

**MINUTES OF THE TIMBERVILLE TOWN COUNCIL MEETING
JUNE 11, 2015**

The regular monthly meeting of the Timberville Town Council was held Thursday June 11, 2015 at 7:00 p.m. in the Timberville Council Chambers with Mayor Donald Delaughter presiding.

MEMBERS PRESENT: Robert Blosser, Sharon Jones
Ned Overton, Todd Thomas
Carl Turner

PRESENT: Austin Garber, Town Manager
Wilda Wine, Clerk/Treasurer
Mark Callahan, Town Attorney
J. R. Dodd, Police Chief
Beverly Garber, Town Historian
John Wright P.E., Bohler Engineering

GUESTS: Lana Allision, Shirley Getz
Colleen Gray, Dusty Whetzel
Robert Brara, Cathie Ochoa
Paula and Larry Bowman

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

WALMART SITE APPROVAL: Austin Garber stated that the Town Council and the Timberville Planning Commission held a joint meeting with officials from Walmart. After review of the site plan, the Planning Commission recommended approval of the plan contingent upon VDOT'S final approval. The only outstanding item with VDOT is the milling of American Legion Drive necessary as a result of recent core sampling. They are preparing a plan to divert traffic while the milling process is being performed. A motion was made by Ned Overton to approve the site plan contingent upon VDOT's final approval. Todd Thomas seconded the motion. The motion carried with Sharon Jones, Ned Overton, Todd Thomas and Carl Turner voting in favor. Robert Blosser opposed. Robert Blosser reminded council that the five acres with the drainage easement next to Dr. Perry's office building has yet to be sowed and is to take place as soon as possible after Walmart closes on the property for the store. John Wright stated no contract has yet been awarded to a site contractor.

MINUTES: A motion was made by Carl Turner and seconded by Sharon Jones to approve the minutes of the May 14, 2015 meeting as presented. The motion carried with all members voting in favor.

TREASURER'S REPORT:	General Fund	\$206,880.72
	Water/Sewer	\$368,584.71
	Savings	\$785,251.73
	Loan Balance	\$523,592.00

BILLS FOR PAYMENT: A motion was made by Sharon Jones and seconded by Todd Thomas to pay the bills as presented. The motion carried with all members voting in favor.

POLICE REPORT: Chief J. R. Dodd reported most of the complaints received have been about mowing and they have been addressed. The property on North Main Street in front of the Living Waters Nursing Home has been mowed. He reported the Lawn Party went well with no traffic issues and no incidents. The hiring process for the new police officer will begin after the approval of the FY 15-16 budget.

Mark Callahan, Town Attorney, presented an ordinance adopting Virginia Code Title 46.2 Chapter 7 Title 18.2 and reenacting Title 5 Article I, Section 5-1.1 of the Timberville Town Ordinances. A motion was made by Carl Turner and seconded by Ned Overton to adopt the ordinance. The motion carried with all members voting in favor.

PUBLIC WORKS: Council was presented with a list of the jobs completed by the maintenance department. A copy will become part of these minutes. Austin Garber reported that Shelter # 3 in the park had been renovated and a masonry foundation made for Anna Branner's memorial plaque. The Notice of Award for the contract to construct the water tank has been signed and sent to Pennoni Associates. The contractor, Mid Atlantic Storage Systems, Inc. will provide its contractor's license, performance bond payments and insurance documents with the signed contract. A pre-construction meeting will be held with all parties.

A meeting is being set up with Pilgrim's Complex manager and town officials to discuss the odor problems. Austin Garber stated that he had checked on the expiration of Pilgrim's Emissions Discharge permit with DEQ. He stated that there is no expiration of the permit. The permit is revised when equipment is changed. There was no explanation as to what constitutes an equipment change. The chemical scrubbers have been changed. DEQ suggested adopting an odor nuisance ordinance. Mark Callahan, town attorney, stated that would not help, because there is no method to quantify odor. It would be hard to enforce similar to the noise ordinance.

The dump truck has been relisted on the public surplus sale site. The reserve amount was lowered. The 2004 Dodge Intrepid will be listed next week.

The Town of Broadway has notified the town that they will be doing additional sludge removal at their wastewater treatment plant and the town will be responsible for its portion. Currently \$10,715.00 is budgeted for the contract, sludge removal, and BOD's. Austin Garber will clarify with Broadway if there will be additional charges if removing sludge every month and what happens if costs surpass the estimates. Mark Callahan will review the contract cap amount for sludge removal.

The official groundbreaking ceremony for Sentara RMH will be June 23rd at 11:30 p.m. Town Manager Austin Garber will read remarks from the Mayor, who is unable to attend.

The pool is doing well.

Robert Blosser asked if the tax sale was proceeding for the blighted property on Second Avenue. Rockingham County is proceeding with the tax sale on behalf of the Town of Timberville and Rockingham County.

BUSINESS AND INDUSTRY: Ned Overton had no report.

ZONING ACTIVITY: Wilda Wine reported the following zoning activity for the month:

265 Walnut Drive- an accessory building

260 South Main Street- new fence

14945 Woodcreek Lane- new dwelling construction

324 Second Avenue- an accessory building

Austin Garber announced that Philip Ritchie Jr. has a contract on his house and will be moving out of Town. He will need to be replaced on the Timberville Planning Commission. Council instructed him to advertise to see if there are any interested candidates.

PARKS AND RECREATION: Sharon Jones reported that the crepe myrtles in the medians have been trimmed.

ADOPTION OF FY2015-2016 BUDGET: Robert Blosser stated that a public hearing was held May 14, 2015 for the purpose of receiving comment on the proposed budget. There was no opposition with the budget except from the cigarette retailers on the proposed increase from 15 cents per pack to 20 cents per pack on the cigarette tax. Robert Blosser made the motion to adopt the FY 2015-2016 Budget as presented. Todd Thomas seconded the motion. The motion carried with all members voting in favor.

Forms are being reviewed to implement the BPOL tax for out of town contractors doing business of \$25,000 or more in the Town. Robert Blosser asked that these licenses be a separate line item in the budget for future years budgeting.

EDA APPOINTMENTS: The terms of Andy Turner and Tom Campbell on the Economic Development Authority will expire June 30, 2015. They have both agreed to serve another four year term to expire June 30, 2019. A motion was made by Ned Overton and seconded by Carl Turner to reappoint them to the Economic Development Authority for a four year term. The motion carried with all members voting in favor. A resolution will be drafted and filed. Robert Blosser suggested the EDA have a meeting to discuss use of the funds from Sunnyside Maintenance fees and if they have been paid or if payment needs to be requested.

VIRGINIA RETIREMENT RESOLUTION: A resolution was presented stating that the member contribution paid by the employer for the Fiscal Year starting July 1, 2015 will be 0%. The member will be responsible for the full 5% member contribution. A motion was made by Ned Overton and seconded by Carl Turner to approve the resolution. The motion carried with all members voting in favor.

PLAINS DISTRICT MEMORIAL MUSEUM: Beverly Garber, town historian, read a list of historical events in Timberville. Wilda Wine reported 227 volunteer hours, 112 visitors including 49 for the Mark Strauss presentation May 17th. New exhibit is titled "Churches in Plains District 1740-1940" with a smaller woodworking exhibit by John Coffman.

OTHER BUSINESS: Wilda Wine reminded council that the Town is sponsoring the Broadway Bruins baseball game June 21st. In honor of Father's Day, the Town will hand out certificates for JJ's Ice Cream.

PUBLIC COMMENT: Shirley Getz thanked Chief Dodd for having the grass mowed behind her house on North Main Street.

ADJOURNMENT: No further business, the meeting adjourned.

RESPECTFULLY SUBMITTED,

Wilda Wine, Clerk

Donald Delaughter, Mayor

