

**MINUTES OF A REGULAR MEETING OF THE TOWN COUNCIL OF THE
TOWN OF LURAY, PAGE COUNTY, VIRGINIA
Monday, February 12, 2007**

The Luray Town Council met in regular session on Monday, February 12, 2007 at 7:00 p.m. in the Luray Town Council Chambers located at 45 East Main Street, Luray, Virginia at which time there were present the following:

Presiding: Mayor Ralph H. Dean

**Council Present: Lonnie Arrington
William Menefee
Leroy Lancaster
Barry Presgraves
Earl "Rock" Racer**

**Also Present: Rick Black, Town Manager
Bryan Chrisman, Assistant Town Manager
Jason Spitler, Town Attorney
Mary Broyles, Clerk-Treasurer
Danielle Babb, Deputy Clerk-Treasurer
Charlie Hoke, Director of Utilities
Lynn Mathews, Superintendent of Public Works
Pat O'Brien, Parks and Recreation Director
Page Campbell, Chief of Police
Andrew Jenner, Page News & Courier
Catherine Stewart, LDI**

A quorum being present, Mayor Dean declared the Council to be in session for the transaction of business. All present stood to recite the United States Pledge of Allegiance.

CONSIDERATION OF MINUTES

REGULAR COUNCIL MEETING- January 8, 2007

Minutes of the January 8, 2007 Regular Council Meeting were submitted for review. **Motion:** Councilman Menefee motioned to approve the minutes as presented, motion seconded by Councilman Racer with the vote as follows: YEA: Council Members Arrington, Menefee, Lancaster, Presgraves, Racer. **Approved 5-0**

COUNCIL WORK SESSION- February 5, 2007

Minutes of the Council Work Session of February 5, 2007 were submitted for review. **Motion:** Councilman Presgraves motioned to approve the minutes as presented, motion seconded by Councilman Racer with the vote as follows: YEA: Council Members Arrington, Menefee, Lancaster, Presgraves, Racer. **Approved 5-0**

COUNCIL WORK SESSION- February 6, 2007

Minutes of the Council Work Session of February 6, 2007 were submitted for review. **Motion:** Councilman Arrington motioned to approve the minutes as presented, motion seconded by Councilman

Racer with the vote as follows: YEA: Council Members Arrington, Menefee, Lancaster, Presgraves, Racer. **Approved 5-0**

PLANNING COMMISSION MEETING- January 10, 2007

Minutes of the Planning Commission Meeting of January 10, 2007 were submitted for review of information.

CDBG Management Meeting - January 8, 2007

Minutes of the CDBG Management Meeting of January 8, 2007 were submitted for review of information.

CDBG Management Meeting - January 31, 2007

Minutes of the CDBG Management Meeting of January 31, 2007 were submitted for review of information.

PUBLIC HEARINGS

Town Planner Ligon Webb opened the public hearing for Luray Heights. Only one citizen spoke to this issue, Nancy Waldo of 6 Constitution Avenue. Ms. Waldo voiced several concerns that the Town wasn't getting anything from the project that wasn't already required. Response was given from the Town Council and Town Planner.

Following citizen comment, Mr. Webb asked that council move forward with a vote on the Final Plat of Luray Heights. **Motion:** Councilman Menefee motioned to approve the final plat of Luray Heights (PND), motion was seconded by Councilman Racer with the vote as follows: YEA: Council Members Arrington, Menefee, Lancaster, Presgraves, Racer. **Approved 5-0**

GENERAL CITIZEN COMMENTS

Catherine Stewart of LDI, addressed council with updates on the Preserve America Grant application she is currently working towards. As well, Ms. Stewart updated council on CDBG developments and advised of upcoming meetings with Doug Meredith of LMW, P.C.

TOWN CLERK/TREASURER'S REPORT

Treasurer's Report of Cash on Hand as of February 12, 2007:

Sun Trust Bank:	
General Fund Account.....	\$ 3,076,985.32
Cash on Hand:	\$ 34,034.25
Total:	\$ 3,111,019.57

Mary Broyles, Town Clerk/Treasurer submitted to Council for approval, Accounts Payable invoices in the amount of \$ 156,852.17. **Motion:** Councilman Racer motioned to approve payment of the invoices as presented; motion seconded by Councilman Presgraves with the vote as follows: YEA: Council Members Arrington, Menefee, Lancaster, Presgraves, Racer. **Approved 5-0**

TOWN MANAGER'S REPORT

Mr. Black noted that a public hearing needed to be scheduled for the next regular council meeting to establish a new tax rate based on the latest tax assessment. The public hearing will be held on March 13th, 2007 in order to provide a rate to the Page County Treasurer by the April 1, 2007 deadline.

Mr. Black also noted that one member is still needed for the CDBG Housing Rehabilitation Committee. Current members include Assistant Town Manager, Bryan Chrisman and Council Member, Lonnie Arrington.

TOWN ATTORNEY'S REPORT

Jason Spitler, Town Attorney, addressed the Tax Relief Ordinances discussed at the last council work session. He emphasized that these ordinance amendments should be subject to public hearing at the next council meeting.

Mr. Spitler advised council to accept the Vile Easement permitting the Mayor to sign off on the easement and to reimburse Mr. Vile for the cost of surveying as previously discussed in council work session.

Motion: Councilman Menefee motioned to accept the Vile Easement and associated reimbursements as presented; motion seconded by Councilman Racer with the vote as follows: YEA: Council Members Arrington, Menefee, Lancaster, Presgraves, Racer. **Approved 5-0**

DEPARTMENTAL REPORTS

POLICE- PUBLIC SAFETY AND EMERGENCY SERVICES COORDINATOR'S REPORT

Chief Page Campbell reviewed a major case dating back to January 9th, 2007. This was a felony larceny case of a local business that has produced forthcoming felony charges. Chief Campbell updated council on several Code Enforcement projects. Upcoming projects include; 911 address compliance, sidewalk clearing in inclement weather, and yard sale permit compliance.

PARKS AND RECREATION

Pat O'Brien, Director of Parks and Recreation, briefed council on plans for the Luray Triathlon and pre-race clinics to be held.

PUBLIC WORKS DEPARTMENT

Public Works Director, Lynn Mathews reported that all of the monthly water samples checked out OK. The department did suffer one main water line breakage. Upcoming projects for his department will include sign replacements, shed repairs, and street clearing throughout inclement weather.

WASTEWATER TREATMENT DEPARTMENT

Charlie Hoke, Director of Utilities, noted full compliance for the month. Mr. Hoke stated that the bidding process for the new Water Treatment Plant has been delayed due to the current review.

TOWN PLANNER'S REPORT

Town Planner, Ligon Webb, reviewed most items under the public hearing portion of the meeting. However, Mr. Webb did update council on the Brumback Avenue Town home request.

PRESENTATION OF RESOLUTION

Mayor Dean presented Mr. Lowell Baughan with a proclamation from the Luray Town Council recognizing his contribution to the town and its citizens.

OLD BUSINESS

Under old business, all items were previously discussed in the Town Attorney portion of the evenings meeting.

NEW BUSINESS

Mr. Webb noted that the final plat for Fair View Meadows has been submitted (213 Townhouses- By Right) Pat Racey and Gary Shirley of Racey Engineering reviewed plans addressing the sight distance concern. Councilman Lancaster addressed concerns over notification of the Page County Fair Association on these issues. **Motion:** Councilman Lancaster motioned to table the approval of Fair View Meadows Final Plat until next council meeting; motion seconded by Councilman Presgraves with the vote as follows: YEA: Council Members Arrington, Menefee, Lancaster, Presgraves, Racer. **Approved 5-0**

Bryan Chrisman, Assistant Town Manager, briefed council on the proposal from Allegheny Power to move their lines along the Greenway (Phase III) and their proposal to incur all associated costs. Jason Spittler, Town Attorney, noted that Mr. Chrisman should request that Allegheny Power also be responsible for town legal fees for review of this proposal. **Motion:** Councilman Racer motioned to accept the proposal from Allegheny Power with contingencies discussed; motion seconded by Councilman Presgraves with the vote as follows: YEA: Council Members Arrington, Menefee, Lancaster, Presgraves, Racer. **Approved 5-0**

Rick Black asked that council approve the Prizmo Crosswalks as a part of the CDBG Grant Matching Funds. The crosswalks to be improved will be four at Broad and Main, Bradley's, Town Hall, Brown's, St. Johns Baptist Church, and one at the Greenway. **Motion:** Councilman Racer motioned to approve the Prizmo Crosswalks as mentioned; motion seconded by Councilman Menefee with the vote as follows: YEA: Council Members Arrington, Menefee, Lancaster, Presgraves, Racer. **Approved 5-0**

Mr. Black informed council of plans to extend the Christmas wreaths to Broad Street where power is available. Also, Mr. Black briefed council on the NSVRC Hazards Mitigation Plan. **Motion:** Councilman Arrington motioned to adopt the NSVRC Hazards Mitigation Plan; motion seconded by Councilman Racer with the vote as follows: YEA: Council Members Arrington, Menefee, Lancaster, Presgraves, Racer. **Approved 5-0** Lastly Mr. Black reviewed the Proclamation of Disability Awareness Week to be held April 13-21, 2007. **Motion:** Councilman Presgraves motioned to adopt the Disability Awareness Week Proclamation; motion seconded by Councilman Arrington with the vote as follows: YEA: Council Members Arrington, Menefee, Lancaster, Presgraves, Racer. **Approved 5-0**

MAYOR'S ANNOUNCEMENTS

Mayor Dean requested a motion to adjourn into Executive Session for the purpose of the discussion to be land acquisition and personnel. Councilman Presgraves motioned to recess the regular meeting and to convene in closed session. Councilman Racer seconded the motion with the following members voting YEA: Council Members Arrington, Menefee, Lancaster, Presgraves, and Racer. **Approved 5-0**

After reopening the regular session, Council agreed only land acquisition and personnel issues were discussed during the Executive Session.

ADJOURN

There being no further business, Mayor Dean adjourned the regular session of the Town Council at approximately 9:05 pm.

Mayor Ralph H. Dean

Danielle P. Babb
Deputy Clerk-Treasurer