

**MINUTES
HAMILTON TOWN COUNCIL
REGULAR MEETING
JUNE 10, 2013**

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
David R. Simpson, Council member
Dimitri Kesari, Council member
Brent Campbell, Council member

ABSENT: John Unger, Council member
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 regular meeting to order at 7:00PM.

PUBLIC HEARING:

- 1) Town of Hamilton Budget Public Hearing

There being no public comment the hearing was closed.

GUESTS:

None

PUBLIC COMMENT:

None

APPROVAL OF MINUTES:

Council member Campbell made a motion to approve the minutes of May 13, 2013 as submitted.

Motion: Council member Campbell
Second: Council member Kesari
Carried: 5-0-2 with Snyder and
Unger absent

Wilmoth -	Aye
Unger -	Absent
Kesari -	Aye
Simpson -	Aye
Campbell -	Aye
Snyder -	Absent
Wine -	Aye

MAYOR'S REPORT:

Outstanding Items List – Mayor Wilmoth shared this list with the Council.

Private Well Adjacent to Well 14 and Easement Update & Loudoun County Conditions – Mayor Wilmoth stated that the Town has sent the Board of Supervisors a letter and he has also spoken with Supervisor Higgins about this issue. He stated that Supervisor Higgins was apologetic that the Town had not heard from the County after the Town's first letter which he stated that he had given to staff and thought it was handled, he has now given the second letter to staff to handle and respond. Mayor Wilmoth stated that he also emailed Supervisor Higgins as well and in turn received a phone call from Dr. Goodfriend last week who was also responding to the second letter. Dr. Goodfriend stated that the County had been given erroneous information and had been told that the easement had been vacated and they went with that information. Dr. Goodfriend stated that the County would not issue a permit to use the well until this issue is resolved.

Painting of Town Office Exterior – Mayor Wilmoth stated that this item will be done sometime in September.

WATER AND SEWER COMMITTEE:

Texas A&M Water System Survey – Mayor Wilmoth stated that Texas A&M received grants to perform these surveys, he stated that they were in Town last week to survey all of their sites for water. He stated that they seemed to be impressed with the water system.

PARKS AND RECREATION COMMITTEE:

Playground Inspection – Additional Information – Ms. Jones gave the Council some more information about the company that had submitted a proposal. She also checked with CPSC about the playground equipment as well. Council decided that they would monitor the playground themselves and make any repairs required.

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: Vice Mayor Wine
Second: Council member Kesari
Carried: 5-0-2 with Snyder and
Unger absent

Wilmoth - Aye
Unger - Absent
Kesari - Aye
Simpson - Aye
Campbell - Aye
Snyder - Absent
Wine - Aye

FINANCE COMMITTEE:

FY 2014 Budget – Council will hold a Special Meeting on June 17, 2013 at 7PM for the Adoption of the FY2014 Budget and Appropriations Resolution Adoption.

PUBLIC SAFETY & ZONING ENFORCEMENT COMMITTEE:

Mr. Beniamino stated that there will be a Zoning Workshop on June 17, 2013 immediately after Special Meeting.

Mr. Beniamino stated that there are several Zoning Violations that he is working on.

Mr. Beniamino stated that he received a notice from the County that someone has filed to make the former Rescue Squad a day care facility. The Town should be receiving an application soon for review as the water and sewer provider for that project.

The Council would like to have a meeting to go through the three items that seem to be an issue and then they would like to have another worksession to go through the entire document. Council decided that they would address the three issues on June 17, 2013 just prior to the Town Council Special Meeting and then will decide on another date at that meeting to go through the entire document.

PERSONNEL COMMITTEE:

None Scheduled

PLANNING COMMISSION:

Mr. Beniamino indicated that Chairman McCann would was not available to attend the meeting tonight. He stated that the Planning Commission will be going over the Special Use Application regarding expansion of the cell tower as well as the Special Use Application for the former Rescue Squad.

OLD BUSINESS:

Addressing Agreement with Loudoun County – Ms. Gilmore stated that she has looked at the agreement; it is very informal but appears to be fine for the Town to sign the document. Council member Kesari made a motion to authorize the Mayor to sign the Addressing Agreement with the County.

Motion: Council member Kesari
Second: Council member Campbell
Carried: 5-0-2 with Snyder and
Unger absent

Wilmoth - Aye
Unger - Absent
Kesari - Aye
Simpson - Aye
Campbell - Aye
Snyder - Absent
Wine - Aye

Engineering Services RFP– This item was advertised in the newspaper on June 7, 2013 in the Purcellville Gazette. The Council decided that they would like to advertise the RFP again.

NEW BUSINESS:

Loudoun County Referral Request – ZOAM 2013-0006 JLMA Utilities Requirements – Council discussed this issue with Mr. Beniamino and Ms. Gilmore.

Application for Utility Connection/Availability – 18 Ladysmith Court – Council member Kesari made a motion to approve the application for utility connection/availability for Piedmont South LLC.

Motion: Council member Kesari
Second: Council member Simpson
Carried: 5-0-2 with Snyder and
Unger absent

Wilmoth - Aye
Unger - Absent
Kesari - Aye
Simpson - Aye
Campbell - Aye
Snyder - Absent
Wine - Aye

Application for Utility Connection/Availability – 127 North Ivandale – Council member Kesari made a motion to approve the application for utility connection/availability for Carpenter Beach Construction, Inc. on the contingency that they submit the \$190 for the grinder pump.

Motion: Council member Kesari
Second: Vice Mayor Wine
Carried: 5-0-2 with Snyder and
Unger absent

Wilmoth - Aye
Unger - Absent
Kesari - Aye
Simpson - Aye
Campbell - Aye
Snyder - Absent
Wine - Aye

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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 litigation. This includes consultation with legal counsel employed or retained by the public body regarding specific legal matters concerning the provision of legal advice by such council. The exception is provided in Code of Virginia Section 2.2-3711(A)(7), as amended.

Motion: Vice Mayor Wine
Second: Council member Kesari
Carried: 5-0-2 with Snyder and
Unger absent

Wilmoth -	Aye
Unger -	Absent
Kesari -	Aye
Simpson -	Aye
Campbell -	Aye
Snyder -	Absent
Wine -	Aye

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 Kesari
Carried: 5-0-2 with Snyder and
Unger absent

Wilmoth -	Aye
Unger -	Absent
Kesari -	Aye
Simpson -	Aye
Campbell -	Aye
Snyder -	Absent
Wine -	Aye

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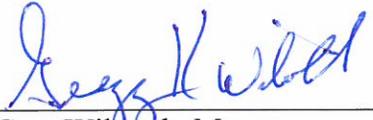
Vice Mayor Wine made a motion that the Hamilton Town Council certify that while in closed session, to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements under this chapter and (ii) only such public business matters as were identified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

Motion: Vice Mayor Wine
Second: Council member Kesari
Carried: 5-0-2 with Snyder and
Unger absent

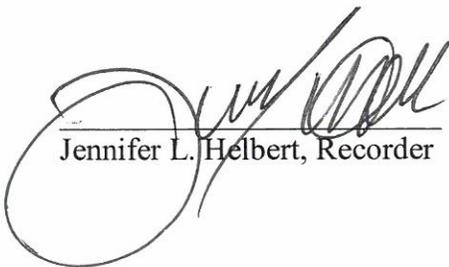
Wilmoth -	Aye
Unger -	Absent
Kesari -	Aye
Simpson -	Aye
Campbell -	Aye
Snyder -	Absent
Wine -	Aye

ADJOURNMENT:

There being no further business the meeting adjourned at 8:30 PM.



Greg Wilmoth, Mayor



Jennifer L. Helbert, Recorder