

**MINUTES
HAMILTON TOWN COUNCIL
PUBLIC HEARING AND REGULAR MEETING
NOVEMBER 9, 2015**

TOWN COUNCIL

PRESENT: David R. Simpson, Mayor
Kenneth C. Wine, Vice Mayor
Matthew Clark, Council member
John Unger, Council member
Craig Green, Council member
Dimitri Kesari, Council member
Michael Snyder, Council member

STAFF: Lori Jones, Treasurer
Daniel Galindo, Zoning Administrator
Maureen Gilmore, Town Attorney
Jennifer Noel, Recorder

CALL TO ORDER THE PUBLIC HEARING:

Mayor Simpson called to order the Public Hearing of the Hamilton Town Council at 7:00PM.

PUBLIC HEARINGS:

1) FY2016 BUDGET AMENDMENT

Ray Whitbey of 17 North Ivandale Street came forward to speak. Mr. Whitbey stated that his comment is with regards to the pending acquisition of the property next door. He stated that he is concerned about the reserve, he stated that the Town has pushed back sewer issues because they can't afford to do it, yet they are moving forward with allocating up to \$800,000 to acquire some additional parking which he believes is pretty expensive for parking. He stated that he has also read that the Town is going to become landlords and he is not sure that the Town is permitted to be landlords. Mr. Whitbey stated that his concern is that if the Town is starting to pass things like the sewer line back to the residents yet we can afford an \$800,000 house then there is something wrong with the Town's functioning.

2) FY2017 VDOT TAP APPLICATION PROJECT ENDORSEMENT

John Michon of 585 Curry Springs Place came forward to speak. Mr. Michon stated he has teenage drivers in his home and he would like to express concerns that he has about traffic issues and he thought part of this item had to do with traffic. He stated that he lives on Curry Springs Place with two ways out one is St. Paul and the other is Hughes Street and both have a terrible line of site for getting out on those intersections. He stated that even as an experienced driver he has a hard time pulling out onto the street. He would like to have the Town put in a speed hump like they have in front of Loudoun Valley High School, he believes this will make people slow down through Town.

There being no further comments on either Public Hearing Items, the Mayor closed the Public Hearing.

CALL TO ORDER THE REGULAR MEETING:

Mayor Simpson called to order the regular meeting of the Hamilton Town Council at 7:10PM.

PUBLIC COMMENT:

Ray Whitbey of 17 North Ivandale came forward to speak. Mr. Whitbey stated that he wanted to follow up to his comment about the sewer line, he believes it is a very expensive cost to the residents. He stated that he was told by a member of the Town that we pay enough taxes to the Town to pick up those expenses. He believes that the Town should be able to find the funds to pay for this due to the infrequency that it may occur and believes it's unfair to pass this back to the individual.

GUESTS:

Deputy Victor LoPreto & Deputy Matthew Moats came before the Council to update the Council on any outstanding issues as well to introduce Deputy Moats as the Town's new liaison.

MINUTES: Council member Unger made a motion to approve the October 19, 2015 minutes as submitted.

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

Simpson - Aye
Unger - Aye
Kesari - Aye
Green - Aye
Snyder - Aye
Wine - Aye
Clark - Aye

MAYOR'S REPORT:

Mayor Simpson stated that this involves updates on items later in the agenda.

WATER & SEWER COMMITTEE:

The Council consented to add Section 2 of the Water and Sewer Ordinance to their Closed Session discussion.

PARKS & RECREATION COMMITTEE:

- Parking Lot Expansion Project – Council member Clark stated that the parking lot expansion is complete and it turned out well.
- Eagle Scout Project – October 31, 2015 – Council member Clark stated that the walkway Eagle Scout Project was completed and that turned out very well.

TREASURER'S REPORT:

Monthly Treasurer's Report – Ms. Jones presented her report to the Town Council and entertained any question the members may have.

Council member Kesari made a motion to approve the Treasurer's Report as submitted.

Motion: Council member Kesari
Second: Council member Unger
Carried: 7-0

Simpson - Aye
Unger - Aye
Kesari - Aye
Green - Aye
Snyder - Aye
Wine - Aye
Clark - Aye

FINANCE COMMITTEE:

Nothing to report.

PUBLIC SAFETY & ZONING ENFORCEMENT COMMITTEE:

Nothing to report.

PERSONNEL COMMITTEE:

Mayor Simpson stated that he will be discussing this more in closed session but the Town has an employee that will be leaving a full-time position with the Town.

PLANNING COMMISSION: Chairman McCann stated that the Planning Commission will be having a meeting Wednesday, November 18, 2015 and they will be getting back into updating the Comprehensive Plan now that the Zoning Ordinance update is in the hands of the Council.

OLD BUSINESS:

- a) **Proposed Sewer Ordinance Amendment** - This item has been moved to Closed Session.
- b) **Proposed Zoning Ordinance Amendments** - The public hearing for this item is scheduled for December 14, 2015.
- c) **Proposed Budget Amendment** – Council member Green made a motion that the Hamilton Town Council amend its FY2016 Town of Hamilton Budget to allocate prior year’s surplus revenues of \$400,000 from the General Fund, \$200,000 from the Water Fund and \$200,000 from the Sewer Fund to the General Fund prior year’s surplus for a CIP and a corresponding expenditure of \$800,000 to General Funds Buildings & Improvements to purchase real property at 41 and 43 East Colonial Highway, Hamilton, VA. The \$200,000 Water Fund and \$200,000 Sewer Fund contributions shall be reimbursed by General Fund payments over a ten year term.

Motion: Council member Green
Second: Council member Unger
Carried: 5-2

Simpson - Aye
Unger - Aye
Kesari - Aye
Green - Nay
Snyder - Nay
Wine - Aye
Clark - Aye

Town Council
Public Hearing and Regular Meeting Minutes
November 9, 2015

- d) **VDOT TAP APPLICATION PROJECT ENDORSEMENT RESOLUTION 2015-20** – Council member Snyder made a motion that the Town Council adopt Resolution 2015-20.

Motion: Council member Snyder
Second: Council member Kesari
Carried: 7-0

Simpson - Aye
Unger - Aye
Kesari - Aye
Green - Aye
Snyder - Aye
Wine - Aye
Clark - Aye

- e) **LOUDOUN COUNTY REQUEST FOR FY2017 CIP FUNDS – TOWN COUNCIL ENDORSEMENT RESOLUTION 2015-21** – Council member Kesari made a motion that the Town Council adopt Resolution 2015-21 – Resolution Named Loudoun County FY2017 CIP Funding Request and Project Endorsement Resolution.

Motion: Council member Kesari
Second: Council member Snyder
Carried: 7-0

Simpson - Aye
Unger - Aye
Kesari - Aye
Green - Aye
Snyder - Aye
Wine - Aye
Clark - Aye

- f) **HAMILTON ELEMENTARY PTA REQUEST FOR CORPORATE SPONSORSHIP** - Council member Green made a motion to remove this item from the Table.

Motion: Council member Green
Second: Council member Unger
Carried: 7-0

Council member Green made a motion that the Town Council support the Hamilton PTA by donating \$1,500 to help provide lenses for the promethium boards and other services as the Mayor through conversation with the Hamilton Elementary School Principal deems necessary.

Town Council
Public Hearing and Regular Meeting Minutes
November 9, 2015

Motion: Council member Green
Second: Council member Snyder
Carried: 7-0

Simpson - Aye
Unger - Aye
Kesari - Aye
Green - Aye
Snyder - Aye
Wine - Aye
Clark - Aye

- g) **TOWN OF HAMILTON ORNAMENT DESIGNED BY JOAN GARDINER AND SUBMITTED TO VML FOR DISPLAY AT THE GOVERNOR'S MANSION** – Mayor Simpson showed the ornament to the Council that will be displayed at the Mansion.

NEW BUSINESS:

a) 2015 November-December Holiday Schedule

Council member Snyder made a motion that the Hamilton Town Council follow the Loudoun County Holiday Schedule for Thanksgiving and Christmas.

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

Simpson - Aye
Unger - Aye
Kesari - Aye
Green - Aye
Snyder - Aye
Wine - Aye
Clark - Aye

- b) **Hamilton Community Park Annual Tree Lighting – Sunday, December 6, 2015 at 6:30PM** – For information purposes.

- c) **Montessori School Inquiry for 120 East Colonial Highway** – Council discussed this item and saw no current issues with the school applying for a Special Use Permit.

- d) **Proposed Language to State Code Allowing Small Towns to Use Websites for Legal Notices** – Ms. Gilmore gave the Council information concerning this item that was discussed at a meeting of the Towns of Northern Virginia. She stated that she would continue to update the Council as this item progresses.
- e) **Ambulance Fee Imposed by Board of Supervisors** – Council member Snyder stated that he read in the newspaper that the Board of Supervisors has now imposed an ambulance fee and he believes that the Council should take a position in opposition to the fee.

CLOSED SESSION:

Vice Mayor Wine made a motion that the Hamilton Town Council recess its regular meeting and convene a closed meeting. The purposes of the closed meeting are as follows

1. The selection and compensation of employees of the Town of Hamilton as authorized by Code of Virginia Section 2.2-3711(A)(1); and
2. Responsibility issues related to sewer system requiring the provision of legal advice as authorized by Code of Virginia Section 2.2-3711(A)(7); and
3. Discussion of pending litigation Town Council v. Board of Supervisors Law #63974 as authorized by Code of Virginia Section 2.2-3711(A)(7).

The following individuals are invited to attend the closed session:

All Town Council Members
Maureen K. Gilmore, Town Attorney

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

Simpson - Aye
Unger - Aye
Kesari - Aye
Green - Aye
Snyder - Aye
Wine - Aye
Clark - Aye

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

Town Council
Public Hearing and Regular Meeting Minutes
November 9, 2015

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

Simpson - Aye
Unger - Aye
Kesari - Aye
Green - Aye
Snyder - Aye
Wine - Aye
Clark - Aye

Vice Mayor Wine made a motion that the Hamilton Town Council adopt Resolution 2015-22 certifying that while in closed session the participants discussed only those matters for which the closed session was convened.

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

Simpson - Aye
Unger - Aye
Kesari - Aye
Green - Aye
Snyder - Aye
Wine - Aye
Clark - Aye

Vice Mayor Wine made a motion that the Hamilton Town Council adopt Resolution 2015-23 affirming the motion that certified the October 15, 2015 closed session and adoption of a resolution certifying the October 19, 2015 closed session certifying that while in closed session the participants discussed only those matters for which the closed session was convened.

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

Simpson - Aye
Unger - Aye
Kesari - Aye
Green - Aye
Snyder - Aye
Wine - Aye
Clark - Aye

Town Council
Public Hearing and Regular Meeting Minutes
November 9, 2015

Vice Mayor Wine made a motion that the Town Council authorize the Mayor to hire Leslie R. Moorefield for the vacant Water and Wastewater employee position.

Motion: Vice Mayor Wine
Second: Council member Kesari

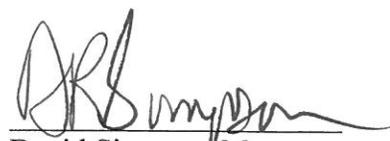
Council member Green made friendly amendment to convert the currently part time employee Les Moorefield to a full-time employee to replace the current full-time employee and that Nathan Smith be moved to part-time. Vice Mayor Wine accepted the amendment.

Carried: 7-0

Simpson - Aye
Unger - Aye
Kesari - Aye
Green - Aye
Snyder - Aye
Wine - Aye
Clark - Aye

ADJOURNMENT:

There being no further business the meeting adjourned at 8:25 PM.



David Simpson, Mayor



Jennifer L. Noel, Recorder