

Lebanon Town Council  
Regular Monthly Meeting  
Town Hall, Lebanon, Virginia  
Monday, May 9, 2022  
6:00 P.M.

Council Members Present: Nelson A. "Tony" Dodi, Mayor  
DeAnna C. Jackson, Vice- Mayor  
A. Doyle Fields, Council Member  
Scott J. Gilmer, Council Member  
Mary J. Stanley, Council Member  
M. Elijah Leonard, Council Member  
W. Bradley Lambert, Council Member

Staff Members Present: Andrew R. Shortt, Town Manager  
Kevin D. Tiller, Town Attorney  
A. Diane Nunley, Clerk of Council  
Richard Eric Deskins, Chief of Police

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

II. Prayer: Keith Hovis Pastor Lebanon Church of Christ

III. Pledge of Allegiance

IV. Edit for items not on the agenda:

Mr. Gilmer requested to add under Old Business Downtown Revitalization. Mr. Leonard requested to add under Old Business delinquent Business License.

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

V. Edit and approve minutes from the 04/04/22 regular council meeting and 03/28/22 called council meeting.

Mr. Tiller requested to amend the 03/28/22 called council meeting, he was not present at the meeting.

Upon motion made by Mr. Leonard, seconded by Ms. Stanley, the minutes from the 04/04/22 regular council meeting, 03/28/22 called council meeting as amended was unanimously approved. The vote was as follows: Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Ms. Stanley, Aye; Mr. Leonard, Aye; Mr. Lambert, Aye.

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



Upon motion made by Mr. Gilmer, seconded by Mr. Fields, the accounts payable for the month of April was unanimously approved. The vote was as follows: Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Ms. Stanley, Aye; Mr. Leonard, Aye; Mr. Lambert, Aye.

VII. Recognition

Mayor Dodi presented the Town of Lebanon Water Treatment Plant the 2021 Gold Award from the Virginia's Office of Drinking Water. Chris Dye and Justin Warren was present to receive the award. The Town Council expressed their appreciation for the Water Treatment Plant's dedication and efforts to ensure the Town of Lebanon Citizens receive clean drinking water.

Mayor Dodi presented Steven B. "Chase" Campbell a certificate for his heroic actions in saving a young lady from a dog that was attacking her and her pet.

Upon motion made by Ms. Jackson, seconded by Mr. Leonard, the Town Council unanimously voted to approve the resolution for Steven B. "Chase" Campbell for his heroic actions as presented. The vote was as follows: Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Ms. Stanley, Aye; Mr. Leonard Aye; Mr. Lambert, Aye.

VIII. Public Request:

Matt Lindamood-Bridge Proposal & Performance Agreement

Mayor Dodi advised that Old Mill Ventures was the successful applicant for the Downtown Revitalization Restaurant Incentive Grant for \$50,000. Matt Lindamood advised that he had receipts totaling \$291,024.52 for the expenses so far on the Old Mill Restaurant. Mr. Lindamood advised that the winning restaurant to utilize those grant funds is Curkins. He advised that the Curkins owners are very excited about starting their business here in Lebanon which they hope to be open by September 1, 2022. Mayor Dodi advised that Mr. Tiller provided a performance agreement for the Town of Lebanon and Old Mill Ventures, LLC which is approved by both the Town and Mr. Lindamood. Mr. Gilmer requested a conservative days and hours of operation for the restaurant for the performance agreement. Mr. Lindamood stated that a very conservative number is seven days a week at nine hours a day.

Mr. Lindamood requested the Town work with him to install a bridge from the Old Mill Restaurant over to the Old Mill Park. Mr. Lindamood advised that he would have something drafted up for a design for a bridge for the Town Council to review.

Upon motion made by Mr. Gilmer, seconded by Mr. Leonard, the Town Council unanimously voted to approve the performance agreement between the Town of Lebanon and Old Mill Ventures, LLC. as presented. The vote was as follows: Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Ms. Stanley, Aye; Mr. Leonard, Aye; Mr. Lambert, Aye.

Melissa Kiser-Big Rig Showdown

Mayor Dodi advised that Melissa Kiser contacted him this afternoon concerning some questions she had for the Town Council. Mayor Dodi advised that he would like for him and Mr. Leonard to meet with Ms. Kiser to bring her list of questions back to the Town Council. Mayor Dodi advised that the Farmers Market could either close or relocate for the Big Rig Showdown.



### Angie Carpenter-Kids Sidewalk Event

Ms. Carpenter advised that she is planning an art event in the parking lot of her shop. She stated that it will be a sidewalk chalk decorating contest for different age groups as well as different categories possibly in July. She advised that she had spoken with the Lebanon Volunteer Fire Department to clean up the parking lot after the event providing the Town would donate the water.

Upon motion made by Ms. Jackson, seconded by Mr. Lambert, the Town Council unanimously voted to approve the Town of Lebanon providing the water for Angie Carpenter's Kids Sidewalk Art Event. The vote was as follows: Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Ms. Stanley, Aye; Mr. Leonard, Aye, Mr. Lambert, Aye.

### Kelly McBride-Russell County Public Library

Kelly McBride presented a copy of the Russell County Public Library quarterly report plus a summer reading draft card that will be handed out at the schools. She requested an increase in the annual donation from the Town if possible.

### Randy Burke-Clinic

Randy Burke advised that he and his wife does a drug/alcohol ministry. He heard that another suboxone clinic may be coming to Lebanon in the old Weiner King building. He stated that he has a problem with the clinic because it's a cash crop for doctors plus they don't try to get their patients off of the suboxone. He stated that you can get high or even overdose on suboxone. Mr. Burke advised that he doesn't have a problem with people getting help, but this location is next to a Kids Playhut. Mr. Burke stated that he loved all the addicts, but he feels the clinics are not regulated enough. Mayor Dodi advised that the Town Council agrees with Mr. Burke's concerns therefore he requested the Town Attorney's guidance concerning this issue. Mayor Dodi advised that a lady with the suboxone clinic should be at the June 13, 2022, Town Council meeting to answer any questions plus give an update of when the clinic if planning to open. Mr. Tiller advised that the Town has some limitations in place on administering suboxone. He stated that the problem is what you have is a doctor's office that specializes in suboxone plus if they are licensed with the state the Town has restrictions on what can be administered. Therefore, there is not a whole lot the Town can do to prevent them from placing their business in a commercial zone. Chief Deskens advised that the police department will increase patrol at the site especially for the first couple of months when they open.

Larry Hughes, local business owner, advised that he doesn't see the need for another suboxone clinic coming to Lebanon. Mr. Hughes requested for the Town Council to pass an ordinance that a doctor must be on site at all times if there was a state law that would support his request. Mr. Tiller advised that the Town can only legislate to the extent of what the General Assembly give them the authority too. Mr. Hughes stated that he had a personal relationship with methadone because he lost a family member due to dying from overdose of methadone.

## IX. New Business

Resolution for Spectrum Southeast, LLC.



The Town Council discussed the resolution authorizing the transfer the franchise of Cable Plus, Inc. to Spectrum Southeast, LLC. Mr. Gilmer advised that he feels both parties must be in good standing with the Town before this resolution is approved.

Upon motion made by Mr. Gilmer, seconded by Mr. Leonard, the Town Council unanimously voted to approve the resolution authorizing the transfer of the franchise of Cable Plus, Inc. to Spectrum Southeast, LLC. contingent upon both companies are up to date on their business license. The vote was as follows: Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Ms. Stanley, Aye; Mr. Leonard, Aye; Mr. Lambert, Aye.

#### Parks and Recreation summer help

Upon motion made by Mr. Fields, seconded by Ms. Stanley, the Town Council unanimously voted to approve the hiring of Alec Deckard, Kaitlyn Gray, Autumn Miller for Parks and Recreation Center summer help and lifeguards. The vote was as follows: Ms. Jackson Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Ms. Stanley, Aye; Mr. Leonard, Aye; Mr. Lambert, Aye.

#### Broadband Contract

Upon motion made by Mr. Lambert, seconded by Ms. Stanley, the Town Council unanimously voted to approve the contract between the Town of Lebanon and Point Broadband as presented. The vote was as follows: Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Ms. Stanley, Aye; Mr. Leonard, Aye; Mr. Lambert, Aye.

#### X. Town Managers Report

Mr. Shortt advised that the Department of Social Services contacted Ms. Nunley requesting to use the Farmers Market for a car wash one Saturday as a fundraiser for white Christmas program for the elderly in Nursing Homes.

Upon motion made by Mr. Fields, seconded by Mr. Lambert, the Town Council unanimously voted to approve the Department of Social Service using the Farmers Market for a car wash for a fundraiser for the White Christmas program for the elderly in Nursing Homes which the Town will provide the water for this project. The vote was as follows: Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Ms. Stanley, Aye; Mr. Leonard, Aye; Mr. Lambert, Aye.

Mr. Shortt advised that he researched why the flashing school crossing signs was removed with Mr. Buchanan with VDOT. Mr. Buchanan advised him that he thought that because the speed limit is already 25 mph which doesn't change if school is in session. Mr. Shortt stated that Mr. Buchanan stated that the Town upon VDOT's approval could install Pedestrian Crossing Flashing signs at the crosswalk near the Lebanon Middle School which Urban Maintenance Funds could be used to purchase them. If Flashing School Crossing signs were used the Town could not use Urban Maintenance funds to purchase them but the school would need to purchase them. Mr. Fields requested Mr. Shortt contact the school to see if they would be interested in purchasing these Flashing School Crossing signs.

Mr. Shortt presented a food truck and vendor chart for the Cedar Fest event that Mr. Farmer arranged. Mr. Shortt advised that he met with a couple today that are requesting to organize a September Fall Festival, they will attend the June Council meeting to discuss with the Town



Council their plans. Mr. Shortt advised that the Town of Abingdon agreed to allow the Town to borrow their barricades for the events this year but they are not interested in selling them. Chief Deskins advised that the Town of Marion offered for the Town to borrow their barricades. Mr. Shortt advised that he received a quote of \$680 to rent golf carts for Cedar Fest. The Town Council agreed to rent golf carts for Cedar Fest at the quoted price.

Mr. Shortt advised that until he reviews some more software companies, he is placing a hold on GIS Mapping as well as text my gov. Mr. Shortt advised that the basketball court extension is staked off as requested at the Parks and Recreation Committee meeting at the size of 50' X 70' with a cost estimate of \$7,700 using concrete.

Mr. Shortt advised that he received an email from Assistant Fire Chief John McCoy that once the Fire Truck was repaired and returned back to the Fire Department. The Fire Department went through the inside of the truck and prepared a list of damaged items that needed to be replaced. Mr. Shortt suggested that either the Fire Department Chief Brad Cook or Fire Department Assistant Chief John McCoy be present at the Town Council meetings especially if they are requesting anything from the Town Council to be able to answer any questions the Town Council may have. Mr. Leonard advised that anytime Mr. Shortt needs any supervisors to attend the meeting it is good with him.

Mr. Shortt advised that he spoke with Chris Mullins with the Lane Group, and he stated that the Town should receive a DEQ forgiveness number any day for the Wastewater Plant and Water Plant PER's.

Mr. Gilmer questioned if Mr. Shortt had received any formal response from Russell County Board of Supervisors regarding the Town of Lebanon's request to amend the agreement to allow a \$500 monthly rent for use of the property. Mr. Shortt advised that he spoke with the County Administrator Mr. Lester which he stated that that the Russell County Board of Supervisors have no intent to change the binding contract because they have invested around \$250,000 for the waste site.

Mr. Lambert questioned if the Town Council was approving the Fire Departments request for the supplies needed for the repaired Fire Truck. Mr. Lambert advised that the Town Council pushed to have the Fire Truck repaired and now will not allow to have it outfitted. He stated that the Fire Department Chief and Assistant Chief volunteer over 800 hours a year for the Fire Department that are requesting the items needed for the truck. Mayor Dodi questioned where did the funds come from to pay for the items. Mr. Lambert stated to go ahead and replace the items then figure where to take the funds from. Mr. Leonard advised for the Fire Department to red tag the fire truck until the council meets in June. Mr. Gilmer advised that expenses for the Fire Department need to be planned in the budget plus the Council needs time to review what was received from the insurance company for the truck and the equipment and the Town expenditures to this point. Ms. Jackson advised that she couldn't see having a fire truck then not supplying equipment needed to run it. Ms. Stanley suggested having a reconvened meeting therefore the Fire Department Chief and/or Assistant Chief could attend to answer any questions that the Town Council has concerning this purchase.

Upon motion made by Mr. Gilmer, seconded by Mr. Leonard, the Town Council unanimously voted to table the Fire Department request until the reconvened meeting for May 23, 2022. The



vote was as follows: Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Ms. Stanley, Aye; Mr. Leonard, Aye; Mr. Lambert, Aye.

XI. Chief of Police Report

Chief Deskins presented the monthly police report. Ms. Stanley requested an update regarding the Firing Range. Chief Deskins advised that he explained to the Town Street Employees his design plans for the Firing Range to work at their convenience. Ms. Stanley request Chief Deskins to prepare a timeline for completion and a design plan for the Firing Range for the Town Council to review by the June Council meeting.

XII. Enter closed session: 8:02 P.M.

- A. Upon motion made by Mr. Fields, seconded by Mr. Gilmer, the Town Council unanimously voted to go into closed session under Code Section 2.2-3711(A)(1) (3) (7) for the purpose to discuss personnel, acquisition or sale of property and legal issues. The vote was as follows: Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Ms. Stanley, Aye; Mr. Leonard, Aye; Mr. Lambert, Aye.
- B. Upon motion made by Mr. Fields, seconded by Mr. Gilmer, the Town Council unanimously voted to return to regular session. The vote was as follows: Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Ms. Stanley, Aye; Mr. Leonard, Aye; Mr. Lambert, Aye.
- 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: Mayor Dodi, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Ms. Stanley, Aye; Mr. Leonard, Aye; Mr. Lambert, Aye; Mr. Shortt, Aye; Mr. Tiller, Aye.

XIII. Adjourn closed session: 9:28 P.M.

- XIV. Upon motion made by Mr. Fields, seconded by Mr. Lambert, the Town Council unanimously voted to hire Braxton Keene, Ethan Martin and Timothy Duty for part-time summer General Laborers for the Street Department. The vote was as follows: Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Ms. Stanley, Aye; Mr. Leonard, Aye; Mr. Lambert, Aye.



Upon motion made by Mr. Leonard, seconded by Mr. Fields, the Town Council unanimously voted for Mr. Tiller to proceed with the legal process for all the 2019, 2020 and 2021 delinquent Business License. The vote was as follows: Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Ms. Stanley, Aye; Mr. Leonard, Aye; Mr. Lambert, Aye.

Mr. Gilmer advised that he was interested in placing stone on the wall at the Lebanon Baptist Church. Mr. Gilmer advised that he would set aside funds in the 2022-2023 Budget to fund this project.

XV Old Business

Nuisance and Inoperable Vehicles

Mr. Leonard requested an update regarding the nuisance properties. Mr. Shortt advised that he and Chief Deskins informed several nuisance property owners concerning the Spring Clean extra trash runs to get their extra trash picked up.

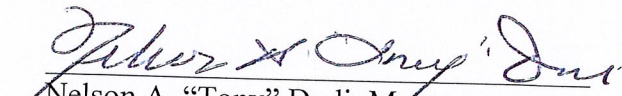
Upon motion made by Mr. Leonard, seconded by Mr. Gilmer, the Town Council unanimously voted to implement the Nuisance and Inoperable Vehicle procedures by initiating the operating procedures that the Town Council discussed previously to all Automotive Repair Facilities in violation of the Towns code on Main Street and including Route 82 Cleveland Road including but not limited to Huffman Tire, Kegley Service Center, Wayne Musick Auto Repair. The vote was as follows: Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Ms. Stanley, Aye; Mr. Leonard, Aye; Mr. Lambert, Aye.

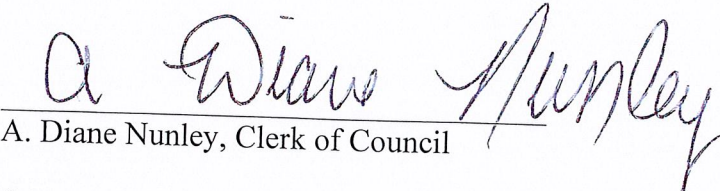
XVI. Committee Reports and Recommendations

Mr. Leonard presented a State Street report. The Town Council discussed remarking any areas within the Town during this fiscal year.

XVII. Adjourn: 9:45 P.M.

Upon motion made by Mr. Lambert, seconded by Mr. Fields, the Town Council unanimously voted to adjourn to reconvene on May 23, 2022, at 5:00 P.M. The vote was as follows: Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Ms. Stanley, Aye; Mr. Leonard, Aye; Mr. Lambert, 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