Minutes of the New Market
Town Council Meeting
Monday, May 20, 2019
6:30 pm

The New Market Town Council met in the Council Chambers of the Arthur L.
Hildreth, Jr. Municipal Building on Monday, May 20, 2019 with the following members
present: Mayor Douglas Bradley, Vice-Mayor Peggy Harkness, Daryl Watkins, Peter
Hughes, Tim Palmer, and Larry Bompiani. Councilman Scott Wymer was absent.

Town Attorney – Jason Ham
Town Manager – J. Todd Walters
Administrative Assistant – Donna Lohr

Mayor Bradley called the meeting to order and established a quorum with five
members present. The Pledge of Allegiance was recited in unison. Mayor Bradley
welcomed all visitors and guests.

Approval of the Agenda:

Mr. Palmer made a motion to approve the agenda as presented. Dr.
Bompiani seconded the motion which passed on a unanimous 5-0 voice vote.

Consent Agenda:

Mr. Hughes moved to approve the consent agenda which included the
minutes from the April 15, 2019 Meeting of the Town Council, the minutes from the
April 23, 2019 Special Called meeting of the Town Council, the minutes from the
May 6, 2019 Special Called meeting of the Town Council, the minutes from the May
13, 2019 Special Called meeting of the Town Council and the Financial Statements
for April 2019. Mr. Watkins seconded the motion which carried on a unanimous 5-
0 voice vote.

Public Hearing:

No public hearings scheduled.

Citizen Comments and Petitions:

Mr. Sonny Mongold of Shady Lane in New Market, voiced his concerns
regarding a property located on Shady Lane. He advised that the property has been in the
state it is currently in for the past three years. He remarked that Town Council should go
to the County Government to address what control the Town should be able to exercise
over this property. What can be done to address the situation at the property can only
currently be handled by County Building Inspections. Mr. Mongold stated that the
property is a disgrace and something needs to be done about it. He remarked that Town
Council needs to approach the Board of Supervisors regarding how Building Inspections
is handling the situation.
Committee Reports:

There were no Committee Reports.

Staff Reports:

1. Planning & Public Works Department Monthly Report – Mr. J. Todd Walters
   Mr. Walters gave a brief power point presentation which included updates on planning and zoning items and a summary of projects that the Maintenance and Water Departments worked on during the month. A copy of Mr. Walter’s presentation is on file with the minutes.

   Chief Rinker gave a brief power point presentation which included statistics for the department for the month of April as well as events and trainings attended by New Market Officers. A copy of the information presented by Chief Rinker is on file with the minutes.

3. Events & Marketing Annual Report – Mrs. Amber Smoot
   Mrs. Smoot gave a power point presentation which included a summary of events held during the past month as well as upcoming events. A copy of Mrs. Smoot’s monthly report is on file with the minutes.

Action Items:

The first action item was the discussion and consideration of Ordinance #105: Adoption of the Fiscal year 2019-2020 Annual Budget. Mr. Walters advised that the public hearing for the fiscal year 2019-2020 budget was held last week. No citizens spoke during the public hearing. Mr. Walters advised that Council needs to consider the Conditional Use Permit fee. That fee does take a recommendation by the Planning Commission. The Planning Commission made a recommendation last week to change the conditional use permit application fee to $500 from the proposed $750. Mr. Walters advised council members that he is fine with that recommendation. He believes that in most cases, that fee will cover the costs associated with a conditional use permit. Other than that change, the proposed budget would stay the same. **Mr. Hughes made a motion to adopt Ordinance #105: Adoption of the Fiscal Year 2019-2020 annual budget with the amendment to the Conditional Use Permit Application fee from $750 to $500.** Mrs. Harkness seconded the motion which passed on the following unanimous 5-0 roll call vote:

- Mr. Hughes Aye
- Mr. Palmer Aye
- Dr. Bompiani Aye
- Mrs. Harkness Aye
- Mr. Watkins Aye

The next action item was the discussion and consideration of a Conditional Use Permit for Christopher George. Mr. Walters advised that Town Council had held a joint public hearing with the Planning Commission on this property at the beginning of the month. This property used to be a pottery shop. Due to the zoning, in order for them to operate a professional office, a conditional use permit is required. The Planning Commission did recommend approval of the Conditional Use Permit for Christopher
Mr. Palmer made a motion to approve the Conditional Use Permit for Christopher George as recommended by the Planning Commission. Mr. Hughes seconded the motion. The motion passed on the following unanimous 5-0 roll call vote:

Mrs. Harkness  Aye  Mr. Palmer  Aye
Dr. Bompiani   Aye  Mr. Hughes  Aye
Mr. Watkins    Aye

The third action item was the discussion and consideration of requests from the New Market Area Chamber of Commerce concerning the annual Heritage Festival. Mr. Walters advised that a letter was included with the packet with the requests from the Chamber of Commerce for their annual Heritage Festival. Mr. Hughes made a motion to approve the requests from the New Market Area Chamber of Commerce for their annual Heritage Festival as stated in the letter included with the packet. Mrs. Harkness seconded the motion which passed on the following unanimous 5-0 roll call vote:

Mr. Hughes  Aye  Dr. Bompiani  Aye
Mr. Palmer  Aye  Mrs. Harkness  Aye
Mr. Watkins  Aye

Mayor’s Comments:

Mayor Bradley mentioned the following items:
- The Town and County dinner is scheduled for May 29, 2019. Council members should notify Mr. Walters if they plan to attend.
- The Rebels banquet is coming up
- The Independence Day Celebration is scheduled for July 3, 2019

Council Comments:

Mr. Hughes commented that Re-Enactment weekend was a busy weekend for the Town. Mr. Hughes advised that the Town looked great. He also advised that he had attended the Battlefields Foundation tour of the Town on Friday. He remarked that the tour was very interesting and he gained a better understanding of how much of the Town was involved with the Battle of New Market. Mr. Hughes advised that the Battlefields Foundation is working on the Greenway trail. The new Child Care Center in New Market still has intentions of opening on May 28, 2019. Renovations at the center are still underway. Lastly, Mr. Hughes advised that on June 1st, 2019 there is a Bingo fund raiser for the Independence Day Celebration scheduled to be held at the New Market Fire Department.

Mr. Watkins thanked Mr. Mongold for his comments regarding the property on Shady Lane. This property has been in this condition for too long. It is a County issue but it reflects poorly on the Town of New Market.

Staff Comments:
Mr. Walters commented that he has been in contact with the County Building Official on several occasions regarding the property on Shady Lane. He advised that he will contact him again tomorrow and ask if there is anything else that can be done. Mr. Walters stated that the County Building official is doing as much as he can with what the building code will allow him to do. Mr. Walters advised that the best solution for the Town is for someone to purchase the property and do something with it.

Mr. Walters mentioned that a month or so ago, Council had voted to allow the Battlefields Foundation to install some signage. VDOT has notified Mr. Walters that such signage will require a permit. Mr. Walters advised that he will apply for that permit due to the fact that Town personnel will be the ones installing the sign. If there is any charge for the permit, he will ask the Battlefields Foundation to pay for it.

Mr. Walters mentioned that last week the Town did have another power outage due to a transformer that went down on George Collins Parkway. Dominion Power is working on an upgrade to eliminate the issue and that project is still scheduled to happen. The design has been approved and materials have been ordered.

Mr. Walters stated that there was a lot of activity downtown over the weekend and likely some of that additional activity was due to the Re-Enactment.

Mr. Walters commended Town Council for their work on the budget. He also thanked Town staff for their work during the budget process.

Mr. Ham advised that the Virginia Resource Authority exists to help local governments with their capital projects. There is a 1.4 million dollar bond that was issued in 2009 which can be reissued with a lower interest rate. After all of the legal and other costs are paid, there will be an excess of $150,000 in the present value of savings to the Town. So the Town would get that money over the next ten years. The exact amount of savings is unknown until the actual closing which is in August, so this is a projection of the savings. Mr. Ham advised that this item will be on the June Council meeting agenda.

Closed Meeting:

At 7:13 p.m., Mr. Palmer made a motion to go into Closed Session as authorized by the Virginia State Code section 2.2-3711 (A)(3) to discuss the acquisition of real property for a public purpose. The subject matter is the possible acquisition of real property for a site for a water tank.

Dr. Bompiani seconded the motion which passed on the following 5-0 unanimous roll call vote:

Mrs. Harkness Aye  Mr. Palmer Aye
Dr. Bompiani Aye  Mr. Hughes Aye
Mr. Watkins Aye

At 8:04 p.m., Mr. Watkins made a motion to accept the following Certification Resolution which states “With respect to the just-concluded closed session, and to the best of each member’s knowledge, (i) only public business matters lawfully exempted from open meeting requirements under The Virginia Freedom of Information Act and (ii) only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting by the Town Council. Dr. Bompiani seconded the motion which passed on the following 5-0 unanimous roll call vote:

Mrs. Harkness Aye  Mr. Palmer Aye
Dr. Bompiani Aye  Mr. Hughes Aye
Mr. Watkins Aye
Mr. Hughes Aye
Mr. Palmer Aye
Mr. Watkins Aye

Adjournment:

At 8:05 p.m. Mr. Palmer made a motion to adjourn the meeting. Mr. Hughes seconded the motion which carried on a unanimous 5-0 voice vote.

J. Todd Walters, Town Clerk