

PUBLIC HEARING AND
TOWN COUNCIL MEETING
August 13, 2013

PRESENT

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

Town Clerk: Lynn Weeks

PUBLIC PRESENT

Z.R. Lewis, Bill and Lynn Bowen, Grover and Linda Jones, Jackie Zang, J.T. Swineford, Chris Wardius & Son

PUBLIC HEARING

Mayor Fred Janci introduced the Public Hearing for the purpose of considering the Wachapreague Marina, LLC Easement through Seaside Community Park and opened Hearing for Public Comments.

1. Mr. Thomas Nielsen, P.E. of Nielsen Engineering Services, agent on behalf of the Wachapreague Marina, LLC spoke about the request of the Wachapreague Marina to install a septic system that would require more room than the property is designed to accept. He had initially spoken with VDOT to run the line across the road diagonally but was advised they would only permit right angles. He then turned to the Town of Wachapreague for approval to access a corner of the Seaside Community Park property for installation of septic pipe. Mr. Nielsen provided a drawing which showed the 10' x 30' easement which will be drilled 3' below grade with a 2" sewer line that will pump from the Marina through a Schedule 60 pipe, that conceivably could run at 300-400 PSI, though this pump should only run about 30 PSI, which is much less.

2. Mayor Janci advised the Town citizens that The Nature Conservancy, after they had been fully versed on the extent of the easement, sent a letter wherein they stated they "do not consider the sewage transmission line passing through the corner of the property as a 'permanent waste treatment' system" and, if the Town grants the easement it was of no concern to them.

3. Mayor Janci further stated that DCR, the government agency who provided the Grant for the Seaside Community Park had been contacted and given all pertinent information. The Town is in receipt of a communication from Synthia Waymark wherein it is stated: "The proposed Wachapreague Marina, LLC sewer easement appears to meet the [above] criteria based on the information that has been submitted and will not trigger a conversion of use." Which means changing the use of the Park in any way and it will not, therefore approval was given.

4. Jackie Zang asked if the street would be torn up and was advised that it would not be.

5. Grover Jones inquired if everything will be under ground to which Mr. Nielsen advised that it will all be 3' below grade.

6. Mayor Janci stated that the Wachapreague Marina LLC will cover all Town costs involved with this easement including all attorney's fees incurred, as well as costs to be incurred in preparation of this Easement.

Mayor Janci adjourned the Public Hearing on the Wachapreague Marina, LLC easement through Seaside Community Park at 7:15 p.m.

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I. Public Comments

1. J.T. Swineford is still concerned about the orange balls on the power lines at the Seaside Community Park. The orange balls had been put up by then Mayor Dan Bilicki, as a safety matter and ANEC did not charge the Town. Mr. Joeckel advised that helicopter landings can be restricted but not prevented. However, a helicopter cannot land without prior permission, if they do, a call should be placed to the FAA and a complaint entered and they will follow up. Before we can remove the orange balls we need to do our homework and have paperwork in place, e.g., an ordinance pertaining to aircraft operation over residential areas and landings, so that we can legitimately have them removed. If a helicopter lands as an emergency matter that should be permitted. It should be noted that for a helicopter landing the airport is only 10 minutes away which is important if there is an emergency medical evacuation need.

2. J.T. Swineford discussed the posts and steps in front of Current Reflections, the building on Main Street. Stuart Bell has spoken with the Highway Department about the posts and was advised they are illegal. The steps on the front of the building encroach onto the sidewalk. The owner of the building, Dan Bilicki, has been approached about this and has indicated he will have the posts removed once the old sidewalks are replaced.

3. Mr. Bell stated the old sidewalks are scheduled to be replaced. He advised VDOT will maintain them as long as no one parks on them, defaces them i.e. painting, marking or affixing anything on them, that they are there just to walk on. Some residents have been parking on the sidewalks and have been given a copy of the Town's Parking Ordinance and are complying. Sheriff Todd Godwin informed Mr. Bell that if there were "No Parking" signs along the road he could enforce the solid white line. The Town citizens were concerned with parking for the Post Office and other businesses along Main Street as well as on Sunday's with church parking. This issue to be addressed at a future Town Council Meeting.

4. Linda Jones asked about a Town yard sale. Aileen Joeckel mentioned October.

5. Chris Wardius advised the 3rd Annual Crab Bake is being scheduled for September 14th at the Seaside Community Park. The park will be put on reserve for this event.

II. Call to Order

Mayor Janci called to Order the Town Council Meeting at 7:30 p.m. on August 13, 2013 in the Wachapreague Town Hall.

III. Pledge of Allegiance

Mayor Janci led the Council and Public in the Pledge of Allegiance.

IV. Approval of Minutes

A. Aileen Joeckel made a Motion to Approve the Minutes for the July 9, 2013 Town Council Meeting and Stuart Bell seconded the Motion. There being no further discussion, the Minutes were voted upon and passed unanimously.

B. Mayor Janci advised of the difficulties of hearing the recordings of the Minutes due to the speakers distance from the recorder. It was asked if anyone knew of an inexpensive device that would be helpful. There were no comments made.

C. Mayor Janci reported that a citizen had contacted him about when the Minutes were available for review. The Virginia Code was cited wherein a written rough draft of the Minutes were to be made available to the public here in the Town Hall no later than 10 days thereafter. Once the Minutes are approved, they too are to be made available at Town Hall, 3 days thereafter and that audio tapes were to be kept.

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V. Review of Financial Report

John Joeckel reported the following:

- Awaiting the Final Year End figures.
- The Town has in checking and savings a total of \$128,000 which includes \$4,000 worth of receivables.
- The Marina has \$107,000 with \$400 in receivables.
- Meals Tax as reported for June 2013 is part of FY 2013 and therefore no revenue for the first month of FY2014 which shows a loss for both the Town and the Marina.
- Real Estate Taxes are still outstanding and need to be addressed.
- There is one outstanding Garbage Pick Up fee.
- Auto Tags/Decals still have outstanding fees.
- Boat slip rentals are also showing some outstanding fees.

Council agreed to send invoices on all outstanding/delinquent fees including updated penalties and interest.

IV. Old Business

A. Wachapreague Marina Easement

1. See Public Hearing section.
2. Mr. Joeckel feels confident that everything was followed through properly and is gratified to see there were no negative comments from the Public and we can go forth with the Easement. As such, Selina Coulbourne made a Motion to approve the Marina Easement and Bonnie Munn seconded the Motion. There being no further discussion, a Roll Call Vote was taken and passed. A copy of the Motion and Roll Call Vote is attached hereto.
3. Tom Nielsen requested the Town prepare a letter advising of their approval of this easement.

B. Marina - Mr. Joeckel has nothing to report at this time.

C. Virginia Inside Passage: Aids to Navigation

- Mr. Joeckel reported that the Coast Guard commenting period ended on August 5th.
- On August 6th he made a presentation to the Accomack/Northampton County Transportation District Commission, of how he foresees the future dredging of both the seaside and bayside. They were very supportive and have requested he make this presentation before the Accomack County Board of Supervisors at their August 21st meeting. He has not heard yet from the Northampton County of Board of Supervisors.
- A stakeholder's meeting will be held on August 16th at the request of the Army Corps of Engineers and facilitated by Wanda Thornton and Supervisor Crockett. Keith Neal of Teaser's Sport Fishing and Teasers Fisherman's Lodge will try to attend and to discuss the FY2014 funds that the Corps already has approval for and what the funds will be used for in future dredging.
- On August 19th, Mr. and Mrs. Joeckel will attend a constituents meeting at Wallops facilitated by Ron Wolff regarding the aids to navigation. Mr. Joeckel will make a presentation as will the USCG. Mr. Joeckel thinks we are making headway on changing the way we approach the funding for the Eastern Shore Army Corps of Engineers with regard to dredging and the inside passage.
- Mayor Janci addressed Mr. Joeckel and thanked him for all the time he has put in on this matter and then addressed the Public so that they could appreciate all that he has done on behalf of the Town and the Eastern Shore.

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- D. Channel Dredging
Project completed
- E. Golf Cart Ordinance
- Mr. Joeckel stated that to date there are no VDOT signs. Mayor Janci indicated that Andy McLaughlin, Program Manager for VDOT, was due in Town this date to survey where all signs were to go.
 - Chris Wardius did see a VDOT representative here.
 - Mr. Joeckel indicated that there still needs to be a determination as to the tag fees and mentioned his prior research of the various other towns with fees of \$0 to \$37. The fees can be addressed at a later date.
- F. Town Website
- Aileen Joeckel has identified someone who has agreed to work with us and will begin in October and should finish by January, 2014.
 - Mayor Janci mentioned Lenny Core, who can work with Microsoft Front Page in the interim.
- G. Town Maintenance/Garbage
Bonnie Munn advised there are no problems to report.
- H. Powell Memorial Town Park
- Bonnie Munn stated the Park looks really good.
 - Town Maintenance Crew has been doing the trimming and Parks & Recreation have been mowing the lawn. Although the broken pipe had been fixed the old sink still needs to be replaced. Ms. Munn tried to contact John Burton about a double sink that she saw available locally but has not heard back from him.
 - There was also a big bash held at the Park and when she went over afterwards she indicated the Park had been cleaned and left spotless.
- I. Streets and Drainage
Please see Public Comments section of Town Council Meeting.
- J. Town Hall Beautification/Maintenance
- Tres Atkinson deferred to Chris Wardius who advised the exterior work on the Town Hall is completed and that the Azak wood that was used as trim does not need to be painted.
 - Mayor Janci and Council discussed the deterioration in the Town Hall. He discussed possible repairs and updates, such as replacing carpet, repairing water damaged ceiling in old file closet, painting walls white and minimally updating the bathroom.
- K. Mosquito Control
Selina Coulbourne has not received any calls on this issue.
- L. Safety/Security
- Ms. Coulbourne discussed the problem of speeding in Town. The Sheriff's Office had installed an electronic speed indicator at the entrance of Town for a short period of time. Ms. Coulbourne will follow up with Sheriff's Office.
 - Chris Wardius told Council that someone has been stealing gas out of boats by removing the tank and returning it empty.
- M. 911 System
Ms. Coulbourne addressed the Council on how difficult it is to match the house numbers with the 911 Map, especially due to the size of the Map, which is approximately 4' x 5'. So far the worst

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streets are Main Street and Switch Bridge Road. Though she will continue to work on this matter she is going to contact Jeff Flournoy to see if he has any suggestions.

N. Seaside Park

- Mayor Janci advised of loss to several trees due to thunderstorms and wind.
- Also some small plants have died probably due to heat.
- The Mayor advised he will be gone until the beginning of September and asked for a volunteer to water the flowers at the entrance to Town which he and his wife have been doing daily. Stuart Bell volunteered.

O. Delinquent Real Estate Taxes and Town Tags/Decal Fees

See Review of Financial Report.

P. Tourism/Business and Tourism Advisory Board

- Aileen Joeckel announced that at the Board's last meeting it was decided to hold the 3rd Annual Crab Bake on September 14th at Seaside Park.
- Yard Sale to be sometime in October.
- Working on Marketing Grant and Vera Zdravkovich is assisting.
- Going forth with kiosk design plan, cost and installation.
- Want to have a Light Box at the Welcome Center which will cost \$850 annually. Ms. Joeckel made a Motion for an \$850 annual expense to have a spot at the Welcome Center. This Motion was seconded by John Joeckel. There being no further discussion a Roll Call Vote was taken and passed. A copy of the Motion and Roll Call Vote is attached hereto.
- The website was discussed.

Q. Planning Commission Appointments

Ms. Joeckel stated there is one more Member needed to complete the Commission.

- Jackie Zang was asked and agreed to be one of the Members.

R. Board of Zoning Appeals Appointments

Ms. Joeckel stated since the Planning Commission is complete she will work vigorously on completing the Board of Zoning Appeals appointments.

VII. *New Business*

Town Computer

- Mayor Janci discussed a Lenovo Desktop as a possible replacement.
- Mr. Joeckel has long experience with Dell.
- Upcoming sales to determine the already budgeted purchase for FY 2014.

FEMA Meeting

- Mayor Janci attended and reported 149 properties in Town will see a decrease in flood exposure.
- To view Map go to www.rampp-team.com.
- A Town Ordinance is needed to adopt the FEMA Map.
- Implementation is a full year away.

Wachapreague Inlet

- Mr. Joeckel stated Cedar Island has been the barrier blocking the Atlantic Ocean from the salt marsh. The Wachapreague Inlet had been a quarter mile wide and is now one mile wide. With every storm, instead of Cedar Island taking the direct hit, it will be the salt marsh. It is conceivable, that overtime the wave action will erode the salt marsh at Bradford's Bay.

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- Mr. Joeckel had contact with Steve Parker of The Nature Conservancy for enlisting his support for beach restoration by the Army Corps of Engineers. He was advised a study of the Port of Wachapreague Inlet by a scientific team would be in order to assess what action to take to prevent erosion of the salt marsh.

VIII. Announcements

None

XI. Adjournment

Bonnie Munn made a motion to adjourn the meeting. Aileen Joeckel seconded the motion. The motion was voted upon and passed unanimously. The meeting was adjourned at 8:35 p.m.

CBW
8-13-13

MAYOR

CLERK