

**1 Village of Hamilton
Board of Trustees
Special Meeting of August 27, 2013
3:30pm, Village Office**

APPROVED MINUTES

Present: Mayor Margaret Miller; Trustees: Debbie Kliman, Russ Lura and Sam Cooper; Administrator Sean Graham; Village Treasurer Mary Ann Henderson; Police Chief Rick Gifford; Police Sergeant Jeff Worthley; Attorney Jim Stokes

Public Present: Sally Lura

The Mayor called the meeting to order at 3:35pm.

Approval of Agenda: Treasurer Henderson asked to add Professional Services. A **motion** was made by Trustee Cooper to approve the agenda as amended. The **motion** was seconded by Trustee Kliman and unanimously carried.

Public Comment: None

Right of Way Options: Attorney Stokes reported that we have option agreements for easements and tap sites. The preferred route is the western route. The route 46 tap site is owned by one of the Carhart entities. The option agreement allows for us to purchase one acre parcel adjacent to Route 46 in the amount of \$25,000.00, with a \$500.00 option fee. The eastern tap site is on the Dow property. The option agreement provides for a \$15,000.00 purchase price with a \$1500.00 option fee. The Mosher property is just for easements at \$5.00 per foot.

RESOLUTION NO. 101-2013
OF THE VILLAGE BOARD OF
THE BOARD OF TRUSTEES OF THE
VILLAGE OF HAMILTON

A RESOLUTION APPROVING OPTION AGREEMENTS
FOR THE VILLAGE NATURAL GAS UTILITY

WHEREAS, the attorneys for the Village have negotiated and prepared option agreements with certain landowners for the purpose of the Village securing the property rights necessary to construct and install the pipeline and related facilities to provide natural gas service as contemplated with respect to the Village Natural Gas Utility.

NOW, THEREFORE, IT IS HEREBY RESOLVED that the Village of Hamilton Board of Trustees approves the option agreements as recommended by the attorneys for the Village with the following listed property owners:

Steven and Donna Dow
Mosherland, LLC
White Eagle Nonfarm, LLC
White Eagle Ag & Truck Service, LLC
ETC Events, LLC
White Eagle Farmland, LLC

and it is hereby further

RESOLVED, that the Mayor be, and hereby is authorized and directed to execute such option agreements, along with such other documents as may be necessary or advisable to carry out the intent of

this resolution and the securing of the property rights set forth in the option agreements, and that the Village Treasurer be, and hereby is authorized and directed to pay the option fees set forth in the option agreements.

Motion by Trustee Lura, seconded by Trustee Cooper and unanimously carried

Bench-Hot Dog Vendor: The Mayor reported she has been approached by Al Blinebry, from Deli & Dogs, to install a bench, at his cost, in the Village Green for his patrons to sit at. There was a committee that was in charge of donations when the park was redone. The Board would like the Parks Advisory Committee to look into and report back to them.

Good Nature Brewing: A **motion** was made by Trustee Kliman to enter into an executive session for attorney client privilege at 5:12pm. The **motion** was seconded by Trustee Cooper and unanimously carried. A **motion** was made by Trustee Kliman to exit the executive session at 5:19pm. The **motion** was seconded by Trustee Cooper and unanimously carried. Attorney Stokes stated that this issue should be handled by the Planning Board.

Sound Variance-Schedule Public Hearing: A **motion** was made by Trustee Lura to schedule a public hearing for a sound variance request by Beta Theta Pi for September 10, 2013 at 8:00am. The **motion** was seconded by Trustee Kliman and unanimously carried.

Sacco Property-Montgomery St: Plumley Engineering

**Resolution #100-2013
Plumley Engineering
Test Pit Inspection Services
Sacco Property, Montgomery Street**

WHEREAS, the Village of Hamilton Board of Trustees is considering purchasing property adjacent to the Village Court House located at 60 Montgomery Street; and

WHEREAS, said property, owned by Mr. Michael Sacco of 230 Miller Road, Winchester, Virginia 22602, and the Village of Hamilton have executed an Option Agreement dated July 15th, 2013 allowing for testing as stated in section 5 of the Option Agreement; and

WHEREAS, Plumley Engineering has submitted a professional services proposal to the Village of Hamilton Board of Trustees to witness excavation pits of said property and generate a report of findings; now

THEREBOFRE BE IT RESOLVED, the Village of Hamilton Board of Trustees Authorizes the Mayor to execute the Plumley Engineering Proposal dated August 23, 2013; and

BE IT FURTHER RESOLVED, that Plumley Engineering shall provide Professional Engineering services as stipulated in the attached proposal at a not to exceed cost of One Thousand Five Hundred and Fifty Dollars (\$1,550.00).

Motion by Trustee Cooper, seconded by Trustee Lura and unanimously carried.

Professional Services-Audit: Treasurer Henderson contacted BST regarding bonding/banding. They overlooked this. After discussing with Will Reynolds, from BST, a bookkeeper is all that is needed. Treasurer Henderson needs to know if the Trustees would like an RFP or if she could get a quote. The Board would prefer a quote. Also, Thad Andrus has left BST.

Executive Session: A **motion** was made by Trustee Cooper to enter into an executive session at 3:37pm to discuss personnel issues. The **motion** was seconded Trustee Lura and unanimously carried. A **motion** was

made by Trustee Lura to exit the executive session at 4:40pm. The **motion** was seconded by Trustee Cooper and unanimously carried.

A **motion** was made by Trustee Cooper to grant DPW Supervisor Randy Weaver's request to buyout 80 hours of sick time. The **motion** was seconded by Trustee Lura and unanimously carried.

The municipal parking lot and the PCD parking study were briefly discussed.

Adjournment

There being no further business to come before the Board, Trustee Cooper made a motion to adjourn. The motion was seconded by Trustee Kliman and carried. The meeting adjourned at 5:35pm.

Respectfully submitted,

Kim Taranto