

Onley Town Council Regular Meeting Minutes of July 1, 2019

VIRGINIA: At the Regular Meeting of the Onley Town Council held at the Onley Baptist Church, 25501 W. Main Street, on the 1st day of July, A.D., 2019:

Council Members Present: Matt Hart, Mayor
Ned Finney, Vice-Mayor
Billye D. Custis
Rose Pierson
Susan Rillo (arrived 6:03pm)
Woody Zember

Council Members Absent: Claudia Harmon

Staff Present: Jamye Salazar, Town Manager
Rachel Kellam, Town Attorney
Chief John Spivey, OPD

Call to Order

Mayor Hart called the meeting to order at 6:00pm.

Invocation & Pledge of Allegiance

The invocation was given by Councilman Zember and the Pledge of Allegiance was led by Mayor Hart.

Adoption of Agenda

Motion: To adopt the agenda as written by Rose Pierson and seconded by Billye D. Custis.

Roll Call Vote: Custis-yes; Finney-yes; Harmon-absent; Pierson-yes; Rillo-absent; Zember-yes.

MOTION PASSED

Presentation – Stephen Johnsen

Mr. Johnsen, a resident of Onancock, spoke about the importance of the Eastern Shore Main Force Sewer Transmission Line which essentially is a project that proposes running sewer lines from the Nassawadox/Exmore and Accomac area (somewhere through Onley) to the Town of Onancock's Public Sewer System. This project is backed by the Hampton Roads Sanitation District. Mr. Johnsen asked that anyone interested in this project attend an upcoming meeting at the Onley Town Center on August 14th. Ms. Salazar stated that she will be attending the meeting and she also has an information packet that was recently provided to her at the town office for review if anyone is interested in learning more about this project.

Presentation – Shannon Alexander, A-NPDC

Ms. Alexander reiterated the importance of the sewer project adding that once private septic systems begin to fail, the replacement cost will typically be more than the average homeowner can afford and possibly more than the actual value of the property. She added that there are no programs at the state level to help cover those costs. She expressed concern about failing septic systems causing water quality issues which leads to health issues. She stated that the VDH is transitioning the private sector so there will be a whole array of new fees when dealing with them. She spoke about numerous changes for Northampton and Accomack County. A-NPDC has spoken against some of the changes. She has provided Ms. Salazar a letter of response from Elaine Meil referencing the Community Block Development Grant. The grant will be addressed further in the fall. Lastly, she stated that it is time to

once again update the Hazard Mitigation Plan and asked that Council formally express their intent to participate in the plan.

Motion: To sign the letter of intent to participate in the update of the ESVA Hazardous Mitigation Plan by Billye D. Custis and seconded by Susan Rillo. Roll Call Vote: Custis-yes; Finney-yes; Harmon-absent; Pierson-yes; Rillo-yes; Zember-yes.

She concluded by saying that they are implementing a hazardous waste center at the Painter Waste Station. She is unsure of the hours and details but once they are worked out, she will pass the information along to Ms. Salazar.

Consideration of Minutes

Motion: To adopt the June 3, 2019 Regular Monthly Meeting minutes by Rose Pierson and seconded by Susan Rillo. Roll Call Vote: Custis-yes; Finney-yes; Harmon-absent; Pierson-yes; Rillo-yes; Zember-yes.

Motion: To adopt the June 17, 2019 Special Meeting/Building Workshop minutes by Rose Pierson and seconded by Billye D. Custis. Roll Call Vote: Custis-yes; Finney-yes; Harmon-absent; Pierson-yes; Rillo-yes; Zember-yes.

Department Reports

Police Report & Schedule

Chief Spivey presented Council with the August schedule as well as the monthly report for June.

Motion: To accept the August 2019 schedule by Susan Rillo and seconded by Rose Pierson. Roll Call Vote: Custis-yes; Finney-yes; Harmon-absent; Pierson-yes; Rillo-yes; Zember-yes.

Chief Spivey asked for direction from the Council about purchasing a patrol car. He asked that they decide if they wish to purchase a car or an SUV. He provided them with several examples of each. After much discussion, Council instructed Chief Spivey to research the Dodge Charger, Ford Explorer and the Chevy Tahoe.

Treasurer's Report-Payables

Ms. Salazar presented her treasurer's report as of June 27, 2019. Ms. Pierson questioned a payment to Deborah Bliss for keeping the minutes. Ms. Bliss explained that amount was for keeping minutes and doing research. Ms. Salazar stated that we have always paid someone to keep the meeting minutes and she did okay that for Ms. Bliss, however, there was no mention of research. Council agreed that going forward, Ms. Bliss is to be paid \$15.00 per hour for minutes but not for research.

Ms. Salazar stated there is a draft copy of the 2017-2018 audit at the office if anyone would like to see it, please stop in the office. They will be here on August 21 and 22nd to perform the 2018-2019 audit.

Motion: To pay the payables by Susan Rillo and seconded by Woody Zember. Roll Call Vote: Custis-yes; Finney-yes; Harmon-absent; Pierson-yes; Rillo-yes; Zember-yes.

Town Manager's Report/Zoning Administrator's Report/Public Works Report

Ms. Salazar stated that while ORA had planned to attend the meeting tonight, they have a home swim meet so someone will actually come to next month's meeting. Ms. Salazar reported the following:

1. Alissa Yoder has accepted the position of town clerk. She will begin employment on July 8th.
2. Several grass complaint letters have been issued. We did have to cut the grass at the Days Inn.
3. She has spoken with Billy Moore from Moore's Portable Solutions about several issues.
4. The Rojas Tire matter is still ongoing and she plans to meet with Ms. Kellam to proceed with legal action.

5. There was a complaint about the condition of a property on Coastal Blvd. The owner came by the office and assured me the issues will be resolved soon.
6. Karen Emerson has accepted the position of Grant Coordinator and has met with Ms. Custis about the park.
7. A letter to Elaine Meil was sent expressing our interest in a Community Block Grant.
8. Charter Communications is planning to do some work in town for the purpose of expanding their services.
9. There have been some complaints about the ES Broadband Authority who are working in town. They have been resolved.
10. The \$150,000.00 CD has been purchased from SunTrust.
11. The ad for the meeting time change was run in the ES Post as well as advertised on town sites.
12. The application packet for 599 Law Enforcement Assistance funds has been submitted.
13. There was an audit of the Highway Safety Grant which went well. It was a clean audit.
14. The ES Chamber of Commerce has asked that we sell raffle tickets so anyone that wishes to do that should stop in the office.
15. The office has closed the last two Fridays at 2:00 since we are shorthanded. We will return to regular hours once Alissa starts working. The office will be closed July 4th and 5th for the holiday.
16. The U.S. flags went up for the holiday. We have gotten a lot of positive feedback about the flowers and the street and sidewalk maintenance around town. Mr. Simpson is having some issues with spraying around town. He lost his sprayer when we lost our mosquito person and he is having some issues finding someone but we will stay on top of it.

Ms. Salazar presented Council with a proposal from Kimley Horn. They are the company that Accomack County uses when there is a zoning project that they cannot handle. Ms. Salazar feels that the Taylor Bank subdivision project is not something that she is equipped to handle so she asked that Council approve the proposal in the amount of \$4,000.00.

Motion: To accept the Kimley Horn proposal in the amount of \$4,000.00 by Susan Rillo and seconded by Billye D. Custis. Roll Call Vote: Custis-yes; Finney-yes; Harmon-absent; Pierson-yes; Rillo-yes; Zember-yes.

Attorney's Report

Ms. Kellam reviewed the Grant Writer contract, the zoning proposal that Ms. Salazar just presented, reviewed the Motor Vehicle Ordinance and the railroad scale house issue that we will discuss later tonight.

Planning Commission Report

Ms. Bliss stated that they continue to discuss the zoning ordinances. They also discussed the re-scheduling of the meeting on June 22nd to June 29th which was done on the spur of the moment and she does not feel that it was kosher.

Ms. Salazar said there is a Certified Planning Commissioner's Program that is being offered in September with final classes in December. She will forward the email to Ms. Bliss and Ms. Pierson.

Old Business

Council set a workshop meeting for the purpose of discussing the Berecah Conceptual Plan on June 8th at 5:30. If the church is not available, the meeting will be moved to another date to be advertised.

Ms. Custis read the George N. McMath Park Committee Report. A copy will be attached to the minutes.

Motion: To have Simpson's Tree & Bobcat Service LLC perform tree removal at the park property in the amount of \$3,000.00 by Rose Pierson and seconded by Woody Zember.

Mr. Finney asked Ms. Kellam if it is necessary to send the job out for bids. Ms. Kellam responded that bids are not necessary since Simpson's has a rider in their contract for additional jobs as long as Council is okay with the rate. At this time, a vote was taken on the motion.

Roll Call Vote: Custis-yes; Finney-yes; Harmon-absent; Pierson-yes; Rillo-yes; Zember-yes.

Ms. Custis presented Council with a proposed budget for the park.

Motion: To send the George N. McMath Park Budget to Public Hearing by Rose Pierson and seconded by Woody Zember. Roll Call Vote: Custis-yes; Finney-yes; Harmon-absent; Pierson-yes; Rillo-yes; Zember-yes.

Motion: To send the remaining balance of the \$500,000.00 appropriated to build a town hall to public hearing by Billye D. Custis and seconded by Ned Finney. Roll Call Vote: Custis-yes; Finney-yes; Harmon-absent; Pierson-yes; Rillo-yes; Zember-yes.

Ms. Salazar said there has been a problem with the banners that were ordered. She has expressed our disappointment since we wanted to have them up for summer. They will be giving us a discount on the price due to the delay. Mr. Zember said that he has found somewhere that we can purchase a 10'-15' holiday tree to be delivered and planted. He asked that everyone email Ms. Salazar as to how many trees they want in town and if they have a preference between real and metal. Ms. Salazar said the real issue is location of the tree(s).

There was some question as to a motion that Ms. Custis made last month about Planning Commission and Council payroll. Ms. Custis clarified that the Planning Commission and the Town Council should be paid at the same time at the end of each quarter once all meetings have been held. Council agreed.

New Business

Motion: To adopt Ordinance 001-19 for the Motor Vehicle Code of Virginia by Susan Rillo and seconded by Rose Pierson. Roll Call Vote: Custis-yes; Finney-yes; Harmon-absent; Pierson-yes; Rillo-yes; Zember-yes.

Motion: To adopt the 2019-2020 Meeting Schedule by Susan Rillo and seconded by Woody Zember. Roll Call Vote: Custis-yes; Finney-yes; Harmon-absent; Pierson-yes; Rillo-yes; Zember-yes.

Motion: To appoint Jamye Salazar to the position of Town Manager by Susan Rillo and seconded by Billye D. Custis. Roll Call Vote: Custis-yes; Finney-yes; Harmon-absent; Pierson-yes; Rillo-yes; Zember-yes.

Motion: To appoint Rachel Kellam to the position of Town Attorney by Rose Pierson and seconded by Susan Rillo. Roll Call Vote: Custis-yes; Finney-yes; Harmon-absent; Pierson-yes; Rillo-yes; Zember-yes.

Motion: To appoint John Spivey to the position of Chief of Police by Susan Rillo and seconded by Ned Finney. Roll Call Vote: Custis-yes; Finney-yes; Harmon-absent; Pierson-yes; Rillo-yes; Zember-yes.

Motion: To purchase Biomist in the amount of \$3,696.00 by Susan Rillo and seconded by Woody Zember. Roll Call Vote: Custis-yes; Finney-yes; Harmon-absent; Pierson-yes; Rillo-yes; Zember-yes.

Motion: To switch the employee's health insurance to Anthem 2019 Healthkeepers Gold by Susan Rillo and seconded by Rose Pierson. Roll Call Vote: Custis-yes; Finney-yes; Harmon-absent; Pierson-yes; Rillo-yes; Zember-yes.

Mr. Finney stated that he feels the meeting minutes need to be condensed. He said that the employees spend a lot of time doing the minutes and Council is spending a lot of time reading over them. Ms.

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Salazar stated that our former clerk was very good at including everything in the minutes (per instruction from certain Council Members) but she (Ms. Salazar) agrees with Mr. Finney that it's just not necessary. Council was polled and everyone agreed to try to condense the meeting minutes.

Public Comments

Ted Bliss would like to see the town ordinances available on the town website.

Deborah Bliss said the flag at the town office must be illuminated between the hours of dusk and daylight or it should be taken down each night.

Council Comments

All of the Council Members thanked everyone for coming and agreed there was a lot of information discussed tonight and a lot of decisions to be made. Mayor Hart thanked everyone for their service to the town.

Closed Session

Motion: To go into Closed Session (8:27pm) in accordance with Section 2.2-3711(A) of the Code of Virginia of 1950, as amended for the purpose of Paragraph 8. Consultation with legal counsel employed or retained by a public body regarding specific legal matters requiring the provision of legal advice by such counsel specifically pertaining to Railroad Scales/SPOTS request by Billye D. Custis and seconded by Susan Rillo.

Roll Call Vote: Custis-yes; Finney-yes; Harmon-absent; Pierson-yes; Rillo-yes; Zember-yes.

Open Session & Certification of Closed Session

Motion: To return to Open Session (8:40pm) by Susan Rillo and seconded by Billye D. Custis. **Roll Call Vote:** Custis-yes; Finney-yes; Harmon-absent; Pierson-yes; Rillo-yes; Zember-yes.

A roll call vote was taken after reconvening in Open Session, at which time each member certified by his/her vote that only the matters previously disclosed were discussed during Closed Session: **Roll Call Vote:** Hart -yes; Custis-yes; Finney-yes; Harmon-absent; Pierson-yes; Rillo-yes; Zember-yes.

Adjourn

Motion: To adjourn at 8:41 pm by Susan Rillo and seconded by Billye D. Custis.

Roll Call Vote: Custis-yes; Finney-yes; Harmon-absent; Pierson-yes; Rillo-yes; Zember-yes.

MOTION PASSED

Respectfully submitted by,



Jame Salazar
Town Manager



Matthew D. Hart
Mayor