

TOWN COUNCIL
MEETING
DECEMBER 3, 2012
7:00 PM

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

STAFF PRESENT: Arthur Miles, Ethel Parks, Chief DiMartino, Officer Campbell, Officer Carach, Taylor Dukes.

CALL TO ORDER:

The meeting was called to order at 7:00 pm by Mayor Moore.

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 REGULAR COUNCIL MEETING OF NOVEMBER 5, 2012, THE SPECIAL MEETINGS OF NOVEMBER 12, NOVEMBER 27 AND NOVEMBER 28, 2012:

Councilman Lewis made the Motion to approve the Minutes of the regular meeting November 5, 2012, the special meetings of November 12, November 27 and November 28. The Motion was seconded by Councilman Massey. Discussion-None. The Motion was passed unanimously.

CITIZEN INPUT:

There was no one signed up to speak.

OLD BUSINESS:

WATERFRONT MARKETING, INC. HAS COMPLETED PAYMENT FOR THE EXMORE FIRING RANGE:

Mr. Miles noted that they have received payment for the old firing range. Councilman Massey asked if the old backhoe has been fixed. Mr. Miles said that it has not been. Councilman Massey made the suggestion to use the money from the sale of the firing range for a new garbage truck.

Councilman Doughty stated that he has had several Belle Haven residents asking for Exmore to consider picking up their trash. After some discussion Councilman Ward made the Motion to offer trash pick up to Belle Haven water customers. The Motion was seconded by Councilman Doughty. Mr. Miles asked if this would be short-term or long-term. Mayor Moore noted that they would pick up the trash for Belle Haven water customers until they did not need our services anymore. The Motion was passed by the following vote: Councilman Ward-Aye; Councilman Massey-Aye; Councilman Doughty-Aye; Vice-Mayor Greer-Nay; Councilman Metz-Nay; Councilman Lewis-Aye.

Vice-Mayor Greer asked where the money from the sale of the firing range was put. Mr. Miles told him it is in the General Fund account. Vice-Mayor Greer stated that they should wait until next year's budget to use the \$40,000 from the sale of the property. Mr. Miles said that the garbage truck is in fairly good condition now.

PROPERTIES (NOW14) HAVE BEEN OFFERED TO THE TOWN OF EXMORE BY THE PENNEL ESTATE. WOULD THE TOWN BE INTERESTED IN ACCEPTING THESE PROPERTIES?

TOWN REAL ESTATE TAX ON ALL PROPERTIES IS \$84.00/YEAR:

Mr. Miles noted that these properties have been offered to the Town and that the tax is \$84.00 per year for all the lots together. He said that some of the lots are wooded. Councilman Lewis said that some could be offered to neighboring property owners. Councilman Ward said that the lots will not perk but could be hooked up to Town sewer at some point in the future. After brief discussion, Councilman Ward made the Motion to accept the lots from the Pennel Estate. The Motion was seconded by Councilman Massey. Discussion-None further. The Motion was passed unanimously.

POSITION VACANCIES REMAIN FOR THE PLANNING COMMISSION, ZONING APPEALS BOARD AND FAÇADE COMMITTEE:

There was no discussion.

POLICE DEPARTMENT REPORT:

Chief DiMartino informed the Mayor and Council that there was a good turnout for the first meeting of the Neighbor Watch Program. He said that they have had a few calls already.

VDOT is doing a study on the school crosswalk on Main Street. Chief DiMartino noted that he gave the school a yellow vest and a stop sign to help the children cross the street safely.

Chief DiMartino reported that the department is running smoothly and the officers are doing an excellent job. He said they are ready for the parade.

Councilman Lewis asked about Neighbor Watch signs. Chief DiMartino said that they have ordered more.

EXMORE FINANCIAL REPORT:

Mr. Miles reported that Real Estate and Personal Property tax revenue is coming in. Councilman Massey asked if we have received all the past Meals tax from the restaurant in the old Burger King building. Mr. Miles told him that we did.

The Clerk explained that the corrected copy of October's revenue report reflects the revenue from T-Mobile's rent vs the original report did not. She noted that the revenue report is for the General Fund and that T-Mobile is deposited in a separate account for the Water Tower maintenance so it is not included in the General Fund total. She told the Mayor and Council that she would include it in the future so as to avoid any confusion.

NEW BUSINESS:

POTENTIAL FOR U.S. FOREIGN TRADE ZONE DESIGNATION FOR EXMORE:

Mr. Miles explained that the federal government is looking to change the way federal trade zones are approached. He said that he has talked to several people in other Towns and there could be some advantages for some businesses. Mr. Miles. He stated that they are looking for towns with industrial zoning to get Federal Trade Zone status. He said that if a company is interested we can go to the Virginia Port Authority and not have to deal with the middle man. Then you have a five year period to make a change. Mayor Moore asked if there were any risks to the Town. Mr. Miles said that he did not see that there would be any risks. He noted that there would have to be a need for this by a company then the Town would have to go to the Port Authority and ask for designation then we would have five years in which to use it.

EXMORE COMMUNITY FIRE COMPANY PARADE IS SCHEDULED FOR SATURDAY, DECEMBER 8, 2012 AT 6:00 PM (RAIN DATE DECEMBER 9):

Mayor Moore announced that the Fire Company Parade will be held this Saturday at 6:00 with a rain date for Sunday.

EXMORE CHRISTMAS DECORATION JUDGING SCHEDULED FOR DECEMBER 18, 2012 (DECEMBER 19 RAIN DATE):

Mayor Moore announced the Exmore Christmas Decoration Judging will be December 18 with the rain date for December 19.

EXMORE CHRISTMAS LUNCHEON IS SCHEDULED FOR FRIDAY, DECEMBER 21, 2012 AT 12:00 PM:

Mayor Moore announced that the Christmas Luncheon (covered dish) is scheduled for Friday, December 21.

ENTRY INTO CLOSED SESSION:

Councilman Lewis: "I move that the Council convene in closed session pursuant to Virginia Code Section §2.2-3711 (A)(1) and § 2.2-3712(A) to interview, discuss and consider candidates for employment as an employee of the Town of Exmore and to consider performance and salary issues pertaining to existing and ex-employees.

The Motion was seconded by Councilman Massey. Discussion-None. The Motion was passed unanimously.

The Mayor and Council convened to Closed Session.

RECOVERY FROM CLOSED SESSION:

Mayor Moore announced that they have reconvened from closed session.

Vice-Mayor Greer read the "Certification of Closed Meeting" as follows:

WHEREAS, the Council of the Town of Exmore has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of Section §2.2-3712(D) of the Virginia Freedom of Information Act; and

WHEREAS, Section §2.2-3712(D) of the *Code of Virginia* requires a certification by this Council that such a closed meeting was conducted in conformity with Virginia Law;

NOW, THEREFORE BE IT RESOLVED, that the Council of the Town of Exmore hereby certifies that, to the best of each member's knowledge, (i) only public business matters lawfully EXEMPTED FROM OPEN MEETING REQUIREMENTS BY Virginia law were discussed and (ii) only such business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered.

Councilman Ward seconded the above certification. The Motion was passed unanimously.

OPPORTUNITY FOR COUNCIL DISCUSSION, MOTION(S), VOTE(S):

Melissa Potter asked when the manger would be put up. Mr. Miles said it will be put up tomorrow.

Carroll Taylor asked about the speed limit signs on Westfield Avenue. Mr. Miles said that VDOT has to do a speed study before signs can be put up and the speed limit enforced.

Councilman Ward noted that citizens have asked him about the ability to use the drive-thru window for payments. He suggested that they open the drive-thru a few hours during certain days of the month.

SUGGESTED DATE FOR THE JANUARY 2013 REGULAR COUNCIL MEETING (MONDAY, JANUARY 7, 2013):

Mayor Moore announced that the next meeting of the Council will be Monday, January 7, 2013 unless a Special Meeting is called for Springsted.

MOTION TO ADJOURN:

COUNCILMAN Lewis made the Motion to adjourn the meeting. The Motion was seconded by Vice-Mayor Greer. The Motion was passed unanimously. The meeting was adjourned.

William M. Moore, Jr. Mayor

Ethel Parks, Town Clerk