

**MINUTES OF THE TIMBERVILLE TOWN COUNCIL MEETING  
MAY 12, 2016**

The regular monthly meeting of the Timberville Town Council was held on Thursday May 12, 2016 at 7:00 p.m. in the Timberville Council Chambers with Mayor Donald Delaughter presiding.

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

**PRESENT:** Austin Garber, Town Manager  
Wilda Wine, Clerk/Treasurer  
Mark Callahan, Town Attorney  
J. R. Dodd, Police Chief  
Thomas Kleine, Attorney for Walmart  
John C. Wright, P.E., Bohler Engineering  
Joseph Serruya, Architect for Walmart  
Kevin Hinkle, Karl Magenoffer, Staci Wood Planning Commission  
Nolan Stout, DNR  
Matthew Fultz, WHSV TV

**GUESTS:** Randy Andes, Mary Ann Bowman, Dusty Whetzel  
David and Kimberly Bruce, JJ McPherson  
Broadway High School Students-  
Tim King, Emily McPherson, Jared Menneas,  
Dixie Hirsh, Calvin Schlaak, Rebecca Didawick  
Jordan Davis, Miles Owen, Simon Sawyer

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

**MINUTES APPROVAL:** A motion was made by Todd Thomas and seconded by Carl Turner to approve the minutes of the regular monthly council meeting April 14, 2016 and a special budget meeting on May 2, 2016. The motion carried with all members voting in favor.

<b>TREASURER'S REPORT:</b>	General Fund	\$168,379.17
	Water/Sewer Fund	\$183,743.50
	Savings	\$876,414.09

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

**PUBLIC HEARING CONDITIONAL USE PERMIT FOR WALMART SIGN:** Mayor Donald Delaughter called the public hearing to order. He introduced Tom Kleine, Walmart's attorney, who spoke on their behalf. Walmart was seeking a conditional use permit to erect a free standing sign on the one acre parcel that had been subdivided from the store acreage. The parcel is currently on the market and has no buildings on the property. The sign would be located on the property to designate the entrance to the store for truck traffic coming from Interstate 81 and customers coming west on Route 211. Currently zoning regulations allow businesses two free standing signs on the property. When the property is sold, the new business can still erect a free standing sign on the property along with the store signage. The

Planning Commission had asked Walmart to design a sign that would not only advertise the Walmart Store, but have space available that could be also used for the potential business. Architect Joseph Serruya presented two signs for consideration. Sign A was advertising Walmart only. Sign B had a section below the Walmart advertising that would allow another business to place their signage. There were no comments received from the public. The Planning Commission members adjourned to discuss the application and give a recommendation to council. Walmart representatives also updated council on the progress of the store. Walmart will take possession in June with an opening date in July. The interior has been completed and all equipment installed for the grocery department. The Planning Commission returned and Kevin Hinkle stated that they recommended approval of the conditional use permit if Sign B was used. A motion was made by Ned Overton to approve the conditional use permit with the Sign B option. Carl Turner seconded the motion. The motion carried with all members unanimously.

**POLICE REPORT:** Chief Dodd stated that there is an open window for the Timberville Police Department to opt out of the Rappahannock Regional Criminal Justice Academy. This has to be done by resolution before October. Chief Dodd will bring a resolution back to council and contact the Criminal Justice Academy at Blue Ridge Community College in Weyers Cave, with the intent to transfer to their academy. The new cameras will be installed on June 6<sup>th</sup> in the cars. The body cameras will be located on chargers to be available also to part time officers. Five sets of lighted traffic cones have been purchased as a result of a safety grant from Virginia Municipal League.

**PUBLIC HEARING FY 2016-2017 PROPOSED BUDGET:** Finance Chairman, Robert Blosser began the public hearing with a brief synopsis of the \$1,880,253.24 budget for fiscal year 2016-17. He reported that there would be a 2% increase in the water and sewer charges and that trash fees would increase from \$12 per month to \$13.00 per month. The increase in trash is necessary because the town is entering into a new contract with Waste Management, the company that submitted the lowest bid. The increased cost of processing the town's sewer at Broadway's Wastewater Treatment Plant precipitated the need to increase utility costs. Even with the increases the budget is below the \$1,888,018.70 FY 2015-16 budget. There was no public comment. The hearing closed. Council will adopt a budget at the June meeting.

**PUBLIC WORKS:** Town Manager Austin Garber stated that council received a list of the work completed by the maintenance crew since the last meeting. The Town solicited bids for improvements at the park restrooms. Three bids were received. The low bid of \$16,845.00 was submitted by Dinks Construction. A motion was made by Robert Blosser and seconded by Juanita Price to accept the bid proposal from Dinks Construction Co. The motion carried with all members voting in favor. Mayor Donald Delaughter stated he would like to see the work completed as soon as possible. The money is available from this year's budget. There was \$5000 budgeted for the improvements and \$5000 not used for the boat launch. The tree trimming in the park cost \$5200 less than the \$10,000 budgeted. Town Manager Austin Garber will check to see how soon the company can start work.

Alger's Excavating has completed the installation of the water line on Lone Pine Drive to Walker Way. They are currently working on individual taps. Mayor Donald Delaughter asked Austin to verify that the results the engineering company projected were as expected.

**OUTDOOR FURNACE ORDINANCE:** Attorney Mark Callahan again submitted a draft ordinance for regulating the installation and use of outdoor furnaces. Robert Blosser stated that he had spoken to two retailers of the outdoor furnaces. He stated that their opinion was that the proposed stack height requirements were unworkable. No manufacturer would warrant the stove with that height smoke stack. He stated that the setbacks of 25 feet from the property line and 100 feet from other houses was

good. Carl Turner stated he would like to see the stoves meet EPA requirements for emissions. A motion was made by Robert Blosser to approve the ordinance with the deletion of section 3-5.7B (stack height requirements) and the addition of the requirement to meet EPA emission requirements. Existing outdoor furnaces will have 90 days from adoption to comply with regulations. The motion as amended carried with all members voting in favor.

Mayor Delaughter stated that council needed to set up a meeting with Mark Callahan to review the changes in the Broadway Wastewater Contract. Austin Garber will provide copies of the original contract, the 2007 contract with the Town of Broadway, the wastewater term agreement, and the second amendment.

Minor changes are being made to the website. It could be down for a period.  
The pool is opening Memorial Day weekend. Lifeguards are being interviewed.

**BUSINESS AND INDUSTRY:** No report.

**ZONING ACTIVITY:** Wilda Wine reported the following zoning activity:  
15282 Lone Pine Drive- New fence 5069 Clearwater Drive- new fence  
300 Montevideo Street- New dwelling.

**PARKS AND RECREATION:** Sharon Jones had no report. However, council needs to schedule a time to visit the park to help develop a master plan to have ready when grants become available.

**FINANCE:** Robert Blosser. No additional report.

**PERSONNEL:** Ads are being placed for a full time front office person and one new police officer. The office person is replacing the part time position.

**PLAINS DISTRICT MEMORIAL MUSEUM:** Historian Beverly Garber read a list of historical facts. Wilda Wine reported 64 visitors, 159 volunteer hours, and membership 177. The current exhibit is Public Transportation. There are two smaller exhibits of Beverly Garber's. One is of mantle clocks, the other features woodturning.

**OTHER BUSINESS:** Mayor Donald Delaughter appointed a committee to make recommendations for the enhancement of the community. Members appointed were Jean DePiro, 14731 Justice Crossing, Brenda Spitzer, 338 Robin Roost Ct. Broadway, and Sarah Berry of 213 Church Street. The committee will work directly with Austin Garber and report to the Mayor.

**PUBLIC COMMENT:** None  
The Mayor thanked everyone for attending.

**ADJOURNMENT:** No further business, the meeting adjourned.

**RESPECTFULLY SUBMITTED,**

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Wilda Wine, Clerk

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Donald Delaughter, Mayor