

CHERITON TOWN COUNCIL MINUTES

Date: July 28, 2021

Time: 7PM

Address: 21314 South Bayside Road, Cheriton, VA 23316

In Attendance

Mayor Jackie Davis, Vice Mayor Larry LeMond, Barry Downing, J. Bryan Sparrow, Norma Spencer, Greg Hardesty, and Bo Lewis. Also, in Attendance Town Manager Stacey Sparrow and Building and Code Official Warren Wisneski.

Approval of Minutes

A motion for Norma Spencer was made to approve the minutes of the June 23, 2021, and July 14, 2021, meeting minutes, second Larry Lemond, unanimous.

Approval of Agenda

A motion by Bo Lewis was made to approve the agenda as presented with a second from Barry Downing, unanimous.

Mayors Report

Mayor Davis welcomed newly appointed Councilman J. Bryan Sparrow.

Northampton County Sheriff David Doughty will be using the town park on August 28th to hold a back-to-school event for children and the town will participate.

Town Manager Report

DMV has requested our office to move to appointments to mimic the state process's.

Nick Young cleaned the office up re-mulched the building and installed the sign at the bank intersection.

The American Rescue account has been opened and funds deposited at Atlantic Union Bank.

Meeting with the American Legion and the Fire Departments have been arranged for American Rescue funding.

Building and Code Report

Currently the previous Paul's Restaurant is interested in building a awning over the existing patio area, investigation of properties lines is being done before a permit will be issued.

Public Hearing

NOTICE IS HEREBY GIVEN that the Town of Cheriton will hold a Public Hearing at the Cheriton Town Office located at 21314 South Bayside Road , Cheriton, VA, on July 28, 2021 at 7PM to consider the following:

Amended Town of Cheriton Zoning Ordinance

- Article 2 - Definitions: Updated Resource Protection Area to be consistent with State Regulation (9 VAC 25-830 et seq.).
- Article 14 - "CB/AOPA" - Chesapeake Bay / Atlantic Ocean Preservation Area Overlay District: Updated citations to Chesapeake Bay Preservation Act; updated RPA description to be consistent with State Regulation; revised language for Resource Management Area (RMA) to clarify scope of RMA; removal of language no longer applicable; replacement of "tributary" with "perennial" for RPA features.
- Article 17 - Site Development Plan (Final Development Plan): Included plat notation requirements to be consistent with State Regulation; requirement to delineate RMA on all plans or plats submitted for proposed development (in addition to the RPA).

At said hearing, all interested persons have the right and opportunity to appear and be heard on the subject both oral and written. A copy of the draft zoning ordinance language is on file and available to the public for inspection at the Town Office.

The Public Hearing was Called to Order by Mayor Davis.

Scott Berger, Chairman of the planning commission discussed the changes to the ordinance as required by DEQ.

No public comment. The public hearing was closed.

A motion by Larry LeMond to accept all changes as presented to the zoning ordinance was made with a second from Norma Spencer, unanimous.

Public Comment #1

No Comment

Old Business

American Rescue Plan discussion.

The account for the funds was opened July 15th with Atlantic Union Bank.

The second round of expected funding is due December 2021.

The first round was 62,000.00 dollars.

The funds must be delegated by 2024 and used by 2026.

In the phase 1 plan for expenditures the nonprofits will be contacted for meetings.

Phase 2 will be in town businesses with losses from COVID.

Phase 3 will be outdoor space improvements.

New Business

N/A

Committee Reports:

- A. Parks and Rec- Back to school event August 28th at town park.
- B. Human Resources- further discussion in closed session
- C. Maintenance- Could a lighted flagpole be installed at park, Barry Downing to find out about pole and costs.
- D. Budget & Finance- discussion on income greater than expected for DMV/Bank Franchise Tax & Local Sales Tax
- E. Planning Commission- Next meeting August 18th at 7PM.

Public Comment #2:

Rita Berger, Mill St.- American rescue funding could be used for adults and seniors with a healthy community area.

Closed Session:

A motion to move to closed session was made by Bo Lewis per Virginia Code;

§ 2.2-3711. Closed meetings authorized for certain limited purposes.

Public bodies may hold closed meetings only for the following purposes:

1. *Discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body; and evaluation of performance of departments or schools of public institutions of higher education where such evaluation will necessarily involve discussion of the performance of specific individuals. Any teacher shall be permitted to be present during a closed meeting in which there is a discussion or consideration of a disciplinary matter that involves the teacher and some student, and the student involved in the matter is present, provided the teacher makes a written request to be present to the presiding officer of the appropriate board. Nothing in this subdivision, however, shall be construed to authorize a closed meeting by a local governing body or an elected school board to discuss compensation matters that affect the membership of such body or board collectively.*

A pole was conducted declaring only the business on Code section 2.2-3711 was discussed during closed session.

Poll:

Bo Lewis- yes

Barry Downing- yes

Bryan Sparrow- yes

Greg Hardesty- yes

Larry LeMond- yes

Norma Spencer- yes

Jackie Davis- yes

A motion by Barry Downing was made to give employee bonus in the amounts of \$1500.00, 1000.00, and 500.00. A second was made by Bo Lewis, Bryan Sparrow abstained from voting and otherwise was unanimous.

The next council meeting will be held August 25th at 7pm.

A motion to adjourn was made by Larry LeMond, second by Bo Lewis and was unanimous.