

**MINUTES
HAMILTON TOWN COUNCIL
REGULAR MEETING
APRIL 9, 2012**

The regular meeting of the Hamilton Town Council was convened at 7:00 PM with the following attendance:

PRESENT: Greg K. Wilmoth, Mayor
Kenneth C. Wine, Vice Mayor
James Thomas Rollins, Jr., Council member
John Unger, Council member
Dimitri Kesari, Council member
Michael Snyder, Council member

ABSENT: David R. Simpson, Council member

STAFF: Lori Jones, Treasurer
Maureen Gilmore, Town Attorney
Jennifer Helbert, Recorder

CALL TO ORDER:

Mayor Wilmoth called the Town Council meeting to order at 7:02 PM.

GUESTS:

None

PUBLIC COMMENT:

Ann Daye of 76 North Laycock Street came forward to speak. Ms. Daye came forward to speak about her water and sewer bill that she received. She stated that normally her bill is between \$30 and \$40 and the most recent bill she received was \$99 and she would like the Town to look into that and make any adjustments to the bill that would be possible.

Gail Barker on behalf of the local food banks came forward to speak. Ms. Barker stated that in September of 2011 the Washington Post listed Loudoun County as the wealthiest County in America but what the article did not say was that Loudoun County has a growing hunger problem. Food insecurity is on the rise in Loudoun County, approximately 19,000 people in Loudoun County are food insecure and she is here as a representative for the area on a committee comprised of women's organizations and ministries throughout the County to help organize and carry out a food drive to benefit Loudoun County's food banks. They include Loudoun Interfaith Relief, LINK Against Hunger, Blue Ridge Area Food Bank, Catholic Charities, Messiah's

Market and Seven Loaves. The food drive will cumulate in a full day event on Saturday, May 12th. She stated that food will be collected, sorted, loaded and distributed to the area food banks. Ms. Barker stated that their goal is to feed all of Loudoun County's food insecure for one week and the aim is to collect at least 100,000 pounds of food. Ms. Barker stated that they will accomplish this by volunteers in the community distributing bags on Saturday, May 5th and then collecting food filled bags on Saturday, May 12th. Ms. Barker stated that she is here tonight to ask the Town Council for their support and in letting the community know of this service project and if they know of any other organizations that would like to participate they would welcome them on board.

APPROVAL OF MINUTES:

Vice Mayor Wine made a motion to approve the Town Council meeting minutes of March 12, 2012 as submitted.

Motion: Vice Mayor Wine
Second: Council member Rollins
Carried: 6-0-1 with Simpson absent

MAYOR'S REPORT:

TANV Unified Letter of March 29, 2012 and Governor's Response April 3, 2012 – Mayor Wilmoth stated that TANV sent a letter to the Governor about the retirement issue that was being discussed and a response was received which he has shared with the Council. Ms. Jones also indicated that the Council will need to look at this issue during budget time.

Security Cameras at Town Office – Mayor Wilmoth stated the Town has purchased security cameras to be placed at the Town Office.

Water Theft – Mayor Wilmoth stated that in the past month they Town caught a landscape company taking water from the Town hydrants, he believes they have done it quite a few times before they were caught. Mayor Wilmoth stated that he contact the Sheriff's office about the theft but has not heard back from them yet.

Well Lot 12 – Police Patrol of Youth – Mayor Wilmoth stated that a neighbor to the Well had seen youth showing up there when the weather was nice so the Mayor contacted the Sheriff's Department about the activity and asked that they patrol the area. Mayor Wilmoth stated that he would check to see if No Trespassing signage is up in that location and if not he will look into putting up signage.

Town Office Window Replacement – Mayor Wilmoth stated the window replacement is complete and insurance helped a bit with the cost.

Town Section Meetings – Mayor Wilmoth stated that he would try to attend this meeting on Friday, May 24th in Leesburg.

Outstanding Items List – Mayor Wilmoth stated that he has included the Outstanding Items List that he works from so that the Council can see the items that he has been tracking and working on.

Loudoun County Planning Commission Member, Catoctin District, Eugene Scheel – Mayor Wilmoth stated that Mr. Scheel had sent the Town his contact information and it was included in the packet.

WATER AND SEWER COMMITTEE:

Sewer Connection at Loudoun County Milling – Mayor Wilmoth stated that he had been approached by the owners of Loudoun County Milling to look at an alternative waste system or possibly hooking up to the Town's sewer system. The Council discussed this item at length with the Town Attorney.

SCADA System – Mayor Wilmoth stated that he will be bringing this item forward so that the Finance Committee can look at this item and try to include it in the budget.

Council member Snyder made a motion to amend the agenda and move Ms. Daye's water issue up on the agenda and be heard now.

Motion: Council member Snyder
Second: Council member Kesari
Carried: 6-0-1 with Simpson absent

Mayor Wilmoth gave some background information on this property as far as the history of the water use.

Mayor Wilmoth stated that he would get some tablets from the Town of Purcellville to test the toilets to see if there is a leak.

Ms. Daye said that she would pay the bill and Council member Snyder stated that if the Town concludes that it is a Town issue they would credit her account.

PARKS AND RECREATION COMMITTEE:

Hamilton Day – June 2, 2012 – Parade Location Change – Mayor Wilmoth stated that the route has been altered a bit because the Safety Center will be having a wedding reception that day and will not be available so the parade will now start from Hamilton Elementary school.

Porta Potty – The Porta Potty’s have been installed at the park.

TREASURER’S REPORT:

Monthly Treasurer’s Report – Ms. Jones issued a report to the Council and answered any questions that they had about the report.

Vice Mayor Wine made a motion to accept the Treasurer’s Report as submitted.

Motion: Council member Unger
Second: Council member Snyder
Carried: 6-0-1 with Simpson absent

FINANCE COMMITTEE:

Finance Committee Meeting – April 11, 2012 – Council member Unger stated that the Committee will meet on April 11th.

Schedule Town Council Budget Workshop – April 16, 2012 – Council member Unger stated that the Committee would have another budget workshop on April 16, 2012

PUBLIC SAFETY & ZONING ENFORCEMENT COMMITTEE:

None Scheduled.

PERSONNEL COMMITTEE:

None Scheduled.

PLANNING COMMISSION:

Chairman McCann stated that there will be a ZORC meeting on Wednesday, April 18, 2012.

OLD BUSINESS:

Vultures & Permit Status – The Vultures have left the area for the season.

NEW BUSINESS:

Water Account Adjustment – 47 West Colonial Highway – Mayor Wilmoth stated a bill was adjusted for Mr. Keyser back in the fall and he at that point did not know what created the issue then the next billing was the average billing amount. After speaking with Mr. Keyser Mayor Wilmoth does not believe that Mr. Keyser should receive a credit on his water bill.

Codification of Town Ordinances - Municode – Ms. Gilmore stated that she believes that recodifying the Ordinances is a necessary expense for the Town and should be considered in the budget for the upcoming year. Council stated that they would look at putting this item in the budget.

Radford Lot 13 – Ms. Gilmore stated that Lot 13 was a resubdivision of the Radford subdivision and over the course of the review it was requested that a tree save area be reserved and it appears to her that the tree save area has been retained. Ms. Gilmore stated that she could write a letter summarizing the history and reminding them that the Town expects the tree save area to be retained.

Ms. Jones stated that the County is looking at the tree save area on the construction plans. Ms. Gilmore stated that if that is the case then it would be covered on their bond and the County should write the letter. Ms. Gilmore indicated that she would contact the County and find out where this stands.

Sewer Connection Application – 17651 Hamilton Heights Court – Council member Unger made a motion to approve the sewer line connection for 17651 Hamilton Heights Court.

Motion: Council member Unger
Second: Council member Rollins
Carried: 4-0-3 with Snyder,
Simpson and Wine absent

CLOSED SESSION: Council member Unger made a motion that the Hamilton Town Council recess its open meeting and convene a closed session. The exception is provided in Code of Virginia Section 2.2-3711(A)(7), as amended. The purpose of the closed meeting is to discuss the following:

- 1) Consultation with Legal Counsel Employed or Retained by the Public Body Regarding Specific Legal Matters Requiring the Provision of Legal Advice by Such Counsel. The Purpose of the Closed Meeting is Regarding Threatened Litigation for Failure to Pay Sewer Availability Fees and Threatened Litigation for Failure to Comply with a State Maintained Roads Agreement

Town Council
Regular Meeting Minutes
April 9, 2012

Motion: Council member Unger
Second: Council member Rollins
Carried: 4-0-3 with Snyder,
Simpson and Wine absent

Council member Unger made a motion that the Hamilton Town Council adjourn the closed session and reconvene the open meeting.

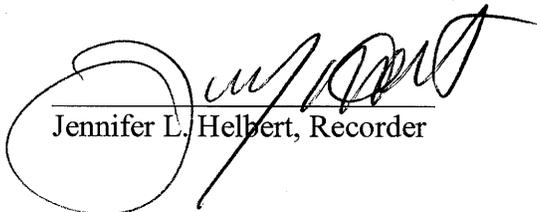
Motion: Council member Unger
Second: Council member Rollins
Carried: 4-0-3 with Snyder,
Simpson and Wine absent

Council member Unger made a motion that the Hamilton Town Council certify that while in closed session, to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements under this chapter and (ii) only such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting by the public body.

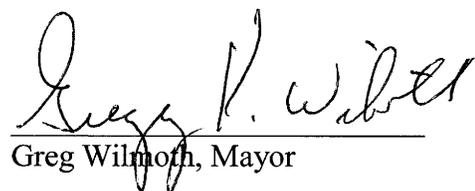
Motion: Council member Unger
Second: Council member Rollins
Carried: 4-0-3 with Snyder,
Simpson and Wine absent

ADJOURNMENT:

There being no further business the meeting adjourned at 8:37 PM.



Jennifer L. Helbert, Recorder



Greg Wilmoth, Mayor