

Lebanon Town Council
Regular Monthly Meeting
Town Hall, Lebanon, Virginia
Monday, February 13, 2023
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
M. Elijah Leonard, Council Member
W. Bradley Lambert, Council Member
J. Leonard Kegley, 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: James Nunley Pastor Cedar Pointe Church

III. Pledge of Allegiance

IV. Edit for items not on the agenda:

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

V. Edit and approve minutes from the 01/09/23 regular council meeting, 01/16/23 called meeting, 01/26/23 called meeting.

Upon motion made by Mr. Lambert, seconded by Mr. Gilmer, the minutes from the 01/09/23 regular council meeting, 01/16/23 called meeting, 01/26/23 called meeting was unanimously approved. The vote was as follows: Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Leonard, Aye; Mr. Lambert, Aye; Mr. Kegley, Aye.

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

Mr. Shortt requested to add Accounts Payable Section B to the January Accounts Payable. Mr. Leonard questioned Mr. Shortt if the card issue had been resolved from last month. Mr. Shortt advised that Ms. Stinson is working with First Bank and Trust to take care of this issue. Mr. Leonard requested any charges from Appalachian Powers expenses related to the Downtown Lighting make sure it comes from State Street funds.

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

VII. Recognition

Leonard Kegley-Planning Commission

Mayor Dodi presented a plaque to Leonard Kegley for his service on the Lebanon Planning Commission.

Upon motion made by Mr. Gilmer, seconded by Mr. Leonard, the Town Council voted to approve the resolution for Leonard Kegley as presented. The vote was as follows: Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Leonard, Aye; Mr. Lambert, Aye; Mr. Kegley, Abstain.

Lebanon Volunteer Fire Department-Master Engineer Class

Mayor Dodi presented the following Lebanon Volunteer Fire Department members certificates for passing the "Master Engineer Class" which adds ranking from Firefighter to Master Engineer:

Brad Cook
Brandon Combs
Randy Stinson
Dan Bush
Caleb McGlothlin
Chase Campbell
Caleb Stinson
Chris Dye
Adam Pitcher
Jesse Fields
Xavier Chaffin

VIII. Public Request

Alec Deckard-Eagle Project Request

Alec Deckard advised that for his Eagle Scout Project he planned to make a historical plaque showing of when the Russell County Fair was located at the Town Park. He requested the Town Council's approval to place the plaque in the Town Park inside the track near the shelters.

Upon motion made by Ms. Jackson, seconded by Mr. Kegley, the Town Council unanimously voted to approve Alec Deckard request to place a historical plaque of the Russell County Fair at the Lebanon Town Park. The vote was as follows: Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Leonard, Aye; Mr. Lambert, Aye; Mr. Kegley, Aye.

Positively Gymnastics Parents

Crystal Breeding and Mandy French presented a power point presentation concerning Positively Gymnastics. The group originally started in 1993 as Southwest Gymnastics, which later changed their name to Positively Gymnastics. They built a new facility on Technology Park Road in 2019. They discussed age groups, teams, classes, practice times and days, owner and coaches. Positively Gymnastics has a total of 145 gymnasts this season with approximately half living outside of the county, which brings in people to Lebanon to purchase food and gas as well as shop. They requested the Town Council consider helping fund Positively Gymnastics teams as they travel to Regionals and Nationals this year with up to 41 gymnasts. Mayor Dodi advised them that the Town is working on next year's fiscal budget therefore the Finance Committee will consider Positively Gymnastics request. Mr. Gilmer requests they present a specific request to the Finance Committee.

Doro Martin advised that they would like to move Vet Fest event from the Russell County Fair grounds to the Lebanon Town Park. She stated that she spoke with Shane Farmer concerning availability and September 30, 2023, is available. Ms. Martin requested the Town Council's pleasure regarding her request. Mayor Dodi stated that the Town would be honored for Vet Fest to be at the Lebanon Town Park.

Upon motion made by Mr. Fields, seconded by Mr. Kegley, the Town Council unanimously voted to approve for the Annual Vet Fest event to be at the Lebanon Town Park area. The vote was as follows: Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Leonard, Aye; Mr. Lambert, Aye; Mr. Kegley, Aye.

Wanda Burke advised that Mar Mero will be back to this area September 20 and September 21, 2023, to speak to the Middle Schools in Russell County. She stated that the Community Night will be on September 21, 2023. Ms. Burke requested the Town Council to consider sponsoring the community night again this year in the amount of \$2,500. She stated that Mar Mero made a huge impact on the kids last year.

Randy Burke advised that at the Russell County Board of Supervisors meeting last week they approved an Ordinance prohibiting any Abortion Clinics from coming to Russell County. He stated that this Ordinance only covers Russell County not any of the Towns, therefore Mr. Burke requested the Town of Lebanon approve the same Abortion Ordinance. Mayor Dodi questioned Mr. Tiller concerning if the County's Abortion Ordinance would apply to the Town or if they would need to approve their own Ordinance. Mr. Tiller advised that he thought the Russell County Abortion Ordinance would apply to Lebanon unless the Town adopted something different.

Larry Hughes presented an Ultrasound photo of his granddaughter's unborn baby at twenty-four weeks and five days old. He expressed his standards regarding Pro Life. He requested the Town Council pass the Abortion Ordinance to prevent any clinics coming to the Town of Lebanon. Mr. Gilmer requested for any new Medical Business License to meet the guidelines in the County's Abortion Ordinance before the Town Manager approves them.

Upon motion made by Mr. Gilmer, seconded by Mr. Leonard, the Town Council unanimously voted that any Health Care Facility Business License application be Pre-qualified by Legal and the Russell County Abortion Ordinances prior to the Town's Approval. The vote was as follows: Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Leonard, Aye; Mr. Lambert, Aye; Mr. Kegley, Aye.

IX. New Business

Cedar Fest 2023

Mayor Dodi advised that the Cedar Fest schedule is in the council packets. He requested a copy be given to Shawn Street with the Lebanon News.

X. Town Managers Report

Mr. Shortt presented quotes for the Basketball Goal at the Town Park. He advised that Mr. Farmer recommended the Hoops Inc. quote.

BSN Sports-Grizzly Adjustable Basketball System	\$3,999.99 each
BSN Sports-Bison Ultimate Outdoor Glass System	\$6,799.99 each
Dick's Sporting Goods-Spalding 72" /tempered Glass	\$2,999.99 each
Dick's Sporting Goods-Goalsetter MVP 72" Glass	\$2,599.99 each
Hoops Inc.-Hercules Diamond Basketball System	\$2,499.00 each

Upon motion made by Mr. Gilmer, seconded by Ms. Jackson, the Town Council unanimously voted to approve the quote by Hoops Inc. for the Hercules Diamond Basketball System as recommended by Mr. Farmer and Mr. Shortt. The votes was as follows: Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Leonard, Aye; Mr. Lambert, Aye; Mr. Kegley, Aye.

Mr. Shortt presented quotes for a new Basketball Court.

Austin Paving-Asphalt price	\$19,800.00
Town Employees-Concrete quote	\$3,800.00 materials and labor \$4,200.00

Upon motion made by Mr. Lambert, seconded by Mr. Gilmer, the Town Council unanimously voted to move forward with the Town providing the materials and Town Employees providing the labor for a new Basketball Court at the Town Park. The vote was as follows: Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Leonard, Aye; Mr. Lambert, Aye; Mr. Kegley, Aye.

Mr. Shortt presented quotes to replace the bathroom floors at the Lebanon Parks and Recreation facility.

Team Red Coatings	\$8,164.50-3-year warranty
J Ross Painting	\$10,528.00-no warranty

Upon motion made by Mr. Lambert, seconded by Ms. Jackson, the Town Council unanimously voted to approve the quote by Team Red Coatings in the amount of \$8,164.50 to replace the bathroom floors at the Lebanon Parks and Recreation facility. The vote was as follows: Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Leonard, Aye; Mr. Lambert, Aye; Mr. Kegley, Aye.

Mr. Shortt advised that Mr. Farmer is getting more quotes for the Playground Covering therefore he will wait to later to discuss it.

Mr. Shortt advised concerning the Technology Park sidewalk project, he had been meeting with VDOT by zoom meeting to discuss this project. The engineering firm in charge of the grant feels that the Town's best option to get funding is to connect to an existing sidewalk. He stated that they have proposed to start at Main Street go past Northrop Grumman, CGI, Crossfit Gym and Positively Gymnastics then cross over at maintenance entrance behind the Government Center to proceed through the wood area then connect to the sidewalk past the Farmers Market. Mr. Gilmer stated that he would like to pursue funding for this project.

Mr. Shortt advised that he spoke with Matthew Lane with the Lane Group concerning a comprehensive plan and zoning ordinance. Mr. Lane advised the Town to find a group that specializes in zoning ordinances. Mr. Shortt stated his concerns regarding the Town's Zoning Ordinance as Abortion Clinics, Marijuana Dispensaries, etc. apply to come within the Town. Mayor Dodi advised that the Town's comprehensive plan is outdated, and the Town's Zoning Ordinance needs updated. He stated that he would like for Mr. Shortt to proceed with an RFP regarding these projects.

Mr. Shortt advised that the Town Employees have been working at the Russell Theater parking area. He stated that the grade work is completed therefore now they are working on the footers. They are hitting solid rock now on the footers, but they need to go another thirty inches for the wall according to the plans. Nathan Brown recommended putting gravel in there and putting a segmented retaining wall.

Mr. Shortt presented an update regarding Point Broadband expansion. He advised that Point Broadband senior people are still in litigation with Verizon concerning permits on their polls.

Mayor Dodi stated that Ethers Greenhouse had quoted replacing the dead landscape in front of the Town Hall and Family Drug. Mr. Gilmer suggested placing a concrete border around the landscaping in front of the Town Hall by the steps. The Town Council agreed for Ms. Jackson to work with Mr. Shortt to make necessary changes to the types of plants and move forward with both projects.

XI. Chief of Police Report

Chief Deskins presented the monthly Police Report. He advised that the Officers do a walk through the schools at each shift plus at the games. He advised that he and Sergeant Fletcher stacked firewood for a widowed lady in the Town as part of community policing.

XII. Town Attorney Report

Mr. Tiller advised that he had items to discuss in closed session.

XIII. Committee Reports

Mr. Scott advised Mr. Shortt that the new water rate for the Russell County PSA is due around April. He stated that it needs to be updated based upon last year's numbers. Mr. Gilmer questioned if the Lebanon Fire Department remaining budget funds was enough to grant their request to attend the leadership conference. Mr. Shortt advised that the balance stands at around \$22,000 plus Chief McCoy doesn't foresee any large expenses for the rest of this fiscal year.

Upon motion made by Mr. Gilmer, seconded by Mr. Lambert, the Town Council unanimously voted to approve for Chief John Michael McCoy, Captain Jesse Fields, Engineer Lance Campbell, Fireman Chris Dye to attend the Fire Department International Conference for the total cost amount of \$2,529.00. The vote was as follows: Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Leonard, Aye; Mr. Lambert, Aye; Mr. Kegley, Aye.

XIV. Enter closed session: 7:35 P.M.

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

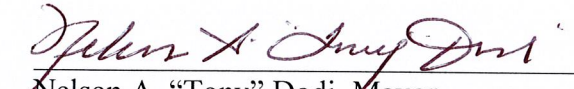
The roll call vote was as follows: Mayor Dodi, Aye; Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Leonard, Aye; Mr. Lambert, Aye; Mr. Kegley, Aye; Mr. Shortt, Aye; Mr. Tiller, Aye.

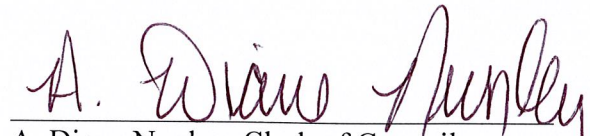
XV. Adjourn closed session: 9:21 P.M.

XVI. Upon motion made by Mr. Lambert, seconded by Mr. Leonard, the Town Council unanimously voted to approve for the Lebanon Police Department to take home Police Vehicles within a 25-mile air radius but not to extend over in other states. The vote was as follows: Ms. Jackson, Aye; Mr. Fields, Aye; Mr. Gilmer, Aye; Mr. Leonard, Aye; Mr. Lambert, Aye; Mr. Kegley, Aye.

XVII. Adjourn: 9:24 P.M.

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