

Onley Town Council Minutes of October 5, 2011

VIRGINIA: At a Regular Monthly Meeting of the Onley Town Council held at the Onley Fire & Rescue Building on the 5th day of October, A.D., 2011:

Members Present: Billye D. Custis, Mayor
Billy Chance
Dawn Dize
Ned Finney
Jack Pierson
Don Strautz

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

Absent: Lance Eller

Call to Order

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

Update on Riverside Shore Memorial Hospital

Mayor Custis welcomed Joe Zager from Riverside Shore Memorial Hospital. Mr. Zager stated that the current timeline for building the new hospital has them going through the zoning process over the next 4-5 months. In the meantime, they are planning the structure of the 78 bed facility. The Commissioner has approved everything in the hospital with the exception of the MRI which means the possibility of two MRI facilities. He anticipates breaking ground late summer or early fall of 2012. He stated that the Onley site was chosen based on location – they wanted it to be close to Route 13 between Painter and Parksley since Painter is the approximate center of the Eastern Shore and Parksley is the population center of the Shore. Ms. Dize stated that she feels that everyone is very excited that they are bringing the hospital to Onley. Mayor Custis and everyone on Council thanked Mr. Zager for his time and very informative presentation.

Adoption of Agenda

Mayor Custis asked to change Department Reports (A1) to add Resolutions for Car Grant/Loan. She also asked to add C. Holiday Decorations under New Business.

Motion: To adopt the agenda with changes by Don Strautz and seconded by Ned Finney. Vote: Chance-yes; Dize-yes; Eller-absent; Finney-yes; Pierson-yes; Strautz-yes. MOTION PASSED

Consideration of Minutes

Motion: To approve the Minutes of the September 7, 2011 Regular Monthly Council Meeting by Ned Finney and seconded by Don Strautz. Vote: Chance-yes; Dize-yes; Eller-absent; Finney-yes; Pierson-yes; Strautz-yes. MOTION PASSED

Motion: To approve the Minutes of the September 22, 2011 Recessed Meeting by Don Strautz and seconded by Ned Finney. Vote: Chance-yes; Dize-yes; Eller-absent; Finney-yes; Pierson-yes; Strautz-yes. MOTION PASSED

Department Reports

Police Report & Schedule

Mr. Finney asked why all five officers are working on November 18th and why no one is working on November 11th (Veteran's Day). Chief Marks will change November 11th so that there is someone working on the holiday. He stated that the reason everyone is working on the 18th is that it just worked out that way so that everyone can get their 40 hours per week. He added that they have been assisting the Sheriff's Department more than usual lately as well as the added need at the Friday night football games at Nandua. He further stated that there has also been an additional amount of business checks and residence patrols.

Motion: To approve the November 2011 Police Schedule with changes discussed by Ned Finney and seconded by Don Strautz. Vote: Chance-yes; Dize-yes; Eller-absent; Finney-yes; Pierson-yes; Strautz-yes. MOTION PASSED

Mayor Custis stated that she and Chief Marks met with Peggy Jordan from USDA about the car loan/grant. There are two resolutions that Council needs to pass to start the process. The grant will not exceed \$9,960.00 and the loan will not exceed \$18,500.00 for a total of \$28,460.00. Ms. Burge read the Loan Resolution (public bodies) into the minutes. A copy of such will be attached.

Motion: To adopt the USDA Loan Resolution (public bodies) as read into the minutes by Ned Finney and seconded by Jack Pierson. Voice Vote: Chance-yes; Dize-yes; Eller-absent; Finney-yes; Pierson-yes; Strautz-yes. MOTION PASSED

Ms. Burge read into the minutes the Resolution of Governing Body of Town of Onley into the minutes. A copy of such will be attached.

Motion: To adopt the Resolution of Governing Body of Town of Onley with regards to the financial assistance from the USDA in order to purchase police vehicle/equipment as read into the minutes by Ned Finney and seconded by Jack Pierson. Voice Vote: Chance-yes; Dize-yes; Eller-absent; Finney-yes; Pierson-yes; Strautz-yes. MOTION PASSED

Motion: To meet on October 12, 2011 at 6:30 pm for the purpose of approving tonight's minutes. Vote: Chance-yes; Dize-yes; Eller-absent; Finney-yes; Pierson-yes; Strautz-yes. MOTION PASSED

Treasurer's Report

Ms. Salazar pointed out on the cash account balance sheet, the matured CD at Shore Bank has been closed and the balance deposited into the money market account at PNC. She further stated that on the deposit detail and the purchase journal there is the amount of \$7,200.00 to the Fire Department. This is the ATL grant which comes to the Town on behalf of the Fire Company. Lastly, she apologized for a spelling error on the petty cash reconciliation and stated that the amount of receipts should equal \$19.67 not \$19.66.

Mr. Strautz asked what Shore Cleaning Service is. Ms. Salazar stated that they clean the Town Office. Ms. Dize asked if the bill for Hill Sand & Gravel is for fixing the parking lot. Ms. Salazar stated that it is. Ms. Strautz asked to have the purchase of a storage shed placed on the agenda since he feels that \$100.00 per month to rent the pod indefinitely is probably not the best solution. Mayor Custis agreed and stated that she would like to have a shed with storage shelves in order to maintain some order. Ms. Dize asked how meals tax is coming along. Mayor Custis pointed out that it is on the budget and we are at 29% which is good since we are at one quarter of the year and should be at 25%.

Motion: To pay the Payables by Ned Finney and seconded by Don Strautz. Vote: Chance-yes; Dize-yes; Eller-absent; Finney-yes; Pierson-yes; Strautz-yes. MOTION PASSED

Zoning

Mr. Engelhart had nothing new to speak of. Ms. Grinnalds asked about the shopping center that was supposed to be coming to the area by Edward's Seafood. Mayor Custis stated that project is not in Town. Mr. Engelhart stated that there has been some interest from Royal Farms coming to Town at Four Corners. He believes that they also lease the land next to the Sage Diner but will be pursuing the Royal Farms before doing anything else.

Mr. Strautz asked about the Crockett building. Mayor Custis stated that she spoke with Mr. & Mrs. Crockett and it should be cleaned up this weekend.

Attorney's Report

Ms. Burge looked at the NFIP Resolution this past month. She has also continued with her work on the salary administration plan but has still not completed it. She has spoken with former Officer David Richardson and he should have payment of \$3,000.00 at the Town Office by 9:00am tomorrow. She stated that she has had no luck in reaching the attorney for Waste Management in reference to the waste contract but will continue to pursue that. She has started to review the Draft Zoning Ordinance in anticipation of the Public Hearing looking for any issues that may be of a legal nature. Lastly, she has completed the leases for Mrs. Chance and St. Peter's Catholic Church. She has brought the leases for the Mayor's signature tonight. Once everyone has signed, the leases will be recorded.

Old Business

There was much discussion about the property at 25571 East Main Street. Mayor Custis stated that when she spoke with Peggy Jordon at USDA about the car, she mentioned the \$98,000.00 for the building inspector. Ms. Jordon stated that she felt this was way out of line for a \$400,000.00 building. She offered to check with several people that she knows to get their feeling about this figure and she phoned today and confirmed that they were in agreement with her. Mr. Finney would like for us to meet with Joe Hill, an architect from Berlin. He feels that we should be our own contractor. Ms. Dize suggested that Mr. Hill come to our meeting next week so we can discuss this further. Mayor Custis and Ms. Dize stated that they feel like we need to settle on a square footage amount as well as a dollar amount so that we have a starting point. Mr. Strautz suggested that they look again at his proposal from last month. Ms. Burge suggested using Mr. Strautz's proposal as a starting point for what is needed as well as establishing square footage. Mr. Finney will contact Mr. Hill about the meeting next week. There was no grant coordinator's report.

There has been no interest in the Planning Commission vacancy.

The real property between West Main Street and Coastal Blvd. was discussed earlier.

The Waste Management contract was discussed earlier.

An update on former Officer David Richardson was given earlier.

Mayor Custis stated that she will do her best to complete a newsletter but she is very busy with other things that must take priority. She started it and had a computer problem and lost everything. She added that there is also the issue of residents still not receiving one. She feels that if she takes the time to put it together, they should be delivered. Ms. Dize is concerned that there is not always a place to leave it. Mr. Strautz agreed and will try to think of a more efficient way to handle the delivery.

Mayor Custis asked if Council wanted to leave the clean-up tabled. They did. Ms. Dize stated that there is still a lot of debris over near her house.

Council decided to meet November 7, 2011 at 6:00pm before the regular monthly meeting to discuss the draft zoning ordinance. Ms. Burge urged Council to read it carefully and have a discussion session with each other before setting the date for the Public Hearing.

New Business

Ms. Salazar presented Council with three proposals for an all-in-one printer. A copy will be attached to the minutes. Her recommendation is the proposal from Affordable Business Systems in the amount of \$3,982.00 with a maintenance agreement of \$25.00 per month which covers toner. The sales price also covers delivery, setup and training. Mayor Custis stated that the toner for this machine is about \$200.00 for each cartridge and it takes four cartridges. Mr. Pierson asked if our old machine has any value. It does not. There is enough money in the budget to cover the cost but no money was specifically designated for this, however it can be adjusted if Council decides to amend the budget.

Motion: To purchase the all-in one printer from Affordable Business Solutions for \$3,982.00 and the maintenance agreement in the amount of \$25.00 per month by Don Strautz and seconded by Ned Finney. Vote:

Chance-yes; Dize-yes; Eller-absent; Finney-yes; Pierson-yes; Strautz-yes. MOTION PASSED
The Veteran's Day Celebration committee has had two meetings and things are under way. She stated that G.L. Smith has donated his service and the pork for 200 people. Mayor Custis asked that if anyone has any time to give it will be greatly appreciated. She is planning to ask George Tatum if the Fire Company can help with getting the flags up.

Mayor Custis asked Council to start thinking about how we are going to get the holiday decorations up. Mr. Strautz will contact Don Bowling at ANEC and see if they will volunteer the time to help with this.

Public Participation

No one signed up to speak. Mayor Custis asked if anyone would like to. Ms. Grinnalds asked what is going on with the Nicolls property. Mr. Engelhart stated that he has sent him another letter to start the process again of another violation. He has not paid the fine and his license has been suspended. Ms. Milliner asked if there is going to be a clean-up. She stated that there are limbs piled up all over Town. Mayor Custis stated that we need to send letters to anyone having those issues. Ms. Milliner asked if we have a maintenance man. Mayor Custis stated that we do not. She asked if there is any money for beautification. Ms. Salazar stated that there is \$300.00 in general landscaping. Ms. Milliner stated that the town signs need upkeep. Mayor Custis asked if anyone is willing to take that on as a project since she does not have the time. Ms. Dize is concerned that the drainage ditches are full. Mayor Custis stated that VDOT has cleaned them since the hurricane. Ms. Dize stated that they are already filling up again. She is willing to clean them up herself so that drainage won't become an issue. Mayor Custis will provide her with the name of a person who can help with ditch cleaning. Council asked to have a Public Works maintenance agreement put on the agenda for next month's meeting.

Mr. Milliner stated that he feels that when we have a storm, the Town should help residents get the storm debris picked up. Mayor Custis stated that the possibility was discussed but since it was an early storm, Council decided to wait and see if there would be more need later in the fall. She stated that the issue of a clean-up is tabled. Mr. Milliner asked about the standardized town signs that have been mentioned in previous meetings. Mr. Finney would like to build a nice brick sign. Ms. Burge stated that VDOT would need to be contacted in order to do so. Ms. Dize would like to take responsibility for the sign project. Mr. Grinnalds asked if he needs a permit to burn. Ms. Burge spoke a little to this matter but did not have the exact details of the ordinance with her so she offered to get back to Council and Mr. Grinnalds with answers. She stated that she thought the ordinance covered whether or not you can burn as well as certain conditions. Mr. Grinnalds stated that he cleans up limbs from neighboring property since the property owners won't do it but he may not continue to do so if he is not allowed to burn.

Council Comments

Mr. Chance thanked everyone for coming to the meeting.

Mr. Strautz thanked Ms. Burge for reading and explaining the USDA Resolutions. He stated that he hopes the residents realize that Council is trying to be fiscally responsible when it comes to all purchases made by the Town.

Ms. Dize thanked everyone for coming and asked for their input on the new building.

Mr. Pierson thanked everyone for helping him get into the Fire House tonight. He stated that he will have to miss the November meeting but should be at the December meeting.

Mr. Finney thanked Mr. Pierson for coming as well as the Public for their attendance.

Mayor Custis stated that there is always an open door policy and anything that you need to know other than personnel issues will be shared with you.

Mayor Custis asked Ms. Burge if there is a need for the Closed Session. The evaluations have been done but the possibility of a take home car is not an option since we only have four vehicles. Ms. Burge stated that there is no need for the Closed Session but if the take home car policy will change, it needs to be addressed. Mayor Custis doesn't believe that policy will change - it's just a matter of getting the fifth car which may take another 60 days.

Chief Marks asked Council if they want to purchase another Explorer or Charger. Council decided that a Charger would be more economical.

Motion: To recess at 8:58pm until October 12th, 2011 at 6:30pm by Don Strautz and seconded by Dawn Dize. Vote: Chance-yes; Dize-yes; Eller-absent; Finney-yes; Pierson-yes; Strautz-yes. MOTION PASSED

Jamye Salazar, Treasurer

Billye D. Custis, Mayor