

MINUTES OF TOWN COUNCIL MEETING OF OCTOBER 26, 2011

A meeting was held pursuant to notice in the Accomack County Administration Building, Board of Supervisor's Chambers (room #104), in Accomac, Virginia at 7:30 P.M. on Wednesday, October 26, 2011.

PRESENT: Brooks E. Allen, Mayor; Teresa Godsey Hartman, James Johnson, Craig Cropper, John Hilton, Patricia Smith, and Joyce Lewis, Councilmen; and Andrea J. Derby, Clerk.

Also present were David Elliott of Delmarva Construction and Adam Repinski.

The minutes of the former meeting were approved.

The Mayor opened the floor to David Elliott of Delmarva Construction regarding the two burned-out properties. Mr. Elliott noted that if he was awarded the contract for the project, he would reduce his bid on the cottage by \$1,000. The Clerk provided the Council with Alan Clark's bid on the former Funeral Home in the amount of \$8,500. This matter was tabled until the next Meeting of Council.

A brief discussion took place regarding the holiday lights. The Mayor suggested having Mike Lewis put up and take down the wreaths. The Council agreed to pay Mr. Lewis \$150 for his service.

Patricia Smith noted that the Town had a Certificate of Deposit coming due on November 13, 2011 in the amount of \$17,576.42. She suggested moving the funds into the Money Market Fund until the interest rates rise. On motion by John Hilton, seconded by Teresa Hartman, and carried, she was directed to close out the CD when it comes due and deposit the funds into the Money Market Account.

James Johnson reported having spoken with VDOT regarding properties with limbs over-hanging the streets. Mr. Johnson noted that VDOT will be trimming these.

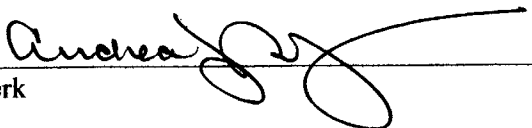
Patricia Smith provided the Council with a draft letter to the Town residents regarding the clearing of the sidewalks and annual leaf pick-up. The Clerk was directed to include the letter with the annual tax bills.

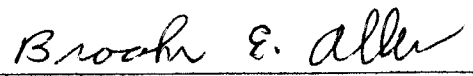
A discussion took place regarding the annual leaf pick-up. The pick-up was scheduled for Monday, December 12, 2011. The Clerk was directed to contact Davis Disposal, place an ad in the Eastern Shore News, place flyers in the Post Office and SunTrust Bank, and post on the Town's website.

The Mayor then opened the floor up to citizen comments. Mr. Repinski reported that a bidder had left both burned-out properties un-secured.

It was determined that the November and December Meeting of Council be cancelled unless important business should dictate the need for it between now and then.

No further business appearing the meeting adjourned.


Clerk


APPROVED

MINUTES OF TOWN COUNCIL MEETING OF SEPTEMBER 28, 2011

A meeting was held pursuant to notice in the Accomack County Administration Building, Board of Supervisor's Chambers (room #104), in Accomac, Virginia at 7:30 P.M. on Wednesday, September 28, 2011.

PRESENT: Brooks E. Allen, Mayor; Teresa Godsey Hartman, James Johnson, Craig Cropper, John Hilton, Patricia Smith, and Joyce Lewis, Councilmen; and Andrea J. Derby, Clerk.

Also present were Adam Repinski, John David Steelman, and Linda Hurley.

The minutes of the former meeting were approved.

The Mayor opened the floor to Mr. Steelman. Mr. Steelman spoke about the speeding within the Town and suggested radar enforcements and "slow" signs posted. He also noted that the Virginia State Police have set up radar recently. The Clerk was directed to forward a letter to the Virginia State Police requesting additional radar enforcements.

The Mayor reported that the County of Accomack is now interested in the former Agriculture building. This matter was tabled if/until the County purchases the property.

The Mayor then opened the bids for the demolition of the two burned-out properties and they were recorded as follows:

Company / Name	23673 Front Street Corner of Front and Allentown	23564 Front Street Former Funeral Home	Total
Delmarva Construction David Elliott	\$7,800	\$11,200	\$19,000
Brittingham Bulldozing Jody Brittingham	\$8,495	\$11,940	\$20,435
Wayne Norton	\$4,349.50	\$19,945.50	\$24,295
Allen Clark Construction	\$4,500		
John Lauer	\$7,800	\$26,000	\$33,800

This matter was tabled until the next Meeting of Council.

The Treasurer presented her accounts for 2010-2011 and they were accepted as submitted and a copy the same is attached to these minutes.

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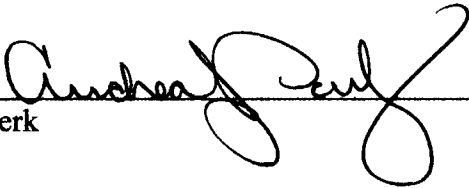
A brief discussion took place regarding Halloween. The Clerk was directed to place an ad in the Eastern Shore News noting that Halloween will be observed on Monday, October 31, that the curfew is 8:00 P.M., and the age limit is twelve (12) years of age.

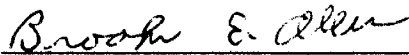
Mrs. Smith noted that she would also include on the next Newsletter that properties must be cut, that unlicensed vehicles have to be removed from site/property, and derelict buildings must be repaired or removed.

Mr. Cropper reported that two properties are still over-grown and in need of attention. The Clerk was directed to forward a certified letter to Jeffrey Bundick regarding the same.

The Mayor then opened the floor up to citizen comments. Mr. Repinski reported that his central heat/air unit had been stolen out of the yard.

No further business appearing the meeting adjourned.


Clerk


APPROVED

Andrea J. Derby, Treasurer, Town of Accomac, General Fund

08-31-10 by amount in hand as per last accounting		\$13,298.31
Receipts		
Sales taxes, June 2010 through May 2011	17,633.56	
Sun Trust Bank (franchise fee)	6,063.00	
CATV franchise fee (communications tax)	5,602.30	
Motor vehicle rolling stock tax	21.45	
Tipping fee rebates	0.00	
Fire grant	8,000.00	
Litter grant	1,000.00	
PPTRA	1,039.77	
Real estate taxes	17,916.59	
Personal property taxes	2,233.58	
Automobile decal sales	3,318.75	
Permits	65.00	
Total Receipts	\$62,894.00	\$76,192.31
Disbursements		
Fire grant expenditure	8,000.00	
Insurance	691.00	
Dues	559.00	
Contributions	0.00	
Social security & unemployment taxes	422.40	
Telephone & DSL	1,447.06	
Litter grant expenditure	753.85	
Waste removal	35,685.90	
Electric	8,208.94	
Legal	1,479.80	
Council per diems	2,430.00	
Planning Commission per diems	0.00	
Decal & tax commission	1,182.90	
Clerk salary (1,500.00 less 114.75 taxes)	1,385.25	
Mayor salary (800.00 less 61.20 taxes)	738.80	
Zoning Administrator salary (360.00 less 27.54 taxes)	332.46	
PO Box rent	42.00	
Landscaping/beautification	580.10	
Automobile decals costs	91.56	
Preparation of taxes	150.00	
Christmas	97.37	
Printing & publication	2,161.60	
Web site (domain and hosting for two years)	151.80	
Parade	121.76	
Flowers (Cropper and Hartman)	93.00	
New Flags and hardware	265.53	
Flag donation (Mike Lewis)	100.00	
Sidewalk / curb maintenance (Ken Ward)	1,500.00	
Election	0.00	
Office rent (23401 Front Street, Accomac, VA)	1,500.00	
Office heat (heater, oil tank, and oil)	3,682.04	
Office expenses	990.72	
Total Expenditures	\$74,844.84	
08-31-11 Amount of Balance In Hand		\$1,347.47

INVESTMENT ACCOUNTS

Sun Trust Money Market Account		\$140,349.91
Interest	+	\$423.63
Purchased two Sun Trust CDs (\$50,000 each)	-	\$100,000.00
New Total		\$ 40,773.54

Sun Trust CD 25 month @ 2.00 % matures 11/13/2011		\$17,576.42
Sun Trust CD 25 month @ 2.00 % matures 08/26/2012		\$20,761.59
Sun Trust CD 39 month @ 2.40 % matures 04/27/2014		\$50,000.00
Sun Trust CD 63 month @ 2.40 % matures 04/27/2016		\$50,000.00

MINUTES OF TOWN COUNCIL MEETING OF AUGUST 24, 2011

A meeting was held pursuant to notice in the Accomack County Board of Supervisor's Chambers, in Accomac, Virginia at 7:30 P.M. on Wednesday, August 24, 2011.

PRESENT: Brooks E. Allen, Mayor; James Johnson, Craig Cropper, John Hilton, Patricia Smith, and Joyce Lewis, Councilmen; and Andrea J. Derby, Clerk.

Also present were David W. Rowan, Town Attorney, Curt Smith, Regional Planner with the A-NPDC, Andrew Cropper, Adam Repinski, B. Drummond and Clare Ayers, and Ann Hartnett.

The minutes of the former meeting were approved.

The Mayor announced the public hearing open in respect to the following:

Curt Smith, Regional Planner with the A-NPDC, gave a brief presentation in regards to the Accomack County Regional Water Supply Plan. After discussion voice votes were called for in respect to adopting a "Resolution Approving The Accomack County Regional Water Supply Plan" and were recorded as follows, (a copy of said Resolution is attached to these Minutes):

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
James Johnson	none	none	Teresa Hartman
John Hilton			
Pat Smith			
Joyce Lewis			
Craig Cropper			

The Mayor then announced the public meeting open in respect to comments concerning the budget for the year 2011-2012. After discussion voice votes were called for in respect to the adoption of the budget and were recorded as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
James Johnson	none	none	Teresa Hartman
John Hilton			
Pat Smith			
Joyce Lewis			
Craig Cropper			

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The proposed levy on real estate, personal property and machinery and tools for the year 2011 was then brought up and it was ordered that:

A tax levy of \$0.05 be and the same hereby is levied upon each and every \$100.00 of assessed value of real estate and mobile homes and a tax levy of \$0.10 be and same is hereby levied upon each and every \$100.00 of assessed value of personal property and machinery and tools in the Town of Accomac, assessed with taxes for the year 2011, the same to be used for Town purposes.

A discussion took place regarding the burned-out properties within the Town. On motion by Patricia Smith, seconded by John Hilton, and carried to advertise for bids for the demolition of 23564 Front Street (former funeral home). On motion by Patricia Smith, seconded by James Johnson, and carried to advertise for bids for the demolition of 23673 Front Street (corner of Front and Allentown).

John Hilton asked Town Attorney, David W. Rowan, to look over his draft amendment to Ordinance 18 (B-B Guns). On motion by Mr. Hilton, seconded by Patricia Smith, and carried to adopt the Amendment to Ordinance 18 and a copy is attached to these Minutes.

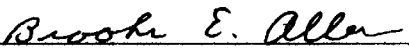
A brief discussion took place regarding the former Department of Agriculture and Consumer Services Office, located at 23221 Front Street, Accomac, Virginia. The Clerk was directed to schedule a tour of the property.

Craig Cropper reported over-grown grass at several properties within the Town.

The Mayor then opened the floor up to citizen comments. Mr. Ayers requested the Council contact the owner of the former Snyder building to have the junk removed from the parking area.

No further business appearing the meeting adjourned.


Clerk


APPROVED

A RESOLUTION APPROVING THE ACCOMACK COUNTY REGIONAL WATER
SUPPLY PLAN. 6

WHEREAS, Virginia State Water Control Board Regulation 9 VAC 25-780, Local and Regional Water Supply Planning, requires all counties, cities and towns in the Commonwealth of Virginia to prepare and submit a water supply plan to the Department of Environmental Quality (DEQ);
and

WHEREAS, the Town of Accomac is a participant in the Accomack County Regional Water Supply Planning Group as reported to DEQ by letter before the November 2, 2008 deadline; and

WHEREAS, on August 24, 2011, the Town of Accomac held a public hearing to accept public comment on the Regional Water Supply Plan; and

WHEREAS, the adopted Regional Water Supply Plan will be submitted to the DEQ on or before November 2, 2011.

NOW, THEREFORE BE IT RESOLVED that the Town Council of the Town of Accomac hereby adopts the Regional Water Supply Plan as it pertains to Accomack County and its Towns. Approval and adoption of this regional plan indicates support for and general agreement with the regional planning approach, but does not indicate approval or disapproval of conclusions and recommendations presented in the plan as they pertain to other localities. The Town of Accomac reserves the right to comment on specific water supply alternatives in the future even though such alternatives may be recommended in this adopted plan. The Town of Accomac will not be limited to specific water supply alternatives in this adopted plan and reserves the right to recommend additional alternatives for consideration in the future.

BE IT FURTHER RESOLVED that the Town Council of the Town of Accomac intends that the Regional Water Supply Plan shall be revised to reflect changes in relevant data at least once every five years and resubmitted to DEQ every ten years in accordance with the regulation and sound planning practice.

PASSED, APPROVED AND ADOPTED by the Town Council of the Town of Accomac at a meeting held on August 24, 2011.

Brooks E. Allen

Brooks E. Allen, Mayor
Town of Accomac

August 24, 2011
Date

Amendment to Ordinance No. 18 (B-B Guns)

WHEREAS, as used in this Ordinance “pneumatic gun” means any implement, designed as a gun, that will expel a BB or a pellet by action of pneumatic pressure. “Pneumatic gun” includes a paintball gun that expels by action of pneumatic pressure plastic balls filled with paint for purpose of marking the point of impact.

NOW THEREFORE BE IT ORDAINED by the Town Council of the Town of Accomac that Ordinance No. 18 (B-B Guns) be and hereby is amended as follows:

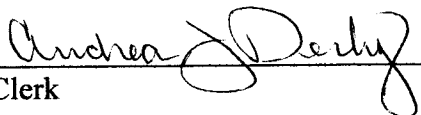
Section I: Pursuant to Section 15.2-915.4 of the Code of Virginia, 1950, as amended, that it shall be unlawful for any person to shoot pneumatic guns within the corporate limits of the Town of Accomac except at facilities approved for shooting ranges, other property where firearms may be discharged, or on private property with permission of the owner or legal possessor thereof when conducted with reasonable care to prevent a projectile from crossing the bounds of the property.

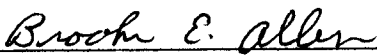
Section II: All persons under the age of sixteen (16) must be under the supervision of a parent, guardian, or other adult supervisor approved by the parent or guardian in all uses of pneumatic guns on private or public property. Minors above the age of sixteen (16) may with written consent of a parent or guardian, use a pneumatic gun in designated areas and on private property with consent of the owner.

Section III: All users, including minors, whether permitted by a parent or guardian to use a pneumatic gun or not, shall be responsible for obeying all laws, regulations and restrictions governing such use.

Section IV: Violation of this Ordinance shall be deemed a Class 4 Misdemeanor not to exceed a fine of Two Hundred – Fifty Dollars (\$250.00).

On motion by John Hilton, seconded by Patricia Smith, and carried, and adopted this 24th day of August, 2011.


Clerk


Mayor

MINUTES OF TOWN COUNCIL MEETING OF JULY 27, 2011

A meeting was held pursuant to notice in the Accomack County Board of Supervisor's Chambers, in Accomac, Virginia at 7:30 P.M. on Wednesday, July 27, 2011.

PRESENT: Brooks E. Allen, Mayor; James Johnson, Craig Cropper, John Hilton, Patricia Smith, Teresa Godsey Hartman, and Joyce Lewis, Councilmen; and Andrea J. Derby, Clerk.

Also present were Jo Penland, Ann Hartnett, and RJ Johnson, Zoning Administrator.

The minutes of the former meeting were approved.

The Clerk provided the Zoning Administrator with updated forms for his review. The Clerk noted that the Town's permit fees need to be updated and can be done at a regular Meeting of Council.

The Mayor reported having purchased six (6) new flags with the "rent" donated back from Mary and Ron Dahlke. The Clerk was directed to forward a letter of thanks to the Dahls.

The Clerk reported having received an estimate from David H. Elliott of \$14,000 to raze the burned-out funeral home and an estimate of \$9,000 to raze the burned-out cottage. Mrs. Smith reported having received an estimate from John Lauer of \$30,000 and \$11,000 for the same. After discussion and on motion by Mrs. Smith, seconded by Mrs. Lewis, and carried to begin the proceedings to have the properties razed. The Clerk was directed to have Town Attorney, David W. Rowan attend the next Meeting of Council.

After discussion voice votes were called for to discontinue the annual contributions for the current year 2010-2011 and the upcoming year of 2011-2012, and were recorded as follows:

<u>AYE</u>	<u>NAY</u>	<u>ABSTAIN</u>	<u>ABSENT</u>
James Johnson	Joyce Lewis	none	none
John Hilton			
Pat Smith			
Teresa Hartman			
Craig Cropper			

The Mayor called for a discussion on the budget for fiscal year 2011-2012. The Clerk presented her proposed expenditures and estimated revenues and levy to the Town as follows:

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TOWN OF ACCOMAC, VIRGINIA

	Proposed Expenditures for period Ending August 31, 2012
Garbage disposal	\$30,000.00
Street lights	8,200.00
Commission	1,200.00
Salaries	2,660.00
Legal	1,500.00
Meetings	2,100.00
Printing & publications	2,300.00
Post Office Box Rent	40.00
Social security & unemployment taxes	400.00
Automobile decals	100.00
Tax list & tax tickets	150.00
Dues	600.00
Election	800.00
Contributions	0.00
Landscaping	400.00
Insurance	700.00
Christmas	100.00
Litter control	1,000.00
Fire grant expenditure	8,000.00
Telephone & fax line	1,500.00
Parade	100.00
Office (lease)	1,500.00
Office (heat)	250.00
<u>Sidewalk/Curb maintenance</u>	<u>2,000.00</u>
	\$65,600.00

	Proposed Revenues for period Ending August 31, 2012
Local sales tax	\$17,500.00
Bank franchise tax	6,000.00
Real estate taxes	18,000.00
Personal property taxes	2,200.00
Automobile decals	3,200.00
Litter control grant	1,000.00
Fire grant	8,000.00
Communications tax (CATV)	4,700.00
PPTRA	1,000.00
Permits	50.00
<u>From Reserves</u>	<u>3,950.00</u>
	\$65,600.00

Proposed Levy: \$0.05 per \$100.00 on real estate & mobile homes
 \$0.10 per \$100.00 on personal property, machinery & tools
 \$27.00 - automobile decals

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After discussion and on motion by Mr. Hilton, seconded by Mrs. Smith, and carried the budget estimate of expenditures and revenues was tentatively adopted, together with an \$0.05 per \$100.00 levy on real estate and mobile homes and \$0.10 per \$100.00 levy on personal property and machinery and tools and \$27.00 for motor vehicle decals, subject to final approval. The Clerk was directed to publish the same in the August 10, 2011 issue of the Eastern Shore News giving notice of a public hearing on the budget to be held at the Board of Supervisor's Chambers in Accomac, Virginia on the evening of August 24, 2011 at 7:30 P.M.

Mr. Hilton noted that although the Town's Ordinances were posted on the Town's web site, they were difficult to use and that Ordinance 18 (B-B Guns) is not in compliance with the newly updated state code. Mr. Hilton provided the Council with a draft of an amendment to Ordinance 18. This matter was tabled.

Mrs. Smith provided the Council with a Town Newsletter. She noted that it will be posted in Sun Trust Bank and the Post Office.

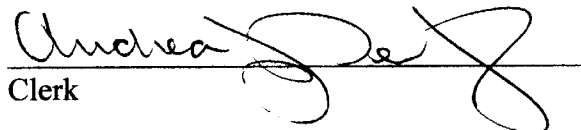
A brief discussion took place regarding a message board for the Town Office. This matter was tabled.


The Mayor noted that Mike Lewis put up and took down the flags for the annual 4th of July parade. He suggested making a donation in the amount of \$100.00 to Mr. Lewis. The Council agreed and the Clerk was directed to forward the same.

The Clerk was directed to forward a letter of thanks to Rev. Brian Kramer of the Zion Baptist Church, for providing the water for the parade.

The Clerk provided the Council with a letter from the Commonwealth of Virginia regarding the former Department of Agriculture and Consumer Services Office, located at 23221 Front Street, Accomac, Virginia. The letter gave notice that the property is being offered for sale. The Clerk was directed to forward a letter of interest regarding the same.

No further business appearing the meeting adjourned.


Clerk


APPROVED

MINUTES OF TOWN COUNCIL MEETING OF JUNE 22, 2011

A meeting was held pursuant to notice in the Accomack County Board of Supervisor's Chambers, in Accomac, Virginia at 7:30 P.M. on Wednesday, June 22, 2011.

PRESENT: Brooks E. Allen, Mayor; James Johnson, Craig Cropper, John Hilton, Patricia Smith, and Joyce Lewis, Councilmen; and Andrea J. Derby, Clerk.

Also present were Andrew Cropper and RJ Johnson, Zoning Administrator.

The minutes of the former meeting were approved.

A discussion took place regarding the two (2) burned-out properties. This matter was tabled until the next Meeting of Council in order to obtain demolition estimates.

A brief discussion took place regarding the annual 4th of July parade. Mrs. Lewis noted that she had contacted the Sheriff's department and the Community Band. The Clerk reported that she had forwarded notices for the community bulletin boards of the local newspapers and radio stations and placed flyers in the bank and the post office. The Mayor noted that the popsicles had been ordered.

Mrs. Smith reported having received a complaint from Bill Colonna regarding the ivy trimmed on the front of his property. Mrs. Smith was directed to make up a flyer regarding the maintenance of the sidewalks to be placed in the bank and post office.

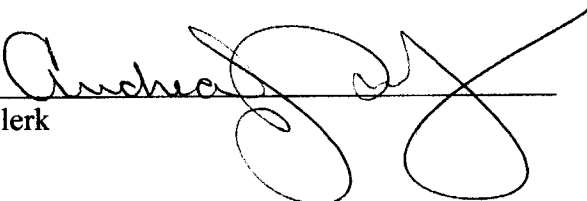
RJ Johnson provided the Clerk with permit application forms to be made available on the Town's web site.

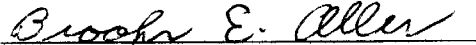
The Mayor reported having received a suggestion from a resident regarding cross-walks.

The Mayor further reported having received a complaint regarding waste receptacles that are left out all week. Mrs. Smith was directed to add a request regarding this matter to the flyer.

The Mayor reported having purchased six (6) new flags.

No further business appearing the meeting adjourned.


Clerk


APPROVED

MINUTES OF TOWN COUNCIL MEETING OF MAY 25, 2011

A meeting was held pursuant to notice in the Accomack County Board of Supervisor's Chambers, in Accomac, Virginia at 7:30 P.M. on Wednesday, May 25, 2011.

PRESENT: Brooks E. Allen, Mayor; Teresa Godsey Hartman, James Johnson, Craig Cropper, John Hilton, Patricia Smith, and Joyce Lewis, Councilmen; and Andrea J. Derby, Clerk.

Also present was Adam Repinski and Town Attorney, David W. Rowan.

The minutes of the former meeting were approved.

The Mayor opened the floor to David W. Rowan, Town Attorney, in regards to the two burned-out properties. After discussion, motion by Patricia Smith, seconded by Teresa Hartman, and carried to adopt an "ordinance declaring 23564 Front Street, Accomac, VA (Tax Map No. 086A1A000007700) a blight and a nuisance." Voice votes were called for and were recorded as follows:

<u>YEA</u>	<u>NAY</u>	<u>ABSENT</u>	<u>ABSTAIN</u>
James Johnson	none	none	none
John Hilton			
Patricia Smith			
Teresa Hartman			
Joyce Lewis			
Craig Cropper			

A copy of this ordinance is attached to these minutes.

On motion by Teresa Hartman, seconded by Patricia Smith, and carried to adopt an "ordinance declaring 23673 Front Street, Accomac, VA (Tax Map No. 086A2A000001000) a blight and a nuisance." Voice votes were called for and were recorded as follows:

<u>YEA</u>	<u>NAY</u>	<u>ABSENT</u>	<u>ABSTAIN</u>
James Johnson	none	none	none
John Hilton			
Patricia Smith			
Teresa Hartman			
Joyce Lewis			
Craig Cropper			


A copy of this ordinance is attached to these minutes.

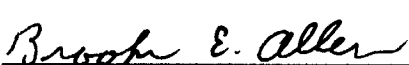
Teresa Hartman and Patricia Smith reported that they purchased two (2) new planters from Hortco out of the Town's beautification fund.

Teresa Hartman provided the Clerk with the executed sidewalk maintenance contract. The Clerk was directed to pay monthly installments.

A brief discussion took place regarding the annual 4th of July parade to be held on Monday, July 4, 2011 at 10:00 A.M.

No further business appearing the meeting adjourned.


Clerk


APPROVED

ORDINANCE NO. 2011- 38

**AN ORDINANCE DECLARING CERTAIN PROPERTY
BLIGHTED AND A NUISANCE**

WHEREAS, *Va. Code Ann.* §36-49.1:1(G) authorizes localities to declare blighted property as defined in *Va. Code Ann.* §36-3 to be a nuisance; and

WHEREAS, the improvements located at 23564 Front Street, Accomac, Virginia (Tax Map No. 086A1A000007700), were substantially damaged by fire; and

WHEREAS, the building is unrepaired and has been open to the elements since the fire; and

WHEREAS, on March 29, 2011 and April 12, 2011, the Town Council sent written notice via certified and regular mail to the last-known address of the owner(s) of said property demanding that the building be repaired or removed, giving the owner(s) a reasonable time within which to accomplish such repair or removal; and

WHEREAS, the owner(s) of the property have failed or refused to repair or remove said building.

NOW, THEREFORE, BE IT ORDAINED:

1) That the subject property, located at 23564 Front Street, Accomac, Virginia (Tax Map No. 086A1A000007700) is declared to be blighted and thereby constitutes a nuisance, as provided for by *Va. Code Ann.* §36-49.1:1(G).

2) That abatement of the nuisance may be carried out pursuant to *Va. Code Ann.* §§15.2-900 and/or 15.2-1115, in addition to all other remedies available to the Town.

This Ordinance shall be effective immediately upon its adoption by the Town Council.

AUTHORITY: This Ordinance is adopted pursuant to the authority, *inter alia*, of Va. Code Ann. §§36-49.1:1, 36-3; 15.2-900; 15.2-1115; 15.2-1432.

ORDAINED by the Town Council of the Town of Accomac, Virginia at its regular meeting held on May 25, 2011.

Approved this 25th day of May, 2011.

Brook E. Allen
Mayor

At the regular monthly meeting held on May 25, 2011, by motion made by Patricia Smith, seconded by Teresa Hartman, the foregoing Ordinance as passed by the following vote:

AYE	NAY	ABSTAIN	ABSENT
James Johnson	none	none	none
John Hilton			
Patricia Smith			
Teresa Hartman			
Joyce Lewis			
Craig Cropper			

ORDINANCE NO. 2011- 39

**AN ORDINANCE DECLARING CERTAIN PROPERTY
BLIGHTED AND A NUISANCE**

WHEREAS, *Va. Code Ann.* §36-49.1:1(G) authorizes localities to declare blighted property as defined in *Va. Code Ann.* §36-3 to be a nuisance; and

WHEREAS, the improvements located at 23673 Front Street, Accomac, Virginia (Tax Map No. 086A2A000001000), were substantially damaged by fire; and

WHEREAS, the building has neither been removed nor repaired; and

WHEREAS, on March 30, 2011, the Town Council sent written notice via certified and regular mail to the last-known address of the owner(s) of said property demanding that the building be repaired or removed, giving the owner(s) a reasonable time within which to accomplish such repair or removal; and

WHEREAS, the owner(s) of the property have failed or refused to repair or remove said building.

NOW, THEREFORE, BE IT ORDAINED:

1) That the subject property, located at 23673 Front Street, Accomac, Virginia (Tax Map No. 086A2A000001000) is declared to be blighted and thereby constitutes a nuisance, as provided for by *Va. Code Ann.* §36-49.1:1(G).

2) That abatement of the nuisance may be carried out pursuant to *Va. Code Ann.* §§15.2-900 and/or 15.2-1115, in addition to all other remedies available to the Town.

This Ordinance shall be effective immediately upon its adoption by the Town Council.

AUTHORITY: This Ordinance is adopted pursuant to the authority, *inter alia*, of Va. Code Ann. §§36-49.1:1, 36-3; 15.2-900; 15.2-1115; 15.2-1432.

ORDAINED by the Town Council of the Town of Accomac, Virginia at its regular meeting held on May 25, 2011.

Approved this 25th day of May, 2011.

Brook E. Alper
Mayor

At the regular monthly meeting held on May 25, 2011, by motion made by Teresa Hartman, seconded by Patricia Smith, the foregoing Ordinance as passed by the following vote:

AYE	NAY	ABSTAIN	ABSENT
Craig Cropper	none	none	none
Joyce Lewis			
Teresa Hartman			
Patricia Smith			
John Hilton			
James Johnson			

MINUTES OF TOWN COUNCIL MEETING OF APRIL 27, 2011

A meeting was held pursuant to notice in the Accomack County Board of Supervisor's Chambers, in Accomac, Virginia at 7:30 P.M. on Wednesday, April 27, 2011.

PRESENT: Brooks E. Allen, Mayor; Teresa Godsey Hartman, James Johnson, Craig Cropper, John Hilton, Patricia Smith, and Joyce Lewis, Councilmen; and Andrea J. Derby, Clerk.

Also present was Adam Repinski.

The minutes of the former meeting were approved.

Teresa Hartman reported that Ken Ward couldn't attend the meeting in reference to the sidewalks/gutters. However, Mrs. Hartman reported that his bid was \$3000.00 for one year (includes trimming the over-hanging shrubbery and removal of weed growth on curbs). On motion by Patricia Smith and seconded by James Johnson, voice votes were called for and were recorded as follows:

<u>YEA</u>	<u>NAY</u>	<u>ABSENT</u>	<u>ABSTAIN</u>
James Johnson	none	none	none
John Hilton			
Patricia Smith			
Teresa Hartman			
Joyce Lewis			
Craig Cropper			

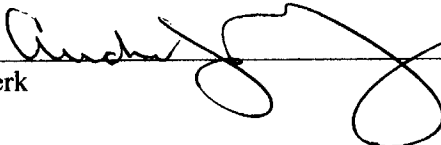
Mrs. Hartman was directed to obtain a contract from Mr. Ward for his services.

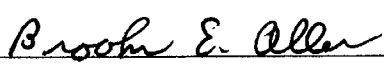
A brief discussion took place regarding the annual town clean-up. A date of May 23, 2011 was chosen. The Clerk was directed to contact Davis Disposal, place a notice in the newspaper, and place flyers in Ward's Service Center, SunTrust Bank, and the Post Office.

A discussion took place concerning the two (2) burned-out properties in the Town. The Clerk reported that neither the Town, nor the Town's Attorney, had yet received a written response to the letters that went out to the property owners, but noted that the thirty (30) days would not be up until May 12, 2011. Adam Repinski responded that he is still removing personal property from the burned-out funeral home and then he would work on razing the building. He further noted that he had "nothing to do with the burned-out cottage." This matter was tabled until the next Meeting of Council to allow for the required thirty (30) day notice period. The Clerk was directed to invite Town Attorney, David W. Rowan, to the up-coming meeting.

Teresa Hartman and Patricia Smith reported that they are planning to purchase two (2) new planters from Hortco out of the Town's beautification fund.

No further business appearing the meeting adjourned.


Clerk


APPROVED

MINUTES OF TOWN COUNCIL MEETING OF MARCH 23, 2011

A meeting was held pursuant to notice in the Town Hall, located at 23401 Front Street in Accomac, Virginia at 7:30 P.M. on Wednesday, March 23, 2011.

PRESENT: Brooks E. Allen, Mayor; Teresa Godsey Hartman, James Johnson, Craig Cropper, John Hilton, Patricia Smith, and Joyce Lewis, Councilmen; and Andrea J. Derby, Clerk.

Also present were Mary Dahlke, Bob Gresham, Sam Nock, John Carey, and Ann Hartnett.

The minutes of the former meeting were approved.

The Mayor announced the public meeting open in respect to comments concerning the re-zoning application for 23442 Front Street by Steve Mallette. The Clerk provided the Mayor, Council and present members of the Planning Commission with a faxed letter from Mr. Mallette withdrawing his re-zoning request. Mary Dahlke, Chairman of the Commission, read their recommendation to the Council: to accept the recommendation of R.J. Johnson, Zoning Administrator: to deny the re-zoning request.

The Mayor reported that Tasley Fire Company is required to test the pond's hydrant at least once per year.

A discussion took place regarding the sweeping of the gutters and clearing/cleaning of sidewalks. Mr. Gresham volunteered to contact VDOT in reference to the sweeping of the sand in the streets. Mrs. Hartman reported having spoken with Ken Ward regarding the clearing/cleaning of the sidewalks. The Mayor suggested extending an invitation to Mr. Ward to attend the next Meeting of Council to discuss this matter further.

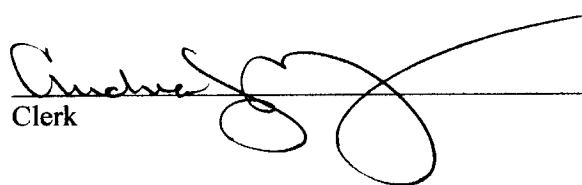
The matter of the annual clean-up was tabled.

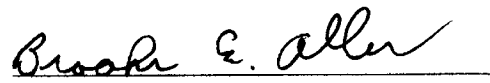
A brief discussion took place regarding the Town's web site. The Clerk provided the Council with the estimated costs. The Clerk was directed to purchase the domain name and contract for web hosting.

Mrs. Hartnett questioned what could be done about the old Snyder's Auto building and all the merchandise being left outside, including refrigerators. The Clerk was directed to forward a letter to Rick Matthews regarding same.

Mrs. Hartnett further questioned what was being done regarding the two burned-out properties. The Mayor responded that it was on the Agenda. The Clerk provided the Council with a Memo from David Rowan, Town Attorney, regarding same. On motion by Mrs. Smith, seconded by Mrs. Hartman, and carried for Mr. Rowan to forward a letter to the property owners.

No further business appearing the meeting adjourned.


Clerk


APPROVED

MINUTES OF TOWN COUNCIL MEETING OF FEBRUARY 23, 2011

A meeting was held pursuant to notice in the Town Hall, located at 23401 Front Street in Accomac, Virginia at 7:30 P.M. on Wednesday, February 23, 2011.

PRESENT: Brooks E. Allen, Mayor; Teresa Godsey Hartman, James Johnson, Craig Cropper, Patricia Smith, and Joyce Lewis, Councilmen; and Andrea J. Derby, Clerk.

Also present were R.J. Johnson, Zoning Administrator, Steve Mallette, Mary Dahlke, and Bob Gresham.

The minutes of the former meeting were approved.

Mary Dahlke, Chairman of the Planning Commission, reported that she was in receipt of Mr. Johnson's recommendation regarding Steve Mallette's Rezoning Application. She informed the Council that she would schedule the meeting with Mr. Mallette and the Commission before the next Meeting of Council. The Clerk was directed to place a notice of a joint public hearing to be held on March 23, 2011.

The matter of the annual spring clean-up was tabled.

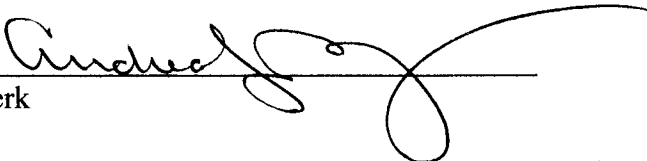
The matter of the Town's *domain name* and payment options were tabled.

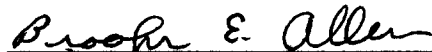
A brief discussion took place regarding the burned out Funeral Home. The Clerk was directed to contact Town Attorney, David W. Rowan regarding same.

Mr. Cropper suggest that the Pond's hydrant should be checked. The Mayor responded that he would contact Mr. Hilton regarding same.

Mr. Cropper suggested that the Council give some thought regarding the clean-up of the sidewalks and curbs. This matter was tabled.

No further business appearing the meeting adjourned.


Clerk


APPROVED

MINUTES OF TOWN COUNCIL MEETING OF JANUARY 26, 2011

A meeting was held pursuant to notice in the Accomack County Board of Supervisor's Chambers, in Accomac, Virginia at 7:30 P.M. on Wednesday, January 26, 2011.

PRESENT: Brooks E. Allen, Mayor; James Johnson, Craig Cropper, John Hilton, Patricia Smith, and Joyce Lewis, Councilmen; and Andrea J. Derby, Clerk.

Also present were R.J. Johnson, Zoning Administrator, Steve Mallett, and Bob Gresham.

The minutes of the former meeting were approved.

The Mayor opened the floor up to Steve Mallett. Mr. Mallett presented the Council with an Application for Rezoning 23442 Front Street (Tax Map No. 86A1A62) along with application fee in the amount of \$60.00. After discussion this matter was tabled in order to check with David Rowan, Town Attorney and to allow Mr. Johnson, Zoning Administrator, to submit his recommendations to the Planning Commission.

A brief discussion took place regarding the funds from the PNC Certificate of Deposit. Mrs. Smith suggested purchasing two (2) certificates of deposit, each in the amount of Fifty Thousand Dollars (\$50,000): one for 39 months at 2.40% and the other for 63 months at 2.40%. The Council agreed.

The matter of the burned out funeral home was tabled.

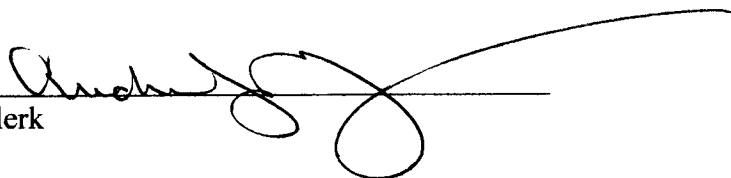
It was decided that the 2011 automobile decals would go on sale March 1, 2011 at Wards Service Center, 24010 Front Street, Accomac, VA 23301 for the following amounts:


\$27.00 - automobiles and trucks

\$25.00 - motorcycles

Trailers no longer require decals

No further business appearing the meeting adjourned.


Clerk


APPROVED