

**Irvington Town Council
Regular and Public Meeting
February 11, 2010**

The regular and public meeting of the Irvington Town Council was held at the Irvington Town Office on February 11, 2010, at 7:30 P.M.

Present:

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| Mayor | Ralph D. Ransone |
| Vice-Mayor | Position vacant |
| Council | Gene H. Edmonds William H. Evans, III Robert S. Westbrook |
| Legal Counsel | Matson C. Terry, II |
| Zoning Administrator | Robert A. Hardesty |

Absent:

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| Council | Jimmie Lee Crockett Kathleen Pollard |
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Visitors:

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| Jerry Latell Ed Sulick Ruth Why | Robert Morrison |
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Mr. Ransone called the meeting to order and requested a moment of silence. He read Mr. Jimmie Lee Crockett's letter of resignation from the Town Council to be effective immediately. Dr. Westbrook moved that the council accept Mr. Crockett's resignation and Mr. Edmonds seconded the motion. Vote – Yea: Edmonds, Evans, Westbrook. Nay: 0.

Mr. Terry announced that with three members present of the existing four members of council, business could be conducted.

Public Comment:

Jerry Latell and Ed Sulick, who have both submitted their names for consideration for appointment to the council, were present to introduce themselves and talk about their background. The other applicants were invited, but they had previous commitments.

Minutes and Treasurer's Report:

Dr. Westbrook made a motion to accept the minutes and treasurer's report. William Evans seconded the motion. Vote – Yea: Edmonds, Evans, and Westbrook. Nay: 0.

Zoning Administrator:

Irvington Marina: Mr. Hardesty, who had visited the site on this date, reported that progress at the Irvington Marina has been slow recently because of the snowy weather. Hawk, the employee, has been cleaning up the site, so there can be an inspection of the structures.

Legal Counsel:

Thomas Property: Mr. Terry reported that one of the owners (a cousin) of the Thomas property, who owns 1/16th of the property, is consulting with an attorney. The other 2/16th's of the property is scattered among unknown parties, who did not respond to the suit.

Planning Commission Report:

Zoning Revision: Mr. Morrison reported that he and Mr. Hardesty are doing the second editing of the zoning ordinance. After they have completed consolidating and revising, they will have it retyped.

Legislative Report:

Dr. Westbrook said that he had emailed a summary of the legislative bills that are under consideration in this current session that are of concern to towns. He said that it is cumbersome to make the reports to the council members in time for council discussion and the council to make timely comments to the representatives. Mr. Terry suggested that in the future, the council read the new legislation being considered when it is first posted. Then at the next meeting of the council, it can be discussed, and the council can take action.

Committee Reports:

Disaster: Mr. Evans reported that Ryan Stephen, as a volunteer, had done a fantastic job of snow removal during recent snows, and he would like to see his efforts recognized.

Shed at Commons: Mr. Edmonds said that the shed is ready to be installed at the Commons.

Old Business: None.

New Business:

Chamber of Commerce: Gene Edmonds made a motion to renew the town's membership in the Chamber of Commerce, at an annual fee of \$100.00. Vote – Yea: Edmonds and Evans. Nay: Westbrook. The town will renew its membership.

Golf Cart Decal and Annual Fee: Robert Westbrook made a motion to accept the golf cart design with the year under the number of the decal and the annual fee to be \$10.00. William Evans seconded the motion. Vote – Yea: Edmonds, Evans, and Westbrook. Nay: 0.

Executive Session:

Matson Terry read the following motion which Mr. Edmonds made: "I hereby move that the Town Council of the Town of Irvington go into closed or executive session to discuss a resignation and an appointment specifically covered by the 'Appointment to Council' and the awarding of public contracts involving expenditure of public funds pursuant to the *CODE OF VIRGINIA*, Section 2.1-3711.A.(1)(29)." William Evans seconded the motion. Vote – Yea: Edmonds, Evans, and Westbrook. Nay: 0.

William Evans made a motion to come out of executive session and Gene Edmonds seconded the motion. Vote – Yea: Edmonds, Evans, and Westbrook. Nay: 0.

Matson Terry read the following motion for certification which Robert Westbrook made: “I move that there be a roll call or other recorded vote, to be included in the minutes of this meeting, certifying that (1) only public business matters lawfully exempt from public meeting requirements under the Virginia Freedom of Information act were heard, discussed or considered in the closed session; and (2) only such public business as was identified in the motion to convene a closed session was heard, discussed or considered.”

I, Gene Edmonds, so certify.
I, Bob Westbrook, so certify.
I, William H. Evans, so certify.
I, Ralph D. Ransone, so certify.

Following the executive session, the council took the following action:

Contracts:

Garbage Collection: Robert Westbrook made a motion to revise the request for bids for the garbage collection in that there be five garbage cans (1 for recyclables) emptied at the Commons during the April – November months the week after the Farmers’ Market and one can the other weeks during those months. Gene Edmonds seconded the motion. Vote – Yea: Edmonds, Evans, and Westbrook. Nay: 0.

Electrical Box: William Evans made a motion to accept the bid of Self Construction for enclosing the electrical box in the town office. Gene Edmonds seconded the motion. Vote – Yea: Edmonds, Evans, and Westbrook. Nay: 0.

Christmas Lights, Banners, and Flags: Gene Edmonds made a motion to accept the bid of Paul Elbourn for putting up/taking down Christmas lights, banners, and flags for 2010. Robert Westbrook seconded the motion. Vote – Yea: Edmonds, Evans, and Westbrook. Nay: 0.

Grasscutting: Robert Westbrook made a motion to accept the bid of Kilmarnock Enterprises for grasscutting for the 2010 through the 2012 seasons contingent on the fact that he be responsible for the preparation of the Thomas property for the grasscutting which is now part of the town property. The property has tall weeds growing on it. William Evans seconded the motion. Vote – Yea: Edmonds, Evans, and Westbrook. Nay: 0.

Appointments to Council:

Gene Edmonds made a motion to appoint Jerry S. Latell to the council to fulfill the term of Ralph D. Ransone, who became the Mayor. Mr. Latell’s term will end in September, as Mr. Ransone’s seat was one of those, in the May election. Robert Westbrook seconded the motion. Vote – Yea: Edmonds, Evans, and Westbrook. Nay: 0.

William Evans made a motion to appoint Edward J. Sulick to fulfill the term of Jimmie Lee Crockett, who resigned on the date of this council meeting. Mr. Sulick’s term will expire in September, 2012. Robert Westbrook seconded the motion. Vote – Yea: Edmonds, Evans, and Westbrook. Nay: 0.

Additional Business:

Robert Westbrook asked about restructuring the ordinance on boat houses. Mr. Hardesty and Mr. Morrison are working on the revisions to the Zoning Ordinance.

Mr. Edmonds asked about adjusting some of the yearly budgeted amounts for some of the line items in the budget. Mr. Terry recommended not doing this because then the budget committee would have a true picture by leaving the over and under of a line item, when preparing the budget for the next fiscal year.

Adjournment:

Gene Edmonds made a motion for the meeting to be adjourned.

Ralph D. Ransone, Mayor