

**MINUTES OF THE TIMBERVILLE TOWN COUNCIL MEETING
NOVEMBER 13, 2014**

The regular monthly meeting of the Timberville Town Council was held Thursday, November 13, 2014 at 7:00 p.m. in the Timberville Council Chambers with Mayor Donald Delaughter presiding.

MEMBERS PRESENT: Robert Blosser, Sharon Jones
Juanita Price, Danny Sawyer
Todd Thomas, Carl Turner

PRESENT: Austin Garber, Town Manager
Wilda Wine, Clerk/Treasurer
Officer Cindy Ware
Mark Callahan, Town Attorney
Beverly Garber, Town Historian

GUESTS: Ned Overton, Dusty Whetzel, William Biller

PLEDGE OF ALLEGIANCE: Mayor Donald Delaughter led the group in the Pledge of Allegiance to the American Flag.

PUBLIC HEARING: Mayor Delaughter opened the Public Hearing to receive input on the financial obligation resolution for the USDA loan. The loan is for 1.5 million dollars to pay for the Church Street improvements, a new water tank, and other smaller projects. Dusty Whetzel stated that he hoped there would be no increase in the water rates. No other comments were received from the public, therefore, Mayor Delaughter closed the public hearing. Attorney Mark Callahan explained that the agreement was to be amended to change the obligation of the loan to general obligation bond instead of obligating the town's water revenue. However, instead of making the change, the agreement calls for both the general obligation bond and the water revenue. Robert Blosser voiced concern again about the wording that indicates if the town could receive other financing, the loan would have to be refinanced. Another concern is that if the water revenue is obligated to pay the loan, there can be no other construction or contracts for water improvements without government approval. It was the consensus of the council that no resolution be adopted until there is no assignment of water revenue. It should only be a general obligation bond. It should be for the three projects included in the letter of condition. It should also be determined when the actual principle and interest payments begin.

MINUTES APPROVAL: A motion was made by Carl Turner and seconded by Juanita Price to approve the minutes of the October 9, 2014 town council minutes as presented. The motion carried with all members voting in favor.

TREASURER'S REPORT:

General Fund	\$ 53,253.53
Water/Sewer	\$135,260.13
Savings Acct.	\$783,472.15

Treasurer Wilda Wine reported that the FY 2013-14 audit reports have been distributed. She also reported that the tax bills for 2014 will be mailed prior to Thanksgiving.

BILLS FOR PAYMENT: A motion was made by Danny Sawyer and seconded by Juanita Price to pay the bills as presented. The motion carried with all members voting in favor. Sharon Jones asked if the attorney had contacted the company concerning the replacement of the bulbs in the Christmas lights. Mark Callahan stated he was looking at the purchase order to determine if he would be able to pursue legal action.

POLICE REPORT: Officer Cindy Ware reported the following police activity for the month: Nine summons and arrests, 1 accident, 1 alarm, 3 animal complaints, 1 disorderly conduct, 4 domestics, 32 general assists, 1 grand larceny, 3 juvenile complaints, 2 local ordinances enforced, 2 vandalism complaints, 11 warnings given, 2 hours in court, 20 ½ hours investigation, 61 ½ hours office work and 44 hours in training. Fines totaled \$1545.00 and \$1367 in court costs.

PUBLIC WORKS: Austin Garber gave council a list of the maintenance projects for the month. A copy will become part of these minutes. He reported that the BOD's for the month were under the contract limit. He also reported that he had received the bond for the paving of the roads in Legion Hills from Randy Cosner. Randy is still waiting for the punch list from VDOT. Randy will also provide a schedule of work before any more zoning permits are issued.

Mark Callahan presented a draft of an ordinance for the regulation of wood furnaces for council review. Concerns were voiced by council concerning set back requirements, height of smoke stacks, and grandfathering existing furnaces. Robert Blosser asked if furnaces could be banned and if the public would get to comment on the ordinance. Sharon Jones stated she had seen an ordinance from West Virginia that she felt was good. A motion was made by Sharon Jones and seconded by Juanita Price to send the ordinance to the planning commission for review. The motion carried with all members voting in favor.

BUSINESS AND INDUSTRY: Austin Garber reported that the Town had received the site plan for Walmart, but the town is still waiting on the subdivision plat to be submitted for approval. Mark Callahan stated he had made changes to the county agreement for Sentara and returned it to their attorney for review. The county will not approve the subdivision without the town signing the agreement to furnish water and sewer. The council has stated no water and sewer will be provided until the boundary adjustment takes place. Robert Blosser stated that the town should be the one to issue the zoning permit. Mark Callahan stated that he felt that Sentara would meet any requirements in the town's land use regulations and there was nothing in the original agreement concerning construction of the facility itself. The town's support of \$100,000 is contingent to hooking on to the town's water and sewer and the water and sewer line construction meeting all standards required by the town.

Austin Garber reported that Roger Fox's restaurant, Main Street Diner, hopes to open November 20th.

ZONING ACTIVITY: Wilda Wine reported the following zoning activity for the month:
200 North Main Street- addition to existing dwelling
180 East Virginia Avenue- addition to existing dwelling
15000 Woodcreek Lane- fence
261 Maple Avenue- deck

PARKS AND RECREATION: Sharon Jones reported that the Christmas lights were up.

FINANCE: Chairman Robert Blosser stated that council just received the audit report which he would be reviewing to see how the Town's finances stand. He asked department heads to be looking at needs for next year's budget.

PERSONNEL: The police committee has narrowed the search for a new police chief to three candidates. They will interview them on December 4th beginning at 6:00 p.m.

PLAINS DISTRICT MEMORIAL MUSEUM: Historian Beverly Garber reported that he had purchased a box of 600 pieces of historic documents and two diaries from the Minnick family through Ebay. He also read a few historic happenings in Timberville. Wilda Wine reported the new exhibit which includes old dolls and toys. There will be a special program in January for children. Robert Blosser asked if the museum would consider an evening opening for the exhibit.

OTHER BUSINESS: Mayor Donald Delaughter congratulated Ned Overton on his write-in victory for council. He will assume Danny Sawyer's position in January.

RESOLUTION: A Resolution of Gratitude was read and presented to Danny Sawyer for his term served on the Town Council.

SIGN REPLACEMENT: Austin Garber asked the Parks and Recreation committee to meet to discuss new signs and landscaping at the entrances to the town.

TREE LIGHTING: Wilda Wine reported that the tree lighting ceremony will be held 6:30 p.m. November 24th. There will be a special dedication in honor of Anna Branner.

PUBLIC COMMENT: Dusty Whetzel jokingly stated he would have to find someone new to sit with him at council meetings since Ned Overton would be at the council table.

ADJOURNMENT: No further business, the meeting adjourned.

RESPECTFULLY SUBMITTED,

Wilda Wine, Clerk

Donald Delaughter, Jr., Mayor