

REGULAR COUNCIL MEETING JUNE 11, 2024

The Edinburg Town Council met in a regular session on Tuesday, June 11, 2024. Mayor Harshman called the meeting to order at 7:30 p.m. All the Councilmembers except Councilwoman Reistetter were present. Also present were Mr. Jim Hines, Capt. Glenn Ogle and Dep. Patchrick Kennedy from the Shenandoah County Sheriff's Office.

Mayor Harshman asked if anyone had anything that was not on the agenda.

A motion was made by Councilman Dellinger and seconded by Councilman Baird to approve the minutes of the May 14, 2024 regular meeting. Motion carried.

A motion was made by Councilman Wood and seconded by Councilman Beachy to approve the Treasurer's report and to pay all the bills as presented. Motion carried.

Mayor Harshman reported that the new compressor at the Water Treatment Plant (WTP) is online again and now there seems to be a problem with the other one, but hopefully it will be a quick fix.

Mayor Harshman reported that the generator at the Wastewater Treatment Plant (WWTP) has been fixed and the Town will be seeking reimbursement for \$2,631.86 in repair bills plus whatever the final rental cost is on the trailer mounted unit.

The Street Committee had no report. Mayor Harshman reported that the Town received notification from VDOT that they are cancelling and terminating the multi-year agreement that the Town currently has with them for snow removal. Mayor Harshman also reported that they have developed a new system for vendors and VDOT to manage the bidding and contract requirement process more efficiently. Mayor Harshman stated that the new system is scheduled to start on July 1, 2024 and they said that there will be more information and training provided, but being that it is halfway through June, the start date might not be July 1.

The Ordinance Committee had no report.

The Personnel Committee had no report.

The Finance Committee had no report. Mayor Harshman reported that the Town should be receiving the draft of the audit for 2022-2023 soon. Mayor Harshman also reported that the auditor apologized for the delay since this was supposed to be completed by March 31, 2024.

The Property Committee had no report. Mayor Harshman reported that the air conditioning in the police end of the Town Hall needs to be replaced. That unit and the one in the meeting room are the original units that were installed in 1997 when the building was remodeled. Mayor Harshman also reported that the proposal from Ortt Electric is \$7,000 to replace the unit. Mayor Harshman asked the Council if they were good with this. A motion was made by Councilman Beachy and seconded by Councilman Wood to accept the \$7,000 proposal from Ortt Electric to replace the air conditioning unit in the police end of the Town Hall. Motion carried.

The Cemetery Committee had no report. Mayor Harshman reported that the Town will be participating in the Christmas Wreath Program for Veterans this year at Cedarwood. Mayor Harshman also reported that volunteers have started identifying the Veterans and will be working in the cemetery starting tomorrow cleaning headstones.

Councilwoman Wymer-Hollar reported that the rates have increased at the pool and that the beginning of the pool season has gone really well. Councilwoman Wymer-Hollar reported that she attended the Eagle Scout ceremony for Andrew Veverka last Saturday. Councilwoman Wymer-Hollar also reported that the Ducks have been practicing and there will be 2 swim meets at the pool next week.

Councilwoman Wymer-Hollar stated that she received some information from Ennedi Shtanko who would like to do a mural on the deck house wall by the pump room and on the new changing stations at the pool and she passed around the estimate and some sketches of the murals. Mayor Harshman reported that there are American Rescue Plan Act (ARPA) funds set aside for the park, but town funds could also be used. A motion was made by Councilman Dellinger and seconded by Councilman Dellinger to approve the murals at the pool at a cost of \$3,900 and to authorize Mayor Harshman or Councilwoman Wymer-Hollar to make any changes to the murals. Motion carried.

Councilwoman Wymer-Hollar stated that she has not seen anyone patrolling around the pool and asked Capt. Ogle to have the Sheriff's Deputies patrol the area and get out of their vehicle to walk around the pool and make their presence known. Capt. Ogle stated that he will pass this along to his supervisors.

Mayor Harshman reported that the Party in the Park is on June 21st from 7:00 p.m. to 9:00 p.m. with music by the Skillbilly's, food available by Cub Scout Troop 76 and the Edinburg Lion's Club. Mayor Harshman also reported that the Skyline Street Rods Annual Car Show is on June 23rd at the Park.

Councilwoman Wymer-Hollar reported that participants from Edinburg, Mt. Jackson and Woodstock took lifeguard training and 10 guards became certified. She also reported that she has a full staff with 9 guards and 2 fill-ins.

The Insurance Committee had no report

The Health and Safety Committee had no report. Mayor Harshman reported that the Town won't be receiving the 3-year contract with the Sheriff's Department until the end of the month. Mayor Harshman asked for a motion authorizing him to sign the agreement when he receives it. A motion was made by Councilman Dellinger and seconded by Councilman Beachy authorizing Mayor Harshman to sign the 3-year contract with the Sheriff's Department. Motion carried.

Capt. Ogle reported that the Sheriff's Department is running low on personnel so there will be different people on the schedule for a while.

Mayor Harshman stated that he gave the Council an information sheet on the Great Allegheny Passage (GAP) Trail in Pennsylvania & Maryland that talks about the economic impact of the GAP Trail. Mayor Harshman reported that it generates more than \$800,000 per mile in economic value each year.

Mayor Harshman reported that he will be attending the Trail Partnership's annual meeting tomorrow evening.

Mayor Harshman reported that he will also be meeting with VDOT on Thursday as part of the study on the feasibility of Rail with Trail.

Mayor Harshman reported that he participated in the Shenandoah County Leadership Panel that addressed the attendees and answered questions about how local government works.

Mayor Harshman also reported that he attended the Memorial Day event at the VFW on May 27th as an official representative of the Town.

Mayor Harshman reported that there was not a May Tourism Council meeting. Mayor Harshman reported that Jenna French gave a presentation on June 7th at the Edinburg Mill as part of the Shenandoah County Leadership Program and she spoke about the economic impact of visitors to the County and why it is important to invest in tourism. Mayor Harshman also reported that the attendees toured the Museum and as always, there were quite a few that had never been there before.

Mayor Harshman reported that visitation at the Mill was up more than 16% for the month of May. As Mayor Harshman reported last month, there continue to be more folks coming in from I-81 because of

the Visitor Center signs and many of them are taking the time to explore the Museum as well as visiting the gift shops and other businesses. Mayor Harshman also reported that the Mill is still getting great comments in the visitor book and many of them are saying that they will be back.

Mayor Harshman reported that he will be attending the ShenGo Bus quarterly meeting later this week.

Mayor Harshman reported that he will also be attending a meeting on the evening of June 18th on water quality that could possibly impact the discharge permits at the WTP and the WWTP.

Mayor Harshman reported that Edinburg will be hosting the Faces of Tourism again this year on June 26th and the group will be visiting the Museum at the Mill as well as Heritage Mill Wines. Mayor Harshman also reported that they will also go on a guided walking tour and he will be hosting the group at the Town Hall for lunch from Bean's BBQ.

Mayor Harshman reported that the Town was able to purchase 10 large concrete planters using donations for the Town's flowers. Mayor Harshman reported that they should be put out later this month and the plan is to place them out along Stony Creek Boulevard.

The Architectural Review Board did not meet.

The Planning Commission did not meet.

There were two Zoning Permits issued:

1. Rusty Padgett
200 Princess Caroline Ct.
Pool Deck
2. Matt Burgwald
213 S. Main St.
Garage

There was no report from the Town Attorney.

Mayor Harshman reported that the new plant continues to be operating well.

Mayor Harshman reported that the contractor has finally repaired the air leak at the 6-inch tee on the airline for the aeration basin, but while doing that repair, it appears that they damaged one of the diffusers along the bottom of the basin with a ladder. Mayor Harshman reported that the Town is checking to see if all the necessary parts are on hand to make this repair, but the system can still run despite the damage.

Mayor Harshman reported that the Town still has not heard yet from the DEQ as to whether all the requirements of the Consent Order have been satisfied and he is assuming that no news is good news.

Mayor Harshman told the Council last month that USDA told the Town that there was \$126,207.80 left in contingency funds, of which the Town allocated all but a little over \$32,000 at the May meeting. The mayor reported that Karl Schaeffer calculated the value of the change orders and liquidated damages as of last week and came up with another \$109,000 that will be added to that amount and the Town must spend the funds by December 31, 2024. Mayor Harshman also reported that the Town is charging liquidated damages at the rate of \$500/day for 29 days for the Contractor missing the substantial completion date that was stated in the contract and an additional 65 days at \$700/day as of June 4th for missing the final completion date. Mayor Harshman reported that the Town extended the completion date from the end of September 2023 to the end of March 2024 because the Contractor had fallen behind and now, into June, they are still not totally completed. Mayor Harshman doesn't expect the Contractor to be happy about this, but it was spelled out in the

contract and it is their fault that they are still not finished. Mayor Harshman also reported that after the final completion of the project there will be a 1-year warranty on the new plant.

Mayor Harshman read Section 1 and Section 2 of the Budget Adoption Ordinance for the year beginning July 1, 2024 and ending June 30, 2025 and asked for a motion to adopt the 2024-2025 Budget. A motion was made by Councilman Wood and seconded by Councilman Dellinger to adopt the Budget for the year beginning July 1, 2024 and ending June 30, 2025. Motion carried. Recorded vote as follows: Wymer-Hollar - aye, Dellinger - aye, Baird - aye, Beachy - aye, Reistetter - absent, Wood - aye, Harshman - aye.

Mayor Harshman read the first reading of the B Section of an Ordinance to amend Chapter 108, Nuisances § 108-2. The second reading will be at the July meeting and the mayor is proposing that this be adopted as an emergency ordinance to take effect on July 9th.

Mayor Harshman asked the Council to consider a bid proposal to install new water lines in Cave Spring subdivision using ARPA funds. Mayor Harshman reported that there were bids from G.B. Foltz Contracting and Bushong Contracting, both local firms that the Town has worked with before. Mayor Harshman reported that G.B. Foltz's bid is \$206,780 and Bushong's is \$172,321, but neither of them included a cost for rock if that becomes a problem. Mayor Harshman reported that the Town ran into a small amount of rock when the waterline replacement at the far end of Cave Spring was replaced a couple of years ago, it wasn't excessive, but you never know what you might find when digging around here.

Mayor Harshman reported that neither of the bids include the cost of pipes, valves, fittings and other parts to complete the job since the Town will be bidding these separately and will cost around \$70,000 in additional cost for the project. Mayor Harshman reported that there will also be costs for permits and additional engineering.

Mayor Harshman reported that there was originally \$200,190.95 in ARPA funds allocated to this project and reimbursement for the work completed earlier by the Town and the Engineering/Design work has used \$29,163.75 leaving \$171,027.20 to complete the project. Mayor Harshman reported that this is only \$1,293.80 less than Bushong's bid, however, funds will need to be moved from other ARPA projects to fund the cost of the materials.

Mayor Harshman reported that this project is too far along to not move forward and it is something that really needs to be done. Mayor Harshman stated that it is doubtful that the Town will ever recoup over a quarter million dollars from the Cave Spring subdivision to repay this investment, which makes using ARPA funds the best way to pay for this rather than tax dollars.

Mayor Harshman reported that there is \$82,750 remaining in the category for painting the water tanks and \$35,000 allocated for possible improvements at the park. Mayor Harshman reported that the Town has a year or two before the tank contractor said the interior of the 500,000-gallon tank needed to be painted and this work can't be completed until the pump station and the 200,000-gallon tank are online and this would be the logical place to move the money from. Mayor Harshman asked for a motion to accept the bid of \$172,321 from Bushong Contracting Corporation to complete the Cave Spring Waterline Replacement using ARPA funds. A motion was made by Councilman Wood and seconded by Councilman Beachy to accept the bid of \$172,321 from Bushong Contracting Corporation to complete the Cave Spring Waterline Replacement using ARPA funds. Motion carried.

Mayor Harshman stated that if the Council agrees, they could authorize the Mayor and the Maintenance Supervisor to secure the best price for the pipe and other materials that are required for the Cave Spring Waterline Replacement Project. A motion was made by Councilman Dellinger and seconded by Councilman Beachy to authorize the Mayor and the Maintenance Supervisor to secure the best price for the pipe and other materials that are required for the Cave Spring Waterline Replacement Project. Motion carried.

Mayor Harshman asked the Council to consider reappointing Alice Findler and Cynthia Morris to the Architectural Review Board for terms beginning July 1, 2024 and ending June 30, 2028. A motion was made by Councilman Dellinger and seconded by Councilman Beachy to reappoint Alice Findler and Cynthia Morris to the Architectural Review Board for terms beginning July 1, 2024 and ending June 30, 2028. Motion carried.

Mayor Harshman asked the Council to consider a proposal to complete the Water Pump Station and 200,000-gallon water storage tank using ARPA funds. Mayor Harshman reported that this was put out for bids and required a pre-bid meeting for any interested bidder and Patterson Construction were the only ones that showed interest in providing a bid. Mayor Harshman also reported that Patterson Construction worked on this project previously and was the Town's preferred contractor to complete it.

Mayor Harshman stated that like the Cave Spring Project, the Town spent part of the originally allocated ARPA funds to get to this point and there was \$225,000 allocated. Mayor Harshman reported that \$71,945 has been spent to paint the 200,000-gallon tank and for the engineer to get the project ready to go out to bid, which leaves \$153,055 for the balance of the project and he is hoping it will be enough. Mayor Harshman reported that the bid is for \$182,344 and while discussing the project after the bid opening, the Town and the Engineer brought up something additional that the Town wants to consider adding to the scope of work and asked Mr. Patterson to get a price on that and this might increase the total cost of the project by an estimated \$10,000. Mayor Harshman stated that this project needs to be done and the Town has the funds to pay the difference. A motion was made by Councilman Wood and Councilman Beachy to authorize Mayor Harshman to accept the bid from Patterson Construction to complete the Water Pump Station and 200,000-gallon water storage tank in the amount of approximately \$193,000 using ARPA funding. Motion carried.

With no further business, a motion was made by Councilman Dellinger and seconded by Councilman Beachy to adjourn the meeting. Motion carried. The meeting adjourned at 8:23 p.m.

Daniel J. Harshman, Mayor

Mary L. Lowerre, Town Clerk