

October 26, 2015
Williamsburg City Council Meeting Minutes

Mayor Murphy called the meeting to order at 7:30 p.m. with the pledge of allegiance and noted council members Bunge, Grier, Kirkpatrick, and McGovern present. Absent was council member Kubas. Also present was City Attorney Eric Tindal, Public Works Director John Avery and City Clerk Shelley Annis.

Motion Bunge, 2nd Grier to approve the agenda and consent agenda – all aye.

Attorney Bill Shafer representing John Donahue owner of the Sundown Bar presented a packet of information for the Council to review regarding the July 16-August 17 utility bill showing 108,000 gallons of water having flowed through the meter. Shafer explained that the dispute of the high usage comes down to simple mathematics. Shafer calculated a 973 average daily use of water after a new water meter was installed on October 5th through the City's meter reading on October 16th. According to Shafer this average would calculate to a 30,000 gallon usage for the month, more in line with the amount of water the Sundown has averaged prior to July. City Attorney Tindal reported that at the Council's direction at their September 28th meeting Public Works Superintendent Avery was instructed to remove the old meter and send it to a company with experience in testing this brand water meter. Avery attempted to do this and was not allowed access to do so even though the City Code authorizes access. Avery reported that the meter was removed, boxed and shipped immediately and testing showed the meter to be registering accurately. The meter was returned to the City of Williamsburg and currently in the same unopened box as received from the testing company. Discussion between Attorneys Shafer and Tindal continued regarding accuracy of the tested meter and average daily usage at the Sundown based off of the meter on the water softener which was replaced in the Sundown Bar some time near the end of September. Council members Grier, Bunge and McGovern ended discussions with the fact that the meter was tested accurately and therefore the property owner is responsible for the charges. Council member Kirkpatrick concluded that in his 20 years as a Council member the Council has never forgiven water usage that passed through the water meter. Motion Grier, 2nd Kirkpatrick to order John Donahue to pay the metered charges of \$991.48 at the Sundown Bar from July 16-August 17 as billed with no additional penalties added and allow Donahue to spread payments equally over the next 3 months – all aye. Donahue wrote a check for \$991.48 and presented it to Public Works Superintendent Avery on his exit from the meeting.

Motion Kirkpatrick, 2nd Bunge to approve the request from the Williamsburg Community School District to waive the \$20.00 fence permit fee for a fence at Mary Welsh Elementary School – all aye.

Motion Kirkpatrick, 2nd Grier to approve Resolution 120-15 transferring \$39,578.00 from the TIF Fund, \$1,761.10 from the Water Fund and \$14,708.20 from the Sewer Fund to the Debt Service Fund to pay bond interest payments. Bunge, Grier, McGovern, Kirkpatrick – aye.

City Clerk Annis reviewed fees for city services as set in March 2010 by Resolution 12-03-10. Annis will present an updated Resolution at the next Council meeting for approval.

Council members Bunge & Grier, who make up the Solid Waste/Recycling Committee, along with Clerk Annis met with Jennifer Fencil with ECICOG on Tuesday, October 20th to review an RFP to fit the garbage and recycling collection needs of the City of Williamsburg. The RFP will come before the Council for approval in the next few months.

Clerk Annis presented the Council with a 1970 Community Comprehensive Plan and recommends the Council consider updating the Comp Plan. Council members agreed the Plan should be updated.

Motion Kirkpatrick, 2nd McGovern to adjourn at 9:00 p.m. – all aye.

Shelley Annis, City Clerk/Treasurer