

**Irvington Town Council
Regular and Public Meeting
December 10, 2009**

The regular and public meeting of the Irvington Town Council was held at the Irvington Town Office on December 10, 2009, at 7:30 P.M.

Present:

Vice-Mayor

Ralph D. Ransone

Council

Jimmie Lee Crockett
Gene H. Edmonds
Kathleen F. Pollard
Robert S. Westbrook

Zoning Administrator

Robert A. Hardesty

Absent:

Mayor

Alexander McD. Fleet

Council

William H. Evans, III

Legal Counsel

Matson C. Terry, II

Guests:

Steve Daum

Robert Morrison (arrived late)

Visitors:

John Braider

H. S. Government Students:

John May
Danielle Warner
Rayan Joyner
Robert Wineland
Grace Perkins
Mike Faulkner

Patrick May
Alyssa Ford
Nicole Shelton
Jessica Whil
Jenny O'Shaughnessy
Kat Main

Alexander Barton
Logan Nonnemacker
Ruth Murray
Jade Traylor
William Somers

In the absence of the Mayor, the Vice-Mayor called the meeting to order and asked for a moment of silence.

Irvington Marina Report:

Mr. Steve Daum stated that he plans to post notices of violation on Monday, December 14, 2009, for Irvington Marina. Then the owners of the marina will have 30 days to start making the improvements. He had received a message from Craig Smith, the attorney for the corporation, which stated he was waiting

for bids from Keith Kopcsak and Chris Henley. Mr. Daum said that boats and piers are not under his jurisdiction.

Welcome:

The Vice-Mayor welcomed the high school government students to the meeting.

Minutes and Treasurer's Report:

Jimmie Lee Crockett made a motion to approve the minutes and treasurer's report and Robert Westbrook seconded the motion. Vote – Yea: Crockett, Edmonds, Pollard, Ransone, and Westbrook. Nay: 0.

Zoning Administrator:

Boat at Irvington Marina: Mr. Hardesty reported that the boat with the hole at Irvington Marina had been moved to a new location around the back of the marina. Mr. Hardesty will talk with the town attorney to determine the town's options regarding the boat. There was discussion about the town's immediate action, such as writing the owner inquire about his plans for the boat and informing him if he does not remove the boat, he will be given a limited amount of time to take action. Later in the meeting, in response to Mr. Braider's question, Mr. Morrison said that salvage rights would come into play should the boat sink.

Chesapeake Drive Light: The Chesapeake Drive Light is in progress, as markings have been placed on the shoulder of the road.

Planning Commission Report: No report; no meeting.

Committee Reports:

Christmas Tree Lighting: Dr. Westbrook reported that the Christmas Tree Lighting went well. He thinks that it should be a tradition.

Christmas Tree: Comments were made about the attractiveness of the lighted Community Christmas Tree.

Irvington Brochure: Mrs. Pollard is talking with another person about a new brochure for the town.

Town Office Electrical Box: Mr. Hardesty is going to box in the electrical box in the town office.

Shed at the Commons: The new shed has been ordered and Ransone's Nursery will be asked by the VIA to prepare the site. It will be near the current location of the porta potties, which are to be moved.

Old Business:

Removal of Christmas Lights: The Council scheduled the removal of the Christmas Lights on Saturday, January 9, 2009, at 9:00 A.M.

Proposed Golf Cart Ordinance: Copies of the second draft of the proposed golf cart ordinance were distributed. Jimmie Lee Crockett made a motion to table discussion of it until next month after the council members have read it. Kathleen Pollard seconded the motion. Vote: Yea: Crockett, Edmonds, Pollard, Ransone, and Westbrook. Nay: 0.

Christmas Gift for Attorney:

Dr. Westbrook made a motion to give the town attorney the same Christmas gift that has been given in the past and the motion was seconded by Kathleen Pollard. Vote: Crockett, Edmonds, Pollard, Ransone, and Westbrook. Nay: 0.

Executive Session: Kathleen Pollard made a motion to go into executive session:

Ralph Ransone read and made the following motion: "I hereby move that the Town Council of the Town of Irvington go into closed or executive session concerning employees (appointees) and personnel matters of the government pursuant to the *CODE OF VIRGINIA*, Section 2.1-344.A.1." Gene Edmonds seconded the motion. Vote – Yea: Crockett, Edmonds, Pollard, Ransone, and Westbrook. Nay: 0.

Jimmie Lee Crockett made a motion to come out of executive session and Robert Westbrook seconded the motion. Vote – Yea: Crockett, Edmonds, Pollard, Ransone, and Westbrook. Nay: 0.

Mr. Ransone read the following motion for certification which Gene Edmonds 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 H. Edmonds, so certify.

I, Bob Westbrook, so certify.

I, Jimmie Crockett, so certify.

I, Kathleen Pollard, so certify.

I, Ralph D. Ransone, so certify.

Jimmie Lee Crockett made a motion to reappoint William Wright to a four year term on the Planning Commission. Gene Edmonds seconded the motion. Vote: Yea: Crockett, Edmonds, Pollard, Ransone, and Westbrook. Nay: 0.

Adjournment:

Kathleen Pollard made a motion to adjourn the meeting and Robert Westbrook seconded the motion. Vote: Yea: Crockett, Edmonds, Pollard, Ransone, and Westbrook. Nay: 0.

Ralph D. Ransone, Vice-Mayor

**Irvington Town Council
Regular and Public Meeting
November 12, 2009**

The regular and public meeting of the Irvington Town Council was held at the Irvington Town Office on November 12, 2009, at 7:30 P.M.

Present:

Mayor	Alexander McD. Fleet
Vice-Mayor	Ralph D. Ransone
Council	Gene H. Edmonds Kathleen F. Pollard Robert S. Westbrook
Legal Counsel	Matson C. Terry, II
Robert A. Hardesty	Zoning Administrator

Absent:

Council	Jimmie Lee Crockett William H. Evans, III
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Guests:

Mr. and Mrs. Thomas Chapman	Mr. Jimmy Robertson
Mrs. Ruth Whay	Mr. Steve Daum
Mr. Paul Elbourn	Mr. Norman Mosher
Mr. Gordon Slatford	Mr. Robert Morrison

The Mayor called the meeting to order, welcomed everyone, and led the group in prayer.

Irvington Marina Report:

Mr. Hardesty has heard from Mrs. Cecilia Wiley, who has the power of attorney for her father, Mr. Andy Wiley. Mr. Steve Daum, The Maintenance Code Enforcer from the County, said that he is inclined toward giving her a chance to make the improvements needed at the Marina rather than putting the marina under notice of violation. He said that it would take time to make the improvements. He said that "Hawk," who works at the marina, has told him that he has the authority to get rid of the boats and junk. Mr. Daum said that the building at the head of the drive could be put under notice of violation now, but people are not using the building. He cannot make a determination on the other building (old ice plant) until the junk is removed from around the building so that he can inspect the building. Dr. Westbrook is concerned about the rate of their making improvements.

Public Hearings:

CUP: J.B. Elbourn & Son and Coastal Building: Office & storage space at 4525 Irvington Road: Kathleen Pollard made a motion to go into a public hearing to receive public comment regarding the Elbourn's application. Gene Edmonds seconded the motion. Vote – Yea: Edmonds, Pollard, Ransone, and Westbrook. Nay: 0. Mr. Hardesty reported that Paul Elbourn had made application October 15th, fees were paid, notices published October 22nd and October 29th, and adjacent property owners notified. There were

no objections, but Mr. Dorsey of Select Properties wanted to limit the number of vehicles to two vehicles that could be parked overnight. The Planning Commission had recommended approval of the application. Mr. Elbourn said that his company and Coastal Builders would have office space in the building and store electrical material in the bays. Their bucket truck and trenching machine will be parked within the fenced area in the rear. They plan to install an exterior light. Dr. Westbrook made a motion to come out of the public hearing and Gene Edmonds seconded the motion. Vote – Yea: Edmonds, Pollard, Ransone, and Westbrook. Nay: 0. Dr. Westbrook said the council should not restrict the number of cars parked overnight. Kathleen Pollard made a motion to approve the application and Ralph Ransone seconded the motion. Mr. Morrison said that the Planning Commission decided not to restrict the number of cars that could be parked overnight. Vote – Yea: Edmonds, Pollard, Ransone, and Westbrook. Nay: 0.

Christmas Lights: The Council members decided to install Christmas Lights November 21st at 9:00 A.M.

Golf Cart Ordinance: Kathleen Pollard made a motion to go into a public hearing and Robert Westbrook seconded the motion. Vote- Yea: Edmonds, Pollard, Ransone, and Westbrook. Nay: 0. Mrs. Marsha Chapman was concerned about the golf carts being driven on Route 200 in the congested area near Faye's Market and she thought that it would be appropriate for a speed study to be conducted. She had no problem with golf carts being driven on King Carter Drive where a golf cart driver is able to drive on the extreme right whereas it is not possible on Rt. 200. Jimmy Robertson asked that it be left so that golf carts with slow moving indicators can be driven on the 25mph streets by licensed drivers. Norm Mosher thought that Irvington's ordinance should be aligned with that of Weems. He said a sign could be posted indicating that Irvington is a golf cart community. He said that there was no way to legislate a perfectly safe environment. Gordon Slatford thought that there should be some regulations rather than a free for all. Safety devices are available for golf carts. He thought a golf cart driver would have to accept the risk if he/she indulges in golf cart driving. Marsha Chapman cited an example that on a recent Saturday during the Farmers' Market, a golf cart was being driven on the middle of King Carter Drive with four cars following it.

The Sheriff's Office and State Police will enforce the regulations.

Gene Edmonds made a motion to come out of the public hearing and Ralph Ransone seconded the motion. Vote– Yea: Edmonds, Pollard, Ransone, and Westbrook. Nay: 0.

In discussion, Mr. Morrison said that the Planning Commission did not duck the issue of the golf cart ordinance. He said the commission members had second thoughts and he thought that council members could talk with all golf cart owners to obtain their views. He said that Weems had the bare minimum in regulations. The council must decide how much intrusion citizens want and can the regulations be enforced. He said many of the proposed regulations listed on page 3 of the draft ordinance were state regulations. He said that inspection decals and insurance give the Town some control.

Robert Westbrook suggested that the town issue permits to drive golf carts on the streets. Permits would be issued to golf cart drivers, who pay a fee and have a valid drivers' license and insurance. The permits could be rescinded. Gene Edmonds thought that closing off Route 200 to golf cart drivers is a deal breaker and would make King Carter and Steamboat Road islands. Kathleen Pollard said that allowing golf cart driving from blinking light to blinking light would not serve all the residents of Irvington, but beyond the lights are 35mph zones and the state sets the 25mph requirement where golf carts can be driven. Dr. Westbrook said that having more passengers than the golf cart is designed to carry would be unsafe and Mr. Terry said that in the ordinance, unsafe would have to be defined.

The town attorney will redraft the proposed ordinance. No motions were made.

Minutes and Treasurer's Report:

Robert Westbrook made a motion and Ralph Ransone seconded the motion to approve the minutes and treasurer's report. Vote–Yea: Edmonds, Pollard, Ransone, and Westbrook. Nay: 0.

Zoning Administrator:

Irvington Marina: Mr. Hardesty reported that the owner of the boat with the hole in the hull was in town. There are plans to remove the boat from the marina.

Chesapeake Light: The light is in progress.

Planning Commission Appointment: Mr. William Wright's term expires in November, 2009. It was decided that one legal notice would be published in the Rappahannock Record to ask residents to submit a resume if they are interested in serving on the commission. Mr. Wright is willing to be reappointed. He will not be required to submit a resume.

Planning Commission Report: No report: Mr. Crockett not present.

Legal Counsel:

Mr. Terry said that he had recorded the deed for the portion of the Thomas property, which the town recently bought. He is "going through motions" to reinstate the partition suit for the remaining 3/16 th's of the property.

Committee Reports:

Turning on Christmas Lights: The "Lights on Creek" Boat Parade committee wants the lights on the town Christmas tree turned on December 4th. The committee will ask the children at Chesapeake Academy to sing for the lighting ceremony.

The Mayor urged council members to "talk up" the turkey trot.

New Business:

Donation to High School Band: Council members were not in favor of donating to the high school band as they thought that it was a personal decision for residents to make.

Discretionary Fund: Ralph Ransone made a motion to give the Mayor the authority to spend a maximum of \$100 per event or item, and not to exceed \$500.00 per month without obtaining permission from the council members. This could be for occasions such as flowers for a council member, who has had a member of his/her immediate family to die.

Animal Welfare League Dog Show in October, 2010: Kathleen Pollard made a motion to allow the Animal Welfare League to use the Commons for their annual dog show on October 9, 2010 (with a rain date of October 16, 2010). Gene Edmonds seconded the motion. They will be required to provide a certificate of insurance. Vote – Yea: Edmonds, Pollard, Ransone, and Westbrook. Nay: 0.

Executive Session:

Robert Westbrook made the following motion which Mr. Terry read:

"I hereby move that the Town Council of the Town of Irvington go into closed or executive session, to consult with legal counsel pertaining to acquisition of real estate, and regarding specific legal matters requiring the provision of legal advice, pursuant to *CODE OF VIRGINIA*, Section 2.1-3711A." Ralph Ransone seconded the motion. Vote – Yea: Edmonds, Pollard, Ransone, and Westbrook. Nay: 0.

Gene Edmonds made a motion to come out of executive session and Ralph D. Ransone seconded the motion. Vote – Yea: Edmonds, Pollard, Ransone, and Westbrook. Nay: 0.

Mr. Terry read the following motion for certification which Dr. 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, Bob Westbrook, so certify.

I, Gene Edmonds, so certify.

I, Alexander McD. Fleet, so certify.

I, Ralph D. Ransone, so certify.

I, Kathleen Pollard, so certify.

The council instructed Robert Hardesty to contact the appropriate Wiley family representative regarding seeking a brownfield grant.

Adjournment:

The meeting was adjourned.


Alexander McD. Fleet, Mayor

**Irvington Town Council
Special Meeting
October 28, 2009**

The Irvington Town Council held a special meeting on October 28, 2009, at 5:00 P.M., for the purpose of voting on a contribution to the Boys and Girls Club of the Northern Neck, Inc. and borrowing for acquisition of real estate.

Present:

Mayor	Alexander McD. Fleet
Vice-Mayor	Ralph D. Ransone (arrived late)
Council	Jimmie Lee Crockett Gene H. Edmonds Kathleen F. Pollard Robert S. Westbrook
Zoning Administrator	Robert A. Hardesty
Legal Counsel	Matson C. Terry, II

Absent:

Council	William H. Evans, III
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Visitors:

Chris Cheyne
Robert Morrison

The Mayor called the meeting to order.

Donation to the Boys and Girls Club of the Northern Neck: Kathleen Pollard made a motion to donate \$250.00 to the Boys and Girls Club of the Northern Neck. Jimmie Lee Crockett seconded the motion. (Ralph D. Ransone arrived during the discussion.) Dr. Westbrook said the council should budget for these contributions and that there were other equally worthy non profit organizations not considered. Mrs. Pollard said that this was a wonderful addition to the community and they needed a match. Gene Edmonds said these are extraordinary times, but he thinks that this should be personal contribution rather than a municipal contribution. Vote – Yea: Crockett, Edmonds, Pollard, Ransone, and Westbrook. Nay: 0.

Borrowing to Purchase 11/16 th's of the Thomas Property. The Town received 2/16 th's of the Thomas Property on Chesapeake Drive from Mrs. Virginia Thomas. It has been in the process of acquiring another 11/16 th's of the property and hopes to acquire the remaining 3/16 th's of the property through a partition suit. The town attorney has negotiated with Chesapeake Bank for an 18 month interest only loan, in the amount of \$130,000.00 plus up to \$10,000.00 for associated costs in the purchase of the property, for a total of \$140,000.00. The interest rate is 5.25% and the loan fee is \$150.00. The loan will be secured by the Town's existing CD's with Chesapeake Bank. There is no prepayment penalty for any amount of principal that is paid ahead of the scheduled payments. Robert Westbrook moved to accept the terms of the loan and Jimmie Lee Crockett seconded the motion.

The resolution for this action is as follows:

RESOLVED, that the Town borrow \$140,00.00 from Chesapeake Bank on the terms set forth in the Bank's commitment letter dated October 23, 2009, for the purpose of purchasing the 11/16 th's undivided interest of Phillip W. Thomas, Jr., and Eleanor-Louise Bowen in the land shown as Tax Map 33, Parcels 137 & 138, in the Town of Irvington; and

FURTHER RESOLVED, that Alexander McD. Fleet, the Mayor of the Town, execute on behalf of the Town any and all documents necessary and appropriate to complete such financing, including but not limited to a promissory note, hypothecation agreement, and settlement statement; and

FURTHER RESOLVED, that this resolution shall remain in full force and effect unless and until revoked by a resolution duly adopted by the Town Council and recorded in the Clerk's Office of the Circuit Court of Lancaster County, Virginia.

After the partition suit is settled and the Town of Irvington has the title to both the 11/16 th's and 3/16 th's interests in the property, Mr. Terry plans that there will be a new loan for the combined 11/16 th's and 3/16 th's of the property, with the land being the collateral and that would release the CD's from being the collateral for the loan on the 11/16 th's of the property

Mr. Terry said he anticipates that it will take 6 months to complete the partition suit. He has to reinstate the partition suit as Mr. and Mrs. Phillip Thomas have died. He reminded the council of the condition that Mr. Phillip Thomas, Jr. has one year to remove his possessions from the house on the property. The Mayor expressed appreciation to Mr. Terry and Mr. Burke, attorney for the Thomas heirs. Vote - Yea: Crockett, Edmonds, Pollard, Ransone, and Westbrook. Nay: 0.

Adjournment:

The meeting was adjourned.


Alexander McD. Fleet, Mayor

EXCERPT FROM THE MINUTES OF A SPECIAL MEETING OF THE TOWN COUNCIL OF
IRVINGTON, VIRGINIA, HELD OCTOBER 28, 2009

The undersigned, Jacqueline Burrell, Town Clerk for the Town of Irvington, Virginia, hereby certifies that the following is a true copy of an excerpt from the minutes of a special meeting of the Town Council of the Town of Irvington, Virginia, held pursuant to proper notice on October 28, 2009:

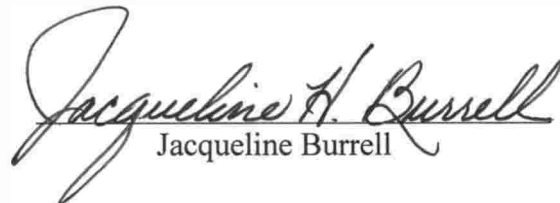
RESOLVED, that the Town borrow \$140,000.00 from Chesapeake Bank on the terms set forth in the Bank's commitment letter dated October 23, 2009, for the purpose of purchasing the 11/16 th's undivided interest of Phillip W. Thomas, Jr., and Eleanor-Louise Bowen in the land shown as Tax Map 33, Parcels 137 & 138, in the Town of Irvington; and

FURTHER RESOLVED, that Alexander McD. Fleet, the Mayor of the Town, execute on behalf of the Town any and all documents necessary and appropriate to complete such financing, including but not limited to a promissory note, hypothecation agreement, and settlement statement; and

FURTHER RESOLVED, that this resolution shall remain in full force and effect unless and until revoked by a resolution duly adopted by the Town Council and recorded in the Clerk's Office of the Circuit Court of Lancaster County, Virginia.

The undersigned further certifies that the foregoing resolution has not been rescinded or revoked as of the date hereof.

Date: October 30, 2009


Jacqueline Burrell



10/23/09

A Tradition of Innovation Since 1900

Town Council
Town of Irvington
P.O. Box 174
Irvington, VA 22480

Dear Sirs,

Chesapeake Bank (the "Bank") is pleased to inform you that the Bank has approved your request for credit upon the terms and conditions set forth in this Commitment Letter. The Bank's commitment will become effective upon your acceptance of this Commitment Letter.

Borrower: Town of Irvington

Loan Amount: up to \$140,000.00

Purpose: The funds provided by this loan will be used to purchase property located on Chesapeake Drive in Irvington, VA.

Term: 18 months. Interest only due monthly.

Interest Rate: The interest rate will be 5.25%.

Loan Fee: \$150.00

Collateral: The Loan will be secured by existing CDs the Town has with Chesapeake Bank.

Prepayment: There will be no prepayment penalty for any amount of principal that is paid ahead of the scheduled payments.

Acceptance & Loan Documentation Costs: In order for this Commitment Letter to become effective, a copy of this Commitment Letter must be executed by the Borrower and returned to the Bank at 97 North Main Street (PO Box 1419), Kilmarnock, Virginia 22482 on or before November 30, 2009. Upon acceptance of this Commitment Letter, the Bank will then commence preparation of the loan documents. **Whether or not the Loan is closed, the Borrower agrees to pay all costs and expenses incurred by the Bank in connection with the Loan, including reasonable attorney's fees.**

NORTHERN NECK:

Kilmarnock
P.O. Box 1419, Kilmarnock, VA 22482, (804)435-1181
Irvington
P.O. Box 155, Irvington, VA 22480, (804)438-5252
Rappahannock Westminister-Canterbury
P.O. Box 251, Irvington, VA 22480, (804)438-5901
Lively
P.O. Box 26, Lively, VA 22507, (804)462-5131

MIDDLE PENINSULA:

Mathews
P.O. Box 1078, Mathews, VA 23109, (804)725-7181
Hayes
P.O. Box 339, Hayes, VA 23072, (804)642-9211
Gloucester
P.O. Box 726, Gloucester, VA 23061, (804)693-7600

WILLIAMSBURG:

Lafayette
P.O. Box 360, Williamsburg, VA 23187, (757)253-9080
Five Forks
P.O. Box 159, Williamsburg, VA 23187, (757)221-7001
Lightfoot
P.O. Box 85, Lightfoot, VA 23090, (757)565-1199
Williamsburg Landing
P.O. Box 115, Williamsburg, VA 23187, (757)259-0760

October 23, 2009

Representation and Warranties: The Borrower makes the following representations and warranties to the Bank, which shall survive closing:

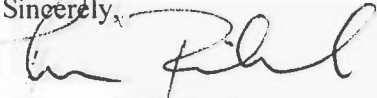
(a) The financial statements previously furnished to the Bank continue to represent accurately the financial condition of the Borrower and there have been no material adverse changes in the financial condition of the Borrower since the date of such financial statements.

(b) Except as otherwise disclosed in writing prior to closing and consented to by the Bank, no litigation is pending or, to the knowledge of the Borrower threatened against the Borrower, the adverse determination of which might prejudice the payment of the loan or the operation of the corporation or adversely affect the financial condition of the Borrower. The Borrower agrees to advise the Bank immediately if any such litigation is filed or comes to the attention of any such party subsequent to the acceptance of this commitment.

Expiration of Commitment: This commitment is valid until November 30, 2009. If accepted, it is the intention of the borrower and bank to close this loan as soon as possible.

Thank you for giving Chesapeake Bank the opportunity to handle this loan request. We look forward to other future banking relationships with you. If you have any questions or if I can be of further assistance, please feel free to call me at 435-1181.

Sincerely,



Thomas H. Richardson
Vice President

The undersigned hereby accepts the foregoing commitment and the terms and requirements set forth in the commitment, and agree to be bound thereby.

Town of Irvington (Borrower)

By: Alexander McD. Flatt

10/28/09
Date

**Irvington Town Council
Regular and Public Meeting
October 8, 2009**

The regular and public meeting of the Irvington Town Council was held at the Irvington Town Office on October 8, 2009, at 7: 30 P.M.

Present:

Mayor	Alexander McD. Fleet
Vice-Mayor	Ralph D. Ransone
Council	Gene Edmonds William H. Evans Kathleen Pollard Robert Westbrook

Absent:

Council	Jimmie Lee Crockett
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Guests:

Peter Salomon

Visitors:

Robert Morrison Dick Sisson 3 H.S. Gov't Students: Weston Johnson	Michael Faulkner Robert Wineland
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The Mayor called the meeting to order, introduced and welcomed the visitors.

Kathleen Pollard made a motion to go into a public hearing and Robert Westbrook seconded the motion. Vote – Yea: Edmonds, Evans, Pollard, and Westbrook. Nay: 0.

Public Hearing:

CUP Application: Mr. and Mrs. Peter Salomon, 171 Chases Cove Lane – Swimming Pool. Mr. and Mrs. Pete Salomon are applying for conditional use permit to build a swimming pool on their property. Hardesty reported that they had notified the neighbors, paid the fees, and published the notices. He said that Mr. Hanscom, the adjacent neighbor, had no objection if the pool did not interfere with his secondary drainfield site, for which he has an easement for it to be placed on the Salomon's property if necessary. Mr. Hardesty said that the edge of the proposed pool would be 40 feet from the drainfield and the requirement is 20 feet. Gene Edmonds made a motion to come out of the public hearing and Kathleen Pollard seconded the motion. Vote – Yea: Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

Robert Westbrook made a motion to approve the CUP application and William Evans seconded the motion. Vote – Yea: Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

Public Comment: None.

Minutes and Treasurer's Report:

William Evans made a motion to approve the minutes and the treasurer's report. Ralph D. Ransone seconded the motion. Vote—Yea: Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

Zoning Administrator:

Planning Commission Term: Mr. Hardesty said that Mr. Wright's term on the Planning Commission would expire in November, 2009.

Underground Service: Mr. Hardesty said that he talked with Al Smith of Dominion Virginia Power. Mr. Smith said that he would be glad to come to a council meeting and talk about putting the electrical lines underground, but that the cost would be monumental. After a brief discussion, it was the consensus of the council not to ask him to come because of the high cost.

Irvington Marina: Mr. Daum with the county has told Mr. Hardesty that the funds are available to make improvements at Irvington Marina. The family will be allowed time to obtain contractors to do the work. Mr. Edmonds asked about the vessel with a hole in the hull. According to Mr. Edmonds, the hole is about 1 foot above the water line. There is concern about it should it sink. Mr. Hardesty is to find out who has the authority to deal with this problem. He will ask the town attorney. The council wants to act on this before the November meeting.

Old Business:

Golf Cart Inspection: There was a brief discussion about the issue of golf cart inspection, which is a requirement in the proposed Golf Cart Ordinance. Neptune Golf Cart in Kilmarnock, has an employee, who is a licensed inspector. Golf carts are allowed to be driven on certain streets in Weems and Morattico, and inspections of the golf carts are not required in those two unincorporated towns. There will be public hearings on the golf cart ordinance in November. Mr. Morrison said that the Planning Commission had discussed the fact that there is no way to identify golf carts.

Ordinance Revision: Mr. Morrison expects the typist to provide a clean copy of the ordinance soon. Dr. Westbrook asked about the boathouse requirement. Mr. Morrison said that would be addressed. He said the council would have its opportunity for comment.

Oak Tree Removal: Mr. Evans said that the County Forest Agent advised to leave the oak tree at the Commons rather than remove it.

Light on Chesapeake Drive: The new quote for installing a light on Chesapeake Drive between Cedar and Holly Circles is \$4433.00 and the old quote was \$4196.00. As chairman of the safety committee, Mr. Evans made a motion to install the light and Robert Westbrook seconded the motion. He said the money for the light installation could be taken from the police allocation. Mr. Edmonds agreed with him. Vote – Yea: Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

Safety Committee: Mr. Evans said that Dr. McGrath, Dr. Williams, Dr. Cunningham, and he would serve as the safety committee. Mr. Evans said he is meeting with the Town of Kilmarnock regarding Irvington's sharing a policeman with Kilmarnock.

Agenda Process: Mr. Edmonds said the agenda is being published on the website. He said that the minutes and the treasurer's report will go on the website on October 9, 2009. The agenda is scheduled to go on at the end of the week.

New Business:

"Lights on the Creek" Donation: William Evans made a motion to donate \$750.00 to "Lights on the Creek" boat parade. Ralph Ransone seconded the motion. Vote – Yea: Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

Christmas Lights: Ralph Ransone will check with Paul Elbourn to determine which is a better date, November 15th or November 22nd, to install the Christmas lights on the community tree.

Office Cabinet: The council decided to obtain more bids than the one that they have received from Self Construction to build a cabinet to cover the electrical box in the town office.

Dog Sign on Tennis Courts: Dogs have been observed on the tennis courts. Robert Westbrook made a motion to place a sign "no animals allowed on tennis courts" on the fence. William Evans seconded the motion. Vote– Yea: Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

Aqua Well # 1: Earlier in the meeting, Dr. Westbrook asked about the Aqua Well # 1, located between Custom Yachts and the Quarles Co. on Seafood Lane. Mr. Evans said they were waiting for a response from the State Health Department. Dr. Westbrook asked if the council could consult with the town attorney about getting the Health Department to do something about the well. Mr. Ghorley, Area Manager for Aqua, has told the Mayor that he will respond to the letter that the Mayor, Dr. Williams, and Mr. Cheyne sent him about the well.

Tides Inn Golf Scramble: The Mayor asked the council members to talk up the golf tournament to be held at the Tides Inn. Irvington residents will play free. Mr. Ransone will present a traveling trophy from the Town to the winner.

Steamboat Era Museum Appropriation: Ralph and Mal Ransone have reseeded and placed straw over the area where the Pilot House was. Robert Westbrook made a motion to donate the second half of the appropriation, in the amount of \$7500.00, to the Steamboat Era Museum. William Evans seconded the donation. Vote– Yea: Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

Adjournment:

Gene Edmonds made a motion to adjourn the meeting. The meeting was adjourned.


Alexander McD. Fleet, Mayor

**Irvington Town Council
Regular and Public Meeting
September 9, 2009**

The regular and public meeting of the Irvington Town Council was held at the Irvington Town Office on September 10, 2009, at 7:30 P.M.

Present:

Mayor	Alexander McD. Fleet
Vice-Mayor	Ralph D. Ransone
Council	Gene H. Edmonds William H. Evans, III Kathleen F. Pollard Robert S. Westbrook
Legal Counsel	Matson C. Terry, II
Zoning Administrator	Robert A. Hardesty

Absent:

Council	Jimmie Lee Crockett
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Guests:

Carl Gerster
Peter Salomon
Suzanne Mattingly

Visitors:

David Raffetto
Dick Sisson

The Mayor called to the meeting to order and led the group in prayer. He welcomed everyone to the meeting

Legal Counsel:

Mr. Terry distributed copies of the draft ordinance for golf carts. Included with the draft ordinance was the enabling legislation from the State statute and the Lancaster County Ordinance for golf carts in Weems.

He stated that the contract has been entered for the property that the town is interested in acquiring. He said the title to the property is being examined and the bank is preparing a proposal.

Use of the Commons:

Animal Welfare League: William Evans made a motion to allow the Animal Welfare League to use the Commons for a dog show on October 10, 2009, to begin at 9:30 A.M. Robert Westbrook seconded the motion. Vote- Yea: Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0. Mrs. Mattingly said

Santa Claus will be present for dogs with Santa pictures. The rain date for the event will be October 17th. The certificate of insurance for the Animal Welfare League is on file.

First Settlers Regional Porsche Club: The Porsche Club of this region would like to celebrate its 50th anniversary on October 17th with an event on the Commons. The three day event will be centered at the Tides Inn. On Saturday of that weekend there will be a Drive/Shine visual competition open to the public. The organizers do not know the number, but they are tentatively expecting 40 to 50 cars. The event will end at 11:30 A.M. Mr. Gerster will talk to the Sheriff about traffic control. If it rains, the drive/shine event will not take place. Mrs. Pollard made a motion to allow this event to take place on the Commons. Dr. Westbrook seconded the motion. Vote- Yea: Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0. The Club will send in their certificate of insurance. Mr. Hardesty said that should it rain on October 10th, then the Commons will be able to accommodate both the dog show and car show on October 17th.

Minutes and Treasurer's Report:

Robert Westbrook made a motion to approve the minutes and treasurer's report and William Evans seconded the motion. Vote: Yea: Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

Planning Commission Report: No meeting; no report.

Zoning Administrator:

Mr. Hardesty reported the following:

1. The majority of letters regarding septic system pumping have been mailed.
2. Irvington Marina people are working on the process for the payment of the cleanup. Then Mr. Wylie's daughter, Cecilia, can give Mr. Daum a plan. Council members were concerned about the timeframe for the cleanup.
3. The revised town ordinances are being retyped.

Old Business:

Brochure: Mrs. Pollard said that she hoped to have a brochure by spring and she had no office report.

Oak Tree: Mr Ransone said that the council should obtain more bids than just the one received from Ransone's for the removal of the oak tree at the Commons. The Mayor said that he and Mr. Hardesty had looked at the tree and it is not dying. If the new shed is able to be placed elsewhere, then consideration can be given to leaving the oak tree as is. Dr. Westbrook thought that the County Forester should be consulted.

Chesapeake Drive Light: Mr. Evans thinks that a light should be placed on Chesapeake Drive. Dominion Virginia Power said it would cost \$4196.00 to install a light between Cedar Circle and Holly Circle. The amount of this quote was based on the fact that there is underground service in that area. Dr. Westbrook thinks that installing the light should be considered in the next budget cycle. Mr. Hardesty is going to check with Dominion Virginia Power to see if the quote is still viable.

New Business:

Aqua Surveying: Recently Aqua had surveyors in Irvington surveying along King Carter Drive. Until Mr. Hardesty asked them, the town had no knowledge of why they were surveying. Mr. Ransone said as a courtesy, surveyors should notify the neighbors when they are surveying. Dr. Westbrook questioned if it would be possible for the town office to be notified whenever there is surveying in town.

Burying Utilities: Dr. Westbrook said the town should consider asking utility companies to come to a council meeting and discuss the pros and cons of burying utilities. Mr. Hardesty was told to contact all the utilities about this.

Town Police: Mr. Evans said that he had the Kilmarnock Police come into Irvington during the summer downburst storm and during the "Stomp." He is going to thank them. He wants the town to think about having a policeman. He will talk to the Kilmarnock Police about their coming into Irvington. Mrs. Pollard suggested having someone from the Sheriff's department come to the Irvington council meetings periodically.

Agenda on Website: Gene Edmonds made a motion to print a tentative agenda on the website prior to its publication eight days prior to the meeting. Mr. Ransone amended the motion that this would be done on a trial basis for three months. Dr. Westbrook seconded the motion. Mr. Evans thought the Mayor or chairman should have the final approval of the agenda. Vote – Yea: Edmonds, Pollard, Ransone and Westbrook. Nay: Evans.

Reynolds Landing/Cottage Cove Landing: Mrs. Pollard reported that the Reynolds Family, having given the name change for Reynolds Landing more thought, would like the name to remain Reynolds Landing. Also the Watts family did not want the name changed. Mr. Nadel did not care. Mrs. Pollard made a motion to leave the Reynolds Landing street name, but to move the sign back to the intersection with King Carter Drive as it was previously. Gene Edmonds seconded the motion. Vote- Yea: Edmonds, Evans, Pollard, Ransone, Westbrook. Nay: 0. She will discuss the renaming of Cottage Drive with Dr. Foster. She thought he talked about naming Cottage Drive "Cross Tees."

Steamboat Era Museum Treasurer's Report: Mrs. Pollard asked if the other council members had received a museum treasurer's report for this month. The other members had not received a report.

Property Maintenance: Mr. Edmonds asked about grass cutting on the property that the town wants to acquire. The Mayor said that they were not to do anything until the acquisition is completed.

Tennis Courts: In response to Mr. Evans' question asked about the tennis courts, no one knew of any problems.

Adjournment:

Gene Edmonds made a motion to adjourn the meeting and Ralph D. Ransone seconded the motion.


Alexander McD. Fleet, Mayor

**Irvington Town Council Meeting
Regular and Public Meeting
August 13, 2009**

The regular and public meeting of the Irvington Town Council was held at the Irvington Town Office on August 13, 2009, at 7:30 P.M.

Present:

Vice-Mayor	Ralph D. Ransone
Council	Jimmie Lee Crockett Gene H. Edmonds Kathleen Pollard Robert S. Westbrook
Legal Counsel	Matson C. Terry, II
Zoning Administrator	Robert A. Hardesty

Absent:

Mayor	Alexander McD. Fleet
Council	William H. Evans, III

Guests:

Mike Merrill
Patrick Brieur
Dick Sisson

Call to Order:

Ralph D. Ransone called the meeting to order and asked for a moment of silence.

Public Comment:

Mike Merrill introduced his brother-in-law, Mr. Patrick Brieur, who is visiting his wife and him.

Minutes and Treasurer's Report:

Robert Westbrook stated that the mayor's vote in the museum donation should not count because it was not a tie. Jimmie Lee Crockett made a motion to approve the minutes as corrected. Gene Edmonds seconded the motion. Vote – Crockett, Edmonds, Pollard, and Westbrook. Nay: 0. Ransone did not vote.

Robert Westbrook made a motion to approve the treasurer's report with the amended second page. Kathleen Pollard seconded the motion. Vote – Yea: Crockett, Edmonds, Pollard, and Westbrook. Nay: 0. Ransone did not vote. Interest for the CDs can remain being shown in the CD section of the treasurer's report.

Zoning Administrator:

Mr. Hardesty reported that he had received a letter from Mr. Mike Merrill stating what he thought were violations to the Unsafe Structures and Unsafe Marine Structure Ordinances. Mr. Hardesty contacted Mr. Steve Daum, Lancaster County Building Maintenance Code Official regarding this.

After new business, he mentioned the septic system letters will go out in September.

He said that in talking with surveyors working next to King Carter Drive beyond the Tides Inn, he learned that they were surveying for Aqua. Dr. Westbrook said that the surveyors had told his neighbor Aqua was going to install new water lines.

Legal Counsel: Executive Session at the end of the meeting.

Planning Commission:

Gene Edmonds made a motion to appropriate \$500.00 per year for administrative cost for use by the Planning Commission in discharging its responsibilities. This year they will have a typist type a clean copy of the draft of the revised Town Ordinances. Robert Westbrook seconded the motion. Vote – Crockett, Edmonds, Pollard, and Westbrook. Nay: 0. Ransone did not vote.

Committee Reports:

Town Brochures: Mrs. Pollard reported that the creation of a town brochure is in the early stages. She is talking with Dudley Patterson and Andy Smith. She hopes to have the brochure ready by early spring.

Oak Tree at Commons: Mr. Ransone said that they have one bid from Ransone's Nursery to remove the oak tree at the Commons. He thinks the council should have at least three bids. Mr. Evans, who was not at the meeting, had said that he would talk to the County Forest Agent. Mr. Terry said that they could talk with Ronnie Self.

Chesapeake Street Drive Light: The decision whether or not to erect a street light on Chesapeake Drive between the Cedar and Holly Circles was tabled, but Mr. Ransone and Mr. Evans are going to recheck the area at night to determine the need. The bid previously received from Dominion Virginia Power is now stale, but Mr. Hardesty will check with them. Mr. Terry said the safety committee should make a recommendation regarding the light.

Old Business:

Golf Cart Ordinance: Mr. Terry said that Irvington is now included in the *CODE OF VIRGINIA*, §46.2-916.2 for allowing golf carts. Mr. Terry is preparing the golf cart ordinance. He read the disclaimer that he is including in the ordinance. He listed the requirements for golf cart drivers that must be observed such as a licensed driver, safety equipment, driving on the far right side of the street, etc. He said the town can have more stringent requirements such as an annual license/sticker, annual inspection, and insurance. When Mr. Terry completes his work on the ordinance, he will give it to the Planning Commission for their review and public hearing.

Kilmarnock Trolley: Robert Westbrook made a motion to donate the \$500.00 that had been allotted in the budget for the Kilmarnock Trolley. Jimmie Lee Crockett seconded the motion. Vote – Yea: Crockett, Edmonds, Pollard, and Westbrook. Nay: 0. Ransone did not vote.

New Business:

Reynolds Landing: Changing Name and Moving Sign: The street signs for Reynolds Landing and Cottage Cove Landing sign were moved to the intersection of Reynolds Landing Road and Cottage Cove Landing and no sign is at the intersection of Reynolds Landing and King Carter Drive where the Reynolds Landing sign was previously. Dr. and Mrs. Merritt Foster, who own cottages on Cottage Cove Landing and the old Barrack and Reynolds seafood building are requesting that the Reynolds Landing Road name be changed to Foster Landing and that the sign for the two streets again be placed at the entrance on King Carter so that emergency vehicles can find the street. Jimmie Lee Crockett made a motion to approve this request and Robert Westbrook seconded the motion. Kathleen Pollard, who formerly lived on Reynolds Landing, wants to talk with Jeanne Reynolds, widow of Marion Reynolds, Beverley Watts' heirs, and the Grants, who also live on the Reynolds Landing. She thinks the sign should be moved back to King Carter, and Cottage Cove Drive can be changed to Foster Landing, but the name (Reynolds Landing) should stay the same, as the residents that live there would need to change their addresses. Jimmie Lee Crockett withdrew the motion. Kathleen Pollard made a motion to table the decision until next month when it will be reconsidered. Jimmie Lee Crockett seconded the motion. Vote – Yea: Crockett, Edmonds, Pollard, and Westbrook. Nay: 0. Ransone did not vote.

Agenda Process: Mr. Edmonds would like the core of the preliminary agenda published on the website prior to the meeting and its actual publication so that council members can add to the agenda during the month prior to its publication. Mr. Terry stated that it needed to be stressed that it was the preliminary agenda and to use the wording "the next agenda will include the following." Mr. Edmonds said that he would set up the structure and it will be on the website. He will provide more information. Vote on this will be at the next meeting. Mr. Edmonds and Mrs. Pollard said that they want their agendas sent by e-mail.

Boys and Girls' Club Use of the Tennis Courts: Kathleen Pollard made a motion that the Boys and Girls Club of the Northern Neck be allowed to use the tennis courts for lessons during the month of August with the stipulation that they provide the town with a certificate of insurance (which they have provided with their schedule for the lessons). Council members agreed that next time, persons asking to use the courts should come to the meeting a prior to their use. There is a sign on the courts fence prohibiting the use of skateboards on the courts. Kathleen Pollard made a motion and Gene Edmonds seconded the motion to allow the Boys and Girls Club to use the courts for the month of August.

October Events at the Commons: Mr Hardesty is to ask the organizers of the Dog Show and the First Settlers Porsche Club of America to come to the September meeting to discuss their desire to use the Commons October 10th and October 17th respectively. The rain date for the dog show is October 17th. Mr. Hardesty said that he can accommodate both on the Commons, if necessary.

Executive Session:

Mr. Terry read the following motion to go into executive session: "I hereby move that the Town Council of the Town of Irvington go into closed or executive session, to consult with legal counsel concerning pending litigation concerning a partition suit and the acquisition of real estate, and regarding the provision specific legal matters requiring the provision of legal advice, pursuant to *CODE OF VIRGINIA*, Section 2.1-3711.A (3)(7). Jimmie Lee Crockett made the motion and Kathleen Pollard seconded the motion. Vote – Yea: Crockett, Edmonds, Pollard, and Westbrook. Nay: 0. Ransone did not vote.

Kathleen Pollard made the motion to come out of executive session and Robert Westbrook seconded the motion. Vote – Yea: Crockett, Edmonds, Pollard, and Westbrook. Nay: 0. Ransone did not vote.

Mr. Terry read the following motion for certification: "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. Kathleen Pollard made the motion and Jimmie Lee Crockett seconded the motion.


I, Gene H. Edmonds, so certify.
I, Robert Westbrook, so certify.
I, Jimmie Crockett, so certify.
I, Kathleen Pollard, so certify.
I Ralph D. Ransone, so certify.

Announcement:

John Pollard was recognized for having constructed the lattice framework to screen the garbage cans at the tennis courts. VIA provided the funding.

Adjournment:

Gene Edmonds made a motion to adjourn the meeting and Jimmie Lee Crockett seconded the motion. Vote – Yea: Crockett, Edmonds, Pollard, and Westbrook. Nay: 0. Ransone did not vote.


Ralph D. Ransone, Vice-Mayor

**Irvington Town Council
Regular and Public Meeting
July 9, 2009**

The regular and public meeting of the Irvington Town Council was held at the Irvington Town Office on July 9, 2009, at 7:30 P.M.

Present:

Mayor	Alexander Fleet
Vice-Mayor	Ralph D. Ransone
Council	Jimmie Lee Crockett Gene H. Edmonds William H. Evans, III Kathleen F. Pollard Robert S. Westbrook
Zoning Administrator	Robert A. Hardesty

Absent:

Legal Counsel	Matson C. Terry, II
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The Mayor called the meeting to order and led the group in prayer. He updated the Council on Mr. Terry's eye surgery, thanked everyone for his or her work on the parade and the farmers' market, and wished Alex Haseltine well, the reporter, as he is leaving the Rappahannock Record in July.

No Public Comment:

Minutes and Treasurer's Report:

Robert Westbrook made a motion to accept the minutes of June 11, 2009, and June 18, 2009, and the June Treasurer's report. William Evans seconded the motion. Kathleen Pollard said the Anne McClintock's name was left off of the list of attendees attending the June 11, 2009 public hearing. Vote – Yea: Crockett, Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

Zoning Administrator:

Mr. Hardesty reported that he had discussed the codification of the town ordinances with the man, who did those of White Stone. The price for doing Irvington's would be about \$4000.00. Dr. Westbrook said he thought this could be a budget item next year. In reply to Dr. Westbrook's question about whether or not there had been any written complaints about the safety of structures, Mr. Hardesty said no complaints had been received.

Planning Commission Report: No report; no meeting.

Committees' Reports:

1. Website: Mr. Edmonds reported that the website is "up and alive." He explained the features of the website. He does not think that it is necessary to bind the ordinances because they are available online. Council members can have e-mail addresses. Mr. Edmonds wants someone to replace him in maintaining the website.

2. Safety: Council members read in the Record that the Town of White Stone would not be sharing a policeman with Irvington. The Mayor suggested that the Council keep the issue open to see if they can resolve the issue within the \$6000.00 budgeted amount.

3. Street Light: Dr. Westbrook said the street light on Chesapeake Drive should be referred to the safety committee. Mr. Ransone said that he would look at the area this month.

4. Brochure: No update.

New Business:

Oak Tree Removal: Mr. Ransone said that the old oak tree by the old shed at the Commons is "eaten out" on the inside at the base of the tree. Mr. Evans will talk with the Dept. of the Forestry about the condition of the tree. Mr. Ransone said that if it is decided to take the tree down, then the new shed should not be put in place until the tree is down as he thinks the tree will need to be taken down in pieces.

Museum Donation: Jimmie Lee Crockett wants the entire \$15,000.00 to be appropriated to the museum now rather than in three payments because it needs the money. Mr. Evans seconded the motion. Robert Westbrook questioned the possibility of linking what is given the museum to a percentage of occupancy tax collected. Gene Edmonds was concerned about the Pilot House's being moved. William Evans amended the motion that the Pilot House needs to be moved or there be a contract for it to be moved. Jimmie Lee called for the question. After debate whether or not there be discussion on the amended motion, the Mayor called for the vote. Vote to give the \$15,000.00 now. — Yea: Crockett, Ransone, and the Mayor. Nay: Edmonds, Evans, Pollard, and Westbrook. The motion to give the museum \$15,000.00 was defeated.

Ralph Ransone asked if they had bids or a contract to move the Pilot House. Mr. Crockett said that the museum did. Mr. Ransone made a motion that the town give the museum \$7500.00 now, then the Pilot House and its covering shed be moved, and the remaining \$7500.00 will be given. William Evans seconded the motion. Vote — Crockett, Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

Adjournment:

The Mayor said the meeting was adjourned, but Dr. Westbrook wanted to remind everyone of the need for a golf cart ordinance and the work session meeting on Thursday, July 16th. Then the meeting was again adjourned. The Mayor asked Mr. Hardesty to take care of the golf cart ordinance for which the request has gone to the town attorney.


Alexander McD. Fleet, Mayor

**Irvington Town Council
Special Meeting
June 18, 2009**

The Irvington Town Council held a special meeting on June 18, 2009, at 7:30 P.M., at the Irvington Baptist Church, for the purpose of having a second reading of the proposed 2009-2010 budget.

Present:

Mayor	Alexander McD. Fleet
Vice-Mayor	Ralph D. Ransone
Council	Jimmie Lee Crockett Gene Edmonds William H. Evans, III Kathleen Pollard Robert S. Westbrook
Zoning Administrator	Robert A. Hardesty

Absent:

Legal Counsel	Matson C. Terry, II
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The Mayor called the meeting to order. He announced that at this meeting the council would be speaking and the public could not speak. Jimmie Lee Crockett made a motion for the council to begin the discussion of the proposed budget. Robert Westbrook seconded the motion. Vote – Yea: Crockett, Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0. To facilitate the debate, Robert Westbrook showed on a screen the proposed budget plus another column of figures showing a 25% reduction in anticipated revenue on the screen.

Beginning with revenues, each item was discussed. The following motions were made:

1. William Evans made a motion to budget \$3500.00 for grass cutting as grass is being cut more often because offertilizing and the ditch area in West Irvington has been added. Jimmie Lee Crockett seconded the motion. Vote – Yea: Crockett, Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

2. During the discussion of how much to assign to capital improvement for an unspecified item, \$15,000.00 was considered. This would leave \$3155.00 to give the museum. Jimmie Lee Crockett made a motion to delete the \$15,000.00 from that category. This motion died for lack of a second.


In the meeting, the Mayor asked that the \$20,000.00 that had been transferred from the checking account to CD's, in order to gain more interest, be transferred back to checking for the operating budget. The revenue part of the budget is showing the interest from the CD's as revenue item. It was decided that this would need more clarification.

3. William Evans made a motion to give the museum \$15,000.00, to be paid in increments over the 12 months. Ralph D. Ransone seconded the motion. Vote – Yea: Crockett, Evans, Ransone, the Mayor. Nay: Evans, Pollard, and Westbrook. That left \$3155.00 to be used for an unspecified capital improvement for a future obligation. Mr. Ransone noted that if they were unable to work out an arrangement with White Stone to secure the services of its policeman, then that would provide an additional \$6000.00 for this category.

4. Jimmie Lee Crockett made a motion to approve the budget. William Evans seconded the motion. Vote – Yea: Crockett, Edmonds, Evans, Pollard, and Ransone. Nay: Westbrook.

Adjournment:

The meeting was adjourned.


Alexander McD. Fleet, Mayor

2009-2010 Budget

Disbursements	
GrossWages	\$34,650.00
Total Payroll Taxes	\$2,700.00
UTILITIES -TOWN	
Total Utilities - Town	\$13,500.00
OFFICE	
Total Office	\$7,000.00
GROUNDS	
Total Grounds	\$3,500.00
AUTO STICKERS/TAGS	
Total Auto Stickers/Tags	\$1,000.00
PROFESSIONAL SERVICES	
Total Professional Services	\$1,000.00
COMMUNITY EVENTS & PROVISIONS	
Total Community Events & Provisions	\$6,000.00
RAPPAHANNOCK RECORD	
Total Rappahannock Record	\$2,000.00
DISASTER PREPAREDNESS	\$0.00
CONTRACT PROVIDERS	
Total Contract Providers	\$6,000.00
CONTRIBUTIONS	
Fire Department	\$300.00
Rescue Squad	\$300.00
Boat Parade	\$750.00
Museum	\$15,000.00
Trolley (Budgeted \$2500 to VIA 08/09)	\$500.00
Total Contributions	\$16,850.00
CAPITAL IMPROVEMENTS	
Unspecified Capital Improvement	\$3,155.00
Total Capital Improvements	\$3,155.00
OTHER EXPENSES	
Total Other Expenses	\$2,000.00
INSURANCE &VML DUES	
Total Insurance & VML Dues	\$5,000.00
MISCELLANEOUS EXPENSES	
Total Miscellaneous Expenses	\$1,000.00
Brochures	\$2,000.00
Maintenance Code Execution	\$2,000.00

2009-2010 Budget

Technical Support For Website	\$900.00
Sub-Total	\$110,255.00
IN & OUT	
Chesapeake Academy Electricity	\$30,000.00
Fire Grant/State	\$8,000.00
Total IN & OUT	\$38,000.00
Total	\$148,255.00

2009-2010 Budget

RECEIPTS	
Sales Tax	\$30,000.00
Auto Tags	\$9,500.00
Zoning Permits	\$500.00
Ground Rent	\$480.00
Bank Franchise	\$9,800.00
Occupancy Tax Income	\$50,175.00
Cable TV/Communications	\$2,500.00
Interest Income	
Checking Acct Interest	\$50.00
CD	\$7,200.00
Total Interest Income	\$7,250.00
Other Income	
Total Other Income	\$50.00
Miscellaneous Income	
Contributions	
Total Miscellaneous Income	\$0.00
SUB-TOTAL	\$110,255.00
IN & OUT	
Chesapeake Academy Electricity	\$30,000.00
Fire Grant/State	\$8,000.00
Total IN & OUT	\$38,000.00
TOTAL	\$148,255.00

**Irvington Town Council
Regular and Public Meeting
June 11, 2009**

The regular and public meeting of the Irvington Town Council was held at the Irvington Baptist Church Memorial Hall at 7:30 P.M. on June 11, 2009.

Present:

Mayor	Alexander McD. Fleet
Vice-Mayor	Ralph D. Ransone
Council	Jimmie Lee Crockett Gene Edmonds William H. Evans, III Kathleen Pollard Robert S. Westbrook
Zoning Administrator	Robert A. Hardesty
Legal Counsel	Matson C. Terry, II

Residents: Listed on a separate page.

The Mayor called the meeting to order and led the residents in prayer. He announced that the second reading of the proposed budget would be on June 18th. The Mayor announced that because he and Mr. Crockett have no pecuniary interest in the museum, they could vote on the donation to the museum. He said the same would hold true that those council members, who are members of the VIA, can also vote on the contribution to the VIA as they have no pecuniary interest in the VIA.

Public Hearing:

Proposed 2009-2010 Budget: Jimmie Lee Crockett made a motion to go into a public hearing for the proposed 2009-2010 budget. William Evans seconded the motion. Vote-Yea: Crockett, Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

Residents expressing concern were as follows:

1. Paul Ferguson – He thinks the occupancy tax will be lower next year; therefore, he said the Town Council must be fiscally conservative when estimating the occupancy tax for the next year. As a member of the tourism industry, he estimates it will be soft until 3rd quarter, 2010.
2. Larry Worth—Mr. Worth is concerned about the museum donation and the lack of money appropriated for other items. No money has been appropriated for blight abatement. The Museum takes 80% of what he considers discretionary income in the budget. He thought the whole budget should have been published.
3. Robert Lee Stephens – He said initially that a proportion of the room tax was to go to the museum. He stated that the museum was a good projection of Irvington's image.

4. Doug Power – Mr. Powers said the community got behind the museum in the early days and the town was to support financially the embryo of the museum. He said that there were other things the town needed. He said the town should buy the museum and rent space to the museum.
5. Mike Merrill – He is troubled by the lack of financial information about the museum. The town needs to address blight. He does not see the flow of visitors increasing. He said there is nothing in the SEM budget about moving the Pilot House, “an attractive nuisance”. The Pilot House prevents receiving \$100.00 of rent each month from the Farmers’ Market vendors.
6. Ron Mihills – There has been a 50%-70% increase in visitors. Not many Irvington residents visit it. He encouraged the Town Council members to visit it before they vote on the budget. He mentioned that 25 ocean cruising sailors and Westminster-Canterbury of Virginia Beach residents had visited the museum. Chesapeake Academy students gave the museum \$600.00. The National Park Service continues to promote the museum as a destination.
7. Nancy Newlin- She said that visitors at the Tides Inn thank her for recommending the museum to them.
8. Jill Worth- She said that she had not received a membership application in 5 years.
9. Dave Raffetto-He said that in the future the budget should reflect public access to the water.
10. Dermot McNulty- He said that it is a question of apportionality. The museum would have to close its door if the town withdraws its support.
11. Norm Mosher- He thinks the present arrangement between the town and the museum cannot continue. He is not aware of great effort to raise Endowment funds. There is a divide within the community.
12. Dick Wilson-Mr. Wilson said financial independence is desired. There is a feasibility study being conducted. Debbie Cook has built an alliance with independent schools to meet the SOL requirements. There is \$26,000.00 in the endowment fund. He said that the Association of Museums say that 50% of museum funding comes from towns.
13. Edwina Crockett-Mrs. Crockett said there was a small seed in the beginning from which the museum grew. She urged the people to get together and provide ideas to help.
14. John Pollard- The council must serve all people in a prudent manner and not allocate to a particular group. Lots of things can improve the town.
15. Gordon Slatford-He thought it was sad to see people debating. Irvington has a revenue problem. He thinks residents should pay \$50.00 toward the upkeep of the Town.
16. Fran Westbrook: She said that the town should be generous to the Fire Dept and the Rescue Squad. There are no dollars appropriated to water access and the Bike Path.

17. Anne McClintock- Said the towns grew because of the steamboat.
18. Diane Cook Tench- She spoke of her experience with the museum, when she worked with the exhibit committee. She questioned if it is a regional museum, why is Irvington suppose to support it.
19. Dick Sisson- He said that Jimmie Lee Crockett and Mr. Fleet should keep the town finances in mind. He wants to know the plan for moving the Pilot House and about the contributions.
20. Marybeth Sisson- She likes the museum. She thinks the town should take over the museum and allow the museum to continue to use it.
21. Dudley Patterson- This is not a typical year and that needs to be taken in consideration when developing the budget. The town needs to be fair to all parties.
22. Paula McDermot- The museum is valuable. She said that apportionality is the key. She recommends an advisory committee.
23. Robert Morrison: Mr. Morrison said that the residents were addressing a symptom. The problem is the town needs a decent revenue stream.

Kathleen Pollard made a motion that the Council come out of the public hearing and Gene Edmonds seconded the motion. Vote-Yea: Crockett, Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay:0.

Council Discussion of the Budget:

In response to Mrs. Westbrook's comments about the town's needing to give to White Stone Volunteer Fire Dept., the treasurer informed the residents about the fire grant that the Town of Irvington receives each year for the White Stone Volunteer Fire Dept as well as when it was asked to donate \$2500.00 to the department for a piece of equipment, that it had given that amount.

William Evans: He thinks the town does need to increase revenue. He is concerned about safety.

Gene Edmonds: He said that they cannot allow Irvington to deteriorate around the museum. Blight needs to be addressed. He thinks that maybe a committee should be formed to explore ideas and perhaps to move the town office to the museum.

Kathleen Pollard: She thanked the people for coming to the meeting. She has been hearing about the Monument Group, which is doing the feasibility study. She has been a member of the museum, but she has never received an invitation or a newsletter.

Robert Westbrook: He said that it was not a question of people for or against the museum. He wants the museum to succeed. This is the same discussion year after year. He said that other areas were not given to in order to give to the museum. He thought that the town should buy the building, expand the building, make it a visitors' center.

Ralph Ransone and Jimmie Lee Crockett: Thanked the residents for coming.

The Mayor: He said other towns contribute to their museums. He said that when the tax instituted, it was going to be used for tourism and the museum was part of tourism.

Larry Worth questioned how the budget was introduced and said that it should have been published in its entirety, but the town attorney stated that it would be introduced by a motion at the next meeting and only a summary has to be published.

Aqua Water System:

Aqua Water System cut off the water while they repaired leaking pipes, both on this date and the previous day. Unlike many times in the past when they did not notify the town office, they had notified the town office, which thus notified selected residents of the planned shut off. However, on this date the water service had been cut off earlier than the time they had stated. Dr. Westbrook had to cancel his appointments. Mrs. Westbrook, who works in the office, said that many municipalities have 48 hours notice when there is going to be a shut off of the water. Mr. Slatford would like the Town to put pressure on Aqua to fix the system. The Council would like the area manager of Aqua to be invited to the July meeting.

Public Hearing: Virginia Uniform Maintenance Code-

Ralph Ransone made a motion to go into a public hearing. Robert Westbrook seconded the motion. Vote- Yea: Crockett, Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0. Larry Worth said that he enthusiastically supported the Virginia Maintenance Code. Skip Ferguson said he has come to the Council twice about a structure on adjacent property to his home. Diane Cook Tench asked if the Irvington Marina is in operation. Bob Morrison said that the Virginia Maintenance Code complements the building code. Robert Westbrook made a motion to come out of the public hearing and Bill Evans seconded the motion. Vote - Yea: Crockett, Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0. Mr. Hardesty stated that the Planning Commission had recommended that the Town Council approve the Town's adopting the Virginia Maintenance Code. The Town Attorney had prepared the draft of the Ordinance. William Evans made a motion to adopt the Virginia Maintenance Code and Kathleen Pollard seconded the motion. Mr. Terry said that the County building inspector would be able to apply standards when he is inspecting structures. Vote - Yea: Crockett, Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

Minutes and Treasurer's Report:

Jimmie Lee Crockett made a motion to approve the minutes and the treasurer's report of the May meeting and William Evans seconded the motion. Vote - Yea: Crockett, Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

Zoning Administrator:

Mr. Hardesty stated that the tennis courts would be reopened the following Monday, June 15, 2009, after the current repair work. The flaps have been ground away, so they will not be a problem.

Legal Counsel: Mr. Terry did not have any additional business and he is leaving the meeting.

Committee Reports:

Website: Mr. Edmonds reported that the address will be www.Irvingtonva.org

Office Equipment: Mrs. Pollard reported that the backup storage unit will cost \$750.00 and the Brothers All in One Color printer will cost \$695.00. A check is to be made to GG Web for the equipment.

Ordinance Review: It was decided that the joint (Planning Commission and Town Council) work session for the review of the ordinances will be July 16th at 7:00 P.M. It will be advertised as a joint work session. The public is invited to attend, but the residents cannot speak.

Old Business:

Shed: A check has been written to the VIA for \$3500.00 for the shed.

Police: Mr. Evans and Mr. Ransone are attending safety committee meetings with White Stone.

Code of Irvington: Mr. Hardesty has contacted the firm that updated White Stone's Code, but he does not have a price from them.

Golf Carts in Irvington: The town needs a golf cart ordinance. Drivers of golf carts on the streets of Irvington need to be 16 years of age and have a valid driver's license.

New Business:

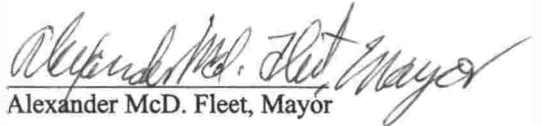
Donations: Gene Edmonds made a motion for the following donations for 2008-2009:

1. VIA - \$2500 for a separate account for the bike path
2. Kilmarnock-Lancaster County Volunteer Rescue Squad - \$300.00
3. White Stone Volunteer Fire Department- \$300.00
4. Air Force Band Dinner - \$1000.00

Jimmie Lee Crockett seconded the motion. Vote — Yea: Crockett, Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

Adjournment:

The meeting was adjourned.


Alexander McD. Fleet, Mayor

**Attendees at the Irvington Town Council Public Hearing
2009-2010 Proposed Public Hearing
June 11, 2009**

Mr. Tom Gosse
Mrs. Ann Cheek
Mr. and Mrs. Bob Lee Stephens
Captain and Mrs. Denegre
Mr. Bob Butler
Mrs. Suzanne Fleet
Annette Quigg
Mr. and Mrs. Robert Speck
Mr. Skip Ferguson
Mrs. Debbie Cook
Mr. Carrington Burgess
Mr. John Pollard
Mr. and Mrs. Larry Worth
Mr. Gordon Slatford
Mrs. Diane Cook-Tench
Mrs. Susan Edmonds
Mr. and Mrs. Grayson Mattingly
Marybeth and Dick Sisson
Mr. and Mrs. Dermot McNulty
Ms. Audrey Thomasson
Mrs. Terri Thaxton
Mr. Ron Mihills
Mr. and Mrs. Dave Raffetto
Mrs. Nancy Newlin
Mr. Norm Mosher
Mrs. Edwina Crockett
Mrs. Theresa Ransone
Mr. Doug Power
Mr. Dick Wilson
Mr. Mike Merrill
Mr. John Friday
Mr. Dudley Patterson
Mr. and Mrs. Robert Morrison
Mr. Dutch Heidsieck
Mrs. Carol Gosse
An Unknown Gentleman
William Wright
Fran Westbrook
Anne McClintock

CHAPTER 13

TOWN OF IRVINGTON BUILDING MAINTENANCE CODE

This ordinance will be known and referred to as the Town of Irvington Building Maintenance Code (Existing Structures).

SECTION ONE-Official Action: NOW THEREFORE BE ORDAINED, by the Council of the Town of Irvington that the Office of the Building Inspector for Lancaster County is hereby designated to act as the enforcing agency for the enforcement of the Virginia Uniform Statewide Building Code, (USBC), Part III, Maintenance of Existing Structures. Enforcement shall be according to the terms of this Ordinance.

SECTION TWO-Enforcement: The enforcement procedures shall be instituted by the code official who is designated to be the Building Inspector for Lancaster County, Virginia, and administered in accordance with the provisions set forth in Section Four when a written complaint is received by The Zoning Administrator for the Town of Irvington and forwarded to the Lancaster County Building Inspector.

SECTION THREE-Appeals: The Local Board of Building Code Appeals is hereby designated as the appeals board to hear appeals arising from the application of the provisions of the Code.

SECTION FOUR-Administrative Practices: The code official shall establish such procedures or requirements as may be necessary for administration and enforcement of this ordinance. The procedures are to be approved by the Irvington Town Council. Duplicate copies of all files generated under this Chapter will be maintained at the Town Office.

SECTION FIVE-Severability: Should any provision of the ordinance be declared by the courts to be unconstitutional or invalid, such decision shall not affect the validity of the ordinance as a whole, or any part thereof other than the part so declared to be unconstitutional or invalid.

SECTION SIX-Costs: The costs of enforcement of this Chapter will be assessed to the owner or owners of the structure and will be collectible and shall have the same priority as liens for taxes on real estate within the Town of Irvington, as if such taxes were assessed..

SECTION SEVEN-Effective date: This ordinance shall become effective at 12:01 A.M., following the date of its adoption.

ADOPTED: June 11, 2009

SIGNED: MAYOR



**Irvington Town Council
Regular and Public Meeting
May 14, 2009**

The regular and public meeting of the Irvington Town Council was held at the Irvington Town Office on May 14, 2009, at 7:30 P.M.

Present:

Mayor	Alexander McD. Fleet (arrived late)
Vice-Mayor	Ralph D. Ransone (presiding)
Council	Gene Edmonds Jimmie Lee Crockett William H. Evans, III Kathleen Pollard Robert S. Westbrook

Visitors:

Mr. and Mrs David Cheek	Larry Worth
Doug Power	Dick Sisson
Jayne Jackson	

Mr. Ransone called the meeting to order and asked for a moment of silence.

Public Comment:

Tennis Courts: Jayne Jackson, said that the tennis courts, after being resurfaced and then having the new surface repaired, are again having cracks. She said that there is one place that has a lip that can catch tennis shoes and cause a potential liability. The contract with Tennis Courts, Inc., does not guarantee that cracks —still will not happen. Gene Edmonds is to contact Mr. Osborne of Tennis Courts, Inc. Mr. Terry advised that the tennis courts be locked until they can be repaired.

Bike Path: David Cheek, said that he was a trustee for the farmland that formerly belonged to the McGinnes family. He said that he and Mrs. Cheek would agree to a bike path along Rt. 200, close to and parallel to the road, but they are not in favor of a path going through their property. Ammon Dunton is also a trustee for the property.

Minutes and Treasurer's Report:

Robert Westbrook moved that the minutes of the regular April meeting and the special meeting of April 30th be approved with the correction that the County Building Office is the enforcer of the Maintenance Code and the Building Inspector is the code official. William Evans seconded the motion. Vote – Yea: Crockett, Edmonds, Evans, Pollard, Westbrook. Nay: 0. (Ransone did not vote.)

Robert Westbrook made a motion that the treasurer's report be approved. Gene Edmonds seconded the motion. Vote – Yea: Crockett, Edmonds, Evans, Pollard, Westbrook. Nay: 0. (Ransone did not vote.)

Zoning Administrator:

Sidewalks and Street Lights: Mr. Hardesty reported that he had bids for the sidewalk and street light on Chesapeake Drive, but neither project was included in the new budget. The prices for the new sidewalk would be:

1. \$4765.00 from the West Irvington sign to the old sidewalk
2. \$9705.00 from the West Irvington sign to the end of the old sidewalk and to replace it.

Virginia Maintenance Code: Mr. Morrison has prepared a draft of the ordinance for Irvington's adoption of the Virginia Maintenance Code. Dr. Westbrook moved that the public hearing for the Virginia Maintenance Code be advertised for the June Town Council meeting. Gene Edmonds seconded the motion. Vote: Crockett, Edmonds, Evans, Pollard, Westbrook. Nay: 0. (Ransone did not vote.)

Legal Counsel:

Mr. Terry will meet with Mr. Hardesty, Mr. Morrison, and Dr. Westbrook to refine the language of the ordinance enabling Irvington to adopt the Virginia Maintenance Code.

Planning Commission Report:

The Planning Commission met May 5, 2009. Mr. Hardesty reported that the Commission discussed the Virginia Maintenance Code.

(The Mayor arrived and began presiding.)

Committee Reports:

Safety: Mr. Ransone and Mr. Evans have met with White Stone. The cost that Irvington would have to pay to have the White Stone police patrol in Irvington would be \$28.00 - \$30.00 per hour. The amount of time that the deputy would patrol in Irvington would be 5 hours minimum to 20 hours maximum per month. Extra charges could be for gas. Mileage and records would be kept. The White Stone Police Chief would schedule the deputy in Irvington. Dr. Westbrook asked if residents could call the deputy if they see a violation taking place in town. Mr. Ransone recommended calling 911 if they see a violation. Mr. Terry said that White Stone had not decided whether or not they are going to keep the deputy. Mr. Ransone said that White Stone would collect an administrative fee for tickets written in Irvington. Mr. Ransone said that he and Mr. Evans plan another meeting with White Stone. If the White Stone deputy were to come to Irvington for a county 911 call, then his time would not be charged against his time in Irvington.

Website: Mr. Edmonds said that the website would probably go live in a month. A logo is needed. The address at this time is: www.new.irvingtonva.org. He will review the costs.

Shed at the Commons: The VIA volunteers have done research for a new shed. They estimate that they need a shed of 192 square feet to store VIA materials and Boat Parade signs. They estimate that it would cost \$3500.00. Robert Westbrook moved that the Town give the VIA a check for \$3500.00 to purchase the shed. Any additional expenses will be picked up by the VIA. Mr. Hardesty will have the oversight on this project. Jimmie Lee Crockett seconded the motion. Vote: Yea: Crockett, Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

Town Brochure: Mrs. Pollard has learned that Kimberly Vail will redo the art work for the brochure for \$800.00. She has talked with Dudley Patterson, who said tentatively that the IBA would like to be involved with the brochure, but he will poll the business people. The other costs would be:

Composition-\$1500.00,
#’s of Copies-\$1500.00 depended on the number
Artwork - \$ 800.00

Dr. Westbrook stated that he thought the business people should meet the Town halfway in contributing to the cost of the brochures. Mr. Worth said that he and Bob Hardesty have been meeting with the County Industrial Group ad hoc committee, which is also working on a brochure. He suggested that duplication of effort be avoided and the brochure be discussed with them. Mrs. Pollard will continue working on the project.

Old Business:

Scheduling a work session: Dr. Westbrook wants to schedule a work session for the Town Council and the Planning Commission members to review the ordinances. Mr. Terry stated that it will take 3 or 4 meetings and each session will have to be advertised. Mr. Terry said that he could not do it until after his surgery. He said that the Code of Irvington book needs to be redone. He suggested that Mr. Hardesty discussed this with David Jones of the White Stone Town Council to learn the prices that a Florida company charged.

New Business:

VIA Schedule: Ralph Ransone made a motion that the Town Council accept the VIA calendar for 2009, and Robert Westbrook seconded the motion. Vote – Yea: Crockett, Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

Dog Gone Show: Mr. Evans proposed allowing the “Dog Gone Show” sponsored by the Animal Welfare League to be held at the Commons on October 10th 9:00 A.M. to 12:00 P.M., with a rain date of October 17th. Mr. Terry said that a Certificate of Insurance would be needed. Gene Edmonds made a motion to allow this event on the Commons. William Evans seconded the motion. Vote: Crockett, Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

Lancaster County After Hours: Mrs. Pollard said that this event for May would be May 21st, 5:00 P.M. to 7:00 P.M. at the Boys and Girls’ Club.

Executive Session:

Mr. Terry read the following motion which William Evans made: “ I hereby move that the Town Council of the Town of Irvington go into closed or executive session, to consult with legal counsel pertaining to probable litigation concerning the pending partition suit with the Thomas heirs, and regarding specific legal matters requiring the provision of legal advice, pursuant to *CODE OF VIRGINIA*, Section 2.2-3711A (7). Robert Westbrook seconded the motion. Vote: Crockett, Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

Kathleen Pollard made a motion to come of the closed session and Mr. Evans seconded the motion. Vote: Yea: Crockett, Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

Mr. 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. Gene Edmonds seconded the motion.

I, Gene Edmonds, so certify.
I, Kathleen Pollard, so certify.
I, Bob Westbrook, so certify.

I, Jimmie Crockett, so certify.
I, Alexander Fleet, so certify.
I, William H. Evans, so certify
I, Ralph D. Ransone, so certify.

Adjournment:

The meeting was adjourned.



Alexander McD. Fleet, Mayor

**Irvington Town Council
Regular and Public Meeting
April 9, 2009**

The regular and public meeting of the Irvington Town Council was held at the Irvington Town Office on April 9, 2009, at 7:30 P.M.

Present:

Mayor	Alexander McD. Fleet
Vice-Mayor	Ralph D. Ransone
Council	Jimmie Lee Crockett William H. Evans, III Kathleen Pollard Ralph D. Ransone Robert S. Westbrook
Zoning Administrator	Robert A. Hardesty

Absent:

Counsel	Gene H. Edmonds
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Guests:

Karen Reynolds, Northumberland Echo, present briefly to take pictures for a brochure
Adrienne Kotula, CBLAD
V'Lent Lassiter, CBLAD
Mike Antonia, Chesapeake Academy
Mr. Robert Morrison, Irvington Planning Commission

The Mayor called the meeting to order and led the group in prayer.

Public Comment:

Tennis Courts: Mr. Mike Antonia, volunteer assistant tennis coach at Chesapeake Academy, requested permission for Chesapeake Academy students to use the tennis courts for their practice. Robert Westbrook made a motion that the Council tentatively agree to their using the tennis courts pending any requirement by the Town Attorney. Jimmie Lee Crockett seconded the motion. Vote – Crockett, Evans, Pollard, Ransone, and Westbrook. Nay: 0. The hours that they want to use it would be 3:15 P.M. to 5:00 P.M. in the afternoons.

Septic System Pump-out:

Septic Tanks Pump-Out: Ms. Lassiter from Chesapeake Bay Land Assistance Board was present to explain the state requirement for Bay localities that septic tank systems be pumped every five years or be inspected. Localities are responsible for the implementation of this requirement. Mr. Hardesty can waive the 5 year requirement for vacation home owners and as an alternative, a plastic filter that must be inspected periodically can be installed. Jimmie Lee Crockett made a motion that the letters informing the residents of this requirement be mailed by September 30, 2009. Robert Westbrook seconded the motion. They will then have one year to have their septic systems pumped and will be required to have it done every five years after the date of the previous pump-out or inspection. Mrs. Lassiter said that the

requirement does not address the peat moss systems. If the system has a tank, then it has to be inspected or pumped. There is a financial assistance program administered by the Northern Neck Planning District Commission to help defray the cost of meeting this requirement for low/medium income residents. Vote – Crockett, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

Minutes and Treasurer's Report:

William Evans made a motion that the minutes and treasurer's report be approved and Ralph D. Ransone seconded the motion. Vote – Yea: Crockett, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

Zoning Administrator:

BZA Board: Mr. Hardesty stated that there had been one resident, Mr. Wayne Nunnally, who expressed interest in serving on the BZA. Mr. Robert Fleet, whose current term will expire in May, 2009, has expressed interest in being reappointed. Mrs. Kathleen Pollard made a motion that Mr. Fleet be reappointed to serve on the BZA and William Evans seconded the motion. Vote – Yea: Crockett, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

West Irvington Sidewalk: Mr. Hardesty reported that he had only one bid from Gene Dawson for the sidewalk in west Irvington. The council decided to defer this matter to the May meeting until more bids can be submitted.

Tennis Courts: The tennis courts have been repaired and will be open for playing on April 13th.

Virginia Maintenance Code: Mr. Morrison said that they wanted to ask the town attorney to review the proposed part of the Virginia Maintenance Code that the Planning Commission is recommending that the Town Council adopt for the Town of Irvington. Dr. Westbrook would like to have a special meeting with the town attorney regarding the Virginia Maintenance Code. Kathleen Pollard made a motion to advertise a special meeting for the council to meet with Mr. Terry and Jimmie Lee Crockett seconded the motion. Vote – Yea: Crockett, Evans, Pollard, Ransone, and Westbrook. Nay: 0. Mr. Hardesty will talk with Mr. Terry about when he is available to meet with the council.

Committee Reports:

Cutting Grass Along Sidewalk in West Irvington: Robert Westbrook made a motion to accept the bid of \$50.00 per month from Lee Winstead (Kilmarnock Enterprises) to cut the grass and weed eat along the old sidewalk in West Irvington that has been uncovered

Budget Committee: The budget committee will meet on Tuesday (April 14) and Thursday (April 16).

Safety: William Evans asked when did the information for the budget need to be submitted. Dates of the budget committee meetings were given to him. There was a brief discussion about the town's having a policeman.

Old Business:

Brochure: Mrs. Pollard reported that she had obtained the following prices:

\$1500.00 for composition with up-dating/set up with no changes to the art work
\$1250.00 to print 1500 brochures.

The Mayor suggested that she ask for suggestions from Gordon Slatford at the Tides Inn and Dudley Patterson at the Hope & Glory. The Mayor said he asked Bob Hardesty to talk with Mr. Slatford. Mrs. Pollard will do more research for the brochure.

Ordinance Review: Dr. Westbrook asked if there could be a work session meeting with the Planning Commission and Town Council to discuss reviewing the ordinances. This is to be discussed at the May meeting.

New Business: None

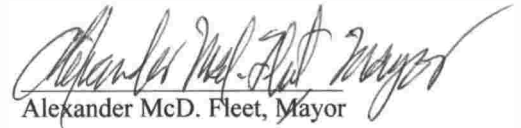
Dr. Westbrook expressed appreciation to the Town Council for the gardenia that was sent to him after the death of his mother.

The Mayor commented that the food was very good at the reopened Nate's Trick Dog.

Mr. Evans asked about presenting a resolution to the former postmistress of the Irvington Post Office, who recently retired. The Town Attorney will be asked to prepare a resolution.

Adjournment:

The meeting was adjourned.



Alexander McD. Fleet, Mayor

**Irvington Town Council
Regular and Public Meeting
March 12, 2009**

The regular and public meeting of the Irvington Town Council was held at the Irvington Town Office, on March 12, 2009, at 7:30 P.M.

Present:

Mayor	Alexander McD. Fleet
Vice-Mayor	Ralph D. Ransone
Council	Gene H. Edmonds Jimmie Lee Crockett Kathleen Pollard Ralph D. Ransone Robert S. Westbrook
Legal Counsel	Matson C. Terry, II
Zoning Administrator	Robert A. Hardesty

Absent:

Counsel	William H. Evans, III
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Guests:

Robert Morrison
Susan Cockrell: Town of Kilmarnock
Mrs. Saunders: Bay Transit Regional Supervisor
Dr. Curtis Smith: Mayor of Kilmarnock

The Mayor called the meeting to order and welcomed the guests. He led the group in prayer.

Public Comment:

Kilmarnock Trolley: Susan Cockrell, from the Kilmarnock Town Office, stated that the previous year with the trolley, which makes scheduled trips from Kilmarnock, to Irvington, and to White Stone was very successful and ridership has increased from year to year. The trolley is scheduled to make the same stops this year as last year and the schedule will begin May 1st and run until October. They will provide rides for the Fourth of July parade and the Chesapeake Wine Festival in Irvington. She asked that she be notified of special needs. They also want to tap into the number of people that are at Grey's Point Camp Ground. Last year was a service. The Town of Kilmarnock spends \$8200.00 (drivers/ fuel/ insurance) per year to operate the trolley. This year they need money and asking the Town of Irvington and the Town of White Stone, each to contribute \$500.00 toward the operation of the trolley. It was decided that the budget committee would consider this request when it works on the 2009-2010 budget.

Virginia Uniform Maintenance Code: Mr. Morrison, Chairman of the Planning Commission, stated that there will be a public bearing for the Virginia Uniform Maintenance Code, which The Town of Irvington needs to adopt so that the Lancaster County Building Inspector can come into the town to evaluate safe/unsafe structures.

Minutes and Treasurer's Reports:

Kathleen Pollard moved that the minutes and the treasurer's reports for January and February be approved. Jimmie Lee Crockett seconded the motion. Vote - Yea: Crockett, Edmonds, Pollard, Ransone, and Westbrook. Nay: 0.

Zoning Administrator:

Slow Down Signs: Mr. Hardesty reported that Cliff Balderson from VDOT said that the "slow down signs" could be put on the historical signs, but he suggested that they be placed close to the 25mph signs. Each sign would cost \$250.00 plus \$25.00 for the reflective material. Robert Westbrook does not want to put them on the historical signs and while he thinks the sentiment is good, he questions whether or not they will result in people slowing down and whether or not the town needs another sign. Jimmie Lee Crockett moved that the town install the signs and Ralph D. Ransone seconded the motion. Vote - Yea: Crockett and Ransone. Nay: Edmonds, Pollard, and Westbrook. The motion to install "slow down signs" was defeated.

Board of Zoning Appeal Vacancies: Mr. Hardesty reported that Mr. Wayne Nunnally wanted to serve on the Board of Zoning Appeals. Mr. Robert Fleet wants to continue to serve on the board. His current term will expire in May, 2009. Mr. Hardesty will advertise on April 2 and April 9 for residents, who wish to serve on the board, to submit a resume. It was stated that the Council would decide at the April 9th meeting.

Legal Counsel:

Mr. Terry stated that he had sent the two orders for Mrs. Crockett and Mr. Newlon to serve on the BZA to the Chief Judge of the Circuit Court.

Planning Commission:

It was announced that the Quarles' application for a Conditional Use Permit to relocate tanks and add two tanks for storing propane was withdrawn.

Sidewalk in West Irvington:

Mr. Hardesty reported that the proposed sidewalk in west Irvington is 227 feet which would connect to the old existing sidewalk. The old sidewalk is 230' by 4'. He thinks that the existing sidewalk is on the VDOT's right of way. Mr. Hardesty will obtain quotes from contractors.

Committee Reports:

Budget: The Mayor announced that he wanted the council to come up with things that they want to be done and the approximate cost. The Mayor asked Robert Westbrook and Ralph Ransone to serve on the budget committee.

Website: Mr. Edmonds says the office needs to implement high speed internet. The office needs to be wired for wireless.

Ordinance Review: Dr. Westbrook asked the status of reviewing of the ordinances. He was concerned about the requirement that in renovating a boathouse, that there was a limit of 10% of the value that could be renovated.

Robert Morrison asked about the how to have a work session of the council or commission. Mr. Terry said that it would have to be advertised and they must let everyone speak if they let one person from the public speak. Such a session would not be a public hearing.

Mr. Terry said that the website could supplement public notification, but it was not to replace advertising in the paper.

New/Old Business:

Town Brochure: The council authorized Kathleen Pollard to obtain prices for a town brochure. She wants to ask Diane Cook Tench to help her develop a brochure.

Christmas Lights: Mr. Ransone said that he wanted to put in the 2009-2010 budget 10 (7 lights need replacing) Christmas lights at \$340.00 each plus S/H.

Storage Shed: The VIA needs 225' or a footprint of 10'x24' for a shed on skids. The VIA may do the labor. They have decided that storing the Christmas wreaths would require too much space. Mr. Edmonds reported that they wanted Randall Kipp to advise them on a structure which would look good on the Commons and compliment the Museum.

Safety: Mr. Evans stated that he will meet with Scott Hudson, who is on the White Stone Town Council regarding sharing a policeman with White Stone. The Mayor appointed Ralph Ransone to be on the committee.

Executive Session:

Mr. Terry read the following motion which Kathleen Pollard made: "I hereby move that the Town Council of the Town of Irvington go into closed or executive session, to consult with legal counsel, pertaining to existing litigation concerning the partition suit of Thomas v. Campbell, et al, and regarding specific legal matters requiring the provision of legal advice, pursuant to *CODE OF VIRGINIA*, Section 2.1-371 1A.(7)." Dr. Westbrook seconded the motion. Vote – Yea: Crockett, Edmonds, Pollard, Ransone, and Westbrook. Nay: 0.

Robert Westbrook made a motion to come out of executive session and Kathleen Pollard seconded the motion. Vote – Yea: Crockett, Edmonds, Pollard, Ransone, and Westbrook. Nay: 0.

Mr. Terry read the following motion for certification which Mr. Ransone 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. Robert Westbrook so moved and Ransone seconded the motion.

I, Alexander Fleet, so certify.
I, Gene Edmonds so certify.
I, Bob Westbrook, so certify.
I, Jimmie Lee Crockett, so certify.
I, Kathleen Pollard, so certify.
I, Ralph D. Ransone, so certify.

Robert Westbrook moved that the town attorney proceed with the counter proposal as discussed in the executive session. Jimmie Lee Crockett seconded the motion. Vote – Yea: Crockett, Edmonds, Pollard, Ransone, and Westbrook. Nay: 0.

Adjournment:

The Mayor adjourned the meeting.


Alexander McD. Fleet, Mayor

**Irvington Town Council
Regular and Public Meeting
February 12, 2009**

The regular and public meeting of the Irvington Town Council was held at the Irvington Town Office on February 12, 2009, at 7:30 P.M.

Present:

Mayor	Alexander McDonald Fleet
Vice-Mayor	Ralph D. Ransone
Council	Jimmie Lee Crockett Gene H. Evans William H. Evans, III (arrived late) Kathleen F. Pollard Ralph D. Ransone Robert S. Westbrook
Zoning Administrator	Robert A. Hardesty

Absent:

Legal Counsel	Matson C. Terry, II
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Guest:

John Pollard

The Mayor opened the meeting. Jimmie Lee Crockett led in prayer. Jimmie Lee Crockett reported that Mr. Terry said that Frank Burke is looking into the property matter in Irvington, that Mr. Terry had been instructed to pursue.

Public Comment:

Mr. John Pollard, with the help of the Tides Inn grounds man and his equipment, cleaned the portion of the old sidewalk that extends in front of the West Irvington Aqua Water Pump. He would like to see the VDOT sidewalk extended in front of the Luckham property to this old sidewalk. This would be approximately 220 feet. Based on the cost of the sidewalk that was added from Rumsey and Bugg Law Office to Bay Window, Mr. Hardesty estimates that it would be cost approximately \$3000.00. Dr. Westbrook wants to investigate all that is involved in constructing a sidewalk all the way to Billy Rowe's property. Mr. Ransone thought that it should be done in phases. (Mr. Evans arrived.) Jimmie Lee Crockett made a motion to investigate everything involved in the construction of the sidewalk and bring the information to the council. Robert Westbrook seconded the motion. Vote: Crockett, Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0. The Mayor welcomed Mr. Evans to the meeting and thanked him for the Christmas gifts to everyone.

Minutes:

Gene Edmonds made a motion to accept the minutes of the January meeting as presented. Ralph Ransone seconded the motion. Vote – Yea: Crockett, Edmonds, Pollard, Ransone, and Westbrook. Nay: 0. Mrs. Pollard questioned if the water pressure problem brought to the attention of the council in January

had been corrected. The trees at the West Irvington Water Pump were cut down. Mr. Hardesty is to check with Mr. Ghorley to see where Irvington is on the priority list for replacement of pipes and check with Gordon Slatford on the water pressure problem. The treasurer's report will be presented at the March meeting because of the vacation of the clerk/treasurer.

Zoning Administrator:

Slow Down Speed Signs: Mr. Hardesty reported that the VDOT thought that the slow down speed signs should be placed near the Glebe area and before the Northern Neck Insurance Company. If the sign is placed on the highway right of way, the application must be approved by the VDOT's Fredericksburg office. If the signs are placed on someone's property (off premises land use permit), then Cliff Balderson of VDOT must approve the sign. Mr. Ransone said they should be on single posts and Mrs. Pollard suggested that they be hung from the Historic Irvington/Welcome Signs. Dr. Westbrook said the sentiment is good, but he wonders if it would be effective in slowing down traffic. Mr. Ransone and Dr. Westbrook thought that a temporary design should be hung to see if the design is liked. Robert Westbrook made a motion to hang a temporary design and Jimmie Lee Crockett seconded the motion. Vote – Yea: Crockett, Edmonds, Evans, Pollard, Ransone, and Westbrook. Mr. Ransone said that Mr. Hardesty should check with VDOT to find out if a temporary sign can be added to the "Welcome to Irvington" sign. Nay: 0.

BZA Pending Vacancy: Mr. Hardesty reported that Wayne Nunnally wanted to be considered for the position now occupied by Mr. Robert Fleet, who also wants to be considered when his term will expire in May, 2009. The "pool" of applicants to be considered will be Mr. Wayne Nunnally, Mr. Robert Fleet, and anyone, who responds to the ad for persons interested in serving on the BZA to submit resumes.

Planning Commission Report: No report.

Committee Reports:

Police: Mr. Evans stated that White Stone wants to eliminate a part-time policeman plus a police car. Mr. Evans said that having a police car will pull Irvington in the County loop. Mr. Evans thinks Irvington should have a cop. Mr. Edmonds does not think that the Irvington budget can handle the cost of a policeman without a source of revenue. Ralph Ransone made a motion for Mr. Evans to go to the White Stone Council meeting to ask about "renting a cop." Jimmie Lee Crockett seconded the motion. Vote – Yea: Crockett, Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

Office Renovation: Kathleen Pollard reported that Garry Luckham would build a walnut table for the town office in memory of his father, but it could take as much as a year. He needed the dimensions. Mr. Hardesty reported that White Stone's table was 90"x36". Ralph Ransone made a motion to work with Mr. Luckham. Gene Edmonds seconded the motion. Vote – Yea: Crockett, Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0. Council members thought that some payment should be made to Mr. Luckham, but no definite amount was considered.

Volunteerism: Mr. Edmonds reported that the Susan Edmonds will replant the planters. The VIA wants to have Sam Friday walk the town on two consecutive days each week for one month to pick up trash.

Old Business:

Website: Mr. Edmonds said that they will wait until they rearrange the desks before beginning the website.

Unsafe Structure Manual: Mr. Edmonds has advised that the Virginia Maintenance Code has to be adopted before someone can come into town to determine if structures are unsafe. The Planning Commission is working on it and will make a recommendation to the Town Council next month.

New Business:

Christmas Lights: Mr. Ransone said that Mr. Elbourn has said that seven of the Christmas Lights need to be replaced. Mr. Ransone said that new lights would cost \$340.00 each with garland and a bow and \$320.00 without garland and a bow. Gene Edmonds made a motion to buy 10 new lights with garlands and bows at \$340.00 each. Kathleen Pollard seconded the motion. Vote – Yea: Crockett, Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay:0. The council would want delivery in October or early November. The clerk will call the company to confirm that this is possible and the order will be placed later in the year.

Septic System Pump-Out: The Chesapeake Bay Act is requiring pump out of the septic systems or inspections every five years. A letter will be sent from the Town Office notifying residents of this requirement. It was decided to include in the letter about auto sticker/tag sale and the town website. Mr. Hardesty said that the residents will have until December 31, 2009, to return the completed form showing that residents have complied with the requirement. Dr. Westbrook made a motion that Ms. V'lente Lassiter be invited to speak to the town council and bring documentation about the pump out. Ralph Ransone seconded the motion and said after the town council hears from her, then the Council will decide if it needs to have a town meeting. Vote – Yea: Crockett, Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

Fence at Commons: Mr. Hardesty reported that Keith Kopscak wanted to put up decorative posts with rope to replace the rope that is there now. This fence is needed only during the Farmers' Markets to keep persons from driving over the ditch. It was decided that the Mayor and Mr. Hardesty would put up something more attractive than what is there now, before each Farmers' Market.

Shed: Mr. Edmonds reported that the existing shed at the Commons is deteriorating and needs to be replaced. In discussion, the Mayor said that the Town should pay for this rather than the VIA. Mr. Ransone made a motion that the VIA research what it needs, shop, and obtain prices. William Evans seconded the motion. Vote – Yea: Crockett, Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

Appropriation to VIA: Not discussed.

Lancaster County Chamber of Commerce Membership: Kathleen Pollard made a motion to renew the town's membership in the Lancaster County Chamber of Commerce. Jimmie Lee Crockett seconded the motion. Vote – Yea: Crockett, Edmonds, Evans, Pollard, and Ransone. Nay: Westbrook.

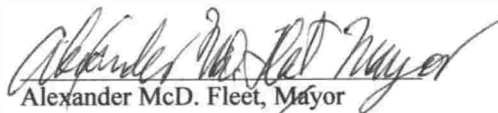
Hanley Electric Invoice: Gene Edmonds made a motion to pay the bill from Chris Hanley for the rewiring of the new lights and installing more outlets in the town office. He found that the wiring needed to be replaced to make it safer thus his estimate was \$701.00 and his bill for rewiring was \$1185. Jimmie Lee Crockett seconded the motion. Vote – Yea: Crockett, Edmonds, Evans, Pollard, Ransone, and Westbrook. Nay: 0.

July 4th Parade: Mrs. Pollard said that the date for the parade needed to be reconsidered because the banks will be open on July 3rd and it is not a state holiday, even though it is a federal holiday. The parade committee will consider and discuss moving it to Saturday, July 4th.

Quarles Public Hearing: The Mayor said that he would check the schedule at the Baptist Church to see if it is available for a public hearing on March 12th when the Quarles Public Hearing regarding the propane tanks and relocation of tanks at Quarles Petroleum Company on Seafood Lane.

Adjournment:

The meeting was adjourned.


Alexander McD. Fleet, Mayor

**Irvington Town Council
Regular and Public Meeting
January 8, 2009**

The regular and public meeting of the Irvington Town Council was held at the Irvington Town Office at 7:30 P.M., on January 8, 2009.

Present:

Mayor	Alexander McD. Fleet
Vice-Mayor	Ralph D. Ransone
Council	Jimmie Lee Crockett Gene Edmonds William H. Evans, III Robert S. Westbrook
Zoning Administrator	Robert A. Hardesty
Legal Counsel	Matson C. Terry, II

Absent:

Council	Kathleen Pollard
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Guests:

Phillip Williams	Wally & Cathy Myers
Dick Wilson	Nate & Courtney Myers

Visitors:

Ann Lee Arnold	Danny McGrath-Scout
Gordon Slatford	Kevin Stewart-Scout
John Braider	

The Mayor called the meeting to order, welcomed everyone, and led the group in prayer.

Public Comment:

Nate's Trick Dog Café: The Myers, who are the new owners of the former Trick Dog Restaurant, were present to present their plans for their new restaurant, Nate's Trick Dog Café. Wally Myers has been in the food business for 28 years. His son, Nate, who will be the chef, is a graduate chef. They have applied for their ABC license and hope to open the restaurant April 1st or earlier, if they are ready. Dinner will be served six nights a week. Once established, they plan to serve lunch. They would like to have ABC approval to serve lunch and drinks outside, if they can close the gate. They also would like to make it affordable for families.

Tides Inn Manager: Gordon Slatford, General Manager of the Tides Inn, stated that Aqua had recently had a water problem resulting in the loss of pressure. He would like external monitoring of the system and the dead trees near the pump house cut down. Also, there was discussion about requesting that replacement of the Irvington system pipes be given more priority. In a meeting last summer, Mr. Ghorley said that the pipes needed to be replaced, but there were higher priorities in other localities. Mr. Hardesty was instructed to discuss these matters with Mr. Ghorley, Aqua Manager for this area.

Mr. Terry's Mother: The mayor expressed sympathy to Mr. Terry, whose mother had recently died.

Steamboat Era Museum: Mr. Dick Wilson and Mr. Phillip Williams were present to discuss the Pilot House renovation. Mr. Wilson detailed the museum's current financial situation, the success of the Christmas Home Tour Stroll, and the request for contributions by members after the loss of state funds because of the state's shortage of funds. Casino Night is planned for February. Currently, the Monument Group of Richmond, VA is conducting a feasibility study to determine the potential success of a fundraising to raise funds for the Pilot House's renovation, the museum's endowment fund, development of the educational outreach, and the addition to the museum. The feasibility study is to be completed by the end of February. Four shipwrights that can do the restoration of the Pilot House have been identified. Mr. Wilson said that in the fundraising any funds not designated for another purpose, will be applied to the renovation of the Pilot House. The plans are that the Pilot House will be moved from the Commons to the location of the shipwright.

Dr. Westbrook stated that he thought that the growth of the endowment fund should be the first priority of the fundraising as he had been told that with an endowment fund of \$600,000.00 the museum could become independent of the town. He thinks that the Pilot House should be moved out of the weather to prevent further deterioration.

Mr. Wilson said that the objective of the fundraising is to raise 1.5 million which would allow the museum to meet its goals.

Mr. Wilson told the council members that they did not receive the current financial report because Mrs. Thaxton has been out of the office "this" week because of the unexpected death of her mother-in-law.

Mr. Edmonds asked about the safety of the Pilot House. Phillip Williams said that it was checked last spring and the Pilot House was sound as far as rot was concerned. The Pilot House will be moved professionally.

Jimmie Lee Crockett made a motion to donate the final installment, in the amount of \$10,000.00 of the \$30,000.00 donation to the museum that the town allocated in its 2008-2009 budget. William Evans seconded the motion. Vote— Yea: Crockett, Edmonds, Evans, Ransone and Westbrook. Nay: 0.

Scouts: The Mayor introduced the Scouts from White Stone Troup 235: Kevin Stewart and Danny McGrath. They are working on their citizenship badges.

Minutes and Treasurer's Reports for November, 2008 and December, 2008:

Dr. Westbrook made a motion to approve the reports for these two months and Jimmie Lee Crockett seconded the motion. Vote— Yea: Crockett, Edmonds, Evans, Ransone, and Westbrook. Nay: 0.

Zoning Administrator:

Slow Down Signs: Cliff Balderson of VDOT will meet with Robert Hardesty and Ralph Ransone to discuss the Slow Down Signs.

Tennis Courts: Herb Osborne of Tennis Courts, Inc. will repair the tennis courts at his cost. In the recent work on the courts, a newer material was used and it did not hold on the seams. Mr. Osborne will use his older material.

BZA Vacancy: The BZA vacancies, previously discussed, were filled last March, 2008, by reappointing Shirley Crockett for a term to expire in 2013, and Richard Newlon for a term to expire in 2012. Mr. Robert Fleet's term will expire in May, 2009. This vacancy will be advertised in mid-March. Mr. Nunnally has indicated a desire to serve on the BZA Board and has submitted a resume. It was decided

that he, plus Mr. Fleet, if he wants to serve again, and any person, who responds to the ad and is qualified to serve, will be the "pool" of applicants to be considered for the vacancy.

Hanley Electric: Mr. Hardesty stated that the lights that Mr. Hanley had a quote from Hometown Lighting were not an improvement over what was here. He has priced other lights at Lowe's that are \$128.00 each. The total price for eight would be \$1024.00. Mr. Hanley's quote includes the price of wiring lights and wiring for computers. Mr. Edmonds made a motion to approve Mr. Hanley's bid of \$701.00 for electrical work plus the \$1024.00 for new lights. William Evans seconded the motion. Vote – Yea: Crockett, Edmonds, Evans, Ransone, and Westbrook. Nay: 0. Mr. Hardesty does not have a price from Mr. Luckham for enclosing the electrical box.

Legal Counsel:

Mr. Terry reported that the council will need an executive session at the end of the meeting regarding pending litigation.

Committee Reports and Old Business:

Website: Work in progress.

Intenet: The Town will renew its internet for two months: January and February.

Unsafe Structures and Unsafe Marine Structures: Mr. Edmonds reported that the manual from Norfolk was on its way. He said that he had been told that a member of the council can attend hearings and can ride with inspectors to determine blight. He will coordinate this.

Christmas Lights: Mr. Ransone said that he will get the star on top of the Christmas Tree straight during the summer. He said about seven of the Christmas street lights need to be replaced. The Mayor said to put it in the 2009-2010 budget. The clerk will check on prices. He thanked the council members, who helped with decorations.

New Business: Steamboat Era Museum donation was considered during the public comment portion of the Meeting.

Executive Session:

Mr. Terry read the following motion which Robert Westbrook made: "I hereby move that the Town Council of the Town of Irvington go into closed or executive session, to consult with legal counsel pertaining to actual pending litigation concerning the Thomas Property on Chesapeake Drive, pursuant to the *CODE OF VIRGINIA* Section 2.1-3711.A(7). William Evans seconded the motion. Vote – Yea: Crockett, Edmonds, Evans, Ransone, and Westbrook. Nay: 0.

Ralph Ransone made a motion to come out of executive session and Jimmie Lee Crockett seconded the motion. Vote – Yea: Crockett, Edmonds, Evans, Ransone, and Westbrook. Nay: 0.

Matson Terry read the motion for certification.

"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) such public business as was identified in the motion to convene a closed session was heard, discussed or considered."

I, Alexander McDonald Fleet, so certify.

I, Gene Edmonds, so certify.

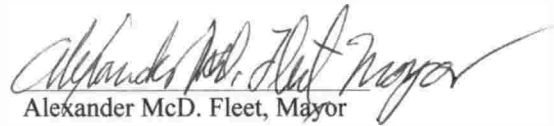
I, Jimmie Lee Crockett, so certify.

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

Ralph D. Ransone made a motion to authorize the attorney to renew the offer for the two lots for the appraised value and without the life estate for Mr. and Mrs. Phillip Thomas as part of the offer. Gene Edmonds seconded the motion. Vote – Yea: Crockett, Edmonds, Evans, Ransone, and Westbrook. Nay: 0.

Adjournment:

The meeting was adjourned.



Alexander McD. Fleet, Mayor