

TOWN COUNCIL  
MEETING  
DECEMBER 6, 2010  
7:00 PM

Mayor Moore-Present  
Vice-Mayor Greer-Present  
Councilman Ward-Present  
Councilman Massey-Present  
Councilman Doughty-Present  
Councilman Metz-Present  
Councilman Scanlan-Present

STAFF PRESENT: Arthur Miles, Ethel Parks, Chief Potts, Officer Hodgson.

CALL TO ORDER:

The meeting of the Exmore Town Council was called to order at 7:00 pm by Mayor Moore. A quorum was established.

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was recited by all present.

INVOCATION:

The Invocation was given by Vice-Mayor Greer.

APPROVAL OF MINUTES FOR THE RECESSED COUNCIL MEETING OF NOVEMBER 1, THE RECONVENED COUNCIL MEETING OF NOVEMBER 8 AND THE SPECIAL COUNCIL MEETING OF NOVEMBER 18, 2010:

Councilman Scanlan noted an error in the November 8 Minutes along with the omission of other information he had given to the Council to be included in the Minutes of November 8, 2010. Councilman Massey made the Motion to approve the Minutes of November 1, November 8 and November 18, 2010 with suggested corrections. The Motion was seconded by Councilman Metz. Discussion-None further. The Motion was passed unanimously.

CITIZEN REMARKS:

Donald E. Kellam, Jr. stated that he paid his taxes on November 19 and his check has not yet cleared the bank. Mr. Miles noted that he would look into it. Mr. Kellam asked what the Town Charter alteration was about. Mr. Miles told him that it is a request made by Councilmen Massey and Ward and that it will be discussed during New Business.

There was no one else signed up to speak.

NEW BUSINESS:

SOUTHERN CORROSION, INC. HAS ASKED FOR A PAINT COLOR SELECTION FOR THE TOWN'S WATER STORAGE TANK:

After brief discussion, it was the general consensus of the Council to go with "Robotic Blue". Councilman Ward made the Motion to paint the Water Tower "Robotic Blue". The Motion was seconded by Councilman Massey. Discussion-None further. The Motion was passed unanimously.

EXMORE'S PERSONNEL POLICY FOR EMPLOYEES NEEDS UPDATING. IT IS SUGGESTED THAT A COMMITTEE BE FORMED TO FORMULATE AND RECOMMEND CHANGES:

Mayor Moore stated that he and Mr. Miles have been talking about forming a committee to update the current personnel policy to bring it more in line with current standards and policies. Mr. Miles recommended that the Council form a committee to review the draft policy. Mayor Moore made the suggestion to have one member from each department and two Council members serve on the personnel committee. Vice-Mayor Greer stated that he felt the supervisors from each department should serve on the committee. All were in agreement. Mayor Moore stated that he would participate. Vice-Mayor Greer and Councilman Massey agreed to serve on the committee along with the department heads. Mayor Moore said that he would serve as an alternate. Mr. Miles suggested to wait until after Christmas for the committee to meet. Mr. Miles stated that to conform with FOIA, the committee meeting will be open to the public and other members of the Council, but the other Councilmen could not participate. The committee will meet on January 10, 2011 at 7:00 pm.

GRANT FUNDING HAS BEEN REQUESTED OF THE VIRGINIA DEPARTMENT OF HEALTH FOR THE SECURING AND PROTECTION OF OUR PUBLIC WELLS AND WATER TOWER (CURRENT AUDITS WERE NOT NECESSARY FOR THIS GRANT APPLICATION).

Mr. Miles noted that there is money available from the Virginia Department of Health to protect our wells by surrounding the wells with chain link fence, making them less accessible than they are now. He said that we asked for \$39,200. Six other entities have applied as well.

POTENTIAL TOWN CHARTER ALTERATION FOR COUNCIL MEMBERS RUNNING FOR OFFICE-COUNCILMEN MASSEY AND WARD:

Mr. Miles stated that Councilmen Ward and Massey have asked for changes to the Town Charter. Councilman Ward said that he feels that if a Councilman runs for Mayor and loses he should step down from his Council seat. Councilman Massey agreed and said that it needs to be changed. Councilman Scanlan stated that Councilmen are elected by the citizens of the Town and should be allowed to serve the remainder of his term. Vice-Mayor Greer asked what was involved in changing the Charter. Mr. Miles noted that in order to change the Charter, it would

have to be rewritten and then approved by the General Assembly. He said that they have a need to rewrite the Charter anyway because of an error when it was written. It names the Mayor and Town Manager as CEO of the Town.

Mr. Miles suggested holding a worksession to analyze the Charter and address changes. Councilman Scanlan noted that he does not have a problem with reviewing the Charter and possibly making changes, but feels that there are too many other things that need to be addressed first, such as the Comp Plan, leash law, outdated audits, computer problems, no job descriptions for employees, employee handbook needs to be up dated, groundwater withdrawal permit has expired, sewer surveys incomplete, T-21 grant has not been implemented, and delinquent taxes.

Councilman Massey told Councilman Scanlan that it has nothing to do with personal feelings. After much discussion, Councilman Ward made the Motion to have a worksession to review the Charter. The Motion was seconded by Councilman Massey. Discussion-None further.

The Motion was passed, 4-2, with the vote of: Councilman Ward-Aye; Councilman Massey-Aye; Councilman Doughty-Aye; Vice-Mayor Greer-Aye; Councilman Metz-Nay; Councilman Scanlan-Nay. Councilman Scanlan and Councilman Metz stated that for the record they opposed the Motion because they feel there are other things that need to be looked at first. The worksession is scheduled for January 17, 2011.

#### VOLUNTEERS CONTINUE TO BE NEEDED TO CANVASS SURVEY NON-RESPONDERS TO DETERMINE INTEREST IN EXPANDING THE EXMORE WASTEWATER SYSTEM:

Mr. Miles noted that there is a need for volunteers to go door to door to collect more sewer surveys.

#### REVENUE/EXPENDITURE REPORT FOR NOVEMBER 2010:

Mr. Miles noted that they have received approximately one-third ( $\frac{1}{3}$ ) of the tax money for this year.

#### OLD BUSINESS:

#### COUNCIL IS REQUESTED TO JUDGE THE ANNUAL CHRISTMAS PARADE ON DECEMBER 11, 2010 (ARRIVE AT 5:30 PM)

Mr. Miles said that the Mayor and Council have been asked to judge the Annual Christmas Parade on Saturday, December 11, 2010.

#### WE CONTINUE IN NEGOTIATION WITH FLO-TREND AS TO PAYMENT TERMS AND TIME FRAMES:

Mr. Miles noted that they still have one month left to pay on the rent of the Flo-Trend unit.

**VIRGINIA PUBLIC WORKS EQUIPMENT HAS BEEN CLEARED TO REPLACE THE WATER PUMP AND CURTAINS ON THE STREET SWEEPER:**

Mr. Miles informed the Mayor and Council that Virginia Public Works Equipment will be replacing the water pump and the curtains on the street sweeper. He said that the Town has someone on staff that can repair turbine unit. Mr. Miles stated that VDOT notified him last week about sweeping our streets twice a year. Mr. Miles noted that Advantage Lawn Care has already been asked to sweep the streets this week.

**SHORE PLAZA FIRE HYDRANT SCHEDULED TO BE REPLACED THE WEEK OF DECEMBER 6-10, 2010:**

Mr. Miles clarified that the hydrant has been replaced but the valve was broken and will be replaced.

**HOUSES ON GLADSTONE LANE SCHEDULED TO BE DEMOLISHED AND READIED FOR CONTROLLED BURN DURING THE WEEK OF DECEMBER 13-17, 2010:**

Mr. Miles noted that they will use the excavator from Dan Justice to demolish the houses. He will then give the fire department the landowner's permission to burn.

**DISCUSSION-COUNCIL/CITIZEN INPUT:**

Councilman Scanlan asked about the status of the Musso property. Mr. Miles stated that he has talked to Mrs. Musso and also sent them a letter which he copied to our attorney. Councilman Greer said that this has been going on too long and that they should take the next step and take legal action.

Councilman Scanlan also remarked about the poor condition of the old school building on Occohannock Neck Rd, the old Fish House on Main Street and two houses behind it across the tracks.

**DATE FOR NEXT COUNCIL MEETING (JANUARY 3, 2011):**

Mayor Moore announced that the next Council meeting is scheduled for January 3, 2011 at 7:00 pm.

**MOTION TO ADJOURN MEETING:**

Councilman Massey made the Motion to adjourn the meeting. The Motion was seconded by Councilman Ward. The Motion was passed unanimously.

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William M. Moore, Jr., Mayor

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Ethel Parks, Town Clerk