

Ms. King added on behalf of the citizens on Irving Avenue and Meyers Avenue, the paving is appreciated. Will we be getting any more? Mr. Murphy replied only patch work

Discussion took place at this time regarding the amount of paving that was received in lane miles

- **Public Safety:**

Mr. Lyburn - Public Safety Meeting

1. Golf cart safety
 - . Underage drivers on golf carts will be fined
 - . Route 205 crossing

Mr. Coombes asked if Chief Hawkins would give golf cart violations in his monthly report

2. Bike trails
 - . Signs and crosswalk
3. Swine flu report
 - . Washing hands and sneezing in public

- a. **Police Department Report - Attached**

1. Chief Hawkins - working on an updated computerized version of the Emergency Operations Plan for the Town so changes can be easily done
2. Economic Recovery Act
 - . Permission for grant matches
 - . Accountability of grant funds
3. Acknowledgement of the Sheriff who helped work out a deal for the donation of \$100,000 worth of camera's, computers for our cars. We only have to pay the installation
4. Reverse 911 proposal
 - . Cost will be \$11,996.00
 - . Crew will have to site every address
 - . Updating maps

Mayor Rummage suggested that research be done to find out why this had not been continued since we bought this system ten years ago, what was the break down, and why this additional cost.

Mr. Ridgely asked that the Town Manager go back and review the funds to see if there is a way that we can come up with this amount and address it at the May meeting.

Mr. Rummage asked if there was any liability to the Town if we didn't do this, for the Town's protection

Ms. Erard answered, no

Mr. Rummage asked for a consensus of Council

There were no objections from Council

- b. **Fire Department Report**

Mr. Lyburn reported on the monthly events of the Colonial Beach Fire Department

- c. **Rescue Squad Report**

Mr. Lyburn reported on the monthly calls of the Colonial Beach Rescue Squad

- **Economic Development Report**

Ms. King – Asked for permission to give the committee report on Economic Development as she will be out of Town on the May 14, 2009 Town Council meeting.

- . I have been working with the Westmoreland County Tourism Council. We have been working on a two to one grant reimbursement that will benefit the Town of Colonial Beach as well as Chamber of Commerce. The deadline for submittal is May 27, 2009
- . Attending the Civilian Military Community Relations meeting on May 11, 2009 and will take Colonial Beach Brochures and solicit places to put them out for free
- . Concerns and emails concerning the list of Town owned properties for sale and especially on Robin Grove Park – None of these properties can be sold without public hearings along with proper legal steps and full disclosures.
- . Would like for the Council as a body, and perhaps Ms. Foulds, to look into Lots 10 and 11 at the intersection of Cedar and Wakefield; Lot 34 at the intersection of Azalea and Stratford, to put on the market for sale now and if possible the proceeds to be earmarked for roads in that area. Perhaps it can be a consensus of Council for that suggestion. That would be one thing that I would ask if we could do this evening
- . Letter was sent to Mr. Risavi to set up meetings with the Town Manager to discuss an establishment of Enterprise Zones in Colonial Beach. Further information will reported as it comes available
- . Boat tax subject should be heard by the Council so that we all receive the same information at the same time. The marina owner or representative will contact our Town Clerk, Ms. Goff, and request a special meeting with a date in mind, Ms. Goff will contact the members and if the date and time is agreeable with the majority of the members, three business days' notice must be posted. It is not required to advertise in the newspaper. The meetings will have to be taped. We have followed the same procedure for meetings with several other important situations. It is really not new this is the proper way to conduct the business of the government. Of course this does not conclude anyone to speaking to any Council member individually on however they feel at any time. I would like a consensus on how the Council feels regarding this matter.

Mr. Kennedy, being a real estate agent, stated that he will recuse himself from any vote on this property.

Mr. Coombes stated I think that it would be a good business practice from here on if we all hear the same information at the same time. That is my recommendation and I think Ms. King is right. I don't have a problem in meeting with someone individually.

Council agreed to call a Special Meeting 5:30 p.m. before the Council meeting on May 14, 2009.

Discussion continued regarding the sale of Town properties.

CHIEF FINANCIAL OFFICER'S REPORT – (HANDOUT)

Joan Grant reported her department will be mailing the real estate bills on May 5, 2009

Mr. Kennedy questioned the check book register

1. Dominion Virginia Power bill – Energy conservation to all departments
2. Fed-X bill - \$7,000.00

PRESENTATION

There were no presentations.

WORK SESSION ISSUES

- **Reinstate Council Committees**
Mr. Kennedy will discuss at the May Work Session
- **Blanket Permits for Special Events – Town Manager**
2 businesses were impacted – letters were sent to them
- **Meters at Castlewood Park and Public Boat Ramp**
Mr. Kennedy stated he, Mr. Murphy, Chief Hawkins looked at Castlewood Park and we have some preliminary pricing on the multiple space meters:
 - . \$18,000 installation, includes the cost of the meters and spare parts
 - . Will handle 100 to 150 cars in a condensed spaceMr. Coombes asked for a written proposal to Council of staff's recommendation
- **Boat Tax discussion**
Special Meeting 5:30 p.m. May 14, 2009
- **Retain Miller and Foley as auditors for another year to evaluate progress quarterly**
Ms. Foulds reported I will update Council as soon as we hear from Ms. Foley regarding our quarterly progress

WORK IN PROGRESS ISSUES:

- **Dennison Street vacation**
Ms. Erard stated that we could possibly run an ad for May 14th and the 21st and have a Public Hearing on the 28th. If this is not possible closing the documentation next week, it will be June 11th
- **Chuck Adlon discussion**
Ms. Foulds reported that we are still waiting on VDOT
- **Riverside Meadows Street Paving – (Leave on until VDOT Paves)**
Ms. Erard stated pending land records
- **Boardwalk Vendors Program – 2009**
Ms. Payne – Public Hearing May 14, 2009
- **Sewer Capacity Purchased by County – Outstanding**
- **Eleanor Trailer Park**
 - . Ms. Foulds reported project is moving ahead and for next year's budget we will need to include some significant cost for work we need to do there
 - . August 1, 2009 we will become more aggressive in our contacts
- **Police Building update (Handout)**
Ms. Foulds – We are looking for temporary locations for the Police Department
Looking at 700 Colonial Avenue for the permanent station for the Police Department in keeping with the Comprehensive Plan

Council discussion took place as to whether to rent or purchase the medical building. There will be as large set up investment

- a. There is no mold
- b. Water did not come into building during Tropical Storm Isabelle
- c. The asking price is \$299,000

Mr. Coombes asked for a written proposal from staff on what we should do on all of the associated costs

Mr. Rummage – if it is to the Town's benefit to purchase that piece of property at this point and move the Police Department, we will have only one transportation cost. After several years we could sell that building and move to the new building at 700 Colonial Avenue

Ms. Erard - We should look at our financial consultant and see what recommendation would be appropriate, are we even in a position to take on more debt?

Mayor Rummage asked for a consensus of Council to move on this by the May work session

- a. Time frame outlook for 700 Colonial Avenue is approximately five years
- b. Room for Police Department and the Building and Zoning Department

Mayor Rummage asked for a consensus of “show of hands” to buy the medical building, there were no objections

OLD BUSINESS:

- **Res: #34-08 – Management of the Fund Balance for Contingencies & Capital Improvements – Pending Auditors**
Council to discuss at the May meeting
- **Telephone bill for water and sewer**
Ms. Payne reported that it has been determined that thirteen telephone bills that we have been paying and we don't know where they were. These numbers have now been disconnected (This item can be removed from the agenda)
- **BAI – School Implementation discussion**
This item will remain on the agenda

TOWN COUNCIL AGENDA – MAY 14, 2009

SCHEDULE SPECIAL MEETING – FRIDAY, MAY 8, 2009, 2:00 P.M. BUDGET DISCUSSION

PUBLIC HEARING –ORD #569-Boardwalk Vendor Program 2009

RES: #30-09-Authorization for Town Manager to seek grant funding

RES: #31-09-Approval of contract for renovation of Mary Nalls Allen Building

RES: #32-09-Adoption of Boardwalk Vendor Program 2009

IX. OTHER MATTERS:

Mr. Kennedy – (Handout Attached) Town beautification banners

Mr. Ridgely stated that we have Agenda #33-09 that we would like to introduce to the Council tonight and would like for the Town Attorney to read into our records.

Mayor Rummage asked what is the Resolution?

Mr. Ridgely replied the resolution is “Imposed restriction to the private office areas of Town Hall”

Mayor Rummage stated this will be added for May 14, 2009 Agenda

Mr. Ridgely – This is of urgency that we need to vote tonight.

Ms. Erard read Resolution #33-09 for the record.

RESOLUTION #33-09 IMPOSED RESTRICTIONS TO THE PRIVATE OFFICE AREAS OF TOWN HALL

WHEREAS, there are portions of Town Hall located at 18 North Irving Avenue in the Town of Colonial Beach which are intended for public uses; and

WHEREAS, there are also portions of Town Hall located at 18 North Irving Avenue in the Town of Colonial Beach which are intended for staff use and are not public areas; and

WHEREAS, on two separate occasions on April 27, 2009 and April 29, 2009, Mayor Fred Rummage has entered into the areas of Town Hall that are not designated for public use and has interfered with and interrupted the ability of staff to perform their work; and

WHEREAS, this intrusion by Mayor Rummage into the private work areas of Town staff has caused some members of Town staff to feel uncomfortable, fearful and intimidated; and

WHEREAS, Mayor Rummage's intrusion into the private offices of Town staff and the areas of Town Hall not designated for public use creates a significant problem.

NOW THEREFORE BE IT RESOLVED, by the Colonial Beach Town Council, at its regular monthly work session on April 30, 2009 hereby prohibits Mayor Rummage from accessing any private office or area of Town Hall not designated for public use unless he has been invited into that area by the Town Manager and/or has a previously arranged appointment.

BE IT FURTHER RESOLVED, that the Town Attorney is hereby directed to prepare a No Trespassing Notice to be sent to Mayor Rummage which the Town Manager is authorized to sign; and

BE IT FINALLY RESOLVED, that, if Mayor Rummage should access any private office or area of Town Hall not designated for public use after having received the No Trespassing Notice, the Police Chief is hereby directed to take any and all appropriate action to remove Mayor Rummage from Town Hall.

Motion by Mr. Ridgely to suspend the Bylaws of the Council at this time
Second by Ms. King
Unanimous vote by Council

Motion By Mr. Ridgely to adopt Resolution #33-09
Second by Ms. King

Mr. Ridgely commented there is a continued feeling of being uncomfortable. The word fearful has been used and continued intimidation. This is one of the most unpleasant things the Council has had to do but we feel it is necessary. The employees are assets and we are going to protect the assets of the Town and the people truly feel fearful and intimidated.

Mayor Rummage asked if there was other discussion

Mr. Coombes stated three weeks ago I was very sad about closing the Mayor's office; unfortunately, I am also convinced that this is necessary and very very unfortunate and I want, on behalf of myself and this Council to apologize to the citizens of Colonial Beach, everyone, that we have to enter into this process. All of us would have preferred not to have to do this. I would hope that as a result of this, if it passes, Mayor Rummage will voluntarily come to us and sit down with us. Any reasonable person who has six elected people at odds with his activities, or some of his activities in Town Hall and has the entire Town Hall upset, he should come and sit down with us and have a reasonable professional discussion about the problem. Instead I hear this business of "its war" and "payback is hell". That is just not the kind of things that the Chief Executive Officer elected to this Town should be doing. We all regret having to do this but the problem continues, the expressions of concern, fear, intimidation, continue to come to us and we don't have any alternative. You are backed up against the wall and cannot turn in any other direction. So again I say with all

due respect Mr. Mayor, I hope you will take the initiative, I hope you will take a deep breath, I hope you will plant your feet in cement, and I hope you will come to us and sit down with us as a group and we have a discussion about the problem. Thank you

Mayor Rummage – any other discussion

Ms. King stated I too, am very troubled by having to participate in this action. It is very disheartening to know how hard everyone is working to put that professional foot forward. Ms. Foulds and her staff are doing their level best to conduct the business of Colonial Beach and all of the Council is trying very hard to abide by the information that the attorney has given us in what our duties are and how our code of conduct should be and we have been asked to respect that Ms. Foulds is not always there at our drop of the hat and the staff is not there to do our work. The staff is there to do the work of the body of Council. So each one of us is trying very hard to comply with all of those rules and it is difficult when the staff cannot do their proper duties and each one of us feels the same. This is not something that has been done lightly or without thought and we would like to not have to do anything further and that we would all get together and do the Town's business in a professional manner. Thank you.

Mayor Rummage - Called for a vote seeing no other discussion or debate:

	<u>AYE</u>	<u>NAY</u>		<u>AYE</u>	<u>NAY</u>
MR. COOMBES	<u>X</u>	—	MR. RIDGELY	<u>X</u>	—
MS. PAYNE	<u>X</u>	—	MR. KENNEDY	<u>X</u>	—
MS. KING	<u>X</u>	—	MR. LYBURN	<u>X</u>	—
			MAYOR RUMMAGE	<u>PRESENT</u>	—

Resolution #33-09 – Imposed Restriction to the Private Office Areas of Town Hall –Was Adopted Motion Carried

COUNCIL CONCERNS/INPUT

There were no concerns of Council

CLOSED MEETING

There were no issues to discuss in closed meeting

MOTION TO ADJOURN:

Mayor Rummage stated being no further business the Town Council Work Session is adjourned at 6:00 p.m. Thursday, April 30, 2009. There were no objections.

Approved By:

Mayor Frederick C. Rummage

MS. FOULDS

Reverse 911 proposal

- . Cost will be \$11,996.00
- . Crew will have to site every address
- . Updating maps

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Mr. Ridgely asked that the Town Manager go back and review the funds to see if there is a way that we can come up with this amount and address it at the May meeting.

Mr. Rummage asked if there was any liability to the Town if we didn't do this, for the Town protection?

Ms. Erard answered, No

There were no objections from Council

TRISH KING'S REPORT

Would like for the Council as a body, perhaps Ms. Foulds, to look into Lots 10 and 11 at the intersection of Cedar and Wakefield; Lot 34 at the intersection of Azalea and Stratford on the market for sale now and if possible the proceeds to be earmarked for roads in that area. Perhaps it can be a consensus of Council for the suggestion. That would be one thing that I would ask if we could do this evening.

Letter was sent to Mr. Risavi to sit up meetings with the Town Manager to discuss an establishment of Enterprise Zones with Colonial Beach. Further information will reported as it comes available.

Ms. Payne stated I would like to suggest that we invite the members of the Chamber and the boating people to next month's work session. We are getting ready to start the **budget hearing.** I suggest that we issue a formal invitation for next month's work session or if we need to do it prior and sit up a special meeting. **Call a special meeting before the end of May. 5:30 before the Council meeting on May 14, 2009**

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Ms. Foulds to check on

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TO THE CLERK:

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