

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 March 7, 2011 at 7:00 p.m.

PRESENT: Vice-Mayor James Gates; Jane Hale, Jim Owens, Suzanne Jennings, Tricia Spencer, Bill Weaver and Jim Barker, Council Members; Town Attorney Mark Fenyk; Assistant Town Manager/Town Engineer Cecil Hicks; Community and Economic Development Director Ken Heath; Police Chief Mike Roberts; Police Sergeant Rick McNew; Town Clerk/Director of Finance Susan Clark. Marion Planning Commission Members: Chairman Cameron Wolfe, Larry Carter, Bob Ramsey, Shirley Spencer, Alice Freeman, Jim Barker

INVOCATION/PLEDGE TO THE FLAG: Mr. Cecil Hicks rendered the invocation. Vice-Mayor Gates led the Pledge to the Flag.

VISITORS: Jeff Spickard, Scott Freeman, Sara Kegley, Scott Simpson, Chris Gilley, Clyde Cox, Helen Cox, Brenda Taylor, Peggy Foote, Delores Gates, Bill Rush, Michael Rush, Sandip Patel, George Daugherty

MINUTES: Upon motion of Mrs. Jennings, seconded by Mrs. Hale and a vote of 6 AYES and 0 NOES, the minutes of the meeting held February 22, 2011 were approved as written. Messrs Owens, Barker, Weaver, Ms. Spencer, Mrs. Hale and Mrs. Jennings voted affirmatively.

JOINT PUBLIC HEARING WITH MARION PLANNING COMMISSION TO CONSIDER REZONING PROPERTY AT 749 MATSON DRIVE FROM INDUSTRIAL GENERAL TO COMMERCIAL GENERAL, OWNERS RYE VALLEY INVESTMENT: Mr. Hicks explained that the owners would like to rezone the property in order to sell it to Smyth County to accommodate the Smyth County 911 Center. Planning Commission Chairman Wolfe opened the Public Hearing. Mr. Wolfe summarized the request. Mr. Bill Rush, representing Rye Valley Investment, stated that the owners would like to redevelop the property to its highest and best use. Ms. Brenda Taylor asked about the entrance to the property and questioned if there would be noise from the police sirens. She was satisfied with the answers that Mr. Hicks gave and stated that she had no opposition to the rezoning. Scott Simpson, County Engineer explained that the County had outgrown the current 911 Center and easy access to the interstate will be an advantage to the towns of Chilhowie and Saltville. There were no other comments or opposition to the rezoning. Mr. Wolfe closed the Public Hearing. Upon motion of Ms. Spencer, seconded by Mrs. Freeman and vote of 5 AYES and 0 NOES, Planning Commission recommends to Council to approve the rezoning request. Upon motion of Mrs. Jennings, seconded by Mrs. Hale and vote of 6 AYES and 0 NOES, Council approved the rezoning request.

PUBLIC HEARING TO CONSIDER ISSUANCE OF SPECIAL USE PERMIT FOR PROPERTY AT 749 MASTON DRIVE: Vice-Mayor Gates opened the Public Hearing. Mr. Hicks explained that the 911 Center will need to erect a tower (monopole) for emergency communications. Mr. Simpson added that the tower would be approximately 100 feet high. There were no other questions or opposition. Vice-Mayor Gates closed the Public Hearing. Upon motion of Mr. Barker, seconded by Mrs. Jennings and vote of 5 AYES and 1 NOE (Spencer), the Special Use Permit was approved.

ADOPTION OF RESOLUTION AUTHORIZING ISSUANCE AND SALE OF SEWER BONDS: Mr. Hicks stated that the Smyth County Board of Supervisors had sent a letter confirming the County's concurrence and

financial participation in the two proposed projects, Ultraviolet Upgrade and Cogeneration Project, at the Sewer Treatment Plant. Mr. Fenyk added that the county letter is necessary to move forward with the project. Upon motion of Mr. Weaver, seconded by Mrs. Jennings and vote of 6 AYES and 0 NOES, the Town adopted the Resolution. The Town Clerk polled the Council members: Mr. Barker, Ms. Spencer, Mr. Weaver, Mr. Owens, Mrs. Jennings and Mrs. Hale voted affirmatively.

PRATER LANE RAILROAD CROSSING: Mr. Hicks informed Council that the storm drain system has been installed and the project should be complete in approximately two (2) months.

APPOINTMENT TO MARION PLANNING COMMISSION: Ms. Clark informed Council that Mr. Bob Ramsey's term will expire 3-31-2011 and that Mr. Ramsey has agreed to serve another term. Upon motion of Mr. Barker, seconded by Mr. Owens and vote of 6 AYES and 0 NOES, Council approved reappointing Mr. Ramsey to Marion Planning Commission for a four (4) year term to expire 3-31-2015.

APPOINTMENT TO RECREATION COMMITTEE: Ms. Clark stated that Mr. Wagner, Recreation Director, had two (2) committee members terms that expired 3-1-2011. Mr. Wagner had spoken to Mr. Doug Grubb, Jr. and Mr. James "Jim Bo" Billings and they have agreed serve on the committee. Upon motion of Mrs. Jennings, seconded by Mr. Barker and vote of 6 AYES and 0 NOES, Mr. Billings and Mr. Grubb were appointed to serve on the Recreation Committee with their terms to expire 3-31-2013.

APPOINTMENT TO BOARD OF ZONING APPEALS: Mr. William D. "Bill" Smith's term on the Board of Zoning Appeals expired 9-30-2010. Mr. Hicks contacted Mr. Smith and he has agreed to serve another term. Upon motion of Mrs. Jennings, seconded by Mr. Owens and vote of 6 AYES and 0 NOES, Council recommends to the Circuit Court to reappoint Mr. Smith to the Board of Zoning Appeals.

SMYTH-WYTHE AIRPORT COMMISSION: Mr. Scott Freeman stated that the Commission has changed their mailing address and several purchases and improvements have been made to the airport. He will report next month on the progress and improvements to the airport. Mr. Cameron Wolfe gave a power point presentation showing the new airport terminal and other improvements to the airport. He stated that the low bid for the airport terminal is \$891,960 and the terminal will be 4052.7 square feet.

RIVERVIEW PUMP STATION FINAL PAY REQUEST: Mr. Jeff Spickard explained that the Pump Station was completed in early January and the final pay request is \$3080. The station is in operation. Upon motion of Mr. Weaver, seconded by Mrs. Jennings and vote of 6 AYES and 0 NOES, Council recommended approval of final pay request.

PUBLIC HEARING SPRUCE STREET/MATSON DRIVE CDBG PROJECT: Mr. Hicks informed Council that Mount Rogers Planning District Commission will have a Public Hearing regarding the Spruce Street/Matson Drive CDBG Project on March 14, 2011 at 7 p.m. in the Council Chambers.

HEARTWOOD MEETING: Mr. Heath informed Council that there will be a meeting Monday, March 14, 2011 at the Chilhowie Town Hall. Todd Christiansen will make a presentation on the update of the project and Council Members are invited to attend.

RESOLUTION FOR BUSINESS APPRECIATION WEEK, May 2-6, 2011: Mr. Heath read the Resolution. Upon motion of Mrs. Jennings, seconded by Mr. Weaver and vote of 6 AYES and 0 NOES, the Resolution was adopted.

BUSINESS APPRECIATION WEEK-May 2-6, 2011: Mr. Heath suggested that the Town sponsor a kick-off breakfast. Upon motion of Mrs. Jennings, seconded by Mr. Weaver and vote of 6 AYES and 0 NOES, this item was referred to the Finance Committee with the power to act.

RADIO HILL ROAD PUMP STATION-WATER COMMITTEE: Upon motion of Ms. Spencer, seconded by Mrs. Jennings and vote of 6 AYES and 0 NOES, this item was continued.

COUNCIL MEETING TIME CHANGE: Mrs. Jennings stated that she had spoke to several citizens and board members regarding the times for conducting meetings. Upon motion of Mrs. Jennings, seconded by Mrs. Hale and vote of 6 AYES and 0 NOES, this item will be referred to Public Hearing on April 4, 2011.

PAVING SCHEDULE-STREET COMMITTEE: Mr. Weaver stated that the committee had met and staff is compiling a preliminary paving schedule. The committee will review the schedule and report back to Council at a later date.

BLACK HISTORY CELEBRATION: Mrs. Jennings stated that she had attended the celebration and it was very nice and well attended.

E. CHILHOWIE STREET BRIDGE: Mr. Hicks stated that within the next two or three years the Chatham Hill Road Bridge will be closed for repairs. The E. Chilhowie Street Bridge will have to accommodate the overflow of traffic because of the closure. It is Mr. Hick's recommendation to leave the bridge, as is, instead of changing to one way, until after the repairs have been made to the Chatham Hill Road Bridge.

RELAY FOR LIFE – FREE GARBAGE PICK UP FOR ONE YEAR: Mr. Heath asked Council to approve selling the raffle tickets for \$1.00 donation to Relay for Life to win free garbage pickup for one year. Upon motion of Mr. Owens, seconded by Mrs. Jennings and vote of 6 AYES and 0 NOES, Council approved the raffle.

SAFE ACT OPTIONS: Mr. Heath stated that he would contact Jimmy Wallace, with DHCD, and invite him to attend a council meeting to explain the new regulations regarding CDBG housing projects. Upon motion of Mrs. Jennings, seconded by Mrs. Hale and vote of 6 AYES and 0 NOES, this item was continued.

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

Mayor

Clerk

