

TOWN COUNCIL  
MEETING  
NOVEMBER 5, 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 OCTOBER 1, 2012:

Councilman Metz made the Motion to approve the Minutes of the regular meeting of October 1, 2012. The Motion was seconded by Councilman Lewis. Councilman Massey abstained, stating that he was absent from the October meeting. Discussion-None. The Motion was passed unanimously.

CITIZEN INPUT:

There was no one signed up to speak.

JOHN ANZIVINO OF SPRINGSTED, INC. TO SHARE MANAGER ADVERTISEMENT RESULTS:

Mr. Anzivino reported that they received 32 applications for the Town Manager position. He noted that he will present the Mayor and Council candidate profiles of nine candidates, eight of which have municipal experience and one with private sector experience. Mr. Anzivino assured the Mayor and Council that they have conducted a thorough process on the candidates to date. He stated that he asked that the profiles be presented in Closed Session which is customary and marked confidential under the Freedom of Information Act §2.2 personnel section.

OLD BUSINESS:

FINAL FEMA CLOSEOUT LETTER FOR LOSSES INCURRED IN 2010 HAS BEEN SENT TO VDEM:

Mr. Miles noted that the final FEMA closeout letter for losses incurred in 2010 has been written and sent in and should be worth close to \$20,000 to the Town.

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

Mr. Miles said the seats are still vacant and we need applicants for them.

POLICE DEPARTMENT REPORT:

Chief DiMartino reported that October was a little quieter than normal. He stated that they are back to a full crew now with 24 hour coverage and that everyone is doing very well. Chief DiMartino said that the hurricane did not create any problems in town but he had coverage through the night and part of the next day. He reported that he had extra patrol out for Halloween and that it went very well. The neighborhood watch meeting has been rescheduled for November 12 and there seems to be a lot of interest. He noted that they have been putting more pressure in the stores at the Plaza to deter shoplifting. Chief DiMartino said that he has shifts that run traffic but still have plenty of presence in town and in the stores.

Councilman Massey asked Chief DiMartino if they ever have the need for assistance from the County and if they have any problem getting assistance from them. Chief DiMartino stated that they do ask for assistance from the County and they are always here to help out. He stated that his department helps the County as well. They have the mutual aid agreement with both counties now and that covers Exmore if anything were to happen.

Mayor Moore noted that he received a compliment on Investigator Leckel. Chief DiMartino noted that she is doing an excellent job.

#### EXMORE FINANCIAL REPORT:

Mr. Miles noted that we are in good shape financially.

Councilman Massey asked about the status of Ms. Kirkwood and the firing range. Mr. Miles stated that there is a resolution on the agenda that will give the Mayor the ability to execute the documents that are necessary to make the changes.

Mayor Moore noted that the year-to-date totals on the spreadsheets do not match. The clerk said that she will recheck the figures, make the necessary corrections and make sure they received corrected copies.

#### NEW BUSINESS:

##### RESOLUTION TO ALLOW MAYOR TO SIGN DOCUMENTS RELATIVE TO SALE OF FIRING RANGE PROPERTY:

Mr. Miles read the resolution to allow Mayor Moore to sign the documents pertaining to the sale of the firing range property. Vice-Mayor Greer made the Motion to move forward with the resolution to allow the Mayor to sign the documents. The Motion was seconded by Councilman Metz. Discussion-None. The Motion was passed unanimously.

Councilman Massey made the recommendation to earmark the money from the sale of the property for a backhoe and a garbage truck.

##### RESOLUTION TO REMOVE PERSONS HISTORICALLY ABSENT FROM EXMORE AND WITHOUT FORWARDING ADDRESSES:

Mr. Miles explained that there are many people who are no longer living in Exmore and have left owing tax bills with no forwarding address. Ne noted that he has given the Council a list of three persons who owe personal property taxes and asked the Council for permission to write them off the tax books. Vice-Mayor Greer made the Motion to allow Mr. Miles to remove the three persons on the list off the tax books. The Motion was seconded by Councilman Massey. Discussion-None further. The Motion was passed unanimously.

##### THANK YOU LETTER RECEIVED FROM BROADWATER ACADEMY:

Mayor Moore noted that they received a letter from Broadwater Academy thanking them for their support of their new International Student House and Program.

##### POTENTIAL ENTRY INTO CLOSED SESSION:

##### MOTION TO ENTER INTO CLOSED SESSION TO DISCUSS TO DISCUSS HIRING AND PERSONNEL MATTERS:

Councilman Lewis: "I move that the Council convene in closed session pursuant to Virginia Section §2.2-3711 (A)(1) to discuss, consider and/or interview prospective candidates for employment, assignment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of the public body.

The Motion was seconded by Vice-Mayor Greer. 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.

Mayor Moore 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 Lewis made the Motion that the certification is true. The Motion was seconded by Councilman Metz. The Motion was passed unanimously.

**OPPORTUNITY FOR COUNCIL DISCUSSION/MOTIONS/VOTES:**

No discussion, motions or votes.

**DISCUSSION-COUNCIL/CITIZEN INPUT:**

Mayor Moore noted that they need to meet one week from today for the purpose of going into closed session to discuss personnel matters. Councilman Massey made the Motion to meet on Monday November 12, at 7:00 pm. The Motion was seconded by Councilman Lewis. Discussion-None.

Donald E. Kellam, Jr. asked the Council if they were meeting in closed session to review the nine candidates. Mayor Moore noted that they would review the nine candidate applications and select a few from them.

Taylor Dukes reported that the sewer plant is doing well. He said that they have flushed the hydrants with no complaints and no leaks. Mr. Miles noted that they have increased the chlorine in the water.

**SUGGESTED DATE FOR THE DECEMBER REGULAR COUNCIL MEETING (MONDAY, DECEMBER 3, 2012):**

Mayor Moore announced that the next meeting will be Monday, November 12, 2012 at 7:00 and the next regular Town Council meeting will be December, 3, 2012.

**MOTION TO ADJOURN:**

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

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William M. Moore, Jr. Mayor

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Ethel Parks, Town Clerk