

The Town of Washington

"THE FIRST WASHINGTON OF ALL"

November 12, 2018

7:00 p.m.

Approved Minutes

- **CALL TO ORDER:** Mayor John Fox Sullivan called the Town Council meeting to order at 7:06 p.m. Council members Mary Ann Kuhn, Jerry Goebel, Fred Catlin, Katharine Leggett, Brad Schneider, and Patrick O'Connell were present. Town Attorney John Bennett and Town Clerk Laura Dodd were present.

Mayor Sullivan congratulated Mayor-elect Fred Catlin, Treasurer-elect Gail Swift, and the newly elected Council members Brad Schneider, Patrick O'Connell, Mary Ann Kuhn, Katharine Leggett, and Joe Whited and discussed that they would be sworn in, to be effective January 1, 2019, at the December 10, 2018 Council meeting. He thanked Treasurer Jerry Goebel for the energy and the amount of time he had spent serving the Town for the last 16 years. He also discussed that as a result of the election there would be a vacancy on the Planning Commission. He also wished Mr. Catlin "Happy Birthday".

- **MINUTES:** June 11, 2018 and July 9, 2018 draft minutes: Ms. Dodd corrected the June 11, 2019 minutes to reflect that under the Architectural Board Review Report the ARB would not be meeting in "June" instead of "March" and in the July 9, 2018 minutes on page 2 the sentence " Ms. Kuhn discussed that Section -1-2-1 should be changed from " All applicable Virginia Department of Health Standards shall be observed" to "Any applicable Virginia Department of Standards shall be observed" Ms. Kuhn gave Ms. Dodd some typographical and grammar corrections for both sets of minutes and Ms. Leggett made a motion to approve the June 11, 2018 as corrected and Ms. Kuhn seconded and the motion passed 7-0. Ms. Kuhn made a motion to approve the July 9, 2018 minutes as corrected and Mayor Sullivan seconded and the motion passed 7-0.

- **REPORTS:** Treasury Report: Mr. Goebel reviewed the attached Bank Summary Report, the Bills-To-Be-Paid list and the Additional Bills to Be Paid List.

Mr. Catlin made a motion to approve the Treasurer's report and Ms. Leggett seconded and the motion passed 7-0.

Planning Commission: Chairman Catlin had no report.

Architectural Review Board would not be meeting in November as there were no applications.

Mayor Sullivan discussed that the opportunity to possibly rent 290 Gay Street as the Town office was no longer an option due to Board of Supervisor Ron Frazier's opposition.

Mr. Catlin discussed the possibility of using partitions in the current Council room to create an office space.

After a short discussion Ms. Kuhn asked the Finance and Administrative Task Force to look at options and that it be put on the December agenda.

- TOWN ATTORNEY: Mr. Bennett discussed that he had a draft Planned Unit Development (PUD) Ordinance, attached, for review. Due to new copies needing to be made there was a delay in the review which was continued after the Task Force Update. He reviewed the draft and he asked the Council to send him any comments or questions before the next Council meeting.

Mr. Catlin made a suggestion to change in #3 on page 2 “limited mixed uses” to “appropriate mixed-uses”.

After a short discussion, Council agreed by consensus to table further discussion of the Draft PUD Ordinance until the December Council meeting

- OLD BUSINESS: a). Consideration of a Resolution to adopt a Stub Street Vacation Policy: Council reviewed the draft Stub Street Vacation Policy with Mr. Bennett.

Mr. Catlin made a motion to approve a resolution, attached, adopting the Stub Street Policy with the following corrections: Changing #1: “Is made for a public purpose or so as to confer a benefit upon the public.” To: It is made for a public purpose or so as to confer a benefit upon the public.” and changing the second to last paragraph from “And may also consider any matter arising from or related to the Stub Street and/or the particulars of any application,.” to “And Council may also consider any matter arising from or related to the Stub Street and/or the particulars of any application.”

Ms. Kuhn seconded the motion and a roll call vote was taken:

Mr. Schneider voted “yes”	Mr. Goebel voted “yes”
Mr. O’Connell voted “yes”	Ms. Leggett voted “yes”
Ms. Kuhn voted “yes”	Mr. Catlin voted “yes”
Mayor Sullivan voted “yes”	

And the resolution passed 7-0.

- b). Review of Eatman/Eagle Gay Street Vacation request update: Council agreed by consensus to table the discussion of this agenda item until the December Council meeting in order for the Council to receive and review the complete application.

Mr. Brown welcomed any questions from the Council before the next meeting. He discussed that Ms. Eagle had cleaned up the shed and had improved the building by replacing some doors.

Mr. Catlin discussed that there had been a question of Ms. Eagle building a cottage on the property and that he was looking for a commitment regarding that issue.

- c). Task Force Committees Update: Mayor Sullivan discussed that the Council had received the Businesses Development Task Force’s recommendations and also the Finance and Administration Task Force’s initial recommendations. He asked the Council to review them for consideration at a later date. Mr. Schneider discussed that the Infrastructure Task Force would be submitting its recommendations soon.

- NEW BUSINESS: a). Council will consider and may then agree to the sale of Parcel 3 at the intersection of old route 211/522 and Leggett Lane containing 0.5853 acres on the terms set for in a certain contract dated _____. This agenda item will likely not be taken up until after the closed session relating to this contract. Council may then agree to vote to accept the contract.

b). The Town Council will consider possible authorization of the advertisement of a Joint Public Hearing with the Planning Commission on December 10, 2018 to adopt, after a recommendation from the Planning Commission, a Zoning Amendment Ordinance permitting the use of Parcel 3 at the intersection of old route 211/522 and Leggett Lane containing 0.5853 acres as a post office and similar facilities. This agenda item will likely not be taken up until after the closed session

c). The Council will consider offering for sale the two story frame structure, as is, now on Parcel 3 at the intersection of old route 211/522 and Leggett Lane containing 0.5853 acres, for one dollar subject to a legally binding agreement to move the structure within sixty days and to preserve it in some fashion. If no such offer is received by ninety days, such structure may be raised or moved. This agenda item will likely not be taken up until after the closed session

d). Consideration of Christmas Party and Town Greenery Funding. Mayor Sullivan using his authority to spend up to \$2,500 authorized Ms. Dodd to spend up to \$1,800 on the Christmas Party and Town Greenery.

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- **PUBLIC FORUM:** Mayor Sullivan opened the Public Forum. Gary Aichele commented on the Town elections particularly on the increased turn out due to the change in election dates. He discussed it was the best voter participation ever. He also spoke in favor of the draft PUD Ordinance and urged the Council to move forward quickly.

Mr. Whited discussed that perhaps the Council's swearing in could occur at the Christmas Party.

After a short discussion, Ms. Dodd discussed she would check with the Clerk of the Court to see if she would be available.

Nancy Buntin discussed that a book called Pocket Neighborhoods by Ross Chapin about clustered developments should be included in the PUD discussion.

Mr. Catlin discussed that he had a copy available.

Mayor Sullivan closed the Public Forum.

- **CLOSED SESSION:** At 8:25 p.m. Mr. Goebel made a motion that the Council enter into closed session in accordance with the provisions of Section 2.2-3711.3 to discuss the disposition of publically held real property, namely Parcel 3 at the intersection of old route 211/522 and Leggett Lane containing 0.5853 acres, where discussion in an open meeting would adversely affect the bargaining position and negotiating strategy of the Town Council and also for consultation with legal Counsel about a matter that required legal advice under Section 2.2.3711.7 namely a matter related to the existing structure on the Town lot. Mr. Schneider seconded and a roll call vote was taken:

Mr. Schneider voted "yes"

Mr. Goebel voted "yes"

Mr. O'Connell voted "yes"

Ms. Leggett voted "yes"

Ms. Kuhn voted "yes"

Mr. Catlin voted "yes"

Mayor Sullivan voted "yes"

And the motion passed 7-0.

OPEN SESSION: At 9:40 p.m. Council returned to open session. Mr. Bennett asked each member to certify that to the best of their knowledge:

Only public business matters lawfully exempted from open meetings requirements under the Code of Virginia and only, such public business matters as identified in the motion by which the motion by which the closed meeting was convened were heard, discussed, or considered by the Town Council. A roll call vote was taken and

Mr. Schneider voted “yes”	Mr. Goebel voted “yes”
Mr. O’Connell voted “yes”	Ms. Leggett voted “yes”
Ms. Kuhn voted “yes”	Mr. Catlin voted “yes”
Mayor Sullivan voted “yes”	

- New Business Continued: a). Mr. Catlin made a motion to agree to the sale of Parcel 3 at the intersection of old route 211/522 and Leggett Lane containing 0.5853 acres on the terms set for in a certain contract dated November 8, 2018 and Ms. Leggett seconded and a roll call vote was taken:

Mr. Schneider voted “yes”	Mr. Goebel voted “yes”
Mr. O’Connell voted “yes”	Ms. Leggett voted “yes”
Ms. Kuhn voted “yes”	Mr. Catlin voted “yes”
Mayor Sullivan voted “yes”	

And the motion passed 7-0.

- b). Mr. Catlin made a motion to authorize the advertisement of a Joint Public Hearing with the Planning Commission on December 10, 2018 to adopt, after a recommendation from the Planning Commission, a Zoning Amendment Ordinance permitting the use of Parcel 3 at the intersection of old route 211/522 and Leggett Lane containing 0.5853 acres as a post office and similar facilities. Mr. Goebel seconded and a roll call vote was taken:

Mr. Schneider voted “yes”	Mr. Goebel voted “yes”
Mr. O’Connell voted “yes”	Ms. Leggett voted “yes”
Ms. Kuhn voted “yes”	Mr. Catlin voted “yes”
Mayor Sullivan voted “yes”	

And the motion passed 7-0.

- c). Mr. Catlin made a motion to offer for sale the two story frame structure, as is, now on Parcel 3 at the intersection of old route 211/522 and Leggett Lane containing 0.5853 acres, for one dollar subject to a legally binding agreement to move the structure within sixty days and to preserve it in some fashion. If no such offer is received by ninety days, such structure may be raised or moved. Mr. Schneider seconded the motion and a roll call vote was taken:

Mr. Catlin voted “yes”	Ms. Kuhn voted “yes”
Ms. Leggett voted “yes”	Mr. O’Connell voted “yes”
Mr. Goebel voted “yes”	Mr. Schneider voted “yes”
Mayor Sullivant voted “yes”	

And the motion passed 7-0.

- ADJOURNMENT: 9:56 p.m. Mr. O'Connell moved to adjourn and Mayor Sullivan seconded and the motion passed 7 -0.

NEXT REGULARLY SCHEDULED COUNCIL MEETING ON NOVEMBER 12, 2018

Respectfully submitted,

Laura Dodd

Attachments:

Treasurer's report

Additional Bills to be Paid

Bills to be Paid

Stub Street Policy Resolution

Draft Planned Unit Development Ordinance