

VIRGINIA: At a Regular Monthly Meeting of the Onley Town Council held at the VVA Building, 25534 East Main Street, on the 2nd day of May, A.D., 2016:

Council Members Present: Jack Pierson, Mayor

Ned Finney, Vice-Mayor

John Dennis

Dawn Dize

Matt Hart

Susan Rillo

Don Strautz

Staff Present: Jamye Salazar, Treasurer

John Spivey, Chief of Police

Michael Sterling, Town Attorney

Call to Order

Mayor Pierson called the meeting to order at 6:30pm.

Invocation & Pledge of Allegiance

The invocation was given by Susan Rillo and the Pledge of Allegiance was led by Dawn Dize.

Adoption of Agenda

Motion: To adopt the agenda by Ned Finney and seconded by Don Strautz. Roll Call Vote: Hart-yes; Rillo-yes; Dize-yes; Dennis-yes; Strautz-yes; Finney-yes. MOTION PASSED

Consideration of Minutes

Motion: To adopt the minutes of the April 4, 2016 Regular Monthly Meeting by Dawn Dize and seconded by Susan Rillo. Roll Call Vote: Hart-yes; Rillo-yes; Dize-yes; Dennis-yes; Strautz-yes; Finney-yes. MOTION PASSED

Motion: To adopt the minutes of the April 11, 2016 Recessed Meeting/Budget Workshop by Dawn Dize and Susan Rillo. Roll Call Vote: Hart-yes; Rillo-yes; Dize-yes; Dennis-yes; Strautz-yes; Finney-yes. MOTION PASSED

Motion: To adopt the minutes of the April 18, 2016 Recessed Meeting/Budget Workshop by Dawn Dize and Susan Rillo. Roll Call Vote: Hart-yes; Rillo-yes; Dize-yes; Dennis-yes; Strautz-yes; Finney-yes. MOTION PASSED

Department Reports

Police Report & Schedule

Chief Spivey stated that Officer Turner will be attending General Instructor School at the end of June. He stated that the cost of the school is \$580.00 and Council will need to approve that expense. Chief Spivey said that the Hiring Policy has been finalized and will need to be adopted. **Motion: To send Officer Aaron Turner to General Instructor's School at a cost of \$580.00 by Ned Finney and seconded by Susan Rillo. Roll Call Vote:** Hart-yes; Rillo-yes; Dize-yes; Dennis-yes; Strautz-yes; Finney-yes. MOTION PASSED

Motion: To adopt the Hiring Policy for the Onley Police Department as presented by Don Strautz and seconded by Ned Finney. Roll Call Vote: Hart-yes; Rillo-yes; Dize-yes; Dennis-yes; Strautz-yes; Finney-yes. MOTION PASSED

Motion: To approve the June 2016 schedule by Susan Rillo and seconded by Dawn Dize. Roll Call Vote: Hart-yes; Rillo-yes; Dize-yes; Dennis-yes; Strautz-yes; Finney-yes. MOTION PASSED

Treasurer's Report

Ms. Salazar presented her Treasurer's Report adding that the packets went out before the month was actually closed out so some figures may not be final for the month. She added that there are some additional payables that need to be considered when making the motion to pay the monthly payables. She also gave an overview of the budget at this time. **Motion: To Pay the April 2016 Payables including the additional payables by Matt Hart and seconded by Don Strautz. Roll Call Vote:** Hart-yes; Rillo-yes; Dize-yes; Dennis-yes; Strautz-yes; Finney-yes. MOTION PASSED

Attorney's Report

Mr. Sterling gave a brief report on the Hiring Policy that he has worked on with Chief Spivey. He asked to speak about another item that has come up concerning FOIA. He added that the Act now requires that every Public Body appoint a FOIA Officer and that person have legal training annually. It also requires that we post proper procedures at our website. He stated that it needs to be an employee of the Town- not a Council Member. Mayor Pierson stated that sounds like a job for Ms. Salazar. Chief Spivey said that he would like to be included as well.

Zoning Administrator's Report

Ms. Salazar stated that Mr. Pavlik is a voting official and is preparing for tomorrow's election but he does apologize for missing the meeting. At this time, she read his report into the minutes. A copy of the report will be attached.

Public Works

Ms. Salazar stated that Spring Clean-up has been completed. The storm drains are checked weekly, as well as litter pick up. He has started cleaning out some of the ditches in town. There are plans underway to start some things at the beautification project once the weather gets a little better and Ms. Siglin is available. They have started cutting grass and plan to re-mulch at the Town Office as well as the irises on the corner. She asked if Council is interested in spending some or all of the litter grant money on litter pickup since we are very limited to how we can spend it and we really don't have a need for anything else. She stated that mosquito spraying has begun but she is hearing that he may be doing it too late in the morning, as well as sporadically throughout the week. Lastly, in the matter of getting ANEC to help with installing some new holiday lights, she stated that she has had no luck with getting someone from ANEC to call her back. She added that Mr. Dennis suggested that we contact Jack Tarr who helped with the electric installation at the train station.

Planning Commission Report

Mr. Strautz reported that at the April meeting of the Planning Commission, the main topic of discussion was whether we have printed copies of the re-revisions made to the Comprehensive Plan and Zoning Ordinance for presentation to the Onley Town Council. Ms. Siglin stated that Lois Ann Martin should have it since she is the one who has typed everything. Mr. Strautz stated that Ms. Martin does not have it but he will contact her again and see if he can get this figured out. Ms. Siglin stated that Ms. Martin was supposed to get it to Ms. Salazar. Ms. Salazar stated that she has not received anything from Ms. Martin. Mr. Strautz stated nothing more was discussed at the meeting.

Old Business

In the matter of purchasing the property across from the Town Office, Mayor Pierson stated that the appraisal is back and Council has a partial copy. Mr. Sterling stated that he has looked at the Town's Comprehensive Plan and it provides for a study to be done as to whether there should be a park in town. Therefore, that raises the question as to whether Council can dedicate property for the purpose of a park before the study is done. Mr. Strautz stated

that he feels that .20 of an acre of property is not big enough for the purpose of a park, especially considering the needs or requirements of the Comprehensive Plan. Mr. Finney agreed, adding that you could only put a park on that property – it is not big enough for a playground. Mr. Sterling clarified that the Town can certainly purchase the piece of land but it cannot be dedicated as a park at this time. **Motion: To table this matter until the Planning Commission can perform a feasibility study by Don Strautz and seconded by John Dennis. Roll Call Vote:** Hart-yes; Rillo-yes; Dize-yes; Dennis-yes; Strautz-yes; Finney-yes. MOTION PASSED

Council agreed to come back and continue budget discussions on May 9, 2016 at 6:30pm.

Mayor Pierson stated that he has contacted Chris Isdell from VDOT about the matter of trucks using air brakes in town. Mr. Isdell stated that VDOT will not allow the signage and provided us with the documentation as to why not. Anyone wishing to see that information, should stop in the Town Office. A copy of the documentation will be attached to the minutes.

New Business

Mayor Pierson stated that he has several things to say in the matter of the Hazardous Duty Supplement Pay. The first being that the three organizations in this area that offer this plan are the CBBT, Accomack County and the Town of Exmore. He does not feel that we can compete with or should be compared to the CBBT or Accomack County. As far as the Town of Exmore, he stated that he has a good idea how they are paying for it. He stated that he does not like Chief Spivey's creative accounting to cover the cost of this program, adding that he does not want Onley to become known for being notorious ticket writers to cover the cost of their retirement. Chief Spivey asked to respond. Mayor Pierson stated that he was not looking for a response at this time. Mayor Pierson stated that he has spoken with the Town of Onancock and they did not approve this program because there are too many unknowns about the cost of this program down the road. He said that the Town will be locked into this program once we go in. He does not feel that is a smart decision nor should this Council bind the hands of future Councils by locking the Town into something we can't get out of. Chief Spivey asked again to respond. Mayor Pierson stated that he has said a lot already and asked if there was anything that he said just now that was inaccurate. Chief Spivey stated that he takes exception to the creative accounting comment. He then said that increasing the amount of ticket revenue from last year is not out of line based on the amount that they have written this year. Mayor Pierson asked about the variation in the costs of the program from year to year. Chief Spivey stated that the variations depend upon things such as pay increases. Mr. Strautz stated that he does not have enough information to make an informed decision. He added that there is no rush to implement this program and before the money is put into the budget, he feels that we should get a representative from VRS to come and discuss the program with us. Mr. Finney asked Mr. Sterling his opinion on the matter. Mr. Sterling stated that he is not familiar with the program but suggested that the Town acquire a plan presentation – not just the actuarial presentation. Chief Spivey offered to contact VRS and see if they are willing to send a representative to meet with us. Ms. Salazar stated that Rohn Brown is our VRS representative and we should probably start with him. Mayor Pierson stated that he will get Mr. Brown's number from her and give him a call tomorrow.

Mr. Strautz stated that he would like to see the sidewalks repaired, especially the one on the corner of East Main and Pennsylvania because it is a hazard. Mr. Dennis stated that Eastern Shore Trenching did the initial tear up and repair. Ms. Salazar stated that she has spoken with representatives from VDOT & ANEC and both have given her the run around about this matter. She added that a representative from VDOT came by the office a few months ago and was very rude to her about this matter. Mr. Strautz said that he has the phone number for VDOT in Suffolk and he will give them a call and look into this matter.

Ms. Dize said that she has been saying for years that we need sidewalks on Coastal Blvd. and she has been told that we are on the list. Mr. Dennis said that sidewalks won't be done for another 5 years.

Mayor Pierson stated that Kerry Anderson and John Willis Kellam are both willing to continue to serve on the BZA so their re-appointment will need to be approved.

Motion: To re-appoint John Willis Kellam to the BZA by Don Strautz and seconded by Susan Rillo. Roll Call Vote:
Hart-yes; Rillo-yes; Dize-yes; Dennis-yes; Strautz-yes; Finney-yes. MOTION PASSED

Motion: To re-appoint Kerry Anderson to the BZA by Don Strautz and seconded by Dawn Dize. Roll Call Vote:
Hart-yes; Rillo-yes; Dize-yes; Dennis-yes; Strautz-yes; Finney-yes. MOTION PASSED

Council agreed to have Ms. Salazar issue an RFP for the 2015-2016 Audit.

Public Comments

Rose Pierson signed up to speak but did not wish to at this time.

Billye D. Custis said that the ivy around the crepe myrtles on Coastal has never been taken care of and we paid to have it done last year. The Comprehensive Plan was adopted in 2010 and changes have been made since then but not brought to the Council for approval. Lastly, she stated that the Council appoints the BZA but the judge needs to approve it.

Laura Belle Gordy thanked everyone for the cards, food and flowers while she was sick.

Ralph Wardius asked how much the Town is going to pay for .20 of an acre of property for the park. Mayor Pierson stated that the appraisal was for \$20,000.00 but that is not necessarily the amount that the Town will pay. Mr. Wardius added that he is very impressed with Officer Turner and he thinks the money spent to send him to school is a good decision.

Jan Siglin invited everyone to the plant and bake sale at the train station on Saturday.

Council Comments

Mr. Hart stated that he has enjoyed serving on Council and he hopes that he gets the opportunity to continue after tomorrow's election. He thanked Chief Spivey for a job well done.

Ms. Rillo wished everyone luck in tomorrow's election. She added that she hopes she is re-elected because there are still a lot of things to accomplish.

Ms. Dize thanked everyone for doing a fine job. She added that she has enjoyed her time on Council.

Mr. Dennis thanked everyone for coming and added that he has enjoyed serving, but because of his work schedule, he will no longer be able to attend meetings.

Mr. Strautz thanked everyone and stated that he hopes he is able to continue serving as well.

Mr. Finney thanked the employees. He added that he feels Mr. Simpson does a good job for the Town. He puts a lot of time in doing things that he doesn't get paid for so we should thank him for that.

Adjourn/Recess

Motion: To recess at 7:45pm until May 9th at 6:30pm by Don Strautz and seconded by Susan Rillo. Roll Call Vote:
Hart-yes; Rillo-yes; Dize-yes; Dennis-yes; Strautz-yes; Finney-yes. MOTION PASSED

Respectfully submitted by,

Jamye Salazar, Treasurer