

Minutes of a regular meeting of the Town Council of the Town of Marion, Virginia held in the Council Chambers of the Municipal Building on September 19, 2016 at 5:30 p.m.

PRESENT: Mayor David Helms, Vice-Mayor Dr. Jim Gates, Tricia Spencer, Bill Weaver, Larry Carter, Jim Barker and Avery Cornett Council Members; Town Manager Bill Rush; Town Clerk/Director of Finance Cindy Stanley; Town Attorney Mark Fenyk; Smyth County News Representative Stephanie Porter-Nichols; Police Lieutenant Andrew Moss; Assistant Town Manager/Town Engineer Cecil Hicks; Town Engineer Assistant/IT Coordinator Todd Long; Economic Development Director Ken Heath; Marion Downtown Director Olivia McDonald and Purchasing Agent/Fire Chief Billy Hamm.

ABSENT: Suzanne Jennings.

INVOCATION/PLEDGE TO THE FLAG: Mr. Hicks rendered the invocation. Mayor Helms led the Pledge to the Flag.

VISITORS: Jeff Spickard, Kathy Smith, Greg Armstrong, Charles Hayden, Charlie Harrington, Mike Steele, Ryan Boone, Lisa Porter, Tinesha Bamberg, Tiara Jaime, BreAnna Higgins and Miara Giranda Pinero.

MINUTES: Upon motion of Mr. Weaver, seconded by Mr. Barker and a vote of 6 AYES and 0 NOES, the minutes of the meeting held September 6, 2016 were approved as written. Messrs Dr. Gates, Spencer, Carter, Weaver, Barker and Cornett voted affirmatively.

AGENDA: Upon motion of Dr. Gates, seconded by Mr. Weaver and a vote of 6 AYES and 0 NOES, the agenda was approved as distributed with one addition under Town Manager section for the CIRP Program Bond Council.

PUBLIC PRESENTATION: Mr. Mike Steele, Blue Ridge Job Corps representative, reminded everyone of the Peace Walk on Wednesday, September 21, 2016 at 9:30 am. The Blue Ridge Job Corps participates in the Y2Y Program, Youth to Youth violence prevention. BreAnna Higgins noted the event will begin at 8:30 am Wednesday. Mayor Helms will present a Proclamation to the Blue Ridge Job Corps on Wednesday morning. Mr. Steele thanked everyone for their support. Upon motion of Dr. Gates, seconded by Mr. Barker and a vote of 6 AYES and 0 NOES, a Proclamation in support of Youth 2 Youth Peace Day was approved.

PUBLIC HEARING DEQ FUNDING PHASE I SEWER: Mr. Rush reviewed the Authorizing Resolution for DEQ. Mayor Helms opened the Public Hearing. With no further public comment Mayor Helms closed the Public Hearing. Upon motion of Dr. Gates, seconded by Mr. Weaver and a vote of 6 AYES and 0 NOES, the Resolution Authorizing the Issuance and Sale of a General Obligation and Water and Sewer Revenue Bond of the Town of Marion in an amount not to exceed \$505,175 and providing for the form, details and payment of the Bond was adopted.

The roll call vote was as follows:

Mr. Carter	AYE
Mr. Weaver	AYE
Mr. Cornett	AYE
Ms. Spencer	AYE
Dr. Gates	AYE
Mr. Barker	AYE

PUBLIC HEARING HEALTH AND SANITATION ORDINANCE: Mayor Helms opened the Public Hearing. Mr. Barker reviewed the proposed ordinance changes. Mr. Charlie Harrington spoke in favor of the proposed changes also noting the document has been posted on the Town's webpage for the last two weeks. Mr. Rush thanked the Planning Commission and Mr. Long for all their work on this document. Mr. Fenyk suggested paragraph 9, Junk Mobile Homes, read 2 or more rather than 1 or more. Discussion ensued. Mr. Harrington agrees with 1 or more as an important document of this nature needs to be enforceable. Mr. Hayden agrees with the document also and noted the Town Shop area needs to be included. With no public comments, Mayor Helms closed the Public Hearing. Upon motion of Mr. Carter, seconded by

Mr. Weaver and a vote of 5 AYES and 1 NO, the proposed Health and Sanitation ordinance was adopted as distributed.

The roll call vote was as follows:

Mr. Carter	AYE
Mr. Weaver	AYE
Mr. Cornett	AYE
Ms. Spencer	NO
Dr. Gates	AYE
Mr. Barker	AYE

Mr. Carter attended a District III Board meeting and noted there have been some member changes.

Mayor Helms reminded everyone of the VML Conference October 9-11, 2016. The Town & County Quarterly meeting will be September 29, 2016 at 6:00 pm at the Holston Hills Community Golf Course. The Marion Homecoming Parade will also be Thursday, September 29th at 6:00 pm on Main Street. Emory & Henry School of Health Sciences will have a ribbon cutting on Friday, September 30th at 10:00 am. Smyth County Family Physicians will hold an open house Thursday, September 22nd from 4:00-6:00 pm. Smyth County Community Hospital will have a meet and greet on Tuesday, September 27th from 12:00-1:30 pm. Mayor Helms reviewed a Proclamation declaring September 17-23 as Constitution Week. Upon motion of Mr. Weaver, seconded by Mr. Carter and a vote of 6 AYES and 0 NOES, the Constitution Week Proclamation was accepted.

Mr. Fenyk noted the Circuit Court Judge re-appointed Brian Reed to the Board of Zoning Appeals. Update on the 633 Henry Street case, Mr. Parks has waived the preliminary hearing and it will go before the Grand Jury on September 27th.

ACCOUNTS: Upon motion of Mr. Weaver, seconded by Mr. Carter and a vote of 6 AYES and 0 NOES the accounts were approved for payment in the amount of \$1,264,741.50. Messrs Dr. Gates, Spencer, Weaver, Barker, Carter and Cornett voted affirmatively.

Ms. Stanley gave an update on the new Real Estate and Personal Property tax ticket mailings as the printing and mailing will be outsourced using the same company as the County.

Chief Hamm reported the new Ambulance has been received and he has applied for a temporary EMS Operational service permit. The Smoke Detector Replacement Program will take place on October 15, 2016. Mr. Harrington gave a brief overview of tomorrow's emergency management drill, which will be held from 8:00 until 12:00 noon. Chief Hamm is implementing Fire/EMS utilizing station 1, Fire station on Main Street, as the main headquarters and using station 2, Park Street, as an overflow for equipment and supplies. This will work toward blending Fire personnel and EMS personnel as one team.

Lieutenant Moss noted Chief Anders is out of Town attending a Chief's Conference. Marion Police Department participated in a drill last week. Lieutenant Moss congratulated officers Horne and Taylor for receiving a MADD award, Mothers Against Drunk Drivers, for their pro-activeness against impaired driving. The Body Cam Grant has been approved and the K-9 Grant is finishing up.

Mrs. McDonald reported Seaver-Brown Funeral Service will hold a 5K Run on October 1st in support of Santa's Elves Program. The Fall Festival at the Farmer's Market will be October 15th. Scarecrow Lane will be held again this year and Halloween Madness will be October 29th.

Mr. Heath reported the IRF Funding for the Harwood Building has been denied. The Ohio ARC Delegation is arriving shortly for a tour of the area.

Mr. Hicks noted the new striping machine is working well. Matson Drive Culvert replacement is scheduled to begin very soon. The culvert is in stock and the permit has been approved. Repairs on the East Chilhowie Street Bridge are in the design stage. VDOT will require a load rating on the bridge after completion. The Water Treatment Plant has passed a Health Department inspection. Water accountability is still on the decrease. Mr. Spickard reviewed several projects noting the water accountability is a serious problem.

Mr. Rush reported DEQ closing is set for September 30th. Mt Rogers PDC has awarded \$50,000 for the Phase I Water Line Replacement project. Procurement for Bond Council is not required however, for VDH and DEQ to consider those expenses reimbursable, Bond Council needs to be procured. VDOT has agreed for the Streetscape Project to be done utilizing the Town's staff, force account, and this project will be reviewed over the next 90 days. Church Street VDOT Funds can be used in other areas however, a plan must be submitted by December 1, 2016. Mr. Harrington reported a vacancy on the Housing Authority Board due to Mr. John Graham resigning due to a conflict of interest. The Housing Authority's recommendation is Malcolm Brown, III. Upon motion of Ms. Spencer, seconded by Mr. Weaver and a vote of 6 AYES and 0 NOES, Council appointed Malcolm Brown, III to the Housing Authority Board. Mr. Rush is now Chairman of the Virginia Highlands Community College Board.

CLOSED SESSION: Pursuant to Code of Virginia, as amended, Section 2.2-3711 (A-1), (A-3) and (A-7) upon motion of Dr. Gates, seconded by Mr. Weaver and vote of 6 AYES and 0 NOES, Town Council entered into Closed Session for the purpose of discussion of Personnel, Real Estate and Litigation. Dr. Gates moved that Town Council return to Open Session and identified it be known that only those matters legally exempted from Open Session and identified in the motion were discussed during Closed Session. The motion was seconded by Ms. Spencer and carried by a vote of 6 AYES and 0 NOES. The Town Clerk polled the Council Members. Messrs Cornett, Weaver, Carter, Barker, Dr. Gates and Spencer voted affirmatively.

Upon motion, duly seconded and a vote of 6 AYES and 0 NOES, the meeting was adjourned.

<hr/>	<hr/>
Mayor	Clerk