

Onley Town Council Minutes of June 3, 2013

VIRGINIA: At a Regular Monthly Meeting of the Onley Town Council held at the Onley Fire & Rescue Building on the 3rd day of June, A.D., 2013:

Members Present: Jack Pierson, Mayor
Billy Chance
Dawn Dize
Ned Finney, Vice-Mayor
Fred Gardner
Susan Rillo
Don Strautz

Staff Present: Walter Marks, OPD Chief of Police
Jamy Salazar, Treasurer
Cela Burge, Town Attorney
David Engelhart, Zoning Administrator

Call to Order

The Regular Monthly Town Council meeting was called to order by Mayor Pierson at 6:30pm. The invocation was given by Ned Finney and the Pledge of Allegiance to the Flag was led by Dawn Dize.

Adoption of Agenda

Motion: To adopt the agenda by Dawn Dize and seconded by Fred Gardner. Vote: Chance-yes; Dize-yes; Finney-yes; Gardner-yes; Rillo-yes; Strautz-yes. MOTION PASSED

Consideration of Minutes

Ms. Dize asked to have the word Accounting changed to Auditing on page three noting that the Town is requesting audit services-not accounting services. Ms. Salazar explained that while the scheduled work is for an audit – it needs to be done by an accounting firm.

Motion: To approve the minutes of the May 6, 2013 Public Hearing for Proposed 2013-2014 Budget & Regular Monthly Council Meeting with the change by Dawn Dize and seconded by Don Strautz. Vote: Chance-yes; Dize-yes; Finney-yes; Gardner-yes; Rillo-yes; Strautz-yes. MOTION PASSED

Department Reports

Police Report & Schedule

Chief Marks asked that Council consider approving a ten hour day schedule since most of the incidents in Town have been occurring after 2:00 am. This new schedule will give us longer coverage. He added that the China Chef now has a bar that is staying open after midnight and also a Don Valerio's is coming to the old Fresh Pride location. Mr. Finney asked if this schedule will eliminate hiring another officer. Chief Marks stated that it will not. Ms. Dize stated that she is concerned that this will cause vacation carry over. Chief Marks stated that Town policy does not allow for anyone to carry over more than 40 hours. He assured Council that this is something that he will oversee and should not cause a problem at year end. Ms. Burge stated that the key thing to remember is the need to manage overtime. Chief Marks stated that there is very little need for overtime.

Motion: To approve the July 2013 10-Hour Police Schedule by Don Strautz and seconded by Ned Finney. Vote: Chance-yes; Dize-yes; Finney-yes; Gardner-yes; Rillo-yes; Strautz-yes. MOTION PASSED

Chief Marks made Council aware of an incident occurring at the CVS Pharmacy this past Friday involving a suspicious briefcase that required the bomb squad. This matter was resolved quickly and it was determined there was no threat.

Chief Marks asked Council to approve \$3,205.90 to be spent under the Byrne Jag grant.

Treasurer's Report

Ms. Salazar pointed out that if Council has any questions concerning overtime – they can find that information on the monthly payroll expense report. There is some paid straight time but almost never any actual overtime. Chief Marks added that the highway safety grant hours are also separate from overtime.

Ms. Salazar gave an overview of the budget for the month of May as well as where things are for the year.

Motion: To pay the Payables by Ned Finney and seconded by Fred Gardner. Vote: Chance-yes; Dize-yes; Finney-yes; Gardner-yes; Rillo-yes; Strautz-yes. MOTION PASSED

She asked that Council make a decision about where to move the money from the maturing CD at Shore Bank. She also asked that Council consider moving some money from the regular checking account to an account bearing more interest than the regular checking account. There was a current rate sheet from all four local banks to consider. A copy of the rate sheet will be attached.

Motion: To transfer the money from the CD maturing at Shore Bank on 6/6/2013 to the current money market account at Shore Bank by Ned Finney and seconded by Don Strautz. Vote: Chance-yes; Dize-yes; Finney-yes; Gardner-yes; Rillo-abstain; Strautz-yes. MOTION PASSED

Zoning

Mr. Engelhart stated that the 30 days provided to Mr. Nicolls have expired and John Lauer is almost ready to start the clean-up of that property. He added that he and Mayor Pierson took a walking tour of Rice's trailer park and he does believe that there are about 15 structures that may be in violation of the Town Abandoned & Unsafe Building Ordinance. He has spoken with the Health Department and the County's building and zoning department. They do not have anything that will help with this matter at this time. He will continue to look into this issue but warned Council that they could be headed to another situation similar to the Nicolls property.

Attorney's Report

Ms. Burge stated that she has drafted the Rainy Day Fund Resolution as requested at last month's meeting. She will speak more to that when it is reached on the agenda. She added that there is still an opening on the BZA and Council should consider looking for someone to fill it as soon as possible.

Old Business

Mr. Finney stated that the plan until recently was to look into a modular company for the new building but he does not believe that is going to work. He spoke with Steve Cooper and there is a company in Salisbury that may be able to help if we go with stick built. The committee will need to submit their plans to them and they will have their architect stamp it and from there we will need to hold a pre-bid meeting. Mr. Finney concluded by saying that he would like to reimburse Mr. Higgins for some of his time and expense at next month's meeting - he has been reimbursed for some things but not everything.

There was no grant coordinator's report. Ms. Salazar will have her look into grants for furnishing the new building.

Mr. Finney will check with Andy Hurst to see if he is interested in serving on the Planning Commission since Mr. Eller is no longer interested. He hopes to have an answer by next month's meeting.

Mayor Pierson asked Billye D. Custis if she is willing to serving on the BZA. She stated that she will.

Motion: To recommend to the court that Billye D. Custis be appointed to the BZA by Ned Finney and seconded by Dawn Dize. Vote: Chance-yes; Dize-yes; Finney-yes; Gardner-yes; Rillo-yes; Strautz-yes.

MOTION PASSED

Motion: To adopt the Rainy Day Fund Resolution allocating another \$50,000.00 by Ned Finney and seconded by Susan Rillo. Roll Call Vote: Chance-yes; Dize-yes; Finney-yes; Gardner-yes; Rillo-yes;

Strautz-yes. MOTION PASSED

A copy of this resolution will be attached to the minutes.

Motion: To adopt the 2013-2014 Proposed Budget by Ned Finney and seconded by Fred Gardner.

Vote: Chance-yes; Dize-yes; Finney-yes; Gardner-yes; Rillo-yes; Strautz-yes. MOTION PASSED

New Business

Motion: To purchase two 55 gallon drums of Biomist at a cost of \$3,767.50 by Don Strautz and

seconded by Ned Finney. Vote: Chance-yes; Dize-yes; Finney-yes; Gardner-yes; Rillo-yes; Strautz-yes.

MOTION PASSED

Mr. Finney asked Council to consider the possibility of purchasing two more Onley Town Signs – one to be placed at the entrance coming from Onancock and the other from Tasley. Mr. Engelhart will measure the area(s) to see if the size of the current sign is acceptable. Ms. Salazar will check on pricing.

Ms. Salazar asked that Council hold off on making a decision about the employee health insurance since our insurance representative contacted her this afternoon and stated that the rates she provided were not accurate. Council will re-visit this issue at the July meeting.

Mayor Pierson spoke about the HEAL Program. He explained that this is an issue that was discussed at the VML Town Section Meeting and he feels that it is a worthy program and he would like for Council and residents to be aware of this program. He also asked that Council consider expanding the program to Onley once the new Town Office is built.

In reference to the 2013-2014 meeting schedule, Mr. Strautz asked that Council consider moving the July meeting to another night since he will be unable to attend on July 1st. Mr. Finney stated that he is not in favor of moving the meeting to accommodate one person – he doesn't feel that everyone else should have to change their plans to accommodate one person. He also doesn't want to set a precedent where if it is changed for one person – it will be required to be changed for everyone. Ms. Burge stated that while meeting dates can be changed – it typically is only done when there is no quorum. Mayor Pierson went around the table and asked that each Council member express their thoughts on this matter. Everyone except Mr. Strautz was in agreement with Mr. Finney that the meeting schedule should remain as it is.

Motion: To adopt the 2013-2014 Meeting Schedule by Dawn Dize and seconded by Ned Finney. Vote:

Chance-yes; Dize-yes; Finney-yes; Gardner-yes; Rillo-yes; Strautz-yes. MOTION PASSED

Public Comments

No one signed up to speak. Mayor Pierson asked if anyone wished to. Billye D. Custis stated that Healthy Living on the Shore is a program that sounds similar to the HEAL Program and she suggested that the Council look into that. She concluded by saying that if the new Town signs are put on the opposite side of the road, that Council consider putting a back on the signs and perhaps a message.

Council Comments

Mr. Chance thanked everyone for coming.

Mr. Strautz had no comment.

Mr. Finney thanked everyone for doing an excellent job.

Ms. Dize thanked everyone and agreed with Mr. Finney that our Town employees do an excellent job. She also thanked the residents for their input.

Mr. Gardner thanked the Town employees and asked to especially acknowledge the Police Department and Officer Coulbourne for staying on top of the speeders. He reminded everyone to shop in Onley.

Ms. Rillo thanked the citizens and stated that she hopes they continue to come.

Closed Session

Motion: To go into Closed Session in accordance with Section 2.1-344-A of the Code of Virginia of 1950, as amended for the purpose of Paragraph 1: Discussion or Consideration of Personnel Matters, pertaining to the evaluations for all employees by Dawn Dize and seconded by Ned Finney. Vote:

Chance-yes; Dize-yes; Finney-yes; Gardner-yes; Rillo-yes; Strautz-yes. MOTION PASSED

Open Session & Certification of Closed Session

Motion: To return to Open Session by Ned Finney and seconded by Dawn Dize.

Vote: Chance-yes; Dize-yes; Finney-yes; Gardner-yes; Rillo-yes; Strautz-yes. MOTION PASSED

A roll call vote was taken immediately after reconvening in Open Session, at which time each member certified by his/her vote whether only the matters previously disclosed were discussed during Closed Session: Pierson-yes; Chance-yes; Dize-yes; Finney-yes; Gardner-yes; Rillo-yes; Strautz-yes.

Adjourn/Recess

Motion: To adjourn at 8:39pm by Don Strautz and seconded by Susan Rillo. Vote: Chance-yes; Dize-yes; Finney-yes; Gardner-yes; Rillo-yes; Strautz-yes. MOTION PASSED

Jack Pierson, Mayor

Jamye Salazar, Clerk/Treasurer