

Onley Town Council Minutes of July 1, 2013

VIRGINIA: At a Regular Monthly Meeting of the Onley Town Council held at the Onley Fire & Rescue Building on the 1st day of July, A.D., 2013:

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

Members Absent: Don Strautz

Staff Present: Walter Marks, OPD Chief of Police
Jamye 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 Dawn Dize and the Pledge of Allegiance to the Flag was led by Fred Gardner.

Adoption of Agenda

Mayor Pierson asked to add (G) Speed Study Resolution under New Business.

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

Consideration of Minutes

Motion: To approve the minutes of the June 3, 2013 Regular Monthly Council Meeting by Fred Gardner and seconded by Susan Rillo. Vote: Chance-yes; Dize-yes; Finney-yes; Gardner-yes; Rillo-yes; Strautz-absent. MOTION PASSED

Department Reports

Police Report & Schedule

Motion: To approve the August 2013 Police Schedule by Dawn Dize and seconded by Ned Finney. Vote: Chance-yes; Dize-yes; Finney-yes; Gardner-yes; Rillo-yes; Strautz-absent. MOTION PASSED

Treasurer's Report

Ms. Salazar gave Council an overview of the year end budget explaining that these numbers are not final since there are still some June bills that have not been received. A copy of the overview will be attached. She pointed out that the matured CD at Shore Bank has been transferred to the Shore Bank money market account and that the bank franchise tax from Shore Bank and PNC Bank has been received.

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

Zoning

Mr. Engelhart stated that he spoke with Mr. Lauer today about the clean-up of the Nicolls property and Mr. Lauer assured him that this will be his next project. He is also working on having the grass cut and

the construction debris removed from the house on Coastal Blvd. Mayor Pierson asked that he look into the farm equipment that has been moved to Town and whether or not it is in violation of any Town Ordinance.

Attorney's Report

Ms. Burge stated that Council will need to adopt the Motor Vehicle Code for the year later on the agenda. She added that she has written a Speed Study Resolution for Council to consider later in the night. She stated that she will give an overview of the burn ordinance when it is reached on the agenda. She explained that in the past, Council has discussed the idea of adopting an open burning ordinance but has decided that the County's ordinance is sufficient. This does not mean that the Town doesn't have one - only that they are covered under the County's. Finally, she reminded Council that they will need to appoint or re-appoint the Town Attorney & Treasurer at tonight's meeting.

Old Business

Mr. Finney stated that plans are moving along for the new Town Office. Mr. Engelhart will write up an ad to run in the paper and a pre-bid meeting will be required. Mr. Finney presented Council with a brick sample and carpet samples. There was much discussion about this subject but no decisions were made. There was no grant coordinator's report.

There are still two vacancies on the Planning Commission. Mr. Finney will check with Andy Hurst about serving.

Ms. Salazar stated that the price for two 5' Welcome to Onley signs with backs is \$3,600.00. Council asked that Ms. Salazar check into messages for the back of the signs and how that will affect the pricing.

New Business

Motion: To appoint Jamye Salazar to the position of Treasurer for FY 2013-2014 by Dawn Dize and seconded by Ned Finney. Vote: Chance-yes; Dize-yes; Finney-yes; Gardner-yes; Rillo-yes; Strautz-absent. MOTION PASSED

Motion: To appoint Cela Burge to the position of Town Attorney for FY 2013-2014 by Dawn Dize and seconded by Ned Finney. Vote: Chance-yes; Dize-yes; Finney-yes; Gardner-yes; Rillo-yes; Strautz-absent. MOTION PASSED

Ms. Burge read Ordinance 001-13 for the Motor Vehicle Code of Virginia into the minutes. A copy will be attached to the minutes.

Motion: To adopt Ordinance 001-13 for the Motor Vehicle Code of Virginia by Ned Finney and seconded by Fred Gardner. Voice Vote: Chance-yes; Dize-yes; Finney-yes; Gardner-yes; Rillo-yes; Strautz-absent. MOTION PASSED

Council agreed to meet on July 9, 2013 at 6:30pm to discuss the employee medical insurance renewal. Mr. Gardner asked to look into a \$1,000.00 deductible. Ms. Salazar explained that Council will receive a proposal containing numerous options.

Ms. Salazar stated that there have been several complaints about blocked ditches in Town. She spoke with John Lauer from Accomack County and he stated that there is a waiting list of about a year for ditch maintenance. Mayor Pierson asked if Mr. Lauer is willing to ride along with him and have a look at the ditches. Ms. Salazar stated that Mr. Lauer has agreed to do a ride along but has not returned calls to schedule a date and time. Billye D. Custis asked if they are County or state maintained ditches because that makes a difference. She added that some of the ditches that were problems were just cleaned out in the Fall. Ms. Burge reminded Council that permission from property owners may be required if any of the ditches are on private property.

Mayor Pierson stated that Joel Parks was hired temporarily to fill the part-time Clerk's position. She seems to be working out very well and he asked that Council consider making her position permanent.

Motion: To make Joel Parks the permanent part-time Clerk by Ned Finney and seconded by Susan Rillo. Vote: Chance-yes; Dize-yes; Finney-yes; Gardner-yes; Rillo-yes; Strautz-absent. MOTION PASSED
Mr. Gardner asked if this will mean that the office is now covered Monday through Friday from opening to close in Ms. Salazar's absence. Ms. Salazar stated that it does not. Ms. Parks only works on Wednesday – she has a full-time job somewhere else the other days of the week. Ms. Amadeo works Tuesdays and Thursdays. This still leaves Monday and Fridays not covered if Ms. Salazar is sick or needs to be off. Mr. Gardner stated that he would like to see the office remain open all the time especially during decal season. Ms. Amadeo stated that she was only hired to work part-time but she does try to help out when she can. Mr. Finney asked if there have been any complaints. There have not. Mayor Pierson pointed out that Ms. Salazar is rarely unable to work so he does not feel that this is a big issue.

Ms. Burge gave an overview of the current County Burn Ordinance that covers the Town.

Ms. Burge gave an explanation of the Speed Study Resolution on the agenda. A copy of this will be attached.

Motion: To adopt a Speed Study Resolution asking for a speed study to be conducted along Coastal Blvd. by Ned Finney and seconded by Susan Rillo. Voice Vote: Chance-yes; Dize-yes; Finney-yes; Gardner-yes; Rillo-yes; Strautz-absent. MOTION PASSED

Public Comments

No one signed up to speak. Mayor Pierson asked if anyone wished to. Wayne Byrum asked if the speed limit on Onley Road could also be included in the Speed Study Resolution. Billye D. Custis stated that the Town has looked into that already and did not have any luck since VDOT feels that lowering or raising speeds in some areas constitutes a speed trap. Mayor Pierson stated that it is something that can certainly be looked into again depending on the outcome of the current study.

Council Comments

Mr. Chance thanked everyone for coming.

Mr. Finney thanked the employees and Council members for doing a good job.

Ms. Dize thanked everyone for coming and agreed that the employees are doing a great job.

Mr. Gardner thanked everyone as well.

Ms. Rillo wished everyone a Happy July 4th and stated that she feels this will be a great year for the Town.

Closed Session

Motion: To go into Closed Session at 7:42pm 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 Fred Gardner.

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

Open Session & Certification of Closed Session

Motion: To return to Open Session at 8:04pm by Ned Finney and seconded by Fred Gardner.

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

Motion: To give all full time employees a 5% net pay bonus by Ned Finney and seconded by Dawn Dize. Vote: Chance-yes; Dize-yes; Finney-yes; Gardner-yes; Rillo-yes; Strautz-absent MOTION PASSED
Mr. Finney amended the previous motion to include the Chief of Police Walter Marks who is a part-time employee. Ms. Dize (who seconded the previous motion) and the remaining Council were in agreement with the amendment.

Ms. Dize stated that she feels Wayne Byrum would make a nice addition to the Planning Commission. She will check to see if he is interested.

Adjourn/Recess

Motion: To recess at 8:07pm until July 9, 2013 at 6:30pm by Ned Finney and seconded by Dawn Dize. Vote: Chance-yes; Dize-yes; Finney-yes; Gardner-yes; Rillo-yes; Strautz-absent MOTION PASSED

Jack Pierson, Mayor

Jamye Salazar, Clerk/Treasurer