**AGENDA – Amended at the table**

1. **CALL TO ORDER**
2. **ROLL CALL**

Town Council Present

G. del Rio, present.

D. Patteson, present.

J. Penniman, present.

J. Brown, present.

B. Schaschek, present.

W. Nunnally, present.

J. Harris, present.

Staff Present

A. McRoberts, Town Attorney.

J. Nelson, Zoning Administrator.

L. Taylor, Clerk.

1. **APPROVE AGENDA**

**Amend the Agenda to include discussion about No-Thru-truck issue.**

**Motion (G. del Rio) to approve Agenda.**

**J. Penniman, second.**

**Motion passes 6-0.**

1. **APPROVE MINUTES**
* June 9 Town Council Special Called Meeting Summary Minutes
	+ Correction Ms. Penniman was listed as Ms. Brown.
	+ Female notated was Ms. Schaschek.

**Motion (B. Schachek) to note corrections to speakers and approve minutes.**

**Second: G. del Rio.**

**Motion passes: 6-0.**

* June 9 Town Council Regular Called Meeting Summary Minutes
	+ Correction (Report from Mayor): Flag donated was for the Main Commons not North Commons.

**Motion (B. Schachek) to note corrections and approve minutes.**

**Second: D. Patteson.**

**Motion passes: 6-0.**

1. **FINANCIAL REPORT**
* Treasurer’s Report

Treasurer’s report was accepted.

1. **PUBLIC COMMENT**

M. Tran: 5144 Irvington Road.Question regarding the survey, did not receive one in the mail, filled out online and was concerned surveys were not being received. Addresses were determined from the land records from the County, and it has been discovered they are not up to date as several people have stated they did not receive their survey in the mail (J. Harris). Mr. Tran offered to volunteer to cross check the lists to ensure that surveys were being received by all.

D. Cheek: Will there be discussion of purchasing a town police vehicle and will a decision be made tonight.

J. Harris: It will be discussed later in the meeting.

B. Spencer: 33 Reynolds Landing. Survey mentioned acquisition of land for public use. Is there a specific location and specific use. Is this going to be made known to the citizens so that they can participate before any action is made by Council. Proposed Tide’s Inn development, hopes that the residents are aware of the impact that this will have.

I. Ormisher: 19 Pony Pasture: Very interested to hear what is the purchase for town property and hope to see clarification of whether the Council is acting on behalf of the residents or is acting on behalf of the businesses. There is quite some concern about this.

M. Smith, 110 Lancaster Road: Happy to talk with anyone about the developments at the Tide’s Inn. Agree to 2.5% meals tax but it would have to be prescribed to sewer, otherwise do not agree to any other expenditures of that tax.

G. Kuper: Four questions were asked at last month’s meeting (Marsha Chapman), no response has been given. Repeating the four questions asking for responses “now” before proceeding with the Agenda.

* 1. What real property is under discussion for potential acquisition.
	2. What public purposes are proposed for this property.
	3. What is the price range of this property.
	4. Will acquisition of this property require new taxes and borrowing.

G. del Rio: Mayor is responsible for setting the Agenda for the Council and what’s on it.

(Clerk’s Note: Clerk sends email to entire Town Council for anything that should be on each agenda. These emails/calls are put in place with consultation in agenda planning with Mayor, Vice Mayor and Clerk.)

G. Kuper: Discussion regarding Ian’s concerns about the town’s cohesion issues with STR’s. Small things are done well. It’s the big things that need to be discussed/addressed. Suggestion I made a few years ago was lost concerning STR’s being owned/operated by a resident of the town which would address issues regarding compliance with issues and having 24 contact makes it a community agenda. 90-minute proximity is not effective. No control over surveys.

J. Harris: Survey was discussed with company, EPR-PC.

R. Fuller: Not votes, it is high level opinions, not a one for one. There is not a problem currently with more surveys than residents.

J. Harris: Precautions have been made regarding hard copies with using special paper.

R. Fuller: No issues have been found.

J. Harris: Discussions later in the meeting regarding several questions made.

J. Penniman: Every town council member always considers with any comments, topics, suggestions, if it is good for the residents of the Town of Irvington.

D. Patteson: The residents’ concerns and what’s best for the Town is always considered. There is a process that must be followed by the Council. Process has to be completed and no actions are taken without a public hearing and hearing concerns before a vote is made. Patience is needed.

J. Harris: Irvington is a community and should be treated as such, not a business.

M.Coiron, 334 King Carter: How many committee members live next door to a STR.

G. del Rio: There was a lot of meetings and notices for this, the process was there to engage the public and it is disappointing to have folks not engage in those processes and to now come at the end to criticize or ask questions. The process is there and should be followed.

S. Kimmeth, 10 Cedar Circle: Congratulations for July 4th weekend.

1. **REPORT FROM THE MAYOR,** *J. Harris*

J. Harris: Special thank you to everyone involved for the July 4th weekend. Thanks to Bill Penniman for the new flag for the Commons.

1. **REPORT FROM TOWN ATTORNEY,** *A. McRoberts*

Part-time Deputy: Still working with the Sheriff with some issues with the County, which is wear and tear on their vehicles, etc. The County will be receiving two vehicles so therefore 2 “old” vehicles will be available to be sold and are willing to sell to us for a low amount ($1,500 to $1,800). This car will already have markings, etc. Parallel traffic ordinance was discussed. Various ordinances will be discussed later. Readings ordinance was discussed.

1. **REPORT FROM THE ZONING ADMINISTRATOR,** *J. Nelson*

Zoning permit 932 King Carter (garage). Fisher’s Pit will begin removing tires this month. Site visit on old house on King Carter that is to be torn down. Spoke with Chesapeake Academy regarding overgrown bamboo. Site visit for Lee Lane. Final inspection with Department of Environmental Quality regarding several issues. Tide’s Inn CUP on the August agenda and is on the website. Budget approved to hire an intern to take all the files and digitize them. Ballpark installation of sidewalks $500,000.

1. **COMMITTEE REPORTS**
* Budget & Finance Report, *B. Schaschek*

**Motion to appropriate (B. Schaschek) $1,250.00 to Steamboat Museum for the Crab Festival in September.**

**D. Patteson: Second.**

**Motion passes: 6-0.**

 **Motion (B. Schaschek) to move forward with the intern position to digitize records.**

**D. Patteson: Second.**

**Motion passes: 6-0.**

* Charter, Codes & Ordinances Committee, *B. Schaschek*
* *Charter Review –* Due to COVID and vacations could not meet with the attorney and will be done next week (Thursday, 4:00).
* H. R. Committee, *D. Patteson*

Annual review has been given and will be discussed in closed session.

* Facilities Committee, W. Nunnally

Sidewalks (J. Nelson): It would be done in phases over many years.

W. Nunnally: Committee will be looking into this.

Tri-Way was discussed regarding sidewalks, right of ways, etc.

Broadband/Telecom: Price/contract was provided. $4,950 initial investment for equipment/labor and then $95.00 month thereafter. Is WIFI connectivity going to be affected.

 **Motion (J. Brown) to get a formal contract and bring to the next meeting.**

 **W. Nunnally, second.**

 **Motion passes 6-0.**

Arrowhead estimate (L. Taylor) discussed. Arrowhead suggested to go with Organic Green for the triangle, it would be more cost effective from start to finish.

**Motion (W. Nunally) to go with Organic Green for the triangle.**

 **Second (J. Brown)**

 **Motion passes 6-0.**

Welcome To Irvington Sign (Triangle) J. Brown: S. Matthews gave an estimate but we should proceed with beautifying the triangle. J. Nelson to check with VDOT on requirements and L. Taylor will check with S. Matthews on proposals for choices.

* Community & Special Events Committee, *J. Penniman*

Fourth of July: Thanks to everyone. Biggest kudos to Jeff Ewing for bringing the Shriner’s to the parade.

* Planning Commission Update, *R. Fuller, Vice Chair*

Last day of survey is tomorrow.

1. **OLD BUSINESS**
* Ordinance 2022-06 (modified)– An Ordinance Amendment to Prohibit Utility Scale Solar Facilities and Motorized Skateboards and Scooters for Hire, and to Update Zoning Definitions of Variance and Accessory Use and Unpermitted Uses.
* Discussion based on comments from Phil Robinson. Concerns about banning these. Could address the abandonment issues regarding scooters (allow Mr. McRoberts to redo ordinance). Will check with other localities to see how this is handled. One way rental could be a requirement.

**Motion (W. Nunnally) to allow Mr. McRoberts to ban one-way scooter business.**

**Second, G. del Rio.**

**Motion passes 6-0.**

* Short Term Rental Committee Recommendations / discussion

W. Nunnally: May need to visit the discussion about number of beds.

L. Taylor: 32 STR, 4-5 exemptions.

B. Schaschek: Further discussion should be had regarding STR’s regarding keeping the integrity of our community.

J. Brown: Some kind of length of restriction should be considered.

P. Thompson: Discussion concerning property value when STR’s are sold, permits upon sale not valid. You are taking away a property owners rights with STR.

G. del Rio: This has been discussed. Consensus is needed.

Mr. McRoberts: My recommendation after hearing committee recommendations, I can draft the recommendations into an ordinance if you are comfortable with the committee’s recommendations and you can look at it or tweak it.

**Motion (W. Nunnally), Mr. McRoberts to give us a draft for review.**

**Second, B. Schaschek.**

**Motion passes 6-0.**

* A discussion of proposed Ordinance 2022-09 Parallel Traffic –

**Motion (W. Nunnally), give us a draft for this ordinance.**

**Second, D. Patteson.**

**Motion passes 6-0.**

B. Schaschek: Discussion regarding tickets issues would there need to be an attorney to represent.

A. McRoberts: Deputy would be there to represent. No extra charges, etc.

* Continuation of FlackShack Contract

G. Del Rio: Not in favor, think we could find cheaper. It’s overspending and out of our local area.

L. Taylor: Names I was given were more expensive. We can go month to month at this point.

**Motion (G. del Rio) to stop, not spend any further money with FlackShack, get it to a smaller amount and keep it local.**

**J. Brown, second.**

**Motion passes 6-0.**

* No-Thru-truck discussion, D. Patteson

D. Patteson took his own survey and extrapolated from 30 minutes to an entire day to assume there would be 260 trucks coming through, this is not acceptable. It affects safety, shopping, visitors, etc. We will work to get the Board of Supervisors to understand this. Asked to have some citizen volunteers to help count trucks for 30-minute time slots. (Three volunteers came forward.) D. Patteson will develop a schedule and will present the results to the Board of Supervisors. After report is compiled we will report back to Council.

1. **NEW BUSINESS**
* 1st reading - Ordinance 2022-08 Clarifying Readings Amendment (A. McRoberts), if it is an emergency ordinance it can be passed tonight.

**Motion (W. Nunnally) to clarify readings amendment ordinance.**

**Second, J. Brown.**

**Motion passes 6-0.**

* Purchase Police Car
* Discussion/Vote

J. Harris: Speeding is a big issue. Need more police presence to help with this. Discussion was had about having a deputy and then the concern was brought up with wear and tear on the County’s cars so the point to purchase an older car was brought up.

A. McRoberts: The purchase of the older car makes sense, there will be some expense but not a lot. There will be an expense one way or the other and this will be a more feasible less expensive option.

**Motion (W. Nunnally) to purchase police car if one becomes available at a reasonable price.**

 **Second, D. Patteson.**

 **Motion carries: 6-0.**

* Reappointment to Planning Commission

**Motion (W. Nunnally) to reappoint R. Fuller to PC.**

**Second, G. del Rio.**

**Motion carries: 6-0.**

1. **ANNOUNCEMENTS**
* Next Town Council Regular Called meeting, August 11, 2022, at 6:30 p.m. at Irvington **BAPTIST** Church
1. **CLOSED SESSION**
* Under State Code 2.2-3711 (A) (1) for discussion regarding performance and salaries of staff personnel after one year review.
1. **RETURN TO OPEN SESSION**
* Certifying 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 closed meeting.

**Roll Call Certification**

I, W. Nunnally, so certify.

I, J. Penniman, so certify.

I, J. Brown, so certify.

I, B. Schaschek, so certify.

I, J. Harris, so certify.

I, G. del Rio, so certify.

I, D. Patteson, so certify.

**Motion, (B. Schaschek), that D. Patteson and B. Schaschek meet with the staff to review the feedback from the Council and go over the performance reviews one last last time before increases are given.**

**Second, W. Nunnally.**

**Motion passes: 6-0.**

1. **ADJOURN**

**Motion, (W. Nunnally) to adjourn.**

**Second, D. Patteson.**

**Motion passes: 6-0.**