



**GATE CITY TOWN COUNCIL MEETING MINUTES
DECEMBER 14, 2010
156 E. JACKSON ST.
6:00 PM**

I. COUNCIL MEETING CALL TO ORDER at 6:01 P.M. by Mayor Jenkins

II. ROLL CALL - Town Clerk, Kathy Riley

PRESENT: Mayor Jenkins
Vice Mayor,
Council Member, Roger Cassell
Council Member, Wallace W. Ross, Jr.
Council Member, Frances Perry
Council Member, Tommy Herron

ABSENT: None

OTHERS PRESENT: Town Manager, Steve Templeton, Town Attorney, Michelle Jenkins, Property Manager, Amy Page, Benny Reed, John McConnell, Joe McConnell, Debbie Kindle, Larry Browder, Randy Lane, Michael Rush

III. INVOCATION Larry Browder

IV. PLEDGE OF ALLEGIANCE Mayor Jenkins

V. PROCLAMATIONS, CONGRATULATORY RESOLUTION, AWARDS, APPOINTMENTS, RESIGNATIONS AND CONFIRMATIONS, ADMINISTRATION OF OATHS AND INTRODUCTION OF GUESTS.

Mayor Jenkins - Next item, I guess we have a resignation for our Town Attorney, Michelle Jenkins. I hope that is the only resignation we have. Michelle, thank you for the time you did spend with us. We will be advertising for a new Town Attorney and I am appointing a board to oversee, I guess, special events, festivals. After we get a full Council, I will be choosing a member of the Council to represent the Town on that board. I have asked Lauren Musick to head that up and she is currently working with the Southwest Community Foundation on getting next year's Clinch Mountain Music Festival underway. So, there will be some additions to that board. We have People, Inc. here

Council Member, T. Herron - Do you need to add some New Business to vote on tonight?

Mayor Jenkins - Yes, we will need to. Do we have a motion to add Michelle's resignation under New Business tonight?

Motion made to add it under New Business (Michelle's resignation)

Motion by: Council Member, T. Herron 2nd by: Roger Cassell

VOTE: Yeas, 4
Nays, 0
Absent, 0

People, Inc. - Michael Rush addresses Council, People, Inc. is committed to improving and preserving portable house in SW Virginia and are considering purchasing property at 103 Jay Street. States they build to Earth Craft and Energy Star standards making their apartments not only more affordable, but nicer to live in. Goal is being energy efficient, being the leading Green Builders in SW Virginia. Project to be funded with Tax Credit projects, which is a very competitive process. States, you supported us in past with our application and hope that you will again. Not asking for any action or money at this time. By January 27, 2011 will come back to ask for CEO letter of support, assuming that is okay with you. I will provide Town Manager, S. Templeton with the forms and particulars. We think the letter will ask it will help meet the housing needs of the Gate City area and affordable housing needs of this jurisdiction. Thanks Council for time to speak, but wanted to give a heads up before he asked for anything.

Town Manager, S. Templeton - Just a few moments ago two officials of the American Legion of Gate City, Post 265, came to my office. They have another meeting right now. But, they asked if I would make a presentation, on their behalf, to the Mayor, Town Council and the Town of Gate City in recognition and support, in recognition and appreciation for your continued support for the American Legion, Post 265, Gate City, Virginia, 2010. So, on behalf of the, Mr. Mayor, I will present that to you.

Mayor Jenkins - I want to convey mine and everyone else's thank you for this. They did a lot of work and service for us.

VI. COMMUNICATIONS None

VII. APPROVAL OF MINUTES

Town Manager, S. Templeton - In the first paragraph, under "Others Present", it lists me and I was sick with a kidney stone. So, I was not present. Motion made for approval of Town Council meeting minutes from November 9, 2010, with correction.

Motion by: Council Member, F. Perry 2nd by: Council Member, W. W. Ross, Jr.

VOTE: Yeas, 4
Nays, 0
Absent, 0

VIII. APPROVAL OF PAYMENTS

Motion made for approval for payment of bills for November, 2010.

Motion by: Council Member, T. Herron 2nd by: Council Member, R. Cassell

VOTE: Yeas, 4
Nays, 0
Absent, 0

IX. REPORTS

A. Treasurer's Report –

Town Manager, S. Templeton - Mr. Mayor, you have a rather comprehensive list here of the business that was conducted during the past month. The pertinent numbers, at least for me, are the total revenues of the year to date actual, the percentage as well as our total expenditures, year to date. In the revenues, you will see that we, this is 41.6% of the year. We have received 45.55% of our expected or projected revenues. On our expenses, we have expended 34.18% of our expected expenditures. So, we are doing extremely well on our budget. Of course, this was the first month in which any of the property taxes came in. So, you will see that month and the next month to follow a great deal of more money that we have taken in, that what we have spent, but that has to carry out for the remainder of the fiscal year.

B. Codification Committee/Property Maintenance –

Property Manager, A. Page - As far as codification goes, we are still working on some of our ordinances and different things. The priority that we have is to add civil penalties to property maintenance ordinance. We are working on that. Property Maintenance, we were supposed to have court on that on the 13th, but it was cancelled due to the snow. So, all of those court dates have been pushed out to the January date. I do want to update you on the Scott Motel. We do have a signed contract with Empire Salvage and Recycling, in Bluefield, from Mr. Howard and work has begun at the motel. They have removed the asbestos and they will continue on that. I'm also working with the Downtown Revitalization team to make sure all the buildings in the project area are in compliance and that they will not affect the grants. So, I have been working with Rob on that. Two new notices of violation letters were sent from Robert Mullins this past month. One letter was sent from my office and the owner did comply. Asks, if there are any questions.

Mayor Jenkins - No, just congratulations on getting some of this stuff done and with Scott Motel.

C. Council Reports –

Council Member, R. Cassell - I don't really have a report. I would like to make a statement. I was hoping there would be more here. But, I want to commend the businesses in Town. This is the prettiest I've seen the Town for Christmas in years. The businesses are decorated. I think the contest helped, but I noticed some of them put some up towards the end of the contest. It's just the prettiest drive down at night. Just about everybody has got something in their window.

Mayor Jenkins - Thank you, Roger. Any other Council Reports? If not, we'll go to Economic Development.

D. Economic Development Committee –

Town Manager, S. Templeton - Mr. Herron wasn't here, but the gist of the meeting was that they have looked at the project that the engineer has brought forth and also some ideas that were

reincorporated in his plan. They have agreed that sometime during mid to late January is when they would like to go back to Marion and work with their project people up there. Try to get that set up for a 10:00 one morning with their request. So, we'll keep everybody apprised of when that's going to take place.

Council Member, T. Herron - You had talked to John Kilgore about the Enterprise Zone?

Town Manager, S. Templeton - Have I?

Council Member, T. Herron - Yes, what I was meaning, is what it would take to have it incorporated for Gate City.

Town Manager, S. Templeton - Okay, but I will.

Council Member, T. Herron - There's a process to it.

Mayor Jenkins - Thank you, Steve. Next item is Engineer's Status Report. Andy.

E. Engineer's Status Report –

Andy Miles - I want to thank everyone and hope everyone got the Council report sent out on Monday. I'll just hit some of the highlights. Starting on the first page of the in the middle. The Water Plan/Clearwell project has basically been closed out. The Health Department did the final inspection. Everything looked good. I understand from the Plant Operators their appreciative of the fact that it's reading exactly how much water is in the Clearwell now. So, plus it takes the old air compressor out of commission. So, it removes all that extra noise. It's a lot real quieter there.

I wanted to remind the Regional Water Main, Phase 1 and 2, for those who may not be here in the past and are unfamiliar with, the is the project that is divided into two sections. The Town had received some funding previously to upgrade the line from the Water Plant coming by the High School and then coming down to Jackson Street. Upgraded from the old 8", which is at least 20-30 years old. I would imagine has been leaking. It is basically your main conduit, so we will be upgrading that to a 12". That will give you extra capacity, new lines that will relieve all that congestion of the water transmission through there. Basically, that project stands. Recently, the Health Department was inquiring about the status of the audits. VRA needs the Town's most recent audits to do credit checks and such. I think, what a couple weeks ago, we had a meeting the Town Manager, Town Attorney, the Treasurer, myself and the auditors. Basically, came up with a schedule to satisfy the Health Department's concerns in getting those audits submitted and approved. So, I think all that has been addressed. That's good. The Health Department is hoping that they will be able to once do their credit checks and get everything going that will basically be looking at a bid time frame somewhere between February, then get that out to bid and begin construction, say around March. That will work out pretty well, because then by the time they get everything through, the asphalt can be fired back up. It won't be very long that we just have gravel sitting there over the patches and the cuts along the side of the road.

I guess on the Water Street Improvements projects, as of last Friday, the contractor has completed all the work that they were contracted to do, except the yellow striping, the double line striping that is on the center line. VDOT has approved all materials. Basically, they're waiting to get good weather. The temperature has to be at least 42 degrees. We might have to wait. It won't be this week, I'll tell you that. It might be next week, but as soon as they get a break in the weather they'll put the stripe down. Just to let everybody know, we had some from different people and public ask about whether the stripe will actually go over the crosswalk or not. They're actually going to stop short of the nice crosswalk so you won't have this yellow stripe going down the middle of it. This past month, basically the Change Order #2 which

Incorporates all the final pay applications was processed and approved by the contractor, our office, the Town's office and the funding agency, the Department of Housing Development. The bottom line was from the original contract price was \$371,000 and change. The final contract price was \$453,000, with an increase of \$82,000. As you see there on the two bullets, the primary of two reasons that it went over, the majority of which is during the construction or excavation of roadway there was a lot of soft areas that the technical engineers said we had to under excavate, remove all the softer material, that and VDOT required us to do that. So, removing that and actual reconstructing both lanes which wasn't in the original plan. And the balance of the over runs were actually on going ahead and adjusting for the water line. At the intersection of Kane and Water Street that is actually where that 12" water line project that I was talking about. We wanted to go ahead and make a provision to get an encasement in there so when you are ready for the water line we don't come back and dig up the very same pavement we just put down. What the Town decided to go ahead and do, was actually go ahead and have this contractor go ahead and put the casement in and go ahead and re-pave everything and the Health Department has already indicated that can be reimbursed on the funding of their projects. It was a timing issue, I guess we decided to go ahead and do it because we're going to hear it now, come March or April if we were out there digging, breaking pavement, crosswalk, I mean it would be hard to live that down. That constitutes the reasons for the over runs there. All in all, with that and the Town's actually responsible for doing the sidewalks and the lighting. As you can see, looks like Stoney and the guys have actually gotten little over halfway done, in which the rest of it depends on the weather, temperature and what their schedule will permit to finish up. So, once they get the concrete in, then they'll be able to come down and set the light poles.

Now, the conduit, the wiring isn't in the conduit, primarily because the contractor didn't want to leave the copper wire in there just sitting because they didn't know if it would still be there by the time they got ready to do put the lamp poles in. Just for the record, in case anybody is curious, there is no copper wire in the conduit down there.

It is my understanding from Rob Jones, the Grant Administrator on the Downtown project, that we did get the easement from the Bank of America. So, again as soon as Stoney's guys and the crew can get freed up they'll go down and finish the little storm water pond/holding area behind the Banks' parking lot. Probably will take about five days from what Stoney and I was looking at. Between their sidewalk work and that it'll probably be around the first of the year or after. Some of us take off for Christmas and New Years, so it's looking pretty close to getting everything totally punched out on that job.

The Moccasin Hills water pump station, both new pumps and motors have been installed and have been in operation for some time now and according with discussions with Loretta and Stoney, they're running much quieter. They are operating the way they are supposed to be so we should start seeing reduction in the power bill, probably next month or so. They are a lot more energy efficient, not kicking on and off as much and again from discussion from the Health Department the actual total rebuilding of the Moccasin Hills pump station was actually in one of the funding offers that the Town has. There won't be anything duplicated or wasted. Basically, the size of the pumps, motors and everything so with whatever happens, if you decide to do that project then we can re-use everything in there, so you are not out anything.

The Water Plant fluoridation upgrades, I think, at the last Council Meeting, we had a verbal Commitment with the Health Department to provide \$15,000 to upgrade the Town's fluoridation system. Right now, if you're interested, to know, the Town's actually applying like powder to the

water and what the money is to be used for is actually replace the powder application with liquids that actually get a better mixing, efficiency. It doesn't get everywhere. When you're dealing with powder you get all the dust and everything to contend with. It's a lot cleaner to use. You get better mixing, plus it's cheaper. The bottom line is it's just a better investment. The Health Department sent out an agreement, a grant agreement for the Town to sign. I don't know if, Steve, if your office has received that yet or not. Maybe with the holiday, they may not get it till the first of the year. That is basically the major points I wanted to cover, other than the two funding offers which are on the table from the Health Department.

I guess going back to the beginning of page three, four and onto five there is actually some supplemental documents which, hopefully, everyone has in their packet and has had time to look over for this evening. Back in March, this year, the Town did submit an application for two projects, two construction projects. One was actually, I think it is called the Hydraulic Energy Efficiency Project, which is doing various upgrades at the Plant, changing the filter media out, fixing the vacuum system, the sediment basin, actually fixing a new room or handling system for the chemicals. All of that, actually, will result in reduction of either power or chemical, labor hours what have you. Also, with that is replacing every one of the Town's water meters with brand new radio read water meters. Which means, instead of the time it takes to read all the meters now, what, three-five people over several days, would be one person, one vehicle and two hours to read the entire system. So you can see, the efficiency, you're saving on gas, manpower. Not to say that it's putting anybody out of a job, it's just let them be doing other things. But the other thing about the radio read system is everything is precise, so basically you can get the exact reading, month to month, same day, same hour. So it really gives you a true reading, by having new meters between the Health Department's correspondence and some of the investigative work we have been doing, I think, Steve, you said that Stoney had pulled some random meters at random, probably 15% is unaccountable due to old meters is either under registering or not registering at all. By going to and some of the meters are new, maybe five years or less, but then a lot of them have or are older. This project would, actually would be to replace all with brand new units, so you would be able to tighten your water accountability. You will actually be able to get, recapture some of that revenue that otherwise wouldn't be there. Now, I'm sure that some of folks are probably on meters that are registering slow. Just by changing the meter out, their bill is going to go up and they have not really used any more water, it is just the fact that part of it wasn't being registered. That is what that project entails and the Health Department, after running through their scoring system, basically has come back with an offer of \$849,107 of a loan for 30 years at 3%. In addition to that, the balance of the project \$363,903 will be in a form of a grant or like they like to call it now, principal forgiveness. Basically, just free money. It's money you don't have to pay back. That will yield you a total project 1.2 million dollars. What my goal is here, I guess in my capacity is actually just to do the breakdown of what the potential impact would be. There are various ways you can see about repaying the loan. You can change the water rates, the per 1000 rate, the base rate, but just to kind of keep it simple and a good comparison between this one and the other project. When you stretch the 30 years, that loan over 30 years at 3%, basically you are looking at monthly loan payment of about \$3,600. You currently have about 1220 water connections, so it's straight division you're looking at adding \$2.96 to every water bill in the system. That would actually repay that loan over the 30 years. Now, obviously, you could actually, if you had any savings that you realized from the savings of the power cost, chemical costs that could actually go back to it. That is something else to consider.

Council Member, R. Cassell - Does that include the Redhill/Manville meters as well, or is that just.

Andy Mills - That's every meter in your system. So, that's a good point, if the most recent project that went on, I mean there's no reason to, in terms of the newness of the meters, no reason to replace it. But, to get it to be a radio read capable system, instead of actually manually having to read it now, physically go meter to meter, you could actually retrofit a little device at less than the full cost of the meter, to be radio capable and ready to go. You could see some reduction from that too. That is what that project entails, working the plant and replacing the water meters. System wide effect, it doesn't really favor one area of town, it is basically the bottom line is your production and where you sale your water, either end. Where you take it out of the creek and where you go to the house.

The next project which is would actually end up being pretty close to the same cause is what we and the Health Department is calling the Water System Phase 3 Improvements, subtitled Moccasin Hills. What that entails is, right now where the system of Moccasin Hills is a closed system. When the pumps are on everybody has pressure, when the pumps are down, nobody has pressure. What this is to do is to actually rectify that to go in with a new system, a new pump system and go to a ground storage tank. So then you actually cut the pumps off all together to work off gravity. Now what that would do, it wouldn't be just affecting the customers in the Moccasin Hills subdivision. Basically, once you get the ground storage tank up there you get to set your controls in the pump station to open up valves and go through a pressure reducing control and actually be able to give you more flow and an added source of water, storage for that in the system. The same deal, the total project cost on that one is about 1.2 million dollars. The Health Department had used the same balloon grant/split, 70% loan, 30% grant. When you run the numbers, it shows on page 5, you're looking at adding \$2.90 per customer. They kept the loan/grant offers pretty well straight, 70% loan, 30% grant, you're looking at just under \$3.00 to retire each loan. With that said, the Health Department correspondence, which I think I did include a copy of the letter in there. They have actually asked the Town to respond by December 17th, which is Friday, believe it or not. They actually asked the Town to write them back indicating they want to accept it, decline it or actually ask further information, like, can you do better on the loan split, if you would consider this. My experience as being that, usually, what they offer you initially is probably what you are going to be their best bet. Usually, the only way it has gotten any better is when somebody higher up on the scoring list actually drops out. It is possible, I don't know. I haven't found out who actually is higher on the list yet. As you can see on this one, our office does not make a recommendation one way or other to accept it, turn back. Basically our role is to breakdown the information, provide the information to you and then that is what you all are looking for is to decide what to do with the money. I myself don't need a decision tonight, but the Health Department is needing some kind of response by Friday. Does anybody have any questions, I'll try to answer them the best that I can.

Council Member, R. Cassell - Is there a ball park figure on this telemetry equipment? Have you done anything, to replace it?

Andy Miles - The telemetry is about \$15,000 to \$20,000 depending on which type of system you go with

Council Member, R. Cassell - And that would take care of all you need?

Andy Miles - Yeah, because you wouldn't need to actually the control, you would only need like a reading. All the tanks just need to say, "I'm only this full." There are only certain tanks that control the operation of the pumps that say, "Hey, you need to turn the pumps on or turn them

off.” Some takes just actually say they float off the other system. \$15,000 to \$20,000 is what some of the suppliers, I have spoken with, said would probably take to cover it.

Council Member, R. Cassell - Do you think there is any type of funding like this?

Andy Miles - Yes, I mean, it’s the same program. The only down side is March is when the application is and you can see when you turn the applications in March and here it is December when they get back to you. So, that’s the time frame you’re looking at. Now, Surecast is an organization that does provide more equipment money, but now they do more rural, financially strapped system. Systems that have been very, very small customer base are who they give more attention to. But now, I, they have awarded some money to the Town of Pennington Gap in years’ past. So, that would be another option.

Council Member, T. Herron - Is this what it takes if it is full or not. I mean, can you keep pumping in over run without this?

Andy Miles - You mean like in Moccasin Hills, the way it is now is?

Council Member, T. Herron - No, I’m talking about this telemetry stuff?

Andy Miles - Right now, basically, what’s having to happen is all the Plant Operators and the Public Works officials are having to physically monitor the, to see how much water is in the Town’s

Council Member, T. Herron - I mean, there is a possibility of it running over though, correct?

Andy Miles - Yeah, if nobody’s, yeah there is a possibility that you’re overflowing it. If you’re not watching it pretty close.

Council Member, R. Cassell - You used to get complaints all the time of that tank overflowing.

Council Member, T. Herron - So, that’s something we need to take care of.

Andy Miles - That is why they make those kind of systems, it’s to watch the water level and it is automated so when it says, If it’s a 20’ tank and it gets to be 19’ it sends a signal back to the pump station or the plant says turn off I’m full. The Plant Operator doesn’t necessarily have to be there to turn it on and off.

Council Member, R. Cassell - Is that phone line or?

Andy Miles - It can be either. Currently, it’s a phone line or it has been phone line. Now you can do it now where it goes to fiber optics, the web, satellite, radio. Anyway you can communicate now a days

Council Member, R. Cassell - This ball park that you’re talking, is that fiber optics?

Andy Miles - What that is based on is, basically, a phone.

Council Member, R. Cassell - Anything is better than nothing.

Andy Miles - But, now whether you have to have a copper line or a fiber optic line at the physical present, present location really doesn’t matter other than just your subscription. Scott County Co Op or Verizon, just whatever is the rate is for access. Now, I think the beauty of the fiber optics is, I know some localities, if you just pay a flat monthly fee for internet access, you can get access forever as long as you can get access to the trunk line. It just kind of depends. I doubt, unless you go to satellite then you’re talking a little bit more.

Council Member, W. W. Ross, Jr. - Now the \$849,000, which would cover for all the meters in the city, replacement

Andy Miles - Yeah

Council Member, W. W. Ross, Jr. - And then that part and then the one million and 213 would be, would be would call Moccasin Hill when we put a tank up and replace their meters?

Andy Miles - Yes, the

Council Member, W. W. Ross, Jr. - Alright now, would that, that’s the 3% for 30 loan at 30 years and this other one is what 3% at 30 years or the whole

Andy Miles - Their both, yeah. Both projects. No, their actually treating them as separate projects. One project is the meters and the Water Plant work.

Council Member, W. W. Ross, Jr. - So we got two 30 years.

Andy Miles - Yeah, they are offering you two different loans. Both of them being 30 years, both of them 3% and it just so happens they're offering you, one project is one million 213 thousand. That's for the Water Plant and meters and the other project is one million 191 thousand dollars. That is the work for the tank, pump station, line work in Moccasin Hills area. Basically, what they offered the Town is 70% of that cost which is \$849,000 is the loan and the balance being aggrieved.

Council Member, W. W. Ross, Jr. - So, a million dollars is going to a part, a section of town, Moccasin Hills?

Andy Miles - Right. That one project is basically the physical work is actual confined to the Moccasin Hills area. Now the affect, it does have a system like affect. Once the tank is up there, which you don't have, basically you deal with turning the pumps on and off, which means that you don't have to anymore, you'll be able to reduce the power costs.

Council Member, W. W. Ross, Jr. - Well now how, you said it won't have an affect just have 40 houses up there, is that correct?

Andy Miles - There's roughly 40 and some odd houses, maybe 50 houses in Moccasin Hills area.

Council Member, W. W. Ross, Jr. - Okay, so how will that have an effect on the whole town, you know what I'm saying?

Andy Miles - Eventually, right now, when the pumps kick on, it just provides pressure for those 40-50 houses. If you decided to do this project, what it would do is you would actual construct a tank up on the ridge. So when the pumps kicked off the valves would open up in that building. So, the whole town would be able to draw water off the tank, not just the 40 houses. You would be able to actually cut the pumps. They wouldn't be operating as long or as frequently as what they do now.

Council Member, W. W. Ross, Jr. - So, okay, so, my water bill would have to go up for me to pay for this service to get this service, I'm just.

Andy Miles - Well, that's one way to do it. It can either increase the water rates or whatever the town needs to increase town revenue taxes or anything else.

Council Member, W. W. Ross, Jr. - And this \$363,000 is a forgiving part

Andy Miles - Yeah, that's they

Council Member, W. W. Ross, Jr. - Now is it on the first grant and the other million dollars do we still have the same.

Andy Miles - They are basically the same, offering you the same thing. It just worked out that both projects are almost the same value. One is 1.19 million, one is 1.20 million. And the Health Department is offering you 70% loan, 30% grant for each project. Honestly, right in the finance environment right now, even with the stimulus money, if you went through rural or somebody else you would probably not do much better. So, if you decided not to accept this and maybe go rural development, it might change a couple % - 5%, but that is an option.

Council Member, R. Cassell - The pumps that we just put in will supply that tank?

Andy Miles - Yes, when we had actually sized the pumps where you can actually, the motor is sized to drive the water up to the highest elevation.

Council Member, R. Cassell - So, it would go to the tank. The houses on top, are they going to have enough pressure being they'll be right under the tank?

Andy Miles - It's going to be really close. Until we can find an exact tank size that is more towards the specific, the detail design. I don't really know what the ground elevations are, exactly at every spot, but it would be really, really close like within five pounds. The Health Department says you have to have at least 20 pounds of pressure. Which that's what they say, most people like to have 30. If you have a two story house, then that two story house it's going

to drop another five - ten pounds. To answer your question, it could be, depends on the exact
Council Member, R. Cassell - Asks, Council Member, T. Herron, are you getting that on top, do you have any idea?

Council Member, T. Herron - Responds, I'm halfway down, so I got it good .

Council Member, W. W. Ross, Jr. - Can anymore homes, if any more homes be built, what affect will that happen, can anymore be up there?

Andy Miles - As far as the water system, yeah the water system can handle more homes. Will any more homes be built in the subdivision? I don't know. I don't know how many lots are left.

Council Member, R. Cassell - Probably stand a better chance with the tank than what we got now, wouldn't it?

Andy Miles - Yeah, right now when the power goes off there is no pressure up there. You have the pumps pressurizing the lines. The beauty of having the tank is once the power goes off, you have water sitting there in a big reservoir being slowly drawn down.

Mayor Jenkins - One thing that we discussed is to potentially putting the tank on the Scott County Park property at the top.

Andy Miles - They do have one, two tanks up there now.

Mayor Jenkins - Yes, that would serve the other side of the hill, plus you have fire pressure to Moccasin Hills because they don't have fire hydrants.

Andy Miles - Of course this isn't the thing that gravely affects the town, per say. The County has actually asked the status of this project was, because I think it going to help them out. Because if tank is up there, they will be able to go on down the road and out the county. Whereas right now they got to do it they have to come down Manville Road, Redhill and take a longer way around. That actually has more benefit to the County, but you would be able to sell them water, depends on what you sold it to them for.

Town Manager, S. Templeton - We have had to deny potential service to customers right now on up through the 71 area and 72 because we don't have the capacity to pump it up there.

Andy Miles - I know the County has some plans to provide water out that area. I don't know where they stand as far as approvals and such. I do know that if a tank is there, up there on that ridge, where the Town is kind of looking at, then that is basically going to spur water service availability up and down.

Council Member, R. Cassell - Are you talking about Scott County PSA? Wonder if they would be willing to share the cost?

Andy Miles - That's something you'd have to ask them. I've not had any discussions with them. If you have any other questions, but now, like I said, Friday the Health Department is going to need a yeah, nay or is there some other information you could give them that wasn't in the application they could consider it. I can tell you the State is under pressure to spend the money. Because they actually, a lot of this money is actually sitting there backlogged and they are trying to get decisions made and get them out the door as soon as they can. So, that is the reason for the added rush.

Mayor Jenkins - Thank you, Andy. We need a motion to add these two items to the New Business.

Motion made to add those two items (loan offers) and the telemetry to the New Business.

Motion by: Council Member, T. Herron 2nd by: Council Member, R. Cassell

VOTE: Yeas, 3

Nays, 0

Absent, 0

Abstain, 1 - Council Member, W. W. Ross, Jr.

F. Facade Committee –

Mayor Jenkins - We met this week with Rob, we have a couple businesses back out. I think Rex McCarty has backed out. They are working on the Dixon's building and work has progressed on Andy Bledsoe's building. I think work is getting ready to start on another one of Tommy Quillin's. I'm actually trying to set up a meeting this next week, not this week, with Joy Rumley about the theater building and some potential grant money through a private partnership to start work on that. She called me today and we are trying to set something set up for Thursday, to

see what is all available for that. So there is some work going on. The Town is starting to look a little better. Well, maybe, I hope it is, I feel like it is.

Council Member, W. W. Ross, Jr. - Question.

Mayor Jenkins - Yes, Wallace.

Council Member, W. W. Ross, Jr. - The minutes, where are the minutes for the meeting when they meet about the discussion of

Mayor Jenkins - I could forward them to you. I'll do that. I'll forward all of them to you, if you want me to as I get them. Do you just want general distribution?

Council Member, W. W. Ross, Jr. - Well, the last meeting they had, I said I would like to see the minutes.

Mayor Jenkins - Well, that's fine. It just comes to the Facade Board Members, but I'll be glad to put out anywhere you need them or we can start putting

Council Member, W. W. Ross, Jr. - They're public notice

Mayor Jenkins - Yes, yes, we'll just put them on the website.

G. Historical Committee –

Council Member, F. Perry - I don't have anything.

Mayor Jenkins - Thank you, Francis.

H. Manager –

Town Manager, S. Templeton - Much of what I'll say has either been said or will be other reports. I'll start with Water Department. We had no water leaks reported this month. By this month, what I mean is the month of November and we repaired none. But, our accountability was up from 35% last month or October to 37.8%. This month we had five consecutive months of being under 30% which is the standard established by the Virginia Department of Health that we shoot for. As we talked with the Water Plant people and the Public Works people, we feel like this indicates there is a gradual worsening of a leak that we have yet to discover. More than likely it is in this main line from the Water Plant coming up to Town. That is one of the portions of the grant that we're obviously have been approved for the first half and that is something that we are eager to get repaired. Andy mentioned that the two pumps has already been installed. Everything is working perfectly there. He also mentioned the preliminary approval from Virginia Department of Health for these two projects. He also mentioned the telemetry.

I had one meeting with Drew Johnson of Heritage Management Group. He is the one who manages the property at the old Daugherty Brothers Chevrolet. He told me that the owners would prefer not to demolish the building. But that if the Town, by the Town, he means, the residents of the Town, the Town Government everything like that could come up with some

viable alternative or they would be interested in hearing it. They would like to see the building stay because of the historical value to it. If that is anything that Town and Town's people would decide they would like to see. His words were, anything is on the table. He is open to any future meetings between the Town Government, Town Management and he will entertain any suggestions on it.

Council Member, R. Cassell - Is that him financing or...

Town Manager, S. Templeton - I'll tell you what he said. He said that it would include their financing for five years on any type of project we came up with and that five years would give us time to find conventional financing. Maybe, by that time, the economy might turn around and there might be some other things. He mentioned the possibility of, if the Town wished to have that as an all in all Town office, Public Work, or Police Department and Town offices and everything. He said it had some potential for that and also an office building for. Anyway, just put it out there for the public. He said any uses that we came up with short of actually tearing the building down. They will demolish it if there is nothing that the people of Gate City decide they like to see done. They have had some other, tentative, offers and some nibbles. But, he did want to bring that to us before they do anything else.

Council Member, R. Cassell - I'll tell you one thing. I was talking to Frances about it earlier at our Christmas dinner. I think the Town needs, we were hoping we'd get this performing arts center as a community center. We really don't have anywhere that people. A friend of mine was talking about her daughter having a wedding and the church is charging from hundreds to over a thousand dollars to use fellowship hall. She's having trouble just trying to find a reception for a wedding. It'd be nice to have a community center where you could, you want to have a birthday party or whatever. We just really don't have anywhere in town for people to do that. Never had. I don't know if it would be feasible, it would be better than it sitting down there vacant.

Town Manager, S. Templeton - Well, again, he said everything is on the table. They would consider their own financing for five years. A lot of things could potentially come up and the public come up with some uses. So, that's basically where it's at.

I, actually, try to meet once a month with George Howard to keep posted on all his projects. He did bring a signed contract between him and Empire Salvaging and Recycling of Bluefield, WV, in order to get this property taken down. They have removed the asbestos. I spoke with him this afternoon, on the phone. This sentence that I put in here that it is expected to be completed by December 20th, that's now on hold again. I found out why. As of today, there is a hold or stop work order that has been put on by the County's Inspector who said there has to be a plan presented to him for the demolition of this. We're considering whether the contract, itself, might represent part of that plan and we'll be in touch with Empire Salvaging to see what the status of that is.

We are on course, I will say, almost, with this meeting that we had and set up a schedule for our auditors. Today Cindy Fields sent back that she needed a trial balance on another, for which Chris did provide her with that. So, I'm assuming that she is working right now as we speak on that. I think we will meet that deadline.

We are waiting on warmer weather to finish our sidewalks, obviously, down there. If you seen them, the Town Crew is doing a great job with that. It's about 400' that has to be installed and we're probably about 2/3 of the way finished with that. There's one small section down along Kane Street that the Job Corp began a project on and they ran out of concrete. There's about a yard and length we need. We'll pour that at the same time. They won't be back. They're on

Christmas leave and they won't be back until the new semester starts and weather turns good
Council Member, W. W. Ross, Jr. - Is that part, leave it as it is or wait until they come back?
Town Manager, S. Templeton - We're going to take up the straw and that sort of thing. They had the straw on there to keep the heat while the concrete seated itself. We'll take all of that up. We will leave it barred so no one, because it's a safety hazard, until we pour that other yard of concrete there. They also intend to come back in spring on the curve portion of the plan to put a cap on that. They won't remove the concrete, they'll put cap that is extremely weather resistant. They will let us choose what color and design we want. It has been mentioned that we might want to consider the same type of the crosswalks that it will look like paving stones. But there are a lot of things available for that. They will do that and need to put a new modern type of handrail around there. We had some damage from trucks and they will finish that project in Spring.

I have mentioned budget. One thing you see in that paragraph, \$173,000 which has been exceeded in the CDBG money and Andy has talked to you a little bit about that.

Zoning, which is later on, I think, in our agenda. We had two appeals heard by our Board of Zoning and Appeals during November the 1st. One, was a request from Scott County Telephone Company to get a variance of the set back by 25' at the roadway, because they wish to build about a quarter of a million dollar addition. That was approved by the BZA. The second one and we will go into a little more detail when we have a photograph put up. The Board of Zoning Appeals voted to ask council to consider re-zoning a section of Margie Street from C-1 to R-1. That is later on there. I will address the Police Department in just a moment.

In the business office, they are now fully capable of taking credit cards. They have only had a few, maybe a dozen so far. But, as the word gets out and people are aware that we can do it, I think there is more requests everyday to do this. They use the Facebook and Twitter accounts and now they are up to over 1,500 friends on Facebook up 650 from last month. On the tourism, the window decoration and contest and everything they've had over 1,600 votes. Now the voting is over with and they haven't counted, they don't know the winners, but over 1,600 people voted, which is more than our expectations. On business licenses, there are still a few that have not paid. We have, the ones that were highlighted. These are the ones that have had some type of, they contested something with us and they recently advised to the Town Attorney's findings. We expect to be collecting more of these this month. On our meal taxes, we collected \$17,563 in October. We don't have the November's tally. October, was \$929.00 over the previous month, so we're doing well on our Meal's Tax collection.

Council Member, T. Herron - These licenses, they're due in July? So, they're already five months past due.

Town Manager, S. Templeton - Yes.

Town Attorney, M. Jenkins - I sent my report back to Chris, I guess on September 24th and I'm not sure of the dates when the letters were actually sent out on that. I think that was the end of November when those letters went out.

Mayor Jenkins - Thank you, Steve.

I. Park Committee –

Council Member, F. Perry - We did meet. Chris met with us and informed us that we have \$33,363.88 in our budget. Chairman, Kilgore, representative from the Civitan Club, talked

about needing to cover the swing sets because of the mulberries in the trees, the birds and the berries are making mess on the swings and it is a health and safety factor for the children. So, that is a project we're looking at. We're still looking for solutions to protect the lighting, light bulbs in the Civitan Shelter. We discussed the possibility of asking the railroad to give us some sort of lease for their adjoining property that they might give for additional parking. Steve informed us that the shelters, this summer, were booked for most of the summer and will probably be looking at placing more tables around through the park in some places. The cannon is about ready to be set. Also, Mr. Roper, from the Job Corp had agreed to let the Job Corp do some projects in the park and one is possible lighting in the walking trails. Hoping to begin on the Burnt Cabin Branch trail.

Mayor Jenkins - Thank you, right to the point.

Council Member, T. Herron - Let me ask you, the lights left are we going to take every other one out?

Mayor Jenkins - Yes, we will, eventually, take, that is potential the lighting around the park.

J. Planning Commission –

Town Manager, S. Templeton - The Planning Commission has temporarily reorganized pending the appointment of a replacement Council Member. They have made sure that everyone, all the new members has received the Planning Commission books and have become familiar with everything. Just waiting for the new member and then they will permanently reorganize with the new Chairman and everything then they'll be ready to go. There were no issues as far as anything to come before the Planning Commission as of yet.

Mayor Jenkins - Thank you, Steve.

K. Police Department Report –

Town Manager, S. Templeton - One minor traffic stop turned into a drug bust and it resulted in a vehicle being seized and a rather large amount of cash, about \$1,250.00. That after adjudication will hope to be turned over to the Town. We have been sending officer's to class, whenever these classes are being taught at the Academy in Bristol at little or no cost to us. We have participated in the Click It or Ticket Program during the week of November 14th. That was County wide. The Police Department asked to express thanks to the Council Members for Thanksgiving Dinner and the bonus that they received. We have received the tickets now which we ordered from the White Curb Box Co. They are the ones, that are really the only ones, that make the parking tickets preprinted with everything that we need to put on it as far as the citation and the cost. They can deposit it in any of the night deposit places. As soon as the weather breaks, we will also have another little project to identify those curb areas, those no parking areas, the two hour parking things and we'll get those painted appropriately with the proper sign age put in place. Since we have been declared a Heritage area downtown we have to have sign age that meets those conditions. But we will order those things, get them put up and we will start enforcing some of the most common parking violations that result in complaints from the public. Those who would be visiting businesses to make purchases when they can't find a parking place right now. Some things like parking counter to traffic, where you cross against the traffic flow and park facing the wrong direction, which is illegal and dangerous. We will be enforcing things like that. On tickets and the calls of service was exactly the same for the two previous months. The arrests went down from 10 to 7. Summons went down from 44 to 32. Part of that is because we did have some officers in class and thus not on the job. Crime reports went up from 10 to 15. So there is some increase criminal activity in November, December and it's

because a lot of people are out of work and they get in the Christmas spirit. They feel like they have to steal something. I expect them to be up this month as well. Accident reports were exactly the same 9 and one DUI rather than three, but then again, we had less officer hours on the road. I think that is about it. Oh, I do have one note. It came up, I guess maybe you sent an email or you did about tinted windows. Someone said

Town Attorney, M. Jenkins - The last meeting

Town Manager, S. Templeton - Oh, when you addressed that. Well, we checked that and our Department did not have any primary charges as tickets. I have been asked by Rufus Hood, the County is going to pass a resolution or send a letter to the Legislator asking that window tint be changed from a primary violation to a secondary. Meaning that you can't stop a vehicle just because it has tinted windows, which I, personally, support. You would have to have another moving violation or another equipment violation before you could actually stop that vehicle. Then if you wrote a citation you could write a citation, secondary to that for tinted windows.

Council Member, W. W. Ross, Jr. - Does that cover out of state?

Town Manager, S. Templeton - Covers anybody.

Council Member, W. W. Ross, Jr. - I thought once you were out of state, you were just passing through it didn't affect us.

Town Manager, S. Templeton - If you violate Virginia's law, you can be charged.

Council Member, R. Cassell - Do you think we need to attach onto that resolution?

Town Manager, S. Templeton - They asked us to do that. Obviously, the will of Council, whatever you wish. But, I think a lot of localities are going to that. A lot of the localities that have specific goals of bringing tourist in are asking that be passed. Because they are afraid that out of state cars, where they may have different standards on their window tint, they don't simply want them stopped and police action taken just because they're violating window tint.

Council Member, R. Cassell - Would you put that on the agenda for next month to.

Mayor Jenkins - I think it would be a pretty good idea to adopt resolution at the next meeting. Thank you, Steve.

L. Public Works –

Town Manager, S. Templeton - We have a comparison now each month of previous months. Because, frankly, so many tons and pounds of brush pick up didn't mean a lot to me if I didn't see it altogether. This month we had a lot less brush pick up, although we had more trash pick up. The reason is it is getting cold. People don't start getting out there and start trimming their brush as they would in later fall. We recycled a little less, but than again that is also true because people don't put out as much as their boxes. The work orders were down from 79 to 59. The biggest thing was they have been working last month, very strongly, on the projects that we have full grants. In fact, up until the time it got cold weather, we had everyone working on the sidewalks except for those who was working on trash truck and brush truck.

Mayor Jenkins - Thank you, Steve.

M. Sanitation Authority –

Council Member, R. Cassell - The only thing we have is or I told you, I think, last month is we had some issues in our billing. We questioned charges for audits, some late fees that they encountered for not paying some bills. They added the cost onto our sewer bill and different things. The Sanitation Authority voted to withhold that payment hoping it would stir a meeting between our attorney's. But, they actually let it go through without question. We asked Steve to, according to our contract, we have a right to request a meter as well. We get to see the

calibration report for theirs. There's no proof that they been doing it, so we asked Steve to check on the feasibility of putting our own master meter as well.

Town Manager, S. Templeton - When I called Mr. Danko, after the meeting before last, and asked him if I could see the reports from the calibration. He told me that they were having another done the next day and that he would be happy to send me two of them, which of course we haven't received either one. We haven't gotten any calibration reports. We have now asked for the two, but I believe that the best idea is to check on the cost of a meter ourselves and install it. Then compare the numbers for a little while. We did not, again, pay for the fee charged for their Commissioners and we did not pay for the fee that they charge us to prepare our bill, which is 16 hours. I just don't think those are fair cost and neither did the Sanitation Board.

Council Member, T. Herron - It's hard to tell how much we paid.

Council Member, R. Cassell - Their charging us per month for their representatives pay to sit on the board.

Council Member, T. Herron - They won't let us have a person on the board.

Mayor Jenkins - Thank you, Roger.

N. Street Committee –

Council Member, W. W. Ross, Jr. - I wanted to, there's something that I would like to talk about. I guess Roger has a copy of this. He probably got it off his computer. It's about Back Street and where they talk about the drain system. Where they talk about where is probably on Back Street they could come down and go to the drain system to help the drain water without having a major problem. On both streets it would eliminate water build up and so I talked to Mr. Steve Templeton about it and he said that you all were looking into it. I don't know what has transpired so far.

Town Manager, S. Templeton - We have several options. I think the Engineer actually had come up with some plans and we just haven't decided what might be the most feasible for us in both finances and in terms of what will probably have the best outcome. We did not want to and pave Back Street without having taken care of this problem. If we don't take care of the water and get it out of the way we are going to flood one of the other pieces of property. Either the church property or the other piece of property.

Council Member, W. W. Ross, Jr. - It's a drain that goes across there.

Town Manager, S. Templeton - We need to and I don't know if Andy is aware of that.

Council Member, W. W. Ross, Jr. - There's a drain system there. Already goes across, where water just builds up, but there's already a drain system that goes across the whole property.

Andy Miles - Speaks from the back. All I saw was a field. I didn't see anything like a hydrant system, other than just a culvert running from one side of the road to the other.

Council Member, W. W. Ross, Jr. - Well, because you should be able, that's what I'm saying, it should be on the map, you see the map cause beside the church right there is a ditch and filled that in went all the way down to drain that off. There's two drain systems. One is on Chestnut Street and on Manville Road that came across from the ditch that came under the highway and covered all that up and put the drain system cause it was an open ditch. So, that goes all away around. That's the questions when they sold the house that who would have the right of way, they have a problem because the drain system goes to the back of the home.

Town Manager, S. Templeton - We'll pull the maps and if we can find any of that on the map we'll get again with the Engineer and meet with you also, Mr. Ross, and see if we can figure exactly where that is.

Council Member, W. W. Ross, Jr. - Okay, another thing. Since I know the crews have been busy with all the Water Street project, and all the other projects, I know that Roger and I have

like they're going to spend \$800,000 down there and a lot of work, so I think we probably need to keep up on. But, on other thing that I wanted to. Since the crew is too busy, would it be possible or feasible to maybe incorporate our Vocational School and what I mean from that is to have them to build a railing that we was talking about putting on Jackson, I mean on Jackson Street? To cause, we have, that way we could we could incorporate, see if we bought the material maybe and let them build that and that would help us to be community service for the Vocational School to build the rail and that would give them credit and maybe enhance our ability and save a lot of money and then. Because that would cut our crew from trying to do welding and they could do the welding they would give them a learning experience and then they could put these walkways up here and that would probably cut half if we just buy the materials. If they'll agree to it. If you talk to the Vocational direct.

Town Manager, S. Templeton - I'm sure, then you're talking about where we talked about the handicapped there at the

Council Member, W. W. Ross, Jr. - Yeah

Town Manager, S. Templeton - I'm sure if we come up with a design. Of course, we'll have to submit it to VDOT for their approval. I spoke to them about it and they don't seem to have a problem with it, they just have to look at everything. I don't think we'll have a problem with the Vocational School, they've done some work for us and have done some work on the cannon. They had to do some welding for us on that. I think as soon as they get the cannon out of the way and we get it down there that will free up some time for some other projects. It is probably something that is doable.

Council Member, W. W. Ross, Jr. - Yeah, well I just thought that would help, Stoney and all of them because they're covered up. That it, you know, give them trying to weld and if we had some source, another source and that maybe install it or maybe get Job Corp to install it.

Town Manager, S. Templeton - Installation really shouldn't be too much of a problem if we get everything made exactly right. They should just slip in and be anchored.

Council Member, R. Cassell - On the parking lot, Steve. I've been looking down there. That one spot that's damaged, is that part of what's keeping us from moving the flea market back or sidewalks

Town Manager, S. Templeton - No, the big problem with that is the fact that we still have to go down two sides, the right side and the rear to put in this drainage. Then we still have to construct the drainage pond on the back of this Bank. The fact that we'll be having equipment in there and we'll be having gravel stored there and few things like that is the reason why we haven't moved them back yet.

Council Member, R. Cassell - Can Stoney, at least, when all this is done, maybe patch that one area near the bank that is torn up enough to make them move back and spread out? At least get back working until we can come up with another, that's the worst part from what I can tell. It's just one area that maybe can be patched or something. Cause I'm sure they'd like to get back out of this cramped up space over at Daugherty's. One other thing, we had talked about meeting before last. I finally made contact with Tom Sternburg. That we talked with. Tom Frank, from Sternburg Lighting, that we talked to from the VML Conference. He finally called me back the other day and he needed a physical address so he could bring it up. He seems to think he might be on the border of another sales rep, but he's supposed to get back with me let me know if it is him, if he's our contact or if it's another rep that he would work with. I didn't get into a lot of details until he saw for sure about coming down and maybe doing a lighting analysis and compare of what we got incandescent with maybe upgrading with what we got to LED. When we went and saw these a lot of times you can put one light in do more than what we got with these five incandescence. He's supposed to get back with me on that when he can. He said he could google it to tell, but he would be willing since we talked with him extensively to work

with if it was another rep. Maybe get a lighting analysis done. Probably have to be done at night, and I would be willing to work with him some on that. I told him we need the details and what his policy was, if there was a charge or there wasn't or whatever. But, he's supposed to get back with me on that.

Council Member, W. W. Ross, Jr. - One more question I need to ask. What's the streets down in the parking lot and all that property there. The licensing agreement with Bank of America, I have copy of the contract. On this, it show that it was doing trail process is this still in to the making priority it's a license agreement is it is null and void , is it still on or what is the legal aspect of this thing.

Town Attorney, M. Jenkins - I would have no idea what. I've not seen it, but I'll be happy to give you an opinion on it after I read it.

Town Manager, S. Templeton - I don't think it's off the table. Depending on what takes place with Daugherty Brothers property. I think that everything is still on the table, cause we do have the agreement.

Council Member, W. W. Ross, Jr. - Do we plan to develop that with this, with the agreement we plan to develop this?

Mayor Jenkins - We wanted to the potential of development if there was a development on the Town parking lot and at Daugherty's because at one time the potential was on the table. We just wanted to have walking access.

Council Member, F. Perry - It's a connecting trail.

Mayor Jenkins - So, that agreement was secured with the Bank of America just in case we needed passage from one spot to the other.

Council Member, W. W. Ross, Jr. - So is this a licensing agreement? Is that considered a contract or just a license agreement?

Town Attorney, M. Jenkins - As I said, I've not seen it and I won't give you an opinion of it until I do. I'll be happy to review it and get you an opinion in the next week or two.

Mayor Jenkins - We requested that easement and you worked on that. Mainly it's an easement if we do need to use it.

Council Member, F. Perry - There wasn't any money involved in it.

Council Member, W. W. Ross, Jr. - One more thing, I know. Since we talked about at some point in the future to develop a video and this is part of the thing, this is what I was talking about this part down here where the Town. We have the sign up across the bridge, but you don't see it. I mean, Welcome to Gate City, it's not lit up. Nobody, I thought if we develop, I would hope that we could put it down there and develop this up here somewhere and get to the organization and maybe they would want to enhance and put a put new signs there itself. And then maybe we could develop or and maybe put that cause people come in at first place they would see Gate City and then we know if we're going to develop a whole video to enhance the city or develop. Now that's what I've been trying to convey to this board for a long time, not that I'm trying to force the issue. I just think that would be to have the organizations be part of the community and they may put talk to them to see what they contribute to something to help develop

Town Manager, S. Templeton - That's in the plan. Of course to repaint it, which we ran out of time this year. But, the spring of the year that would be a good time to get that done. That's on the calendar.

Council Member, W. W. Ross, Jr. - But, not move the sign down there, right?

Town Manager, S. Templeton - No, that's not my call.

O. Water Plant –

Town Manager, S. Templeton - You have the report which is the official report that goes into

the VDH. We produced slightly over 10 ½ millions gallons of water during the month of November. We had an unaccountability or a loss of 37.8% which again, this is 7.8% over what is considered acceptable by the Health Department. We did have a few leaks. Now in this month, in December as the cold weather came, whether that is part of leaks that might have as of then, not been discovered or not, I don't know. We hope to bring it back down. We were down to 25%, at one time, which was the best we've been in months. We hope to bring that back down, with some of this other construction, hopefully.

Council Member, R. Cassell - Is this, Steve, the percentage. Do you have the usage on the PSA side, would that count as part of this percentage as well?

Town Manager, S. Templeton - The total production and then you would have to account for the total gallons sold to pay for is how that works. So, yes anything we sell to PSA, that goes through the master meter then, they for it. If they have accountability loss, we don't see that. We don't know that. We just charge them for every gallon that goes through. That's not a, that's a mute issue.

Council Member, R. Cassell - Is it just our system?

Town Manager, S. Templeton - It is our system. It's the loss on our system.

Council Member, R. Cassell - I don't know 10-15-20 thousand gallons, would that be a pretty big percentage of use. I mean how much would that affect?

Town Manager, S. Templeton - Well, we had four million gallons unaccounted for, so that's a lot. It's going somewhere. We're on caverns here. The problem is a lot of that water goes into the ground rather than comes up where it's easy to find. When it comes up it's pretty easy for us to determine there is a leak there and we dig in and replace it.

Council Member, R. Cassell - 10-15-20, would that be a significant amount to see?

Town Manager, S. Templeton - 10 or 15 thousand in one place? Yeah, I think we could see that.

Council Member, R. Cassell - What I'm getting at, it might be petty but we were asked to do it once before when accountability went up. They had several structure fires here in town. You can easily flow 10 or 15, 20 thousand gallons on one fire. I was asked when Dwayne was Public Works and the accountability was up to give a pretty close estimate. Anybody who knows what they are doing on the flow of a fire truck can pretty much tell you how long it flows and how much they used. But, that would be that much accountability if they go back and turn in monthly report. It's no big deal. The Chief or somebody could sit there real easy and know we run this house fire an hour and we flowed for so long or whatever. If you think that's significant enough, I think that is a good recommendation that they. They told me that every drop accounted for was that much that would come off. Even when we have these fire schools down here at the parking lot. In one day, I counted up, we flowed about 20,000 gallons just right there in one fire school, weekend. So, I know at least one, two structure fires here in town that they had during this period and it might not make a lot of difference but a point or two might.

Town Manager, S. Templeton - I don't think they'd mind a bit to give us that. I'll ask. I'll make that request.

Mayor Jenkins - They did flow a lot at Anderson Street. A whole lot.

Council Member, R. Cassell - You can run through it pretty quick. Take 2 ½ " nozzle, flowing 50 gallons a minute, 500 gallons a minute you can run it through it in no time. I'm not nit picking.

Town Manager, S. Templeton - Of course, we'll never get it to zero, because we have to flush drains. The lines, we have to routinely flush because we have a problem with the chemical deterioration. We have to get that out of the lines. Things like that. But, we hope to get it back down, soon.

Council Member, W. W. Ross, Jr. - Can I make one more comment?

Mayor Jenkins - Yes

Council Member, W. W. Ross, Jr. - Forgot to mention that we made the Virginia, on Page 6, Gate City had an article in here about the Historical District. So, I just wanted to say that. Did anybody see that?

Mayor Jenkins - I did forget that, but it was an accomplishment to get a Historical designation for downtown. Thank you, Wallace. I want to thank everyone for their reports.

X. PUBLIC COMMENT

Debbie Kindle - She discusses several meeting ago it was briefly mentioned about purchasing trash bins for the residential areas and was hoping Council was seriously looking into it. She discusses when trash is picked up lids not getting placed back on the trash cans.

Town Manager, S. Templeton - Recalls one mention of purchasing trash receptacles for the park and we did that. They were heavy duty trash receptacles. That might have been what you heard.

Debbie Kindle - Describes the one used in other towns for residential use, asking if cost are high.

Town Manager, S. Templeton - States they are designed for a one man operation truck. He pulls

up, they have to be placed in a certain location, the truck lifts and places them back down. That is cost effective depending on the layout of the streets. It could be something the Town may want to investigate.

Debbie Kindles - Thinks, years ago the Town did have a uniform trash container, but through the years they fell apart. Just asks for Council to seriously consider it.

Mayor Jenkins - States, we do have guidelines, but we don't enforce them well. Thank you, Debbie.

John McConnell - States the light at end of town is still blinking. Asks for the light to be unplugged.

Town Manager, S. Templeton - States he will turn it off tonight, both of them.

John McConnell - Asks what kind of notice they want regarding moving his cows?

Town Manager, S. Templeton - States it would a courtesy if he was going to flood US 23 with cattle, whether illegally or not, and asks if he know when he is going to move them. Asking for a couple three days notice.

John McConnell - Replies next couple weeks and you'll have somebody over there to stop traffic?

Town Manager, S. Templeton - States will have someone there to prevent an accident. Mentions if a State Trooper

John McConnell - Asks why it was against the law for him to park on the road to feed his cattle. Why does a city officer park on that road and radar? If it's against law for him to park on that road, then it's against the law for a Police Officer to sit back there and radar. Right or wrong?

Town Manager, S. Templeton - States, no you're wrong, that officers have a certain latitude when they are enforcing the law to be in certain locations that the general public aren't allowed to. Explaining he has not, specifically, told any of his Officers to park anywhere on 23, with his preference that they don't. Their priorities are residential areas, Jackson and Kane Street.

John McConnell - States he can watch them go up and down on 23 from the mountain.

Town Manager, S. Templeton - Asks for him to sit in the mountain the next few days and give me a report on how often you see them, since you can do that.

John McConnell - Can't do it, has to work during the day, can't see numbers on the cars, but

during the summer you do. He cuts cedar trees and piles them, but he does see them drive up and down

Mayor Jenkins - John, thank you.

Council Member, T. Herron - Do you charge those batteries, Steve?

Town Manager, S. Templeton - Yes. We have to take them off and take them in where it's warm. You have to charge them. Sometimes you have to do, what they call, probably the term is wrong, but you have to cut the salification out of them with a charger and charge them full strength and put them back out there. The problem was they were put out late in the year, initially. They never got fully charged and as a result they never

Mayor Jenkins - They developed a memory.

Town Manager, S. Templeton - Exactly, they develop a memory.

Council Member, T. Herron - You need to tell your Officers to mark that, if they see them blinking like that.

Mayor Jenkins - We could put them on a reconditioning charge.

Town Manager, S. Templeton - Yes, that is what we need to do. Just pull them off there and we'll do that, but I'll cut it off tonight.

Council Member, R. Cassell - Can we get a spare set of batteries and just keep them rotated.

Town Manager, S. Templeton - It's an alternative. I don't know what the cost would be. But, it would be worth to get them, bring them in, charge them properly to start with and then put them out. We were in a hurry to get the signs up, initially, when we put those up. It kept taking longer and longer to get the signs,. Once they were here, we put them out. That was done by a contractor.

Council Member, R. Cassell - Of course you wasn't here last month, but if all else fails, we could put a pole and a meter like we got on our decorative lights.

Town Manager, S. Templeton - I'll check on the price of these.

Council Member, W. W. Ross, Jr. - The pole down there is where the signs are, not too far away.

Mayor Jenkins - Benny you're next, Joe is not here.

Benny Reed - Refers to Steve regarding the audit, what Bostic and Tucker are doing?

Town Manager, S. Templeton - Yes, we do have a schedule, having a report due by the 15th of January and by the 31st of January the complete audit will be ready for us.

Benny Reed - Comments what he saw in the papers the County is experiencing same problems with same auditor and hopes you won't use them again.

Mayor Jenkins - States the problem has been recognized.

Benny Reed - Upset about it and will continue to be until he sees the audit.

Town Manager, S. Templeton - States the 09/10 Fiscal year that we just finished is the last year that Bostic and Tucker has a contract with us, from my understanding. Explains, we don't have a current contract so we will have to be putting it out to bid, relatively soon for auditing services for the 10/11 fiscal year.

Benny Reed - Hopes there will be a deadline clause in the contract

Mayor Jenkins - States the contract will be a lot more.

Town Manager, S. Templeton - It'll be a real contract.

Benny Reed - Understand if the audits are not complete, it affects one of the grants. His concern if we lose the grant, how are you going to replace that? It's one of the most important things that we have. If we lose the money, where is it going to come from, how is it going to be replaced?

Mayor Jenkins - We have addressed that. Thank you, Benny.

Mayor Jenkins closed public comment session at 7:40 p.m. and opened the consent agenda session.

XI. UNFINISHED BUSINESS

Hope House - Has Town Attorney received decision from Attorney General

Town Attorney, M. Jenkins - I think Mayor, we addressed both of those issues last month. We are still. We discussed looking over the Rural Development contract which I don't know if Steve has found those yet or not.

Town Manager, S. Templeton - We haven't actually found contracts again. I will just call Dwight Pierson and find out from him. He'll tell me, I'm sure. In fact, he'll give me. The only contracts we found are like the sale of the police vehicles and purchase of police vehicles. As far as the water there's none in my office.

Town Attorney, M. Jenkins - He should be able to give us that information that we at least can review or he may have the straight out answer for us as well. Since we determined that it was not an issue that the A.G. needed to address, but really an issue that Rural Development needed to address for us.

Fire Department - Does Town continue to pay Fire Department water bill or turn this over to Fire Department Refer to Hope House

Heritage Video Funding

Mayor Jenkins - If it's okay, we'll just continue tabling this until the next offer of funding does come up. We can just keep it fresh on our minds.

Resolution regarding sale of synthetic marijuana

Town Attorney, M. Jenkins - I think Amy had a copy of, I don't think it was in the packets.

Property Manager, A. Page - I did not put that in the packet. I do have that and I can send that out and mail it to you.

Town Attorney, M. Jenkins - It was really a photo copy of what the County had passed and just a substitution of language for the Town. I think in the past couple of weeks there's been a move federally to deal with the issue and that may completely resolve the problem for us. But, until that's resolved I would still recommend that you do a resolution and send it to the General Assembly to understand how serious the problem is. But we do have that language.

Council Member, T. Herron - Anybody in Gate City selling it?

Town Attorney, M. Jenkins - Nobody in Gate City does, at this moment. Weber City I believe is the only locality having to deal with it. But, we definitely have the effects of people using it and being within our city limits and no way to really do anything about that.

XII. NEW BUSINESS

Revision of Downtown Revitalization Program Facade Improvement Program Design Guidelines

Mayor Jenkins- Did everybody get a copy of that?

Town Clerk, K. Riley - I sent it out to everyone by email.

Council Member, R. Cassell - I seen it and printed it out. I stuck it in my packet. What brought this about?

Mayor Jenkins - Failure to get enough interest from the Town on projects. We got one that would probably participate if it were a loan program. That's one of the major modifications is that instead of having the matching grant we are able to, the Town will tender the loan with VHCD funds and put a lien on the property. It's a zero interest loan, but the money that is paid back will come to the Town to reapply to other projects. So instead of it coming, revolving

Council Member, R. Cassell - They allow that as part of the grant?

Mayor Jenkins - Yes. That's one thing that we tried to modify. We're, hopefully, going to be able to apply some of the funds to the rear of the building. That was in the original scope anyway, is that properties that are really visible from 23 and that is the back of most of the Town. I guess from the red light out to the Courthouse, you see a whole lot of that. Really, from 23 and from Water Street where that project has taken scope on. We have to clean up the backs of the buildings too. So, we want to apply some of the funds to the clean up and the improvement of the backs of the building. It will be a matching grant. Just like was on the other. But we have to. Really the project deadline is February and we are going to request a extension, whether we get one or not. It has not been decided. I am hoping that we get an extension, because several property owners have been really slow with moving and some of the design work has been slow in getting back to the property owners to where they can approve the work they want on it. We have not had good contractor participation. One contractor has basically gotten every job in town and it's overloading. But, he's the only one bidding on them.

Council Member, R. Cassell - He just bid the lowest.

Mayor Jenkins - But the last few times, nobody has but another bidder on.

Council Member, T. Herron - Why are we just now submitting to the state to sidewalk improvement? Is that something that they did?

Mayor Jenkins - Now which sidewalk improvement?

Council Member, T. Herron - The part of the revitalization, redoing the sidewalk.

Council Member, R. Cassell - That's that TH31

Council Member, T. Herron - No, it's part of the revitalization.

Council Member, R. Cassell - You talking about E. Jackson?

Council Member, T. Herron - I'm talking about through town here.

Mayor Jenkins - The new sidewalk on Water Street?

Council Member, T. Herron - No, the one out through Jackson Street, It's part of the revitalization grant. Has it been approved. Is that part of it, Andy?

Andy Miles - The only streetscape work is Water Street. There is a sidewalk project that VDOT is funding on Jackson Street going from the First Baptist Church, east. That's a separate project.

Town Manager, S. Templeton - I know what you're talking about. That was in what was proposed, I guess the first time through and it wasn't approved.

Council Member, R. Cassell - You're talking about where they were talking about doing the jet outs with. I thought that was part of it.

Town Manager, S. Templeton - That was in that 84 page design that we had on the website.

Mayor Jenkins - That is part of the Downtown Improvement Plan, but not part of the this grant.

Council Member, W. W. Ross, Jr. - No money was allocated for that.

Mayor Jenkins - Not for that, specifically.

Council Member, W. W. Ross, Jr. - So, all the other money is down on Water Street?

Mayor Jenkins - And for the Facade improvement, yes.

Council Member, T. Herron - We used that money to buy the theater, from that?

Mayor Jenkins - That was, we had a certain. What that was, we had \$300,000 set aside that has to be spent on purchasing and improving or demolishing property.

Council Member, W. W. Ross, Jr. - Now, with the grant that we, for the sidewalk improvement going on Jackson Street going out towards Post Office, is that money, that money has been allocated? I know that it's a separate grant, but have we received that money? Have we received that money to start that project.

Town Manager, S. Templeton - No, we haven't received money, we received approval.

Council Member, W. W. Ross, Jr. - The reason I was asking, are we going to be into a difficult time frame that we be rushing and we wouldn't have be on this project going out on the sidewalk going out that way?

Town Manager, S. Templeton - There's our Engineer

Andy Miles - You have three years from today.

Town Manager, S. Templeton - That's not part of this one.

Council Member, W. W. Ross, Jr. - I know, but I just wanted, I know it's another program. I just wanted to know where we stand on that. But, if we don't get the grant now, I mean the, don't get the extension on the Water Street, how will that affect us?

Mayor Jenkins - Nothing on the Water Street part. The rest of the work that is going to be done down there is our responsibility on the matching.

Council Member, W. W. Ross, Jr. - We're not meeting the deadline, is what you are saying.

Mayor Jenkins - Mainly, for the facade. It is really what is given to the business or building owners is where we are not making. We not, they're done on Water Street as far as the contractor. Do we have a motion on revision of the Downtown Revitalization Program Facade Improvement Program Design Guidelines?

Motion by: Council Member, R. Cassell 2nd by: Council Member, T. Herron

VOTE: Yeas, 4

Nays, 0

Absent, 0

Public hearing for Comprehensive Zoning Ordinance variance request to re-zone property at 277 Margie Street, Tax Map Number 146-A-8A31 from C-1 to R-1 for the purpose of moving mobile home to existing vacant concrete pad at 277 Margie Street.

Council Member, F. Perry - I have a question. Mobiles homes, they're not allowed

Mayor Jenkins - They are not allowed in R-1.

Council Member, R. Cassell - That's was my question.

Council Member, F. Perry - There's not any lots on Margie Street that would fall in

Mayor Jenkins - No, that has to be under manufactured housing, in that designation.

Council Member, R. Cassell -R-1 is restricted.

Town Manager, S. Templeton - It is. But, that was the recommendation put forth by the BZA with that knowledge. Apparently, they couldn't give release that was requested by the property owner and they decided to put it over to Council.

Council Member, F. Perry - Where is the property?

Town Manager, S. Templeton - Down on Margie Street. This house right here, there is a mobile home to the immediate left of it, we'll show you another photograph of that in a moment. That property is for sale and they have sold off the mobile home and it has to be moved.

Council Member, R. Cassell - This mobile home there now?

Town Manager, S. Templeton - Yes, it's on the left. They want to move it to the immediate right of here, where you see a little gravel area, that's where they want to move it. Because they have other mobile homes in there. But, they of course were grand fathered in. There is a mobile

home pad here. But, when I questioned them about it they said that pad had been vacant for at least ten years. Of course, the grandfather exemption does only apply to two years. So, that's where they wish to have it put. It's a distance of maybe 60 or 70 yards, but the Board of Zoning Appeals felt like that they had enough merit to at least bring it before Council.

Council Member, F. Perry - Is it C-1 on each side of it?

Town Manager, S. Templeton - Well, they wanted to, they thought the whole piece of property on the North side of Margie Street should be R-1 rather than C-1, that was their belief. I think that the C-1, of course, just comes over from the highway. Probably, Margie Street was a convenient cut off. It is all C-1 through there right now.

Council Member, R. Cassell - There wouldn't be any set back or between the houses. That going to be right on top of it.

Town Manager, S. Templeton - That pad would be the front entrance or carport or driveway.

Town Attorney, M. Jenkins - Steve, are you saying that all of the area surrounding that is C-1, currently.

Town Manager, S. Templeton - It is.

Town Attorney, M. Jenkins - Well, I would advise you, at this point, you cannot change that one specific area unless you are connecting to another R-1 zone and extending that zone out. But, you cannot just zone one specific area.

Town Manager - S. Templeton - It would be R-1 on the other side of Margie Street. The Southern side is R-1, the North side is C-1.

Town Attorney, M. Jenkins - I think you are teetering on a

Council Member, F. Perry - How can it be R-1?

Council Member, R. Cassell - R-1 is like an area of Moccasin Hills, Estill Heights and

Town Manager, S. Templeton - Let me look at that

Council Member, F. Perry - There are many R-1's down there?.

Town Manager, S. Templeton - What do we have there? I'm going to look right quick.

Town Attorney, M. Jenkins - I think, even though you are crossing a road there in your reaching across the road to grab a piece in you probably

Town Manager, S. Templeton - We're not advocating it

Town Attorney, M. Jenkins - We probably need to look at another plan if that is the intention.

Town Manager, S. Templeton - They have passed the ball to you, I guess.

Council Member, W. W. Ross, Jr. - With the parking lot up there, would it be in close proximity of that house?

Town Manager, S. Templeton - It is.

Council Member, W. W. Ross, Jr. - Where Long John's Silvers is, the parking lot, would be in proximity of that. That parking lot would be right over there near that house.

Town Attorney, M. Jenkins - Right behind it. That's probably why they extended it all as C-1 originally when it was zoned, because of the closeness.

Town Manager, S. Templeton - We have, on the other side of this building, which you can't see. We have a permanent agreement that they will not replace a mobile home there which is the one that VML bought back last year when we had sewer damaged caused by sewage coming down from either Long John's or Pizza Hut. It caused mold in that trailer. So when VML bought that trailer, they signed an agreement they would not replace one there. So, eventually, we want all of them out of there.

Town Attorney, M. Jenkins - That is also a C-1 zone too, where that other one was at.

Mayor Jenkins - Does anyone want to make a motion to have a Public Hearing, next month, on that?

Council Member, W. W. Ross, Jr. - Well, I have a question on this when they made this. I'm trying to learn here. As a Chairperson, do they have a vote to break the tie or do they have a vote

to be involved in that?

Town Attorney, M. Jenkins - You mean the person who is chairing the meeting, but only have a vote to break a tie?

Council Member, W. W. Ross, Jr. - Okay, now, when they made this motion here, it says two of the members were not present, five members, and then they have two resigned, they had three so I'm counting that they make three votes the Chairperson votes.

Town Attorney, M. Jenkins - Who are you talking about, the, from the minutes of their meeting. That may be entirely possible, I don't know that has anything to do with what they brought to us, but you could be correct.

Council Member, W. W. Ross, Jr. - But, does that make that legal, I mean from a legal aspect.

Town Attorney, M. Jenkins - I don't know, I would have to look at it. But, technically, a Chairman of another committee is only there to vote in a tie breaker.

Council Member, W. W. Ross, Jr. - Right, I just wanted to know where for a legal where they had a tie and that person had to vote, for public record, I'm just not

Town Attorney, M. Jenkins - I don't know, I haven't looked at their minutes, but I will review it..

Mayor Jenkins - There is no motion. The item dies for failure of a motion.

Appointment of a new Council Member to fill vacancy due to Rita Tipton's resignation.

Town Attorney, M. Jenkins - Mayor, can I give you an update on the status of the term. After you last meeting when you accepted Rita's resignation I did file a petition to the Judge to determine how long the term would be. As you know, as of July 1st the General Assembly passed a new law that required us when a Town Council Member stepped down or resigned or was no longer able to serve, no longer are they just able to be appointed for the remainder of that person's term. It actually had to be appointed until a new Special Election Committee could be called to fill out the term. However, the language in the new law is not exceptionally clear. It uses the language notwithstanding Charter provisions. So, what I interpret that has is meaning, if your Town Charter gives you a process in which to fill vacancies then that is the process you have to go by. You cannot do anything to violate your Town Charter. So, I have submitted to the Judge, which was actually set to be heard yesterday. But, due to the weather, the Court was closed yesterday. As to, if we are allowed to follow our Charter provisions, and any person that is appointed by the Town Council would fill out the remainder of Rita's term. Or, if the new law is applicable to us, in the fact, that you would appoint a person that would be the Town Council Member until a new election was held. So, that is left to the Judge to determine that will be heard and decided on before the end of the year. So, my suggestion to whoever is making motions tonight about Council Members that your language which needs to include that the Council Member would fill out whatever term deemed by the Judge of the Circuit Court.

Council Member, T. Herron - Does our Charter allow us to appoint someone?

Town Attorney, M. Jenkins - Your Charter allows you to appoint to fill out the entire term of the vacancy is what the Charter allows.

Council Member, R. Cassell - What was that again, Michelle.

Town Attorney, M. Jenkins - That the term of the appointed member needs to be, to fill whatever term that is deemed by the Judge of the Circuit Court.

Mayor Jenkins - Does anyone have any motions on appointment of a new Council Member to fill the vacancy?

Council Member, R. Cassell - Does this have to be an exact name, Michelle? Do you have to

know the full legal name?

Town Attorney, M. Jenkins - I think that you can make a name that is reasonably identifiable and specify a subject to, if that is their full legal name or not. But, someone that is identifiable anyway.

Council Member, R. Cassell - How do I need to do this, as a nomination?

Town Attorney, M. Jenkins - We need a nomination and a second.

Council Member, R. Cassell - I have spoken, personally, with this gentleman tonight to make sure that he was interested. I had heard rumor he was interested and I liked his attitude. He's interested in what's going on with the Town and would like to be a part of it. We had a short conversation, but I was impressed by his reasons for being on the Council, not personal, but to be involved with what's going on. I think that's what we need, somebody that is willing to work for the Town. Not a personal vendetta or personal gain or whatever from it. With that being said, I failed to ask for a full legal name, but I would like to nominate Randy Lane to fill whatever term deemed by the Judge of the Circuit Court.

Motion by: Council Member, R. Cassell 2nd by: Council Member, T. Herron

Mayor Jenkins - We have a motion to, is it okay if I correct the legal name?

Town Attorney, M. Jenkins - If you know the legal name, than I guess that would be fine, if Roger can amend his motion.

Mayor Jenkins - George Randall Lane

Council Member, R. Cassell - George Randall Lane.

Mayor Jenkins - Do you want to amend your motion?

Council Member, R. Cassell - I will amend my motion to include his full legal name George Randall Lane.

Motion by: Council Member, R. Cassell 2nd by: Council Member, R. Herron

Mayor Jenkins - Motion and a 2nd for George Randall Lane to fill the remainder of the term as deemed by the Circuit Court Judge. All those in favor, signify by saying aye, all those opposed. We have three ayes and one no.

VOTE: Yeas, 3

Nays, 1 (Council Member, W. W. Ross, Jr.)

Absent, 0

Mayor Jenkins - Congratulations

Council Member, R. Cassell - I guess, Michelle, you'll inform him of what he needs to do.

Town Attorney, M. Jenkins- Yes, I will. Hopefully, we will have that resolved by the end of this week and will notify Council, by letter, as well, as to what the Judge rules on that.

Council Member, R. Cassell - Congratulations and condolences.

Placement of Council Members to fill vacancies to Facade, Finance, Park, Personnel, Historical and Planning Committees

Mayor Jenkins - Next item, I would like to ask to defer to the next meeting. Now that I know who the Council Member is. I'd like to have some time to sit down and look at all the committees and do placements. So, if you all will give permission I'd like to wait till next meeting to fill these committee positions

Council Member, R. Cassell - How does that leave us on Vice Mayor? Are we okay with just having you, right now with nobody else on the accounts or anything?

Mayor Jenkins - We'll be okay until next month, I guess, won't we? They actually pick from the body when we get the full Council seated. And if you all would, I would like to have input

on what committees you would like to be placed on. Randy you too, if you would.

Council Member, T. Herron - Will you have two on the Park Committee or are you just filling in?

Council Member, F. Perry - You have two.

Mayor Jenkins - We do have vacancies on Facade, Finance, Park, Personnel, Historical and Planning Committees.

Council Member, T. Herron - It'll be good for the new Council Member.

Council Member, R. Cassell - All of the above.

Mayor Jenkins - Additional items, we have to do the two new VDH loan offers, I didn't see that. Do we have a motion to accept the grant loan for the Gate City Water System and Energy Efficiency Enhancement? That was the first item that Andy presented us.

Council Member, T. Herron - If we accept this now, it's not. Is that going to give us time to explore other options for the funding on our part?

Town Manager, S. Templeton - Yes, it gives us a chance to look around.

Andy Miles - The process is, once you send them a letter it'll probably take another 45-60 days and they'll send that work back to initiate the kick off meetings, start getting all our documents together. You have probably somewhere on the order of 90-120 days to actually before you get around to actually get in the position to start signing financing documents with the State.

Council Member, T. Herron - I'd like another funding. I don't want to raise the water rates, all of a sudden, with no discussion or anything.

Mayor Jenkins - Does someone want to make a motion for that?

Motion by: Council Member, T. Herron

Council Member, R. Cassell - If we approve both of them, it's \$5.86 a month. That's the route we have to go, per customer. You did say that was an option, there go be other options, right?

Andy Miles - Yeah, all I did was take the loan payment per month and divided by the number of customers. You could restructure your water rate, however you want to do it. It's kind of complicated, but it's the simplest as I could make it.

Council Member, R. Cassell - I hate to pass the money up, but I hate to put more burden on somebody too.

Motion by: Council Member, T. Herron 2nd by: Council Member, F. Perry

VOTE: Yeas, 3

Nays, 1 (Council Member, W. W. Ross, Jr.)

Absent, 0

Mayor Jenkins - The next item is a grant for a loan for Moccasin Hills Project . Is there a motion for that?

Motion by: Council Member, F. Perry

Mayor Jenkins - Is there a second? If there's no second, guess the motion dies. Motion dies due to lack of second.

Mayor Jenkins - Is there a motion for the telemetry project?

Motion by: Council Member, R. Cassell 2nd by: Council Member, T. Herron

VOTE: Yeas, 4
Nays, 0
Absent, 0

Mayor Jenkins - The additional item was the resignation of the Town Attorney. Is there a motion to accept the resignation?

Motion by: Council Member, T. Herron 2nd by: Council Member, W. W. Ross, Jr.

VOTE: Yeas, 4
Nays, 0
Absent, 0

Mayor Jenkins - Do we have a motion to advertise for a the position of Town Attorney

Motion by: Council Member, T. Herron 2nd by: Council Member, F. Perry

VOTE: Yeas, 4
Nays, 0
Absent, 0

Council Member, R. Cassell - If she is leaving December 31st, what are we going to do about the January meeting with no legal Council? We had meetings before, but you can't get much accomplished.

Mayor Jenkins - If we don't have an attorney, we'll have a very abbreviated meeting, just to pay the bills and very necessary items.

Town Attorney, M. Jenkins - And we'll work on what you can do in the next few weeks to take care of that.

Council Member, T. Herron - I'd like to have a Special Called Meeting for that one, before the next meeting. I can do that.

XIII. PUBLIC COMMENT - NEW BUSINESS

Mayor Jenkins closed the public comment session for new business at 8:11 p.m. and opened the consent agenda session.

XIV. CLOSED SESSION - No motion to go into closed session.

XV. ADJOURN

Motion to adjourn the meeting until the next regularly scheduled Council Meeting, January 11, 2011, at 6:00 p.m.

Motion by: Council Member, W. W. Ross, Jr. 2nd by: Council Member, T. Herron

VOTE: Yeas, 4
Nays, 0
Absent, 0

*Mayor Jenkins adjourned the meeting at 8:12 p.m.

Mark Jenkins – Mayor

Kathy Riley - Town Clerk