

Lebanon Town Council
Regular Monthly Meeting
Town Hall, Lebanon, VA
Monday, August 13, 2018
6:00 P.M.

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

Staff Members Present: Mark A. Mitchell, Town Manager/Chief of Police
A. Diane Nunley, Clerk of Council
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 Other Business, Old Mill park for discussion.

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

V. Edit and approve minutes from the 07/09/18 regular council meeting, 07/23/18 reconvened council meeting.

Mr. Gilmer requested to change the minutes from the 07/09/18 regular council meeting, item VII paragraph 4 change the wording from beer garden to event.

Upon motion made by Mr. Gilmer, seconded by Mr. Kegley, the minutes from the 07/09/18 regular council meeting and 07/23/18 reconvened council meeting with amended item were unanimously approved. The vote was as follows: Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Ferguson, Aye; Mr. Gilmer, Aye; Ms. Stanley, Aye.

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

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

VII. Public Hearing to consider:

An application submitted by Conley Greg Fields and Pamela Sue Campbell Combs for a Conditional Use Permit for a Mobile Home on an individual lot located at Conley Street in a R-2 Dwelling District.

Planning Commission Members Present:

Donald Ramey, Chairman
J. S. Easterly, Jr., Clerk
Stephen Quillen, Member
R. D. Snead, Member
DeAnna C. Jackson, Member
Mark A. Mitchell, Member

Planning Commission Members Absent

Tim Coleman, Vice-Chairman

- A. The Town Council recessed from regular session, 6:02 P.M.
- B. Mr. Ramey, Chairman opened the public hearing, 6:02 P.M.
- C. R. D. Snead spoke on behalf of the application for Conley Greg Fields and Pamela Sue Campbell about the location of the mobile home. By the property being located next to the Trailer Park on Fields Avenue this would not add any deprecating value to the adjacent property.
- D. Pamela Sue Campbell Combs spoke about her plans to purchase a new Mobile Home and place on the property. She further stated that she would make sure that the Mobile Home was underpinned plus install a drive way and landscaping.
- E. Randy Lester spoke to oppose the application, stating that he is an adjacent property owner and that placing a Mobile Home on the lot would decrease the value of his property plus all the property owners that live on Conley Street. He presented a list of property owners and signatures that oppose the application.
- F. Mr. Easterly, Planning Commission Clerk, spoke to oppose the application because he feels that placing a Mobile Home within the Town can decrease the value for other homes and land. He spoke about all the nice homes located on Conley Street.
- G. Mr. Quillen, Planning Commission Member, spoke to oppose the application because if this application was approved more property owners could sell their land and place Mobile Homes which in return decreased the value of homes in subdivisions.

Upon motion made by Mr. Easterly, seconded by Mr. Quillen, the Planning Commission voted to deny the application submitted for Conley Greg Fields and Pamela Sue Campbell Combs for a Conditional Use Permit for the property located on Conley Street. The vote was as follows: Mr. Ramey, Aye; Mr. Easterly, Aye; Mr. Quillen, Aye; Ms. Jackson, Aye; Mr. Mitchell, Aye; Mr. Snead, Abstain.

VIII. Mr. Ramey closed the public hearing, 6:32 P.M.

IX. The Town Council returned to regular session, 6:32 P.M.

X. Mr. Ramey, Lebanon Planning Commission Chairman, recommended on behalf of the Lebanon Planning Commission that the application for Conley Greg Fields and Pamela Sue Campbell Combs for a Conditional Use Permit be denied.

Upon motion made by Ms. Stanley, seconded by Mr. Gilmer, the Town Council unanimously voted to approve the Planning Commission's recommendation to deny the Conditional Use Permit for Conley Greg Fields and Pamela Sue Campbell. The vote was as follows: Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Ferguson, Aye; Ms. Stanley, Aye.

XI. Public Request:

A. J. R. Watson-VDOT

Mr. Watson spoke with the council about any request or concerns they might need to address.

Mayor Dodi requested information concerning the parking lot that is located near the Lebanon Middle School that the town is preparing to pave if the town could receive any assistance with the cost from VDOT. Mr. Watson advised that if it was a park & ride there might be funding for the project but just a parking lot he would say no assistance would be available.

Mr. Mitchell requested information concerning the Board of Supervisors and School Board to purchase property between 71 and Lebanon High School with the potential of placing a road. Mr. Watson advised that the Town of Lebanon would need to be a participant because the land is located within the town limits.

The Town Council unanimously agreed for Mr. Watson to proceed with just the preliminary investigation on constructing a road from 71 to Lebanon High School.

B. Kyle Laux-Davenport & Co.

Mr. Laux advised the council that Davenport & Company's main goal would be to help put in the frame work and tools to think about Capital Projects, Budgets and Reserve Levels to help the town move forward. The cost to provide a Financial Analysis is \$7,500.

Upon motion made by Mr. Gilmer, seconded by Ms. Stanley, the Town Council unanimously voted to proceed with Davenport & Company on a preliminary Financial Analysis for the Town of Lebanon at the quoted price. The vote was as follows: Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Ferguson, Aye; Ms. Stanley, Aye.

- C. Reggie Childers congratulated Mark Mitchell as Town Manager and Mary Stanley as a new Council Member. He also spoke about a Lebanon Business that reported to him they had never received an official visit from any council members. Mayor Dodi advised Mr. Childers that the Lebanon Town Council Members had delivered welcome baskets to new businesses within the town and requested he report the name of the business to Ms. Nunley. Mr. Childers requested the council think of recreation ideas that couples or families could enjoy in Lebanon.

XII. Resolutions

A. VACo/VML Virginia Investment Pool Agreement

Mr. Mitchell requested to table the resolution until Mr. Laux presents the Financial Analysis information.

XIII. Recess to look at the pool area: 7:15 P.M.

XIV. Resume: 7:30 P.M.

XV. Town Manager's/Chief of Police Report:

Mr. Mitchell advised the council concerning his idea of adding on to the pool area for a gym, the town could save money by completing the project in different phases.

Mr. Mitchell advised the council with quotes submitted by Josh Sawyers to redesign the town website and a website maintenance retainer. Mayor Dodi requested Mr. Mitchell work with Mr. Gilmer and Ms. Stanley concerning the website updates.

Upon motion made by Mr. Gilmer, seconded by Ms. Stanley, the Town Council unanimously voted to proceed with Josh Sawyers to update the Town of Lebanon's website. The vote was as follows: Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Ferguson, Aye; Ms. Stanley, Aye.

Mr. Mitchell advised the council that some businesses had delinquent Meals and Lodging tax, he was working with Mr. Tiller to solve the issue.

Mr. Mitchell discussed the quote from Appalachian Ironworks for an Arch at the Old Mill Park, the price was \$8,000.

Mr. Mitchell updated the council on the VDOT Grant-Gateway project, a meeting is scheduled for August 21 at 10:00 A.M.

Mr. Mitchell advised the council that Eddie Shelton with VML, a former OSHA employee, spoke at the Supervisors Meeting and would be coming to each department for a walk thru inspection.

Mr. Mitchell advised the council concerning the Pam Tillis concert on Wednesday.

Mr. Mitchell requested a Street Committee Meeting, the council agreed to meet on Monday, August 20, 2018 at 5:00 P.M.

Mr. Mitchell advised the council that Ms. Burke has obtained all the ordinances from 2012 forward and submitted them for a quote to update the Town Code Book.

Mr. Mitchell advised the council that Revive (Lebanon Community Fellowship) had helped Donna Hale clean up around her home located on Fincastle Road to comply with Town of Lebanon Nuisance Ordinance.

Mr. Mitchell presented the contract with Hungate/Strategic Solutions of Virginia. Mr. Tiller advised according to the contract the town would be able to cancel the contract at any time. Mr. Gilmer requested Mr. Mitchell present a letter to Strategic Solutions for service based on month to month service.

XVI. Town Attorney Report:

Mr. Tiller advised the council that he was waiting on the final cost for cleaning up Lebanon Cleaners.

XVII. Old Business: None

XVIII. New Business:

A. Peddlers & Itinerant Merchants License

Mr. Mitchell requested the council consider changing the fees for Peddlers & Itinerant Merchants License to \$50 as more people use food trucks.

B. Discuss Old Mill Park

Mayor Dodi presented the idea of using town employees to make an Arch and the price should run around \$1000.

XIX. Committee Reports and Recommendations:

Ms. Jackson presented the minutes from the Parks & Recreation Meeting on July 23, 2018.

XX. Bicentennial Update:

The Town Council agreed on Logo #4 as the Bicentennial Logo.

Upon motion made by Ms. Stanley, seconded by Mr. Ferguson, the Town Council unanimously voted to accept the offer for Rhonda Vincent plus Nathan Stanley to open up for her for the October Bluegrass event for a total amount of \$12,000. The vote was as follows: Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Ferguson, Aye; Ms. Stanley, Aye.

Upon motion made by Mr. Ferguson, seconded by Ms. Stanley, the Town Council voted to accept the offer for The Scott Miller band for an August event for around \$5,000 and to schedule 49 Winchester and Ben and Andrew Gilmer as opening acts. The vote was as follows: Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Abstain; Mr. Ferguson, Aye; Ms. Stanley, Aye.

Upon motion made by Mr. Ferguson, seconded by Mr. Fields, the Town Council unanimously voted to accept the offer for Gene Watson for a November event for the amount of \$12,500. The vote was as follows: Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Ferguson, Aye; Ms. Stanley, Aye.

Upon motion made by Mr. Fields, seconded by Ms. Stanley, the Town Council unanimously voted to pursue The Cleverlys for a March event. The vote was as follows: Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Ferguson, Aye; Ms. Stanley, Aye.

Ms. Stanley advised the council that the LHS art teacher Morgan Wallace was willing to do a wall mural for the bicentennial year.

XXI. Recess 10 minutes: 8:48 P.M.

XXII. Resume: 8:58 P.M.

XXIII. Enter closed session: 8:58 P.M.

A. Upon motion made by Mr. Ferguson, seconded by Mr. Gilmer, the Town Council unanimously voted to go into closed session under Code Section 2.2-3711(A)(1)(5)(7) for the purpose of discussing personnel, prospective business or industry and legal issues. The vote was as follows: Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Ferguson, Aye; Mr. Gilmer, Aye; Ms. Stanley, Aye.

B. Upon motion made by Ms. Jackson, seconded by Mr. Kegley, the Town Council unanimously voted to return to regular session. The vote was as follows: Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Ferguson, Aye; Mr. Gilmer, Aye; Ms. Stanley.

C. A. Diane Nunley, Clerk of Council, presented the Roll Call Vote:

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

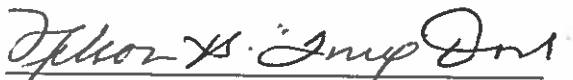
Do you certify that to the best of your knowledge, (1) the Town Council in its' closed session; only discussed public business matters lawfully exempted from open meeting requirements under this Chapter and (2) that only such public business matters as were identified in the motion by which the closed 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: Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Ferguson, Aye; Ms. Stanley, Aye; Mr. Tiller, Aye; Mr. Mitchell, Aye.

XXIV. Adjourn closed session: 10:04 P.M.

XXV. Adjourn: 10:04 P.M.

Upon motion made by Mr. Kegley, seconded by Ms. Jackson, the Council unanimously voted to adjourn to reconvene on Monday August 20, 2018, at 6:00 P.M. The vote was as follows: Mr. Kegley, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Ferguson, Aye; Ms. Stanley, Aye.


Nelson A. "Tony" Dodi, Mayor


A. Diane Nunley, Clerk of Council

Minutes recorded by: A. Diane Nunley, Clerk of Council

Minutes prepared by: A. Diane Nunley, Clerk of Council