

# Town of Lovettsville

## Town Council Minutes of the March 23, 2017 Regular Meeting

### Call to Order/Pledge of Allegiance

Mayor Zoldos called the meeting to order at 7:31 p.m. The meeting was held at the Lovettsville Town Hall, 6 East Pennsylvania Avenue, Lovettsville, VA.

### Council Members Present

- Mayor Robert Zoldos II
- Council Member Jim McIntyre
- Council Member Rob Gentile (participated by phone)
- Council Member Mike Senate
- Vice Mayor Tiffany Carder
- Council Member Kimberly Allar
- Council Member Jennifer Jones

### Staff Present

- Town Clerk Harriet West
- Town Manager Laszlo Palko
- Zoning Administrator Joshua Bateman
- Utility Director Stephen Gates (arrived at 7:34 p.m.)

Planning Commission Chairman Frank McDonough was in the audience.

### Pledge of Allegiance

Mayor Zoldos led those assembled in the Pledge of Allegiance.

### Comments from the Public

Mayor Zoldos called for comments from the public. Vice Mayor Carder read the rules for public comment.

**Chris Hornbaker**, 15 Black Forest Lane, said he could not make it to the retreat but there was something on Facebook that indicated possible new revenue streams coming from taxpayers and somebody who was in attendance indicated that was not going to happen. He responded with kudos to the Town for not considering the trash fee. Now, when the actual presentation comes up, that's the same thing that is being proposed. He looked at the economic development section of the new Comprehensive Plan and saw nothing about corporate tax income for wireless equipment. He did see that in the public facilities and utilities. He explained that the industry trend is towards 5G. That is going to be the main driver for ISP going forward. As the usage of wireless equipment is actually going into the public utilities, and not just hanging off of a utility, he would like to at least consider that: 1) that space is going to be more valuable than the \$65,000 the Town is currently gaining; and 2) \$65,000 is almost double than what the \$37,000 expenditure for the trash fee. He thanked the Council for not having the trash collection fee on their agenda or any new revenues coming in from the taxpayers and said he hopes the final budget actually reflects that. He said he appreciates the Town Manager's approach for having a long-term vision and being more business-like, but what he hasn't seen is either a monthly financial statement, or in the business term a 10Q, that shows planned versus actual expenditures and income and expenses; and a 10K which is at the end of the year, and that shows investors, which would be defined in our case as citizens, what the actual planned versus the actual expenditures and what is the actual income versus planned.

**Stacy Evans** asked about the status of the case. She said that the Town Attorney was to have met with the Council within two weeks and the last meeting was two weeks ago and she has not heard anything. Town Manager Palko said Ms. Whiting was unable to make it to tonight's meeting but he believed that

she has updates for the Council. The Mayor asked the Town Manager to have the Town Attorney provide an update for the meeting next week.

**Additions/Deletions/Modifications to the Agenda**

There were no changes to the agenda.

**Minutes**

A. May 19, 2016 Regular Meeting and Public Hearing

**Motion:** I move to adopt the minutes of the May 19, 2016 Regular Meeting and Public Hearing.

**By:** Carder

**Second:** Senate

**Aye:** Senate, Carder, Allar, and Jones

**Nay:** None

**Abstain:** McIntyre and Gentile

**Absent:** None

B. June 2, 2016 Special Meeting

**Motion:** I move to approve the minutes of the June 2, 2016 Special Meeting.

**By:** Carder

**Second:** McIntyre

**Aye:** McIntyre, Senate, Carder, Allar, and Jones

**Nay:** None

**Abstain:** Gentile

**Absent:** None

**Staff Reports**

A. Town Engineer Report

The Town Engineer submitted a written report. Town Manager Palko gave an update on the bike station and sidewalk near the 7-Eleven and said it will likely be under budget.

B. Zoning Administrator Report

The Zoning Administrator submitted a written report.

C. Utility Report

The Utility Director reviewed his written report. A discussion ensued about public notification regarding flow testing of the fire hydrants and the Annual CCR (Consumer Confidence Report).

D. Town Attorney

There was no report.

E. Report from the Town Manager

The Town Manager thanked the Council for their hard work this week on the branding and Town Square Master Plan. In response to a question from Councilwoman Jones, Mr. Palko said he would distribute the consultant's presentation to the Council and post it on line. He asked Council for their comments by next week.

**Action/Discussion Items:**

A. Keep Lovettsville Beautiful Proclamation

Councilman McIntyre presented this item. He reviewed the basis for this request to work with Keep Loudoun Beautiful to conduct a local clean-up day in Town. Following discussion, the Council agreed to schedule the event on April 8, 2017. The Council read Resolution 2017-03-0002: Proclamation of Keep Lovettsville Beautiful Day (Attachment 1) and Councilman McIntyre made the following motion:

Motion: I move that the Council accept Resolution No. 2017-03-0002.

By: McIntyre

Second: Jones  
Aye: McIntyre, Gentile, Senate, Carder, Allar, and Jones  
Nay: None  
Abstain: None  
Absent: None

Mayor Zoldos announced that the Council would meet in closed session to discuss personnel matters.

B. Zoning and Subdivision Ordinances Amendments List

Zoning Administrator Bateman presented this item. The Council is being asked to review and accept the updated zoning and subdivision ordinances amendments list developed by staff for the remainder of FY 2017 and planned for FY 2018. Mr. Bateman said he would like to add off-street parking analysis to the list. Councilwoman Jones made the following motion:

Motion: I move to accept the Zoning Administrator's proposed zoning amendments list for FY 2018 as presented, including the off-street parking analysis.  
Second: McIntyre  
Aye: McIntyre, Gentile, Senate, Carder, Allar, and Jones  
Nay: None  
Abstain: None  
Absent: None

C. Clock Tower Faces

Manager Palko presented this item. The Council is being asked to revisit the clock faces issue following the Mayor's veto of the previous action taken on March 9, 2017 authorizing the Town Manager to work with Christoph Paccard Bell Foundry to install four new clock faces, using existing rings, that are the same clock faces as the clock face above the future site of the Glockenspiel and facing 287 South, but that have vinyl Centers. Manager Palko said his previous recommendation stands that all four clock faces be the same to ensure better visibility

Mayor Zoldos explained that if the Council would like to go back to motion previously approved, it would require a two-thirds vote of the entire Council. Following discussion, Councilman McIntyre made the following motion:

Motion: I authorize the Town Manager to work with Christoph Paccard Bell Foundry to install four new clock faces, using the existing rings, that are the same clock faces as the clock face above the future site of the Glockenspiel and facing 287 South, but that have blue vinyl centers.  
Second: Senate

A discussion ensued about moving forward with the proposed solution that will still be under budget. Mayor Zoldos expressed his concerns about paying the contractor \$1,100 to fix their mistake. He said his concern in the future is that if they use Paccard for the Glockenspiel, they will be having the same discussion a year from now if something does not work right. He said that if the contractor wasn't able to deliver the product, they should have told the Council early on, or refunded the \$4,500 conceptual design fee. Hearing no further discussion, Mayor Zoldos called for the vote.

Aye: McIntyre, Gentile, Senate, Carder, and Allar  
Nay: Jones  
Abstain: None  
Absent: None

D. Budget Question and Answer Session with Town Manager

Town Manager Palko presented this item. He said the purpose is to get input from the public as they move into the budget work sessions.

As previously requested by Councilwoman Jones, Mr. Palko provided information on the cost difference for the proposed new minutes' position versus a full-time Customer Service Representative. He noted it would vary depending on health care benefits for the full-time position and that part of the cost for this position would be covered by the Utility Department, if the Town proceeds with monthly billing.

A discussion ensued about managing the meeting minutes, the impact of outsourcing the collection of real estate taxes and vehicle decals to the County in the future, adding a summary of key budget items as part of the budget presentations, and the impact of Heritage Highlands and the new fire hall on the budget. The next budget meeting was scheduled for March 29.

**Information Items**

There were none.

**Comments from the Mayor and Town Council**

Councilman McIntyre reminded everyone about Keep Lovettsville Beautiful Day.

Councilman Jones reminded everyone about Eggstraganzafest next month and said she will feature the Lovettsville-Waterford Ruritans in the next Volunteer Spot.

Mayor Zoldos announced the grand opening of MT Nails on Friday, March 23.

**Closed Session**

Mayor Zoldos announced the Council would be going into closed session to discuss personnel matters. Vice Mayor Carder read the following motion:

Motion: I move that the Lovettsville Town Council convene in closed session pursuant to Va. Code Section 2.2-3711A1 for discussion of potential assignment, appointment, promotion, performance, demotion, disciplining, or resignation of specific officer or employee of the Town; and thereafter convene in open session for action as appropriate.

Second: Jones

Aye: Gentile, McIntyre, Senate, Carder, Allar, and Jones

Nay: None

Abstain: None

Absent: None

The Council took a brief recess and went into closed session at 8:30 p.m. The meeting resumed in open session at 9:27 p.m. Mayor Zoldos read the following Certification of Closed Session aloud: Do you certify that to the best of your knowledge (1) only public business matters lawfully exempt from open meeting requirements under this chapter and (2) 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. Council Members McIntyre, Gentile, Senate, Carder, Allar, and Jones certified to the above.

**Adjournment**

There being no further business before the Council, the meeting was adjourned at 9:27 p.m.

Respectfully submitted,



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Harriet West, Town Clerk

Date Approved: October 12, 2017

Attachments:

Resolution 2017-03-0002

# Town of Lovettsville

## Resolution No. 2017-03-0002: Proclamation of Keep Lovettsville Beautiful Day

**MOTION: McIntyre**

**SECOND: Jones**

**WHEREAS**, volunteers with Keep Loudoun Beautiful have been serving Loudoun communities since 1972; and,

**WHEREAS**, local volunteers, both individually and as part of local civic groups, have contributed significant time and effort collecting trash from roadsides and trailsides in and around Lovettsville, collecting 105 bags in March and April 2013, 60 bags in April 2014, 78 bags in April 2015, and 51 bags in April 2016; and,

**WHEREAS**, the Town's recently updated Comprehensive Plan identifies that our Community Goals include protecting, conserving, and restoring the natural resources of the Town; and,

**WHEREAS**, the Town's recently updated Comprehensive Plan identifies that our Community Values include promoting a healthy environment for all citizens; and,

**WHEREAS**, organized cleanup efforts for Lovettsville-area roadsides and trailsides are scheduled throughout the month of April 2017 by the Lovettsville Lions Club, the Lovettsville Cooperative Market, Boy Scout Troop 962, local Girl Scout and Daisy Troops, and by numerous individual volunteers.

**THEREFORE, NOW BE IT KNOWN** that the Mayor and Town Council of the Town of Lovettsville proclaim that April 8, 2017, shall be known as "Keep Lovettsville Beautiful Day" throughout the Town of Lovettsville. Let it further be known that all citizens and residents of the Lovettsville area are encouraged to join with the Town, with Keep Loudoun Beautiful, with local civic organizations, and with their friends and neighbors in celebrating "Keep Lovettsville Beautiful Day" by participating in one of the organized local roadside cleanup efforts scheduled throughout the month of April.

**VOTE:**

**AYES: McIntyre, Gentile, Senate, Carder, Allar, Jones**

**NAYS: None**

**ABSTENTIONS: None**

**ABSENT FOR VOTE: None**

**APPROVED: March 23, 2017**

  
Robert Zoldos II, Mayor

**CERTIFIED:**



Harriet West, Town Clerk

*The German Settlement*