

TOWN OF WACHAPREAGUE
TOWN COUNCIL MEETING
APRIL 8, 2014

PRESENT: Fred Janci, Mayor, Bonnie Munn, Vice Mayor, Tres Atkinson, Stuart Bell, Selina Coulbourne, Aileen Joeckel and John Joeckel

TOWN CLERK: Lynn Weeks

TOWN COUNCIL MEETING

I. Public Comments –

Chris Wardius, owner of the Wachapreague Inn, indicated the Inn and the Town of Wachapreague are designated pet friendly and that pet disposals strategically placed around Town and in our Parks would help to keep our Town beautiful. Mr. Wardius checked on the cost of a standup disposal with bags and trash can at a cost of \$300 each. Mayor Janci pointed out that the Town has an Ordinance which states pet owners are to clean up after their pets.

Mr. Wardius requested the Town consider having horseshoe pits installed at the Seaside Park and that he would provide them. Z.R. Lewis indicated he would donate horseshoes should the pits be considered.

Maggie Brennan discussed the purchase of her home originally listed as 6 Custis Street by Realtor Pat Hart and then corrected to 5 Custis Street by Accomack Title & Settlement, Inc. from the Cherrix Wallace Family (Byrd) and as listed on the 911 Map all confirming 5 Custis Street. It came to light after executing all documents that they shared the same address with their neighbor, Brian Joynes.

Brian Joynes indicated he has lived at 5 Custis Street since 1996 and had to refinance his home recently due to a divorce and all documentation lists his home then and now as 5 Custis Street. The whole time being a neighbor of Lester Cherrix his home was listed as 17 Lee Street. Mr. Joynes again requested the Town not change his address.

Ann Spence spoke and advised she resides at 9 Custis Street and has since 1961.

Selina Coulbourne mentioned receipt of a letter from Jeff Deem whose address is 7 Custis Street.

Mayor Janci produced maps which show the Lester Cherrix (Byrd) house as 17 Lee Street although they are not dated nor signed.

Z.R. Lewis gave some history regarding Wachapreague only wanting single and double digit house numbers and that he and others went around and mapped all streets and house numbers due to 911 wanting 6 digit numbers on all homes.

II. Call to Order

Mayor Janci called to Order the Town Council Meeting at 7:25 p.m. on April 8, 2014 in the Wachapreague Town Hall.

III. Pledge of Allegiance

Mayor Janci led the Council in the Pledge of Allegiance.

IV. Approval of Minutes

Tres Atkinson made a Motion to Approve the Minutes for the March 11, 2014 Town Council meeting and Bonnie Munn seconded the motion. There being no further discussion, the minutes were voted upon and passed unanimously.

V. Review of Financial Report

John Joeckel reported:

- The 2014 Town Budget forecasted year end net income of \$1,300 but in actuality we are already currently at \$16,000.
- Meal Tax revenue for the first 12 months of the meal tax is \$25,535 which is \$5,500 over the original annual gueestimate.

- FY2014 meal tax actual is \$23,000 while the budgeted is \$20,000. This has earned \$6,500 toward tourism and \$19,000 toward general revenues.
- That along with elimination of Council compensation gave the Town the ability to reduce Real Estate Taxes in 2013 by almost 19%.
- The Port of Wachapreague Town Marina's Gross Profits are \$3,500 ahead of last year.
- Net Income for the marina is ahead \$3,000 over last year.

Aileen Joeckel made a Motion to accept the March 2014 Financials and Tres Atkinson seconded the motion. There being no further discussion, the Financials were voted upon and passed unanimously.

VI. Old Business

A. 911 System –

- Mayor Janci acknowledged the ongoing issue of inadequate addresses in the Town of Wachapreague.
- Although the Town is understanding this will effect some citizens a search was performed which revealed a Map of the Town of Wachapreague adopted and approved in the Minutes and so marked on the Map by the Town on May 4, 1999. The Minutes read *"Mr. Fate discussed the 911 mapping project to ensure that Town addresses are correct and the involvement of the Fire Company. Motion was made by Mr. Fate to authorize use of the Town map dated 12/2/98 for the project. Seconded by Mr. Pitts. Motion passed."* On this Map the Brennan's house on Custis Street is No. 5, Joynes No. 7, Deem No. 9 and Spence No. 11.
- In the April 6, 1999 Minutes It was revealed the Fire Company's responsibility of notifying the citizens of any changes to their then current addresses.
- Mayor Janci further advised that the Town Zoning Ordinance indicates that on corner properties the shorter of the two sides would dictate the front of the property.
- Mayor Janci spoke with the Town Attorney, David Rowan, who indicated the Town's Zoning Ordinance, specifically the shorter of the two dimensions of a corner lot, would be the ruling factor followed by the approval of the Map by the Town Council on May 4, 1999.
- Seilna Coulbourne advised she has sat in on prior Council Meetings where this was an Agenda item that was pushed off year after year, most likely due to Town residents not wanting to change their addresses. When the issue of Mr. and Mrs. Brian Brennan and Mr. Brian Joynes having the exact same address came to the forefront this Council was already in the process of rectifying the inadequate address problem.
- Ms. Coulbourne, a lifetime resident of Wachapreague, feels it would be an injustice for the families that have lived here 15-20 years on Custis Street and are full time residents to have to change their addresses now.
- Mrs. Brennan indicated all of her documents on the purchase of this property list it as 5 Custis Street and is most concerned legally what would befall her children in the event of death for claiming their rights to this property.
- Mr. Brennan advised he is not ready to resolve this issue at this time and would pursue legal remedy if necessary.
- Ms. Coulbourne has spoken with Jeff Flournoy of 911 on numerous occasions about this issue and been advised 911 would change their map to coincide with the Town's map.
- It was established the Town of Wachapreague has the right to make the decision as to changing physical addresses for the safety, health and welfare of its citizens.
- Mayor Janci and John Joeckel suggested deferring any decision until the next council meeting.

- Tres Atkinson made a Motion to Resolve the 911 Safety Issue regarding two addresses that are the same and the Town having the right to correct them the Council voted upon the Motion with Brian Joynes retaining the 5 Custis Street address and Mr. and Mrs. Brian Brennan be changed to 17 Lee Street. The Town Attorney will be approached by council to see if there is anything the Town could do to minimize, if not eliminate, the Brennan's concerns. Bonnie Munn seconded this Motion. A Roll Call Vote was taken and passed unanimously and is attached hereto these Minutes.
- Council also discussed other streets in Wachapreague where house numbers need to be corrected and listed as examples Bayview Avenue and Powellton. A concerted effort is to be made to accomplish this.

B. Marina

John Joeckel reported:

- The Marina dredging is completed, and hopefully will not be needed again for another 3-4 years.
- Total dredging was a little over \$47,000 and the Virginia Port Authority will be picking up about \$35,500. The original estimate was \$55,000 so we are below budget on the dredging.
- Next will be electrical repairs on the dock which, due to electrical code changes, will cost approximately \$42,500. Estimates for Marina repairs need to be assessed prior to the March 1st Grant request deadline in order to avoid any unforeseen expenditures.
- In conversation with the VPA they will reimburse the Port of Wachapreague Marina for the completed dredging and Wachapreague will withdraw the FY2015 Grant request of \$25,000 and utilize the remaining carryover funds of \$12,721 for any Marina projects that would arise in 2015.
- Mr. Joeckel made a Motion for Authorization for purchase of electrical system materials for the Port of Wachapreague Marina in the amount of \$36,500 and Tres Atkinson seconded the Motion. A Roll Call Vote was taken and passed unanimously and is attached hereto these Minutes.
- It was noted the need to expend an additional \$6,500 in July for completion of the Marina repairs.

C. Town Maintenance/Garbage – Bonnie Munn has heard of no issues at this time.

D. Powell Memorial Park –

- Bonnie Munn has spoken with Parks & Recreation about removing winterization off the bathrooms.
- Debbie Moon has reserved the Park for April 13th and will not need the facilities.

E. Streets and Drainage – Stuart Bell was absent.

F. Stormwaters – John Joeckel reported:

- As addressed in last month's meeting it was hoped the Town of Wachapreague could get an exemption but it appears there probably will not be any exemptions.
- The Chesapeake Bay Preservation Act, Erosion and Sedimentation Act and Stormwater Management Act have all been consolidated and the Department of Environmental Quality (DEQ) is now the responsible agency.
- The Governor signed an emergency decree several weeks ago that all Counties and Towns must be in compliance by July 1, 2014.
- Mr. Joeckel spoke with Norman B. Pitt of Accomack County, Department of Planning, in response to a recent letter wherein he was advised the Town has 3 options which are: (1) Do our own Stormwater Management Plan; (2) Opt into Accomack County Stormwater Management Plan or; (3) Write to the State of Virginia and opt into the Commonwealth's

Stormwater Management Plan. It was Mr. Pitts' suggestion that opting into the State would be the best.

- Mr. Joeckel feels additional research into this issue is needed to determine best route for the Town to take.
- The Town is in compliance with the Erosion and Sediment Control in which the Land Disturbance permit is renewed annually.
- The major impact for the Town of Wachapreague will be disturbances of properties of 1 acre or more for permitting purposes as the cost will escalate from approximately \$48 to as much as \$300 to \$750.
- A decision should be made within the next meeting or two as to which option should be considered since we have to decide on our option to pursue and take action prior to July 1, 2014.

G. **Town Hall Beautification/Maintenance** – Tres Atkinson has nothing new to report.

H. **Safety/Security** – See VI-A above.

I. **Mosquito Control** – Selina Coulbourne discussed retaining J.C. Ehrlich Company, Inc. for mosquito control again this year. Ms. Coulbourne produced an invoice from Ehrlich with a discount of \$162.85 if purchased by May 1, 2014. Ms. Coulbourne made a Motion to approve J.C. Ehrlich Co., Inc. for larvicide dunk service for mosquito control in the amount of \$3,094.15 and Bonnie Munn seconded the Motion. A Roll Call Vote was taken and passed unanimously and is attached hereto these minutes.

J. **Seaside Park** – Mayor Janci is requesting volunteers for clean up at the Park on May 3rd from 9 a.m. to 3 p.m. and has requested Lynn Weeks send out an e-mail notice.

K. **Delinquent Real Estate Taxes and Town Tags/Decal Fees** –

- Mayor Janci requested Ms. Weeks discuss a recent conversation with Emily Diamond on confirmation that all outstanding fees have been received and questioned whether the local fire department did control burns to alleviate having to do repairs on the vacant home. Mayor Janci advised that due to the proximity to the other homes in the area that would not be feasible, however he suggested Camden Brothers who had quoted \$6,000 to demolish the house. Also discussed was lawn maintenance and it was suggested she contact Justin Paul for a quote. Ms. Weeks will contact Ms. Diamond with these suggestions.

- Darryl Lilliston has paid all outstanding taxes and fees to date.
- There have only been two golf cart decals sold to date.

L. **Planning Commission** - Mayor Janci reported no meeting was held due to the number in attendance.

M. **FEMA** – Mayor Janci nothing new at this time.

N. **Town Employee Job Descriptions** – John Joeckel still to finish Harbor Master job description.

O. **Tourism/Business and Tourism Advisory Board** – Aileen Joeckel reported:

- In attendance at the last meeting was the new Director of Tourism and Bobbie Walker, Director of Development. Discussed was the new Town website and kiosk with input on both where suggestions were made.
- They were impressed with how well the Town works together as a Town.
- There was an auction last Saturday and it is unknown what monies were made but that along with contributions afforded the Town of Wachapreague being officially on the Artisan Trail.

- There will be the “Art in the Park” on September 27nd and Katrina Neal will be lining up the vendors. This is to be held at Seaside Park.
- P. **Zoning Administrator** – Will need Closed Session to discuss pay and should be a realistic figure as Mayor Janci is doing this on a temporary basis and, once replaced the salary will already be established.
- Q. **2015 Budget Considerations** – John Joeckel reported the schedule for FY 2015 Budget is:
- First Budget draft to Council, Mayor and Treasurer – May 5th
 - Budget Work Session will be May 26th with Mary Jo Tatum.
 - Advertise proposed budget in Eastern Shore Post, May 30th.
 - Public hearing on budget followed by regular scheduled Council meeting on June 10th.
 - Special meeting to approve budget, June 17th.
 - Executive Closed Session to discuss any personnel issues in budget at the July 8th Town Council Meeting.
- VII. **New Business** – Volunteer Awards
- John Joeckel discussed the awards presented to volunteers by Mayor Janci last year and thought possibly expanding that to include one specialized award to one outstanding volunteer each year that the Council would nominate. To be considered at the next Town Council Meeting.
- VIII. **Announcements** –
- Mayor Janci announced an Easter Egg Hunt at Herbert Powell Memorial Park on April 19th beginning at 11:00 a.m.
 - Jack Tarr the Mayor of the Town of Chincoteague notified us of the April 15th 2014 State of the Eastern Shore Breakfast where all Mayors are invited and to present a one page State of the Town for presentation. Mayor Janci requested Aileen Joeckel prepare one.
- IX. **Adjournment** – Bonnie Munn made a motion to adjourn the meeting and Aileen Joeckel seconded the motion. The motion was voted upon and passed unanimously. The meeting was adjourned at 9:15 p.m.

CBW
4-8-14

MAYOR

TOWN CLERK