



**TOWN OF IRVINGTON, VIRGINIA
TOWN COUNCIL REGULAR MONTHLY MEETING
IRVINGTON UNITED METHODIST CHURCH
THURSDAY, JULY 13, 2023; 6:30 p.m.**

A. CALL TO ORDER

B. ROLL CALL

Wayne Nunnally, here.
Judy Penniman, here.
Dudley Patteson, here.
Phil Robinson, here.
Gabe del Rio, here.
Jackie Brown, here.
Julie Harris, here.

C. APPROVE AGENDA

J. Penniman corrected the Agenda to remove her name from the budget committee and to insert second reading of the meals tax.

W. Nunnally: Objection.

Motion made by J. Penniman to amend the Agenda with changes to budget committee and second reading of meals tax.

Seconded by G. del Rio.

Motion passes 4-2.

D. APPROVE MINUTES

- June 8, 2023, Town Council Public Hearing

Motion made by D. Patteson to approve the 06/08/2023 public hearing minutes.

Seconded by G. del Rio.

Motion carries 6-0.

- June 8, 2023, Town Council Regular Called Meeting – continued to 06/15/2023.

Motion made by D. Patteson to approve the 06/08/2023 Town Council Regular Called meeting minutes.

Seconded by J. Penniman.

Motion carries 6-0.

- June 15, 2023, Town Council Regular Called Meeting conclusion.

Motion made by D. Patteson to approve 06/15/2023 reconvened Town Council meeting.

Seconded by P. Robinson.

Motion carries 6-0.



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E. FINANCIAL REPORT

- Treasurer's Report. – Accepted.

F. PUBLIC COMMENT –

- Presentation by Jennifer Sagan, Oyster Restoration Specialist. Discussed all the restoration that will be coming to Carter's Creek. Discussed the importance of oyster restoration to all sea life.
- Comments from citizens on any topic
 - S. Kimmeth: Reported on July 4th weekend activities. Farmer's Market was sold out and the Air Force Band had the largest attendance in 30 years.
 - K. Schaschek: Meals tax discussion. Recommends waiting on sewer survey.
 - F. Sanford: People spoke out 14-4 against meals tax at the recent Public Hearing. Town Council needs to listen to the people's vote.
 - G. Kuper: Spoke on his suggestions for Charter revision. Feels there should be a referendum for spending beyond a certain amount.
 - R. Fuller: Remind Council that there are many residents that do not come to the meetings and the survey provided answers.
 - W. Thompson: No meals tax needed. Another survey is as worthless as the first survey because Town Council did not listen to the first survey.
 - M. Bradley: Listen to the data. We have not heard from the businesses concerning the meals tax and it is an important data fact that is missing.
 - J. Trollip: Second half is not looking as good as the first half. Can go either way on the meals tax.
 - D. Cheek: Would like for Council to tell us why we need a meals tax. One is not needed now, but maybe in the future. A tax that is put on never comes off.

G. REPORT FROM THE MAYOR, *J. Harris*

VDOT will be conducting traffic counts, July 10 through August 11th.

VRSA advised \$500 grant will be available August 1.

VIA and the Special Events Committee were thanked for a successful July 4th celebration weekend. VIA was also thanked for the donation of a flag for the main Commons in memory of resident, Jay Alga.

H. REPORT FROM TOWN ATTORNEY, *A. McRoberts*

No report.

I. REPORT FROM THE ZONING ADMINISTRATOR, *J. Nelson*

Permits were issued for a new expanded deck at 413 The Lane. A re-issued permit which had expired was made for apartment space at 70 Rappahannock Road. A sign permit was issued for Accent at 4265 Irvington Road. More receipts were received from Mr. Fisher.



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J. COMMITTEE REPORTS

- Budget & Finance Report, *G. del Rio*

Ms. Penniman has resigned from this committee.

Motion made by W. Nunnally to appropriate funds \$2,500 for Irvington Crab Festival.

Seconded by D. Patteson.

Motion carries 6-0.

G. del Rio stated that an amended budget is not required if you add revenue, so if the meals tax is added an amended budget is not required. We have money from COVID grants, not from revenue.

- Charter, Codes & Ordinances Committee, *J. Brown & P. Robinson*
Recommendations of having ordinances written in plain English. Town Council needs to think about whether we need an ordinance on historic properties.
- H. R. Committee, *D. Patteson & W. Nunnally*
The Clerk lost her husband, and his service is on Friday, July 14.
- Facilities Committee, *J. Brown & P. Robinson*
Proposal for AES for sidewalk \$13,700. Recommend accepting this proposal. Storage options for flags and Christmas decorations were discussed.

P. Robinson made a motion to accept this proposal.

Seconded by W. Nunnally.

Motion carries 6-0.

P. Robinson made a motion to authorize the Clerk to get a rental space for storage.

Seconded by W. Nunnally.

Motion carries 6-0.

- Community & Special Events Committee, *J. Penniman & D. Patteson*
July 4th parade discussed. It was a great success and volunteers were thanked.
- Commons Committee, *J. Penniman & W. Nunnally*
Tennis court repairs and pickle ball courts were discussed.
- Waterfront Committee, *D. Patteson & J. Penniman*
Third meeting to be held shortly.
- Unfinished Business Report – *J. Brown*
May vote on some topics in August.



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- Planning Commission Update, *T. Chapman – Chair*
Working on enforcement of ordinances. Harper_CUP was approved.

K. OLD BUSINESS

- First Reading of Proposed Amendment to the Transient Occupancy Tax Ordinance
Andrew McRoberts: Amendment is good to use. Cleaner version.
- Second Reading of Charter V.1 and vote.
 - Discuss suggested revisions for Charter V.2
Internet broadband for town discussed as an addition. Two-year terms for council instead of four-year terms, were discussed, but not accepted. Having a referendum for large expenditures was also discussed.

Motion made by W. Nunnally to include a referendum for \$150,000 in any matter concerning taxes.

Motion was not seconded.

Motion amended by J. Brown to reflect a referendum for \$1,000,000 on all new tax matters and sums over \$1,000,000.

Seconded by W. Nunnally.

G. del Rio, no.

J. Penniman, no.

J. Brown, yes.

D. Patteson, no.

W. Nunnally, yes.

P. Robinson, no.

Motion does not pass 2-4.

G. del Rio made a motion to approve the second reading of the meals tax as proposed with the sunset.

Seconded by D. Patteson.

G. del Rio wants the record to show that Mr. Nunnally asked the town attorney if this exists in any other town and was told no, not that he is aware of.

- Meals tax
J. Brown made a motion to table the meals tax until Council has the information to justify spending the money.
Seconded by W. Nunnally.



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**D. Patteson, no.
W. Nunnally, yes.
J. Brown, yes.
J. Penniman, no.
G. del Rio, no.
P. Robinson, no.
Motion does not pass 2-4.**

Motion made by G. del Rio to approve the second reading of the meals tax as read with the sunset clause included.

Seconded by D Patteson.

**D. Patteson, yes.
W. Nunnally, no.
J. Brown, no.
J. Penniman, yes.
G. del Rio, yes.
P. Robinson, yes.**

Motion carries 4-2.

- Harper_CUP – redevelopment in the RPA

Motion made by G. del Rio to approve.

Seconded by J. Penniman.

Motion carries 6-0.

- Whitney Law-startsmall.THINK BIG
Discussion regarding signing contract. Further details of the scope of work are needed. D. Patteson will work with W. Law on what will be included on the website.

L. NEW BUSINESS

- Bowman Proposal Sewer Report- *P. Robinson*

Motion made by P. Robinson to move forward with Bowman proposal.

Seconded by W. Nunnally.

Motion carries 6-0.

M. ANNOUNCEMENTS

- Next Town Council Meeting, August 10, 2023: 6:30 p.m. at Irvington Baptist Church



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N. ADJOURN

**Motion made to adjourn by W. Nunnally.
Seconded by D. Patteson.
Motion carries 6-0.**