

**MINUTES
HAMILTON TOWN COUNCIL
REGULAR MEETING
JUNE 11, 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 - Late
John Unger, Council member
David R. Simpson, Council member
Dimitri Kesari, Council member - Late
Michael Snyder, Council member

STAFF: Lori Jones, Treasurer
David Beniamino, Zoning Administrator
Maureen Gilmore, Town Attorney
Jennifer Helbert, Recorder

CALL TO ORDER:

Mayor Wilmoth called the Town Council meeting to order at 7:00 PM.

PUBLIC HEARING:

1) Proposed Budget – FY12-13

There being no public comment on the above item the public hearing was closed.

GUESTS:

Michael Fagan – Hamilton Troop 969 – Eagle Scout Project

Mr. Fagan came forward and addressed the Council with his plan for an Eagle Scout Project. His project request is to build a walking path from South Rogers Street on Town owned property to the Hamilton Town Park. Mr. Fagan went over the plans for the park with the Council.

Ms. Gilmore and Mr. Beniamino stated that they would look into whether the path needs to be ADA compliant and would be in touch with Mr. Fagan if modifications need to be made to his plans.

PUBLIC COMMENT:

None Scheduled

APPROVAL OF MINUTES:

Vice Mayor Wine made a motion to approve the Town Council meeting minutes of May 14, 2012 with minor changes.

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

MAYOR'S REPORT:

Outstanding Items List – Mayor Wilmoth shared this list with the Council and indicated that he would be handing this out each month to keep the Council apprised of the projects the Town is working on.

Hamilton Meadows VDOT Inspection – June 12, 2012 – Mayor Wilmoth stated that VDOT will be doing an inspection tomorrow. He stated that a lot of work has been done there but the Mayor did not feel that the Town staff was qualified to do an inspection and that VDOT would need to come out to do the inspection.

Disabled Veterans – Mayor Wilmoth stated that a gentleman had approached him about doing a fundraiser at the park and he wanted to let Council know that he would be working with this person on the details.

Letter Regarding Real Estate Lien for Unpaid Sewer Fees – Mayor Wilmoth stated that he did correspond with Mr. Bouman regarding this item.

Inova Loudoun Hospital 100th Birthday Invitation – Mayor Wilmoth stated that he had received an invitation to attend this event but he will not be available.

Donations – Mayor Wilmoth stated that the Town has made donations to the Woodgrove High School and Loudoun Valley High School After Graduation Parties. Donations were also made to the Hamilton Fire Department and Hamilton Rescue Squad.

Reservoir and Tower Inspection – Mayor Wilmoth stated that there was some question on work that needed to be done to the reservoir and he is waiting on a report from Liquid Engineering.

WATER AND SEWER COMMITTEE:

Wells 1 and 4 Filter Building – Re Plumb Filters – Mayor Wilmoth stated that this filter was re plumbed about a month ago and the big advantage now is that the Town is now backwashing with treated water instead of raw water so there is a much better product coming out of the filters.

Well 6 – Replaced Pipe – Mayor Wilmoth stated that there was a low flow there and the Town replaced the whole pipe.

Painting – Mayor Wilmoth stated that this refers to the filter building. The building has been power washed and hopefully we will be able to paint in the next month or two.

Scrap Metal – Mayor Wilmoth stated that the Town sold some scrap metal from the plant and made approximately \$325 that has been deposited.

Part-Time Weekend Help – Mayor Wilmoth stated that the Town now has two employees that are with the Town full time and while we don't feel the need to have a full time third position the Mayor does believe that the Town should hire some weekend help so that the two employees don't have to be here every weekend. Mayor Wilmoth stated that he would like the Council to look at having someone come in for 26 weekends a year at a cost of around \$7,600 for the year. Mayor Wilmoth stated that he has three people that he is looking at to help in this position.

VDH Emergency Management Plan – Mayor Wilmoth stated that VDH has asked the Town to prepare a plan and staff is working on this plan.

Lab Equipment – Mayor Wilmoth stated that it is in the budget but the Town needs to purchase two pieces of lab equipment and he will be moving forward with those purchases.

PARKS AND RECREATION COMMITTEE:

Hamilton Day – June 2, 2012– Vice Mayor Wine stated that it was a wonderful day and a wonderful event. Ms. Jones stated that Ms. Michon will be at the next Council meeting to recap for the Council.

Park Usage – Mayor Wilmoth stated that the park is continuing to get a lot of use and unfortunately not everyone picks up after themselves so various Council members have been routinely going through the park and making sure it is clean.

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.

Council member Unger made a motion to accept the Treasurer’s Report as submitted.

Motion: Council member Unger
Second: Council member Kesari
Carried: 6-0-1 with Rollins absent

FINANCE COMMITTEE:

None Scheduled

PUBLIC SAFETY & ZONING ENFORCEMENT COMMITTEE:

Mr. Beniamino stated that a violation letter has gone out to the residents that are keeping chickens at their home but has not received a response from that person at this time. The resident has 30 days to correct the violation.

Mr. Beniamino stated that there are several businesses that are stretching the Zoning Ordinance Signage Regulations and he would like to go to each business personally and speak with them to make in lieu of sending a letter to make sure that they are aware of the regulations.

PERSONNEL COMMITTEE:

None Scheduled.

PLANNING COMMISSION:

Chairman McCann stated that the Planning Commission is still working on the Zoning Regulations and hopes to have a public hearing in July on the changes. He also indicated that there is still a vacancy on the Commission.

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Council member Snyder made a motion that the Town Council appoint Les Carlson to a five year term on the Planning Commission that will run July 1, 2012 through June 30, 2016.

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

OLD BUSINESS:

Planning Commission Vacancy – Unexpired Term from July 1, 2012 through July 1, 2014 and Seat for Term July 1, 2012 through June 30, 2016 – Council requested that staff advertise the position.

FY2013 Budget Approval – Council member Unger made a motion to adopt the Town of Hamilton proposed budget for FY2013 as presented on pages 20-24 of the agenda.

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

Council member Unger made a motion that the Town Council adopt the Real Estate Tax Rate of .28 per \$100 of assessed value, a Personal Property Tax Rate of \$1.10 per \$100 of assessed value, a Mobile Home Property Tax of .28 per \$100 of assessed value, a Meals Tax of 4% of meals purchased, a Transient Occupancy Tax of 2% of lodging expenses and a Motor Vehicle Decals of \$25 per automobile and \$16 per motorcycle.

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

Council member Unger made a motion that the Town Council adopt Resolution 2012-03 a resolution authorizing appropriations and expenditures for release of FY2013 funds. Council member Unger read the resolution.

Motion: Council member Unger
Second: Council member Kesari
Carried: 6-0-1 with Rollins absent

Sewer Tax District Agreements with County 125 & 127 N. Ivandale– Ms. Gilmore gave the Council an update on this item.

Council member Snyder made a motion that the Town Council approve the Sewer Availability Agreement between the Town of Hamilton and Loudoun County Virginia and Scott Carpenter and Charles Beech owners of parcel identified as Tax Map 37A 249 PIN 418484862-000. He further moved that the Council authorize the Mayor to sign the Sewer Availability Agreement between the Town of Hamilton and Loudoun County Virginia and Scott Carpenter and Charles Beech with respect to the property located at Ivandale Street parcel identified as Tax Map 37A 248 PIN 418483257000.

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

Helicopter Flights – Mayor Wilmoth stated that the flights have been fewer and the times have changed and seem to be a lot less bothersome to the residents.

Loudoun County Planning Commissioner – Mayor Wilmoth stated that he has spoke with Mr. Scheel about Hamilton Station and showed him the plans and they spoke about the people that opted out and hopefully filled in the blanks on what transpired in the past.

NEW BUSINESS:

FY2013 Appropriations Resolution – This item was handled above.

VRS Resolutions – Vice Mayor Wine made a motion to approve the resolution titled Member Contributions by Salary Reduction for Counties, Cities, Towns, and other Political Subdivisions in accordance with Chapter 822 of the 2012 Acts of Assembly (SB497)

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

Vice Mayor Wine made a motion to approve the resolution titled Employer Contribution Rates for Counties, Cities, Towns, School Divisions and other Political Subdivisions in accordance with the 2012 Appropriation Act Item 468(H) at the Certified Rate of 8.65%.

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

Eagle Projects – Mayor Wilmoth stated that he has been approached by two or three Eagle Scouts that are looking for projects over the next year and he would welcome suggestions from other Council members on projects.

CLOSED SESSION: Vice Mayor Wine made a motion that the Hamilton Town Council recess its open meeting and convene a closed session. To discuss the following:

- 1) Consultation with Legal Counsel pertaining to the discussion of actual and/or probable litigation this includes 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 exception is provided in Code of Virginia Section 2.2-3711(A)(7) as amended. The purpose of this closed session is to discuss actual litigation regarding special use permits and to discuss personnel performance and compensation. The exception is provided in Code of Virginia Section 2.2-3711(A)(1) as amended.

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

Vice Mayor Wine made a motion that the Hamilton Town Council adjourn the closed session and reconvene the open meeting.

Motion: Vice Mayor Wine
Second: Council member Snyder
Carried: 7-0

Vice Mayor Wine 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.

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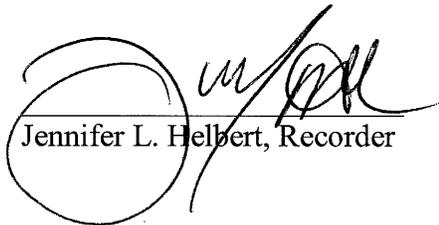
Motion: Vice Mayor Wine
Second: Council member Kesari
Carried: 7-0

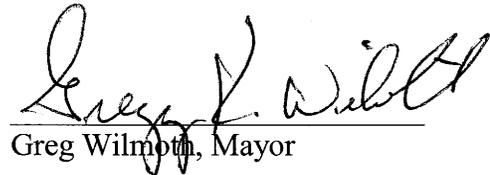
Council member Simpson made a motion that the Town Council give a 3% across the board pay raise to all full time and part time employees and also a step grade increase to Tony Hopson, of \$1,500 for the license he received.

Motion: Council member Simpson
Second: Vice Mayor Wine
Carried: 7-0

ADJOURNMENT:

There being no further business the meeting adjourned at 8:35 PM.


Jennifer L. Helbert, Recorder


Greg Wilmoth, Mayor