

**MINUTES
HAMILTON TOWN COUNCIL
REGULAR MEETING
DECEMBER 9, 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
Dimitri Kesari, Council member
John Unger, Council member
David R. Simpson, Council member
Brent Campbell, Council member

ABSENT: Michael Snyder, Council member

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

CALL TO ORDER:

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

GUESTS:

Deputy Brian Courneya with the Loudoun County Sheriff's Office came forward to discuss the speed signs that were set up by the Sheriff's Office. The Council is currently researching purchasing speed signs.

PUBLIC COMMENT:

None

APPROVAL OF MINUTES:

Vice Mayor Wine made a motion to approve the minutes of November 4, 2013 as amended.

Motion: Vice Mayor Wine
Second: Council member Kesari
Carried: 6-0-1 and Snyder absent

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

MAYOR'S REPORT:

Radar Speed Sign Updated – Mayor Wilmoth stated that he did have a meeting with VDOT and the County and their recommendation is for temporary radar speed signs that would attach to the permanent speed limit signs. He stated that the County does not have an existing process for obtaining the signs and that this is all new. He stated that VDOT gave the Town dimensions and asked that the Town research and find a unit. Once the Town has found the units VDOT will make a decision on the location.

Reston Bike Club Thank You and Donation – Mayor Wilmoth stated that things went very well with the ride this year.

Traffic Reports from Sheriff's Office– Mayor Wilmoth presented reports to the Town Council that were done by the Sheriff's Office in relation to speeding through Town.

Christmas Eve Luminaria - Mayor Wilmoth stated that that Ms. Michon and her volunteers were working on this project and would be working with the Rescue Squad to work inside their facility to get everything set up

Board of Supervisors Meeting – Mayor Wilmoth stated that he attended the Board of Supervisors Public Hearing on November 13th and spoke about the JLMA utility zoning ordinance amendment. He stated that before he spoke the County pointed out that the JLMA is in the County and that the County is going to determine the utility requirements in that area.

WATER AND SEWER COMMITTEE:

Painting of South Rogers Street Ground Tank Mayor Wilmoth stated that the company will be out sometime in March or April to paint the tank.

VDH Water Permit – Mayor Wilmoth stated that he received correspondence from VDH that said the Town had not had a new permit since 1991 and the Town was to go over everything and see if there were any discrepancies. He stated that VDH is out at least once a year to inspect so he believes the permit will be coming sometime in December.

Well 4A - Mayor Wilmoth stated that they found a hole in a piece of pipe the other day which resulted in production going down, the repair was made and everything was back on track.

PARKS AND RECREATION COMMITTEE:

Vice Mayor Wine stated that several Council members and their families came out to help make repairs on the park.

TREASURER'S REPORT:

Monthly Treasurer's Report – Ms. Jones issued the October and November Treasurer's reports to the Council and answered any questions that they had about the reports.

Council member Kesari made a motion to approve the Treasurer's Reports.

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

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

FINANCE COMMITTEE:

None Scheduled

PUBLIC SAFETY & ZONING ENFORCEMENT COMMITTEE:

Mr. Beniamino stated that he has nothing to report on Zoning Enforcement in the Town.

PERSONNEL COMMITTEE:

This discussion will take place in closed session.

PLANNING COMMISSION:

Chairman McCann went over the public hearing for the Zoning Ordinance update with the Council that they had in November. He stated that the Planning Commission is recommending approval for the Town Council and should have everything shortly for review and the public hearing.

OLD BUSINESS:

Planning Commission Vacancy – Unexpired Term through July 2015.

Utility Services and the Harmony Water Tower Maintenance Contract – Mayor Wilmoth stated that he sent them a letter to terminate our contract and has a meeting tomorrow with their representative and will keep the Council up to date.

Sprint Lease and New Antenna on South Rogers Street Elevated Tank – Ms. Gilmore stated that the lease is still in the Sprint legal department

Verizon Antenna – Ms. Gilmore stated that Verizon is very interested in getting a lease from the Town but have not gone through the process of getting their Special Use Permit. Council asked that the Town Attorney request from Verizon an offer and the approval of the offer will be subject to a Special Use Permit approval.

Kotecki Easement – Mayor Wilmoth stated that the easement was signed on Friday and the Town Attorney picked it up and took it to the County Attorney.

SPEX 2013-0014 & SPMI 2013-003 Kidtime Daycare, LLC – Ms. Gilmore stated that they took Mr. Beniamino's comments into consideration but the Council would like to reiterate the traffic concerns that the Town has and the Town would also like to see a traffic study.

NEW BUSINESS:

Sewer Connection Application – 119 N. Ivandale Road – Vice Mayor Wine made a motion to approve the Sewer Connection Application for 119 N. Ivandale Road.

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

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

Potential changes to Tax Relief for the Elderly and Disabled – Ms. Jones stated that Loudoun County added income/wealth tiers to existing tax relief qualifications and that the county will look at the qualifications again during the budget process.

Well 14 – Installation of Fence – Mayor Wilmoth stated that Mr. Kotecki had brought this to his attention. The Mayor stated that the Town’s well site is adjacent to Mr. Kotecki’s property and that there is a problem with people using the easement that goes through their property. Mr. Kotecki would like to put up a wooden fence with a gate to give the Town access. The Council stated that they would think about the fence but will put up No Trespassing signs on the Town’s property.

Comcast Franchise Agreement – Ms. Gilmore stated that the Town received information from Comcast stating that the Town needs to sign a new Franchise Agreement as have the other local Towns and she would recommend that she work with the other Towns to negotiate the agreement. Council agreed.

Schedule Public Hearing for Zoning Ordinance Amendments -

Vice Mayor Wine made a motion that the Hamilton Town Council authorize a Public Hearing for Monday, January 13, 2014 at 7:00 PM for the purpose of hearing public comment on the proposed changes to the Town of Hamilton’s Zoning Ordinance.

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

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

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:

Discussion of personnel performance and compensation, the exception is as authorized by Code of Virginia of 1950, as amended, §2.2-3711(A)(1) as amended.

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

Wilmoth - Aye
Unger - Aye
Kesari - Aye

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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: 6-0-1 with Snyder absent

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

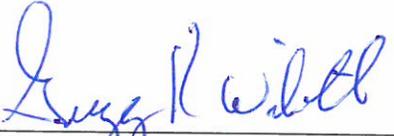
Vice Mayor Wine made a motion that the Hamilton Town Council certify that while in closed session, to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements under this chapter and (ii) only such public business matters as were identified 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: 6-0-1 with Snyder absent

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

ADJOURNMENT:

There being no further business the meeting adjourned at 8:15 PM.



Greg Wilmoth, Mayor



Jennifer L. Helbert, Recorder