

**MINUTES OF TOWN COUNCIL MEETING HELD  
THURSDAY, AUGUST 11, 2011 – 7:00 P.M.  
COLONIAL BEACH TOWN CENTER**

**MAYOR:  
VICE MAYOR:  
COUNCIL:**

**FREDERICK C. RUMMAGE  
BURKETT LYBURN  
SHANE BUZBY  
MIKE HAM  
KAREN PAYNE  
RONALD RIDGELY  
GARY E. SEEBER  
VAL FOULDS  
ANDREA G. ERARD  
JOAN GRANT  
BARBARA A. GOFF**

**TOWN MANAGER:  
TOWN ATTORNEY:  
CHIEF FINANCIAL OFFICER:  
TOWN CLERK:**

**PRAYER:**

Let us Pray. We thank you for this day and thank you for your presence here with us tonight. We ask your guidance upon this meeting so that the needs of our community will be met and for your blessings on all the citizens of the Town. Amen.

**PLEDGE OF ALLEGIANCE:**

I pledge allegiance to the flag of the United States of America and to the republic for which it stands, one Nation under God, indivisible with liberty and justice for all.

**CALL TO ORDER:**

Mayor Rummage called the regular meeting of Town Council to order at 7:00 p.m.

**ROLL CALL OF MEMBERS:**

All Town Council Members were present.

**ANNOUNCEMENT OF ABSENCES:**

No one was absent.

**ADDITIONS TO THE AGENDA:**

Motion was made by Ms. Payne to add Resolution - #41-11 for discussion of a Charitable Contribution for the Fundraiser Golf Tournament.

Mr. Seeber stated that he noticed that the Superintendent of Schools and the Board of Supervisors are no longer on the agenda. Can we put them back in?

Mayor Rummage responded if they are here and wish to be recognized they will be.

Mr. Seeber stated it has always been on there and if they wanted to they could, but I noticed it is not on here tonight.

Mayor Rummage responded it wasn't on there the last time either.

Mr. Seeber stated I see the representative from the County is here.

Mayor Rummage stated if he has something to report, he will report it.

**APPROVAL OF THE AGENDA:**

Motion was made by Mr. Ridgely to approve, second by Ms. Payne. With no objections from Town Council the agenda was approved as presented. **Motion Carried.**

**APPROVAL OF THE MINUTES:**

Mayor Rummage called for a motion to approve the minutes of the Special Meeting of Wednesday, June 22, 2011; the Special Meeting of Wednesday, June 29, 2011 and the regular meeting of Thursday, July 14, 2011. Motion was made by Ms. Payne to approve, second by Mr. Lyburn. With no objections from Town Council the minutes were approved as presented. **Motion Carried.**

**ANNUAL REORGANIZATION ITEMS:**

**AGENDA - #34-11**

**RESOLUTION – SELECTION OF COMMITTEE CHAIRS, DATES AND TIMES OF COMMITTEE MEETINGS**

**BE IT RESOLVED**, pursuant to Section 2-1 of the By-Laws and Rules of Procedures for the Colonial Beach Town Council, the Mayor and Town Council shall determine the committees and the Mayor shall make all appointments to Town Council Committees subject to the approval of the Town Council hereby establishes the appointment of Committee Chairs as follows:

**Economic Development Committee:**

**Chair – Mike Ham**

**Budget Committee**

**Chair –Karen Payne**

**Public Works Committee:**

**Water & Sewer, Roads, Streets, Parks & Public Property**

**Chair – Gary Seeber**

**Public Safety Committee:**

**Chair – Burkett Lyburn**

**\*\* The Mayor is a Member of all Committees\*\***

Mayor Rummage stated Resolution - #34-11 deals with the selection of committee chairs, times and dates of committee meetings. As you know a couple members of Council felt that we should reorganize our committee structure so that it is more efficient and this is the resolution to do that.

In conjunction with this resolution, I would like to read to you who I would like to see on the various committees and the chairman thereof: **Budget – Karen Payne, Chair;** members Mr. Ridgely and Mr. Ham; **Public Safety – Burkett. Lyburn, Chair;** members Mr. Ridgely and Mr. Buzby; **Public Works – Gary Seeber, Chair;** members Ms. Payne and Mr. Ham; **Economic Development – Mike Ham, Chair;** members Mr. Seeber and Mr. Buzby.

Motion was made by Ms. Payne to approve, second by Mr. Lyburn.

Mr. Ridgely stated he did not have a problem serving on the Public Safety Committee, but would be a non-voting member on that committee.

Mr. Seeber stated Karen Payne is extremely knowledgeable and active and interested in the public works area. I think since she knows what is going on and has all of the experience, I think she should be in charge of Public Works. I don't really care about being in charge of anything. All of sudden we have gotten this list of the committees without talking about it.

Mayor Rummage stated the resolution has been prepared by legal counsel. These are the people I have chosen. I can tell you this. There isn't a speaker in the United States in any legislature, a President in any Senate, a Chairman of any Council or Board of Commissioners that does not appoint the Chairman and members of the committee. I feel that is the Chair's right and I therefore feel these are the people who have shown outstanding leadership in these respective areas and for the balance of my term, I would like to see them chair and serve in the various capacities.

With no further discussion on Resolution - #34-11, Mayor Rummage called for a vote. Mr. Buzby **nay**, Mr. Ham **nay**, Mr. Seeber **nay**, Mr. Lyburn **aye**, Ms. Payne **aye**, Mr. Ridgely **aye**, Mayor **aye**, motion carried and the **Selection of Committee Chairs, Times and Dates of Committee Meetings was Adopted. Motion Carried.**

## **COUNCIL ANNOUNCEMENTS:**

### **Committee Reports:**

**Economic Development:** Mr. Ham reported the jet ski event on the weekend of July 30<sup>th</sup> was excellent as far as I can tell. I talked to several businesses and they seem to think it increased their business. I think we will see that show up in the revenues around the 20<sup>th</sup> of this month. It should be in now being that it is the end of July. It seemed to have gone very smooth. There was a lot of cooperation with the police and various organizations that were here. I didn't hear of hardly any incidents going on that weren't under control. The Beach Inn did open Friday afternoon about 6:00 p.m. and they were opened for the weekend. I have not talked to the folks since then. There is still some work that needs to be done on the place and I haven't seen them start yet. I want to find out from them what they are planning on doing with the building. I know they are trying to clean it up on the inside a little better and fixing the walls especially. Mr. Mitchell has given me a draft of a flyer we talked about. It is the prettiest picture that you will see of Colonial Beach. It hits the highlights of some services and it is designed to get businesses interested. It can be mailed out to people and we can have it available at various places around town. I think he has done a great job on it so far. Hopefully by the next meeting we will have a complete draft ready for everyone to look over. I still have not received any

comments on the sewer & water tap fee. I will bring this up at the next committee meeting and if anybody has any comments, please let me know. We need to move forward on this. The big developer at Monroe Point is asking us to tell them one way or the other if we are leaning that way. They put a lot of investment into their place. They put a lot of infrastructure in and it really has hurt them to all of a sudden double the water & sewer tap fees. The last thing I have is for anybody out there affiliated with any businesses or is interested, the Virginia Tourism Corporation is having an open house in Warsaw on the 16<sup>th</sup> of August from 9 a.m. to 3 p.m. They will have representatives there to talk to business owners, perspective business people to give them some ideas on how to market what the Tourism Corporation can do for you and it is free. They will work with you one on one. I talked to the representative from the Virginia Tourism Corporation a couple of days ago and I plan to go. I hope to see some other folks in Town down there. We have several flyers around Town. If anybody needs one, let me know.

Mr. Seeber asked if the Colonial Beach Inn was open at the moment?

Mr. Ham responded as far as he knew it was.

Mr. Seeber stated so once it opened up it stayed open.

#### **Budget Committee:**

Ms. Payne reported the Town Manager and the CFO continue to review the previous fiscal year ending numbers and accruals. Documentation for the auditors continues to be gathered. A preliminary planning meeting with the auditor was held on July 25<sup>th</sup>. This included school and town representatives. Due to multiple changes/issues with budget numbers and personnel changes, the month of July is still being reconciled. I would also note that we do have Resolution - #39-11 - Amendment to Fiscal Year 2011- 2012 Budget for the School Funds. We did have the Special Budget Meeting called last week and it was the recommendation of the Budget Committee to appropriate \$75K in surplus funds from this past year's budget with an additional \$75K to be appropriated if the findings are conclusive after the audit is done. If there are still surpluses available then another \$75K will be appropriated at that point in time. The first \$75K is on the agenda tonight.

Mr. Seeber asked if the school problem ever got taken care of because the last time we talked we had not gotten the numbers from the school?

Mr. Ridgely responded August 1<sup>st</sup>.

Ms. Payne responded as far as she knew yes.

#### **Public Works Committee:**

##### **Water & Sewer**

Mr. Seeber stated he was expecting 4<sup>th</sup> Street to be finished and I drove there this afternoon and it is nowhere near finished. Do we have an estimate of time?

Ms. Foulds responded it should be finished in about 45 days.

**Public Works Committee:  
Roads, Streets, Parks, Public Property**

Ms. Payne reported we continue to work on a number of issues regarding road impact fees which is going forward. We do have one thing on the agenda tonight, the Right of Way Policy for street and alleyway abandonments. We will be discussing that tonight.

**Public Safety:**

Mr. Lyburn reported everything went well on the jet ski race. I talked to the Chief and some other members of the Town and everything seemed to go okay. We rode around, we looked, we watched. The crowd was very good. We did not have anybody out of order. I think we had one minor incident. The townspeople seemed to really enjoy it. They said it was a good function. Everyone seemed to enjoy the stunts. I didn't know you could do different stunts on the jet ski like some of those guys were doing. My family enjoyed the event and it was well attended. Thanks to everyone in the town. If you think there is anything that needs to be done, write a letter, send it to the town, give it to me about things you think we could do better in the town.

Chief Blevins reported the jet ski event went very well. There were no issues, no problems with the jet skiers and everyone affiliated with that. They were very organized, very polite and they thanked everybody for their services and I heard nothing but positive comments about the whole weekend. We had a lot of help from different agencies. We want to thank them because they put a lot of effort into it and also and a lot of manpower. It went extremely well as far as I am concerned. As for other things going on in the neighborhood, I just want to remind people to lock your vehicles. Keep your cars locked, take your keys out. We have had some issues with golf carts and we are expecting that to come to a head in the next couple of weeks. We managed to develop a person of interest. We are on top of that. Please take your keys out of your golf carts. Lock your cars because the temptation is there. There are people out on the street, late at night. If you hear that bump in the night, please call us. You might be saving your neighbor or yourself from being a victim of a theft or vandal.

Mayor Rummage asked if all or any of the golf carts been recovered that were misplaced?

Chief Blevins responded yes.

Mr. Buzby stated the town was presented with a plaque from the jet ski organizers. They wanted to thank the town for their hospitality. They said it was a great event and thanks to everyone.

Mr. Ridgely stated this race was great, much more professional and organized. I want to thank the police department, fire department because they were there through the whole thing as were we. We had 39 calls from Friday evening to Sunday night.

Mr. Kern, representing the fire department did not have any comments at this time.

Mr. Ham stated for clarification purposes at the last Council Meeting there was discussion about the boating accident on July 2<sup>nd</sup>. It was confirmed there was one fatality, not two, which is one too many, but just to clarify that there was one fatality.

Ms. Payne stated we are moving forward with the steps we need to take to establish a no-wake zone. There is a legal process we have to go through but it will be pursued.

Mr. Ridgely stated that boating call was very tragic there is no question about it. The fire department, the marine police and the rescue squad responded and if you had drilled and practiced that call it couldn't have gone any better. Everybody was in the water in a matter of minutes. We could not save her but I can assure you that everything was done by all of the agencies to attempt to save her. It was a precision call. I couldn't be any more proud of all of the agencies that were there. They did an excellent job.

Mayor Rummage stated he heard all about the death of the one individual and the injury on the one boat, what about the other boat? Do you know anything about it?

Mr. Ridgely stated to my knowledge they were only minor injuries. We did transport one person to the hospital, but the DOA we did not transport per the medical director. The other gentlemen I understand was very minor and we did not transport him.

Mr. Lyburn asked Mr. Roberson if he got the information from the county about what they can do regarding these issues?

Mr. Roberson responded he copied some information for Dr. Fahrney because he was spearheading it. We discussed it with the Game and Inland Fisheries. We only can make a recommendation to them, they still have the right to deny or approve it. Mr. Risavi has contacted them and we are waiting for a response from them.

Mr. Lyburn stated on August 2<sup>nd</sup>, National Night Out was held and he read the Proclamation which stated as follows:

#### **NATIONAL NIGHT OUT 2011**

**WHEREAS**, the National Association of Town Watch (NATW) and Target is sponsoring a unique, nationwide crime, drug and violence prevention program on August 2nd, 2011 entitled "National Night Out"; and

**WHEREAS**, the "28<sup>th</sup> Annual National Night Out" provides a unique opportunity for the Town of Colonial Beach to join forces with thousands of other communities across the country in promoting cooperative, police-community crime prevention efforts; and

**WHEREAS**, the Town of Colonial Beach plays a vital role in assisting the Town of Colonial Beach Police Department through joint crime, drug and violence prevention efforts in the Town of Colonial Beach and is supporting "National Night Out 2011" locally; and

**WHEREAS**, it is essential that all citizens of the Town of Colonial Beach be aware of the importance of crime prevention programs and impact that their participation can have on reducing crime, drugs and violence in the Town of Colonial Beach; and

**WHEREAS**, police-community partnerships, neighborhood safety, awareness and cooperation are important themes of the "National Night Out" program;

**NOW, THEREFORE WE**, the Mayor and Town Council, do hereby call upon all citizens of Colonial Beach to join the Town of Colonial Beach Police Department, the National Association

of Town Watch, and Target in supporting the “28<sup>th</sup> Annual National Night Out” on August 2nd, 2011.

**FURTHER, LET IT BE RESOLVED THAT**, the Mayor and Town Council, do hereby proclaim that Tuesday, August 2nd, 2011 as “**NATIONAL NIGHT OUT**” in the Town of Colonial Beach.

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**FREDERICK C. RUMMAGE, MAYOR**

**LAWRENCE ROBERSON:**

Mr. Roberson stated the National Night Out was very good. I enjoyed watching the dog. The jet ski competition - you all sponsored it and so did the county. The neatest thing besides the racing was there was a competition between all the sponsors. Some good news, last Monday night the county approved 6 roads to be paved, two in the Town of Colonial Beach. It is the last section of Santa Maria and Meadow Avenue. The process now with the revenue sharing is getting the right-of-ways and making sure that is taken care of, and all of the utilities are marked, lined or put in if you need to. The sooner we can get that done the better. The last time we had a little trouble with some of that and that is why it took so long to get Santa Maria paved. If we can rush that, we can get a head of the game. Also the bad problem with the highway department is, as I warned you before, Meadow Avenue will now have to be bid out. Instead of the highway department doing it and saving a ton of money, after all that is their job to do roads and they don't do it anymore, we have to bid it out which means probably 20% of the cost will go to whoever. Ms. Foulds got a notice from the County Administrator, that the highway department is doing the revenue sharing again for next year. As he indicated if the town would be interested again, there isn't as much money next year as there is this year. All applications have to be in by November 1<sup>st</sup>. You can get with Mr. Risavi and decide where you want another road done.

Mayor Rummage asked if Mr. Roberson knew the time they were going to begin Santa Maria?

Mr. Roberson responded in the fall. That is the closest I can narrow them down.

Mayor Rummage asked Mr. Roberson if the highway department intended to finish paving Santa Maria and begin Meadow Avenue all at the same time?

Mr. Roberson stated he was fighting with them on Meadow Avenue and the reason is because it has been 13 or 15 years ago when I was on Council we voted to have Santa Maria and Riverview Drive brought up to state standards and paved and I even know the contractor who did it. We did that and I even had the highway department come in to make sure the road was done to state standards at that time. Then I got off of Council and they never continued to have it brought into the highway department program because if you remember Meadow Avenue had no curb and gutter and they had to do drainage. The Council never followed through with that so the highway department never took them under the program. The gentlemen said he was going to rip everything out on Meadow Avenue and redo it. My argument is I don't think you have to. I think the base is in good shape and that could save us some money. It would save the town and county some money if they just go down to the base and find out if it is okay. It will be tarred and chipped. That is what they do with all the rural roads but it will be smooth for a change. We will have several meetings I am sure.

Mayor Rummage stated let's assume that you win the argument with them on Meadow Avenue, where do we go from there?

Mr. Roberson responded he hoped the money stays that we can use it to do something else, another road, or part of a road or something. You probably won't save enough to do a whole road. One of the tributaries off of Meadow would be a good idea.

Mayor Rummage stated connecting with Santa Maria or going in the other direction?

Mr. Roberson responded that is up to you. The highway department says that a road has to start at a state maintained road. If they do Meadow and it is approved then you could go to this side of it. It's all up to you.

Mr. Ridgely asked Mr. Roberson if he would tell Mr. Risavi you all approved about two or three months ago a new billing report for EMS, and we were very pleased the progress and the efficiency of the reports.

#### **PRESENTATIONS:**

##### **Employee Service Pin Award for Phillip Gray**

Mr. Gray was not present to accept the award.

##### **Proclamation – National Night Out**

Mr. Lyburn read the proclamation.

#### **CITIZEN INPUT:**

##### **JAY JARVIS – 225 BOUNDARY STREET**

Mr. Jarvis stated that he and Carol were on the end of the pier in the control tent and we were extremely impressed with the safety involved with the jet ski event. It was impressive. It was nice to see the pier opened up to a lot of spectators. I appreciate everything the Chamber and Tourism did to put this event on. I was at the special budget meeting this week and Chairman Payne brought up the resolution for the school board. I felt confused with the resolution brought forward at the meeting although I do appreciate everything you said you were going to do for the school. What I would recommend is that we have an identified surplus of \$150K plus of which \$75K is going to be allocated to the school board account and then after the audit, the remaining \$75K will be. What I would like to see in the resolution is that you resolve that the \$150K you agree to provide the school will be done and done in increments - \$75K now and \$75K after the audit. The way I read it in the paper, it meant the school board had to come back twice.

Mayor Rummage stated that would be taken care of.

##### **ROSEMARY HIGGS – 112 RIVERVIEW CIRCLE – CHAIR OF THE TOURISM ADVISORY COUNCIL**

Ms. Higgs reported during the jet ski race, Tommy Edwards was at the Tourism Information Office all three days of the event. He said that visitors and local residents alike were very impressed with the event and had nothing but good comments for it. We would like to thank the

local, fire, police and rescue squad personnel along with outside emergency personnel. We would like to see more events like this during the summer and even in the early fall for residents and tourist alike. We are also looking for volunteers who would like to sit down at the Information Center on weekends and greet people. We are looking for people who are friendly and outgoing and just love to talk to people. If you know anyone who would like to volunteer, you can call me at 804-224-8220. We are going to start about February or March for people to work at the Tourism Office.

### **JEAN CONATY – 207 MONROE BAY AVENUE**

Ms. Conaty stated she was here tonight to bring everyone up to date on what the Historical Society has been working on. The contractor to replace the roof on the Museum was scheduled to start this coming Monday. The weather played a major role in the delay on this project but it should be finalized by the end of next week. The annual golf tournament is set for September 17 at the Cameron Golf Course off of Route 3. A list of Committee Members and Board of Directors was announced. Faith of our Fathers showcases the local history of our churches. The Museum has received copies of the video presentation “Watermen of Colonial Beach” which can be seen at the Potomac River Fisheries Building. They are currently at the Museum for \$15 each. Ms. Conaty also stated she has been out of touch with what has been happening in Colonial Beach the past two months, but I was absolutely appalled to see the fence that been put around town hill. Worse yet is the chain across the entrance that screams keep out. I worked with the committee to build the stage and it has always been a pleasure to turn the corner from Colonial Avenue onto Washington Avenue and see the greenery with the stage as a backdrop. Now it looks like a corral. American towns and cities are today looking for open space what does Colonial Beach do, fence it in. I know you cannot answer questions here, but I would like to know in writing: 1) Who made the decision to install a fence? Did the Council vote on this? 2) What is it purpose? 3) How, with so little money did the town budget this, again, with so little money. Who is funding the maintenance – time is needed to trim around each post (we’re told Public Works is short staffed and has no budget) and to maintain the wood also takes money and time. I can assure you I am not the only person really upset about this issue and if need be, I can get many, many signatures so stating. The fence is not needed and again it looks appalling. It says to residents and visitors alike, you’re not wanted here.

### **WALTER KERN – 813 ROOSEVELT COURT**

Mr. Kern stated this Saturday from 9:30 to 12:00 the Revitalization Committee for the town has an open house. Flyers have been put up. There are a number of people who attend our meetings every other Monday. This gives the people an opportunity to see what has been done. Walking down from 7-11 to the meeting tonight on Colonial Avenue and Washington Avenue there were 17 residents and buildings with no 911 numbers on their buildings. It is a town ordinance requiring that the owners have those numbers displayed. It helps the rescue squad, police department and our fire department on the numbers. In regard to the jet ski event, my brother took almost 300 pictures of the two days. He is going to put them on a DVD for me and I will send a copy to the Virginia Tourism Commission in Richmond. I am going to send a copy to the promoters of the event itself and the local Chamber of Commerce and Tourism. Also this past weekend on August 2<sup>nd</sup>, we had a visitor in our department from Sydney Australia. He was getting together with the fire department and local businesses in town regarding kayaking from Emmitsburg Maryland, down the Potomac and will end up in New York to coincide with 911.

The Dockside Restaurant did a promotion for them, a fundraiser, that went very well. The department is going to put together a package to send to Sydney Australia. About three months ago, I questioned about the plaque in the foyer recognizing people who lived in this town and have made an impact in our town. There are only five names up there. No names have been added since 2005. I can think of 15 people since 1959 that has had an impact on this town and it is time to recognize those people. They are long gone.

Mr. Roberson announced that the Rod Run would take place on August 20 & 21. On Sunday there will be a karaoke contest.

With no further citizen input, this portion of the meeting was closed.

**NEW BUSINESS – PUBLIC HEARINGS:**

There were no public hearings scheduled for this meeting.

**UNFINISHED BUSINESS:**

There was no unfinished business to discuss.

**NEW BUSINESS:**

**AGENDA - #37-11**

**RESOLUTION - PERMISSION FOR TOWN MANAGER TO EXECUTE AGREEMENTS FOR THE PURPOSE OF OBTAINING FUNDING FOR PURCHASE OF JET TRUCK**

**RESOLUTION OF GOVERNING BODY OF  
TOWN OF COLONIAL BEACH, VIRGINIA**

The governing body of the Town of Colonial Beach, consisting of seven (7) members, in a duly called meeting held on 11<sup>th</sup> day of August at which a quorum was present **RESOLVED** as follows:

**BE IT HEREBY RESOLVED** that, in order to facilitate obtaining financial assistance from the United States of America, United States Department of Agriculture, Rural Development, (the Government) in the purchase of a Jet Truck for the Public Works Department CF Loan \$265,500 to serve the community, the governing body does hereby adopt and abide by the covenants contained in the agreements, documents, and forms required by the Government to be executed.

**BE IT FURTHER RESOLVED** that the Town Manager of the Town of Colonial Beach be authorized to execute on behalf of Town Council the above-referenced agreements and to execute such other documents including, but not limited to, debt instruments and security instruments as may be required in obtaining the said financial assistance.

This Resolution, along with a copy of the above-referenced documents, is hereby entered into the permanent minutes of the meetings of this Board.

Motion was made by Mr. Ridgely to approve, second by Ms. Payne.

Mr. Lyburn asked how long will it take you to get it?

Ms. Foulds responded the funding is coming from capital funds. Rural Development knows this and they are replenishing those funds.

With no further discussion on Resolution - #37-11, Mayor Rummage called for a vote. Ms. Payne **aye**, Mr. Ridgely **aye**, Mr. Seeber **aye**, Mr. Buzby **aye**, Mr. Ham **aye**, Mr. Lyburn **aye**, Mayor **aye**, motion carried and the **Permission for the Town Manager to Execute Agreements for the Purpose of Obtaining Funding for the Purchase of a Jet Truck was Approved.**  
**Motion Carried.**

**AGENDA - #38-11**

**RESOLUTION: DESIGNATED PLACE FOR THE BOARD OF SUPERVISORS REPRESENTATIVE**

Resolution - #38-11 was withdrawn at Mr. Seeber's request.

**AGENDA ITEM - #39-11**

**RESOLUTION - AMENDMENT OF FISCAL YEAR 2011-2012 BUDGET – SCHOOL FUND**

**NOW THEREFORE BE IT RESOLVED**, that the Town Council meeting in Regular Session, Thursday, August 11, 2011 hereby adopts the following Amendment to the Fiscal Year 2011-2012 budget:

	FY 2011/12 Adopted	FY 2011/12 Revised	Change
School Fund	\$7,043,907	\$7,118,907	\$75,000 (1)

Note: (1) This represents funds from the General Fund "fund balance – prior year" and will be reflected in the General Fund budget line 3-100-90000-0002.

**BE IT FINALLY RESOLVED**, that the \$75,000 is to be paid now and the remaining balance up to \$75,000 is to be paid after the availability of surplus funds is determined from the findings of the current audit of FY 2011 – 2012.

Motion was made by Ms. Payne to approve, second by Mr. Lyburn.

Mr. Ham stated listening to the input I would feel more comfortable saying if the \$150K is available after the audit and if it shows there are surplus funds.

Mr. Ridgely stated add in *balance up to*.

Mayor Rummage stated that this is certainly the intention of the presentation.

Mr. Ridgely stated \$75K now and up to \$75K if the auditors recommend it.

Ms. Erard stated do you want to add something that says Be it Resolved to provide \$ 75K for the school now and up to and additional \$75K based on the availability of funds from the audit report.

Mr. Ridgely stated the bottom line is no one has to come back.

With no further discussion on Resolution - #39-11, Mayor Rummage called for a vote. Mr. Buzby **aye**, Mr. Ham **aye**, Mr. Seeber **aye**, Mr. Lyburn **aye**, Ms. Payne **aye**, Mr. Ridgely **aye**, Mayor **aye**, motion carried and the **Amendment for Fiscal Year 2011 – 2012 Budget – School Fund was Approved. Motion Carried.**

#### **AGENDA - #40-11**

##### **RESOLUTION –RIGHT OF WAYS ABANDONMENT GUIDELINES**

**WHEREAS**, the Colonial Beach Town Council wishes to bring clarity to the process now in place for the abandonment and sale of certain Town Right of Ways (ROW), and

**WHEREAS**, the Public Works Committee has worked with the Planning Director and the Town Attorney to develop guidelines to accomplish this goal, and

**WHEREAS**, the Public Works Committee has recommended that the Town Council adopt these guidelines

**NOW, THEREFORE BE IT RESOLVED** by Colonial Beach Town Council meeting in regular session on Thursday, August 11, 2011 that the guidelines (attached hereto) shall be in effect immediately and will be used by Town staff for all inquiries, requests and applications made in connection with a ROW abandonment and sale.

Motion was made by Mr. Seeber to approve, second by Ms. Payne.

Mr. Seeber stated he saw some semi-major holes in the document. I don't know if we ever discussed this. We looked at it a couple of times, but we never saw it in legal final form. I have a couple of problems with it and I think Karen does also. I don't know if you want to spend a half an hour discussing this now or address it in committee?

Mr. Ridgely asked if could be tabled to the next meeting?

Mayor Rummage stated he would prefer to have it referred to the appropriate committee. There may be items that the Council would like to see added, it would be appropriate to do that in committee.

With the reformation of the committees, would this go to Mr. Seeber?

Mayor Rummage agreed because he couldn't think of anyone more well founded in this area than him for leadership.

Mr. Seeber stated if anyone has any comments, please let me know before the committee meeting.

Motion was made by Mr. Seeber to withdraw the motion, second by Ms. Payne. With no opposing votes and all aye votes, the motion to withdraw was approved. **Motion Carried.**

Motion was made by Mr. Seeber to refer Resolution - #40-11 to committee, second by Mr. Lyburn. With no opposing votes and all aye votes, motion carried to **Refer Resolution - #40-11 to Committee. Motion Carried.**

**AGENDA - #41-11**

**RESOLUTION – CHARITABLE DONATION FOR GOLF TOURNAMENT FUNDRAISER**

**BE IT RESOLVED**, that the Town Council meeting in regular session Thursday, August 11, 2011 hereby donates \$50.00 for a sign to be placed the hole marker for the golf tournament fundraiser as a request from the Colonial Beach Historical Society.

Motion was made by Ms. Payne to approve, second by Mr. Ridgely.

Ms. Payne felt we did not need a resolution, but only to direct the Town Manager to donate \$50.00 for a sign to be placed in the hole marker for the golf tournament fundraiser.

Ms. Erard felt a vote needed to be taken.

Mayor Rummage asked is this legal?

Ms. Erard responded if it supports a community organization it is appropriate to give a donation to a charitable group.

Mayor Rummage stated as long as it is connected to the government.

Ms. Erard stated the community.

With no further discussion on Resolution - #41-11, Mayor Rummage called for a vote. Mr. Lyburn **aye**, Ms. Payne **aye**, Mr. Ridgely **aye**, Mr. Buzby **aye**, Mr. Ham **aye**, Mr. Seeber **aye**, Mayor **aye**, motion carried and the **Charitable Donation for the Golf Tournament Fundraiser was Approved. Motion Carried.**

**CLOSED MEETING:**

There were no issues to discuss in Closed Meeting.

Mr. Seeber stated we have had proposals from the fire department and rescue squad and I don't think we should let that drop.

Mr. Lyburn responded we will not let it drop.

**RECESS/ADJOURNMENT:**

With no further discussion, Mayor Rummage adjourned the regular meeting of Thursday, August 11, 2011 at 7:55 p.m. at the Colonial Beach Town Center. **Motion Carried.**

Respectfully submitted:

Barbara A. Goff,  
Town Clerk

Frederick C. Rummage,  
Mayor











