

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 August 5, 2013 at 5:30 p.m.

PRESENT: Mayor David Helms; Dr. Jim Gates, Tricia Spencer, Suzanne Jennings, Bill Weaver, Jim Owens, Jim Barker, and Larry Carter Council Members; Town Manager Bill Rush; Town Attorney Mark Fenyk; Assistant Town Manager/Town Engineer Cecil Hicks; Police Lieutenant Rex Anders; Police Lieutenant Andrew Moss; Police Officer Nathan Miller; Smyth County News Representative Stephanie Porter-Nichols; Town Clerk/Director of Finance Cindy Stanley.

ABSENT: None.

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

VISITORS: Jeff Spickard, Charles Wassum, Lewis Mann, David Thomas and Lyn Thompson.

MINUTES: Upon motion of Mr. Barker, seconded by Mrs. Jennings and a vote of 7 AYES and 0 NOES, the minutes of the meeting held July 15, 2013 were approved as written. Messrs Gates, Weaver, Carter, Owens, Jennings, Spencer and Barker voted affirmatively.

AGENDA: Upon motion of Mrs. Jennings, seconded by Mr. Barker and a vote of 7 AYES and 0 NOES, the Agenda was approved.

Lieutenant Anders introduced Nathan Miller, a newly re-hired Police Officer.

PUBLIC PRESENTATION: None.

AIRPORT COMMITTEE REPORT: Mr. Rush noted this was a successful meeting, setting parameters to move forward and acquiring a better understanding of the relationships with localities involved. Attending this meeting was Bill Rush Town Manager of Marion, Town Manager of Wytheville, County Administrator of Wythe County and County Administrator of Smyth County. Upon motion of Mr. Barker, seconded by Mr. Owens and a vote of 7 AYES and 0 NOES, this item was continued.

ARC - SMYTH COUNTY - REQUEST FOR FUNDS: Mr. Rush reported that Dianne Tibbs is asking the Town to re-instate the previous plan of hiring three part-time employees. Mr. Rush recommended not reversing what is currently in place, which is a budgeted appropriation. Upon motion of Mrs. Jennings, seconded by Ms. Spencer and a vote of 7 AYES and 0 NOES, this item will continue as currently budgeted.

CRESCENT/PALMER PUBLIC HEARING REQUEST: Mr. Rush noted Mt. Rogers Planning District Commission has requested a Public Hearing to begin the Crescent/Palmer Housing Project. Upon motion of Dr. Gates, seconded by Mr. Owens and a vote of 7 AYES and 0 NOES, a Public Hearing for Crescent /Palmer Avenue CDBG Project was scheduled for the August 19, 2013 Council meeting.

Mrs. Jennings reported that the Rotary Club had met at the new Oak Point School and that it is very beautiful.

Mayor Helms noted the ribbon cutting for the new Oak Point School will be tomorrow at 4pm. Emory & Henry School of Physical Therapy has received a 5 million dollar grant from the Smyth County Foundation. Dr. Haney from Emory & Henry is on the agenda for the next Council Meeting. Let Ms. Stanley know if you plan to attend the Town and Country BBQ August 15, 2013 at 6:30pm. November 4, 2013 is Extra Mile Day. Upon motion of Mr. Owens, seconded by Mrs. Jennings and a vote of 7 AYES and 0 NOES, a Resolution for Extra Mile Day was approved. Upon motion of Mrs. Jennings, seconded by Dr. Gates and a vote of 7 AYES and 0 NOES, the Day to Serve Resolution was approved.

Mr. Fenyk reported the deed for Stage Street should be signed and recorded next week. Crescent Avenue should be surveyed by Friday and Mr. Rush recommends dropping this from the agenda. Upon motion of Mr. Weaver, seconded by Mrs. Jennings and a vote of 7 AYES and 0 NOES, staff will complete this item.

Ms. Stanley asked Council and staff to submit their request if they are planning to attend the VML Conference in Arlington in October.

Mr. Rush noted the new name for the school of music is the Wayne C. Henderson School of Appalachian Arts. Classes are scheduled to begin this fall at various locations in Town. The Iron Street Project sign should be installed in the next 10 days. Ken has been successful in securing another grant for the Streetscape Project from Sheffey Street to West Main Street. Work has begun on the 911 Memorial. A VDDA Conference will be held August 23 at the Francis Marion Hotel.

Lieutenant Anders reminded everyone of school starting back and slowdown and watch for children.

Mr. Hicks reported two pay requests and a change order are ready for approval on the Sewer Treatment Plant Co-Gen Project. Lewis Mann with Thompson and Litton reviewed pay request #17. He noted this pay request is for the generator and a portion of the generator is in place now with the remaining under contractual obligation with the supplier. Upon motion of Mr. Carter, seconded by Mr. Owens and a vote of 7 AYES and 0 NOES, pay request #17 in the amount of \$43,666.66 was approved for payment. Mr. Mann reviewed pay request #18 noting this was for the gas dryer and it has been partially installed. Upon motion of Mrs. Jennings, seconded by Mr. Weaver and a vote of 7 AYES and 0 NOES, pay request #18 in the amount of \$83,364.75 was approved for payment. Change order #6 was for an additional 105 days, which ended July 27, 2013. Change order #7 is for a contractor extension, Frizzell Construction is asking for additional time. Mr. Rush recommends not to grant another extension of time. Upon motion of Mrs. Jennings, seconded by Mr. Weaver and a vote of 7 AYES and 0 NOES, request for an extension of time was denied and Council requests all available and physical haste to install and complete. Mr. Spickard with Lane Engineering reviewed the bids received for Edwynne Water Line Replacement. Mr. Spickard noted there were 7 bids received on July 24, 2013 with two being below budget. The low bidder was Branson Construction at \$74,357.74. Mr. Spickard's recommendation is to accept Branson Construction bid of \$74,357.74 as they are a licensed and qualified contractor. Upon motion of Mrs. Jennings, seconded by Mr. Weaver and a vote of 7 AYES and 0 NOES, low bid of \$74,357.74 from Branson Construction was accepted contingent on Health Department approval. Mr. Hicks noted we did not get a grant for Wilden Street Water Project. Dover Street Water Line and connections are complete and the residents are pleased with the volume of water. The next weakest link will be Sprinkle Avenue. Demolition of the jail is complete and new footers are being installed for the new building.

Mr. Jennings noted the ABC License for the Golf Course should be received next week. The Johnny Greer Tournament was held Thursday and Friday with 136 golfers participating in the 2 day event. The swimming pool pumps are 30 years old. National Pools can do a diagnostic call after the end of the season. Upon motion of Mr. Weaver, seconded by Mr. Owens and a vote of 7 AYES and 0 NOES, this item was continued until the first council meeting in September.

Mr. Rush noted he had met with ISO in regards to the ISO 9000 update and researched with local insurance companies and a better ISO rating will not get the citizens any more savings in their insurance premiums. The RiverBend Project looks great and Matthew Moorner and his group did great work on this beautification project. Vandalism at the RiverBend Park is down with the extra patrol in place.

CLOSED SESSION: Pursuant to Code of Virginia, as amended, Section 2.2-3711 (A-1), (A-3) and (A-6) upon motion of Mrs. Jennings, seconded by Dr. Gates and vote of 7 AYES and 0 NOES, Town Council entered into Closed Session for the purpose of discussion of personnel matters, discussion of the acquisition of real property for a public purpose and discussion of the investment of public funds. Mrs. Jennings 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 Mr. Weaver and carried by vote of 7 AYES and 0 NOES. The Town Clerk polled the Council Members. Messrs Weaver, Carter, Barker, Owens, Dr. Gates, Jennings and Spencer voted affirmatively.

Upon motion, duly seconded and vote of 7 AYES and 0 NOES, the meeting was adjourned.

Mayor

Clerk