54 P.M.

XIII. Public Request:

A. Northrop Grumman Issue-Randy Williams – Discussed in closed session.

B. Enter Closed Session: 6:54 P.M

- C. Upon motion made by Mr. Kegley, seconded by Mr. Ferguson, the Town Council unanimously voted to go into closed session under Code Section 2.2-3711 (A) (7) for the purpose of discussing legal. The vote was as follows: Mr. Boyd, Aye; Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Ferguson, Aye.
- D. Upon motion made by Mr. Fields, seconded by Mr. Ferguson, 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. Gilmer, Aye; Mr. Ferguson, Aye.

- E. A. 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.

- F. Adjourn closed session: 7:16 P.M.
- G. Upon motion made by Mr. Boyd, seconded by Mr. Kegley, the Town Council unanimously voted to help the County concerning the lawsuit from Northrop Grumman in the amount of \$5,000 toward legal fees. The vote was as follows: Mr. Boyd, Aye; Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Ferguson, Aye.

XIV. Attorney Report: None

XV. Town Managers Report:

Mr. Hubbard advised the council that the auditor conducted an audit on the files last week and should expect a complete report by the end of the month.

Mr. Hubbard advised the council concerning the two different Fire Extinguisher policies, the first one doesn't allow anyone to use a fire extinguisher just evacuate the building or equipment, the second one allows the employees in the case of a small fire to use a fire extinguisher if they are properly trained to use one. Mr. Tiller advised he had reviewed the policies and his recommendation would be adopt the policy to allow employees in the case of a small fire they could use a fire extinguisher.

Upon motion made by Mr. Boyd, seconded by Mr. Ferguson, the Town Council unanimously voted to adopt the fire extinguisher policy that would allow town employees the choice to use fire extinguisher in the situation of a small fire. The vote was as follows: Mr. Boyd, Aye; Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Ferguson, Aye.

Mr. Hubbard advised the council that most of the security cameras had been installed at the park.

Mr. Hubbard advised the council that the Lebanon Lions Club contacted him this afternoon and requested a donation increase in the amount of \$4,000 from \$15,000 to \$19,000 for the upcoming fiscal year budget to plan for the bicentennial year. Mayor Dodi requested Mr. Hubbard show the increase in the 2018-2019 budget and the Town Council would discuss the increase at that time.

Mr. Hubbard advised the council that he had researched commercial umbrellas for the Old Mill Park the 9 ft one was \$356 and 11 ft was \$650. The Town Council agreed for Mr. Hubbard to purchase 2 of the 11 ft commercial umbrellas for the Old Mill Park.

Mr. Hubbard advised the council that on April 25 the American Red Cross was going to recognize Chase Campbell for his heroic efforts for saving a baby's life at the Higher Ed Center in Abingdon at 11:00 A.M. Jess Powers at the 911 center in Lebanon nominated Mr. Campbell to the American Red Cross and after reviewing the information he was chosen to receive the Hero Award.

Mayor Dodi presented the quotes received for Fire Extinguishers as follows:

Quote for Fire Extinguishers

1. Premier Fire Protection Inc. quoted a price at \$4 per extinguisher.
2. Tyco Simplex quoted a price at \$3.50 per extinguisher.
3. Advanced Fire Extinguisher Sales & Services quoted a price at \$2.50 per fire extinguisher.

Upon motion made by Mr. Kegley, seconded by Mr. Ferguson, the Town Council unanimously voted to purchase the fire extinguishers from Advanced Fire Extinguisher Sales & Service at the quoted price. The vote was as follows: Mr. Boyd, Aye; Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Ferguson, Aye.

Mr. Hubbard introduced Bradley Rasnake as a candidate for the part-time position event coordinator for the Bicentennial year events and other events. Mr. Hubbard recommended for the council to hire Mr. Rasnake

XVI. Recess: 7:45 P.M.

XVII. Enter closed session: 7:50 P.M

- A. Upon motion made by Mr. Fields, seconded by Mr. Kegley, the Town Council unanimously voted to go into closed session under Code Section 2.2-3711(A)(1)(3)(7) for the purpose of discussing personnel, acquisition or sale of property and legal. 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. Boyd, seconded by Mr. Fields, 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. A. Diane Nunley, Administrative Assistant, presented the Roll Call Vote:

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

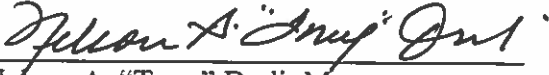
Do you certify that to the best of your knowledge, (1) the Town Council in its' closed session; only discussed public business matters lawfully exempted from open meeting requirements under this Chapter and (2) that only such public business matters as were identified in the motion by which the closed 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.

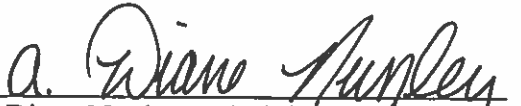
The roll call vote was as follows: Mayor Dodi, Aye; Mr. Boyd, Aye; Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Ferguson, Aye; Mr. Tiller, Aye.

- XVIII. Adjourn closed session: 8:32 P.M.
- XIX. Upon motion made by Mr. Boyd, seconded by Mr. Fields, the Town Council unanimously voted to enter into an agreement with Bryan Young to construct a Splash Pad near the playground. The vote was as follows: Mr. Boyd, Aye; Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Ferguson, Aye.
- XX. Upon motion made by Mr. Gilmer, seconded by Ms. Jackson, the Town Council unanimously voted to repeal the Town's current Nepotism policy. The vote was as follows: Mr. Boyd, Aye; Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Ferguson, Aye.
- XXI. Mr. Boyd, Chairman of the Personnel Committee, called for a special meeting for Monday, April 16, 2018 at 6:00 P.M. at the town hall.

XXII. Adjourn: 8:58 P.M.

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


Nelson A. "Tony" Dodi, Mayor


A. Diane Nunley, Administrative Assistant

Minutes recorded by: A. Diane Nunley, Administrative Assistant

Minutes prepared by: A. Diane Nunley, Administrative Assistant