

**MINUTES OF A SPECIAL MEETING OF THE TOWN COUNCIL OF THE
TOWN OF LURAY, PAGE COUNTY, VIRGINIA
June 28, 2006**

The Luray Town Council met in special session on Wednesday, June 28, 2006 at 6:00 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 Dean

Council

Present: Nancy Shifflett William Menefee Leroy Lancaster
Barry Presgraves Earl "Rock" Racer Gerald Snyder

Staff Present: Jerry Schiro, Town Manager
Rick Black, Asst. Town Manager
Mary Broyles, Town Clerk / Treasurer
Shelley Owens, Deputy Clerk / Treasurer
Jason Spitler, Town Attorney

Others Present: Page News & Courier
Others: 1

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.

Council Resolution 2006-06-02: Budget Adoption, Fiscal Year Ending June 30, 2007

Jerry Schiro opened discussion concerning Council Resolution 2006-06-02 to adopt the Town of Luray operational and capital improvements budget for the fiscal year beginning July 1, 2006 and ending June 30, 2007. Approval of the budget will set tax rates, establish facility fees, and appropriate funds.

Motion: Councilman Lancaster motioned to approve Council Resolution 2006-06-02 to adopt the operations and capital improvements budget for the fiscal year 2006-07 as presented. Councilwoman Shifflett seconded the motion with the following YEA: Council Members Shifflett, Snyder, Menefee, Lancaster, Presgraves, and Racer. **Approved 6-0.**

Council Resolution 2006-06-03: Authorization of Fund Transfers Fiscal Year 2005-2006

Jerry Schiro stated Council Resolution 2006-06-03 is intended to formally authorize the transfer of appropriated funds within the fiscal year 2005-2006 budget. Total funds in the amount of \$92,752.99 are proposed for transfer. This amount includes general fund transfers of \$55,652.99 and sewer fund transfers in the amount of \$37,100.00. The resolution presented provides detail of the various general ledger line items which will be affected. Mr. Schiro stated the resolution will simply transfer appropriated funds between departments and will not increase the budget. **Motion:** Councilman Racer motioned to approve Council Resolution 2006-06-03 authorizing the transfers as presented. Councilman Lancaster seconded the motion with the following YEA: Council Members Shifflett, Snyder, Menefee, Lancaster, Presgraves, and Racer. **Approved 6-0.**

OTHER BUSINESS

Jerry Schiro stated in response to numerous complaints made to the Police Department, staff requested the Town Attorney prepare an ordinance prohibiting skateboarding on public sidewalks and the Greenway. Jason Spitler stated after discussions with staff, it seemed appropriate to take action in respect to any public area in town. The ordinance states no person shall use any roller skates, skateboards or other devices on wheels, except bicycles, mopeds, motorcycles, and other vehicles licensed by the Commonwealth of Virginia for use on highways, on any highway, roadway, sidewalk, greenway, parking lot or any other public area within the Town. Violation of this section shall be a Class 4 misdemeanor. Mr. Spitler stated this is the lowest class of penalty which provides for a fine of up to \$250.00.

In response to Council and staff questions pertaining to the proposed ordinance, Town Attorney Jason Spitler stated the ordinance would not prohibit the operation of a moped but would basically prohibit the use of any other type of unlicensed vehicle; anything not a motor vehicle, a trailer, motorcycle, moped, etcetera. Mopeds are in their own classification in respects to the Virginia Code because they are considered an alternative to normal vehicular transportation. Councilman Racer asked if the ordinance provides exceptions for a disabled person's mode of transportation. Mr. Spitler indicated for purposes of clarity, an amendment to the ordinance would be necessary to provide exceptions for disabled persons. The town would not be liable for accidents involving excepted persons. Following further discussion, Mr. Spitler stated he will revise the ordinance to exclude disabled persons for now and once Council has reviewed the document, he will address additional concerns as they are presented to him.

Jerry Schiro reminded Council of the upcoming Fourth of July activities, the Stanley Homecoming Parade this Saturday, the upcoming week's office hours schedule.

In reference to Highway Safety Federal Funding, Jerry Schiro stated he has received information that the town will be reimbursed for bridge damage incurred in 2003.

The Gordonsville Living Towns event sign-up list will available through Mary Broyles. This event is scheduled for July 12, 2006.

Jason Spitler stated appointments to the Luray Planning Commission run concurrent with the council member terms which means three appointments are nearing expiration. Councilwoman Shifflett indicated she would like to re-appoint her current member, Councilman Menefee and Lonnie Arrington stated they will inform Mr. Spitler of their choices for appointment in the next few days. Mr. Spitler requested names of appointments to the Industrial Development Authority and the Tree and Beautification Committees also.

There being no further business to transact, Mayor Dean adjourned the special session of the Town Council at approximately 6:30 p.m.

Mayor Ralph H. Dean

Attest:

Michelle Owens
Deputy Clerk / Treasurer