



MIDDLEBURG TOWN COUNCIL
Regular Monthly Meeting Minutes
Thursday, August 25, 2022



PENDING APPROVAL

PRESENT: Mayor Trowbridge M. Littleton
Vice Mayor Peter A. Leonard-Morgan
Councilmember J. Kevin Daly
Councilmember Morris E. “Bud” Jacobs
Councilmember C. Darlene Kirk
Councilmember Philip M. Miller
Councilmember Cindy C. Pearson

STAFF: Danny Davis, Town Manager
Rhonda S. North, MMC, Town Clerk
Martin Crim, Town Attorney
William M. Moore, Deputy Town Manager
Ali MacIntyre, Director of Business Development & Community Partnerships
A.J. Panebianco, Chief of Police
Tina Staples, Town Treasurer/Director of Finance

ABSENT: Councilmember Chris W. Bernard

The Town Council of the Town of Middleburg, Virginia held their regular monthly meeting on Thursday, August 25, 2022 in the Town Hall Council Chambers, located at 10 West Marshall Street. Mayor Littleton led Council and those attending in the Pledge of Allegiance to the flag. The roll was called at 6:00 p.m.

Special Recognition

Resolution of Appreciation – Boy Scout Troop 2950

Mayor Littleton read the resolution of appreciation aloud. Following its approval by the Council, he presented a signed copy to the members of Boy Scout Troop 2950. He noted that the plastic bag tax added up and opined that having the reusable bags was important to the community. Mr. Littleton expressed appreciation to the boy scouts for distributing the bags during the heat of summer.

Councilmember Kirk moved, seconded by Councilmember Daly, that Council adopt a Resolution of Appreciation for Boy Scout Troop 2950’s participation in the Town’s reusable grocery bag distribution program.

Vote: Yes – Councilmembers Leonard-Morgan, Daly, Jacobs, Kirk, Miller and Pearson

No – N/A

Abstain: N/A

Absent: Councilmember Bernard

(Mayor Littleton only votes in the case of a tie)

Vice Mayor Leonard-Morgan expressed appreciation to the Boy Scouts for performing this community service.

Resolution in Memory – Marcus R. Howard

Mayor Littleton noted Mr. Howard’s contributions to the Middleburg and St. Louis communities and advised that his passing was a huge blow. He reviewed Mr. Howard’s many accomplishments. Mr. Littleton read the resolution aloud and following its adoption by the Council, presented a signed copy to Mr. Howard’s sister, Eunice Hill.

Councilmember Daly moved, seconded by Vice Mayor Leonard-Morgan, that Council adopt a Resolution in Memory of Marcus R. Howard for his services as the “unofficial Mayor” of the St. Louis community and for his contributions to the conservation and preservation of the community.

Vote: Yes – Councilmembers Leonard-Morgan, Daly, Jacobs, Kirk, Miller and Pearson

No – N/A

Abstain: N/A

Absent: Councilmember Bernard

(Mayor Littleton only votes in the case of a tie)

Mrs. Hill noted that her brother loved to help everyone.

Pastor Ronald Poe advised that Mr. Howard was always associated with Middleburg and knew how to quietly get things done. He thanked the Council for their recognition of his efforts.

Pastor Charles Thompson noted that Mr. Howard meant a lot to the church. He thanked the Council for recognizing Mr. Howard.

Boundary Line Adjustment Concepts

Mayor Littleton announced that he and the Council had written an article that would appear in this month’s edition of the *Middleburg Eccentric* refuting some of the disinformation that was out in the community regarding the boundary line adjustment concepts. He explained that due to the level and scope of the falsehoods, they felt it was important to set the record straight. Mr. Littleton advised that the article included a link to a page on the Town’s website that identified all the falsehoods, disinformation and defamatory language that was being put out. He encouraged the public to look at it.

Public Comments

Hilary Hyland, North Jay Street, thanked the Town for exploring all options related to the Asbury Church and opined that the Council was trying to find the best, fair solution for the community. She noted that the Asbury Church was not just a building but was part of Middleburg’s history. Ms. Hyland reviewed the history of the building. She requested that if the Council decided none of the proposals were right, they consider retaining ownership and restoring it for use for community events, Bible Study groups, art shows and as a venue for the Middleburg Film Festival. She suggested the Town could emphasize and honor the African American history of the church.

Sallie Corrigan, 107 N. Jay Street, noted that the value of the Asbury Church was immeasurable. She advised that she would like for the Town to retain ownership of the property and develop it. Ms. Corrigan noted the Council had the opportunity to recognize its past and honor the history of the church. She suggested the Town do a pictorial history. Ms. Corrigan recommended it be developed as a flex space or business incubator. She suggested a website be developed to document the building’s history. Ms. Corrigan further suggested that a non-profit manage the property.

Stephen Wade, N. Jay Street, advised Council that as a retired priest of the Episcopal Diocese of Virginia, he had experience in re-purposing formerly sacred spaces. He opined that it was worth the time to get it right and advised that he would be happy to share his experience. Mr. Wade noted that this was not just a vacant building but was an important part of history. He advised that the building had a story to tell and opined that it should be preserved. Mr. Wade suggested the Council discuss ways to preserve this sacred space and reiterated that he would be happy to help.

Kathy Jo Shea and Jilann Brunett, 21854 Foxcroft Road, the owners of Second Chapter Books, announced that the bookstore was closing effective September 9th. Ms. Shea advised that they would take any remaining stock home and sell it online. Ms. Brunett thanked everyone who helped them and noted that they would miss being in town. Ms. Shea advised that another bookstore would probably take their place.

Mayor Littleton thanked Ms. Shea and Ms. Brunett and noted that they had touched many souls. He opined that the community was richer for their presence. Mr. Littleton wished them the best of luck.

Councilmember Jacobs thanked Ms. Shea and Ms. Brunett for their contributions to the town. He expressed hope that they would continue their commitment to community.

Councilmember Pearson noted that they previously operated a massage and acupuncture business and thanked them for doing that as well.

Vice Mayor Leonard-Morgan noted that he had fond memories of going to the bookstore with his daughter to do book reviews and opined that this made her a prolific reader.

Mayor Littleton announced that the Wolver Hill property, consisting of approximately 580 acres, had been placed in a conservation easement. He recognized Mr. & Mrs. Chuck Kuhn for their efforts to preserve the Middleburg area.

Staff Reports

July/August 2022

Stuart Will, of IES, reported that he was exploring the acquisition of a compact composite sampler, which would be similar to the large sampler at the wastewater treatment plant and explained that they allowed him to pull sewage samples overnight. He advised that the compact unit would fit within a manhole and help the Town identify locations where grease was being introduced into the sewer mains. Mr. Will reported that the replacement of the membranes at the wastewater treatment plant was going well and noted that the original membranes lasted for approximately twelve years.

Town Clerk North reminded Council of the FOIA training scheduled for August 30th. She reported that, in addition to the Town Hall Project, a great deal of her time was being devoted to responding to a FOIA request. Ms. North announced that the 2022 Volunteer Appreciation Reception would be held on November 1st at the Emmanuel Episcopal Church Parish Hall. In response to an inquiry from the Council, she advised that she did not have the capacity to work on the Citizens Academy at this time.

Council agreed that it would be nice to delay the first academy so it could be held in the new Town Hall building.

Council thanked Town Clerk North for organizing the retirement party for Tim Tharpe.

Business Development & Community Partnerships Director MacIntyre announced that she was working on the following upcoming events: Oktoberfest, the Ten-Day Countdown to the Middleburg Film Festival, Millie Miglia, the Fox Trail, and the December events. She reported that another CTA workshop was scheduled and encouraged the members of Council to attend. Ms. MacIntyre reported that the Town and Middleburg Business & Professional Association (MBPA) were hosting focus group meetings to discuss various topics. She announced that an electronics recycling event would be held on August 27th at the Masters of Foxhound Museum. Ms. MacIntyre noted that Mike Kilian was recently elected as the new chair of the Economic Development Advisory Committee (EDAC). In response to an inquiry from the Council, she reported that she was working with some members of the Council to develop a draft Memorandum of Understanding (MOU) with the MBPA and expressed hope to present it to the full Council by the end of September. Ms. MacIntyre noted that the MBPA Board of Directors would review it in early September.

Town Treasurer Staples reminded Council that she provided them with an overview of the Town's FY '22 financial picture. She noted that some of the figures could be subject to slight change due to the audit. Ms. Staples further noted that the auditors were working on it. She opined that the Utility Fund's revenues may increase as payments received in July were moved back into FY '22. Ms. Staples reported that the Town ended the fiscal year in a strong position in the General Fund and noted that the Utility Fund was starting to "pull its weight".

Mayor Littleton noted the \$1 million surplus in the General Fund and the \$480,000 surplus in the Utility Fund.

Town Treasurer Staples reported that the Town received the grant monies from Loudoun County for the Town Hall Project.

Deputy Town Manager Moore reported that the Planning Commission would hold a work session on September 12th to continue their discussion of the short-term rental regulations.

Mayor Littleton opined that the Commission held some good discussion during their last meeting on the short-term rental regulations. He noted that Prem Devadas, of Salamander Hospitality, appeared and offered comments. Mr. Littleton advised that he looked at his points from the opposite direction. He acknowledged that Mr. Devadas was not wrong; however, he opined that what he raised was not on the point of what the Commission was charged with studying.

Deputy Town Manager Moore advised that while it was important to get Mr. Devadas' perspective, it did dominate the Planning Commission's discussion. He noted the need to understand and discuss the other perspectives.

Mayor Littleton noted that it was particularly important to look at short-term rentals from the perspective of the Ridgeview area.

In response to a comment by the Council, Deputy Town Manager Moore reported on a recent Supreme Court decision that struck down the requirement that the owner must be the primary resident of property used as a short-term rental; therefore, the Town would not pursue that change. He reminded Council that the ordinance currently required that the property be used primarily for residential purposes and advised that this requirement was not in conflict with the court decision. Mr. Moore explained that while the Town could not require that the house be the owner's primary residence, it could require that it be someone's primary residence. He further explained that a property could not be used primarily as a short-term rental.

Chief Panebianco thanked Town Clerk North for making Tim Tharpe's retirement party so special. He reported that safety patrol classes started earlier in the day and noted that the safety patrol officers would receive their pins during the next Council meeting.

Chief Panebianco presented Officer Bill Nugent with the department's first Stepping Up Award in recognition for his stepping out of retirement to work full-time on a temporary basis to help the Town during a staffing crisis. He advised that because of Officer Nugent's willingness to do so, the Police Department was able to provide 24/7 coverage, without the use of overtime. Chief Panebianco recognized Corporal Putnam for his hard work in organizing National Night Out.

Town Attorney Crim reported that the Articles of Incorporation for the Middleburg Charitable Foundation were approved by the State Corporation Commission. Town Manager Davis reported that the Town was still awaiting approval of its 501(C)(3) status by the IRS.

In response to an inquiry from the Council, Town Attorney Crim explained that PFAS was fluoride compounds that could be found in drinking water as a result of various industrial processes. He advised that he expected they would become the subject of federal control in the future, as they did not biodegrade. Mr. Crim noted that the Rural Water Association was urging utilities to step up their monitoring. He advised that while there were no sources in Middleburg to contaminate the water, there were procedures to remove it if this occurred in the future. Mr. Crim explained that he just wanted to make the Council aware that this could become an additional unfunded federal mandate.

Town Hall Project Report

Town Clerk North reported that the exterior framing for the new Town Hall was complete, and the interior framing was approximately 85% complete. She advised that the Dens Glass would be installed by August 29th, at which time the contractor would begin to do a mock-up wall for the exterior finishes. Ms. North noted that the ductwork and mechanical unit installations were almost complete and that the electric conduit and sprinkler systems were being installed. She advised that Dr. Helvey's fence had been replaced. Ms. North reported that a revised construction schedule was received earlier in the day and that Downey & Scott was reviewing it. She advised that the schedule continued to call for the Town staff to move into the building the week after Christmas.

In response to an inquiry from Council, Town Manager Davis reported that Downey & Scott believed it was possible to move into the building on schedule. He confirmed they were, however, skeptical that the contractor would have everything done when they said they would. Mr. Davis noted that once the building was weather tight, the interior finish work could begin. He opined that there were some outstanding variables that could, however, impact the schedule.

Town Manager Davis reviewed the history of the \$2 million in HUD grant funding. He noted that the Davis Bacon Wage Act would not apply. Mr. Davis reported that the engineers were in the process of conducting the environmental review process and noted that this required outreach to a number of different groups that could be impacted by the project. He reported that the review was complete with the exception of the historical resources component that involved the Virginia Department of Historic Resources (VDHR). Mr. Davis noted that the Town was asked to perform a Phase 1 archeological study of the site; however, this was impractical since it had already been disturbed. He reported that the VDHR considered the existing Town Office as contributing to the National Historic Register; therefore, the Town must mitigate the impacts of its destruction. Mr. Davis advised that the staff would develop an interpretive history of the building, which it would probably do using electronic means. He noted that the Town must bring in an architectural historian to help tell the story of the Town Office. Mr. Davis advised that the impact of accepting the \$2 million in federal funding on the Town's contract would be discussed in closed session.

Project Status Report

Town Manager Davis reported that the Marshall Street water tower had been refilled and, assuming the bacteriological sample passed its testing, would be put back into service this week. He advised that the interior would not need to be recoated for a long time. Mr. Davis reported that T-Mobile would remove the coverings on their antennas this week. He noted the need to plan for the exterior work that would be done next year to avoid a repeat of what occurred this summer.

Town Manager Davis reported that the Town was waiting to hear from the paving contractor on the Chinn Lane Project. He advised that the staff would meet with the property owners in September on the septic conversion project that was under design. In response to an inquiry from the Council, Mr. Davis confirmed this would be funded using a combination of a Virginia Department of Health grant and ARPA monies.

In response to an inquiry from the Council, Town Manager Davis confirmed the contractor would reseed around the Marshall Street water tower.

Consent Agenda

- A. Council Approval – July 14, 2022 Regular Council Meeting Minutes; July 28, 2022 Regular Council Meeting Minutes
- B. Council Approval – Request to Join NRWA PFAS Cost Recovery Program

Vice Mayor Leonard-Morgan moved, seconded by Councilmember Miller, that Council approve the consent agenda as proposed.

Vote: Yes – Councilmembers Leonard-Morgan, Daly, Jacobs, Kirk, Miller and Pearson

No – N/A

Abstain: N/A

Absent: Councilmember Bernard

(Mayor Littleton only votes in the case of a tie)

Action Items

Council Approval – Electric Vehicle Charger

Town Manager Davis reminded Council that Blink Charging would provide two Level 2 chargers at no cost to the Town. He advised that the Level 3 charger would charge a vehicle faster; however, there were no grants available for its purchase. Mr. Davis further advised that the purchase costs would have to be covered out-of-pocket or with federal grant monies for the Town Hall Project. He reported that the Middleburg Sustainability Committee recommended the Town proceed with the acquisition of a Level 3 charger. Mr. Davis advised that it would charge a vehicle in 30-45 minutes. He reported that it would cost \$77,000 without a warranty, and \$91,000 with a warranty. Mr. Davis conservatively estimated the Town would receive \$10-15,000 in revenues annually from its use. He advised that the rate-of-return was projected to be six to nine years. Mr. Davis suggested that if the Council wanted the unit to be in place in time for the ribbon cutting ceremony for the new Town Hall building, a decision must be made soon on its acquisition. He suggested that alternatively, the Council could wait to acquire it until a grant was available.

Council suggested the need for information on the total cost of ownership once the unit was no longer under warranty.

In response to an inquiry from the Council, Town Manager Davis advised that the amount of the charging fees would depend on the usage of the unit. He reported that he assumed usage of fourteen (14) hours per week based on Blink's utilization estimate of 8% per day.

Council suggested the staff check with the Salamander Resort to determine the amount of utilization of their Tesla chargers. They further suggested that if there was the option to do so when the police vehicles were replaced, they be replaced with electric vehicles. The Council questioned whether the Town would be charged a fee to charge its vehicles.

Town Manager Davis noted that the Town would be responsible for the electric costs for operating the fast charger. He advised that it was unknown whether Blink would waive their fees for charging a Town owned vehicle.

Vice Mayor Leonard-Morgan noted that in the case of the Level 3 charger, the Town would enjoy 100% of the revenues; however, it would pay for the cost of the electricity. It was noted that there were some minor fees charged by Blink for the unit. It was further noted that Blink would charge an 8% credit card processing fee.

Vice Mayor Leonard-Morgan reported that the Sustainability Committee would like for future police and maintenance vehicles to be electric. He opined that there may be grants available in the future for these acquisitions.

In response to an inquiry from the Council, Town Manager Davis clarified that the extended warranty would take it up to five years. He noted that it could be extended to seven years for an additional \$7,075.

In response to a question from the Council as to whether this would be a different situation in a few years given how fast technology was advancing, Vice Mayor Leonard-Morgan advised that the Level 2 chargers could now charge some vehicles quicker than they could a few years ago. He agreed the technology would change and the Town could be looking to upgrade the chargers in a couple of years.

Mayor Littleton opined that voting on this item would be premature, as the Council did not know the total operating cost. He suggested the need to look at the histories of the units, including how fast the technology was changing. Mr. Littleton opined that the Town should not base the costs on a nine-year rate of return if that would not happen. He noted that this would not just be a one-time cost. Mr. Littleton advised that the cost could exceed the revenues; and, noted that while he was not saying it should not be done, the decision was more complex than just the \$90,000 cost.

Vice Mayor Leonard-Morgan questioned whether a Level 3 faster charger was needed given the technology changes. He reiterated that some cars could now charge faster using a Level 2 charger and opined that other cars would do the same in the future.

Mayor Littleton questioned whether it was the Town's responsibility to provide the fast charger. He further questioned whether providing two Level 2 chargers was good enough. Council noted the need to get answers to their questions.

Town Manager Davis noted that this was a policy decision as to whether the Town should spend money to provide this level of service or let the private sector do so. He advised that he was not sure the Town would ever see the private sector do this in Middleburg.

Council questioned whether this was a problem. They further questioned whether people were coming to town and finding their cars were dying for the lack of a charge.

Town Manager Davis reported that a member of the Sustainability Committee at one time feared taking her Tesla to Charlottesville due to the lack of charging stations. He opined that once installed, owners would feel more comfortable driving longer distances. Mr. Davis advised that this would not be a service for residents, but rather would be for visitors who were traveling a distance to get to Middleburg.

In response to an inquiry, Councilmember Miller reported that the closest Level 3 chargers were in Gainesboro, Winchester and on Route 50 at the County line.

(Councilmember Kirk left the meeting at 7:29 p.m.)

Council Approval – Agreement to Incur Expenses Related to Millie Miglia

Town Manager Davis explained that it was a challenge for the Italian team in 2019 to put on the Millie Miglia, as they had difficulty entering into contracts. He recommended the Town partner with them and enter into a contract to act on their behalf, with the Millie Miglia team reimbursing the Town for those expenses. Mr. Davis noted that the Town would still incur costs for marketing and the street festival. He advised that if the Council concurred, this would be formalized through an agreement. In response to inquiries from the Council, Mr. Davis confirmed the Town Attorney had reviewed the agreement. He advised that he would investigate the options for ordering gear locally.

Councilmember Miller moved, seconded by Councilmember Jacobs, that Council authorize the Town Manager to enter into a Framework Agreement with the 1000 Miglia, S.R.L. for the 1000 Miglia event October 18-23, 2022, subject to approval of the Town Attorney of final revisions. Councilmember Miller further moved, seconded by Councilmember Jacobs, that Council authorize the Town Manager to enter into agreement to expend funds on behalf of the 1000 Miglia, S.R.L., to be reimbursed by the 1000 Miglia, S.R.L.

Vote: Yes – Councilmembers Leonard-Morgan, Daly, Jacobs, Miller and Pearson

No – N/A

Abstain: N/A

Absent: Councilmembers Bernard and Kirk

(Mayor Littleton only votes in the case of a tie) (by roll call vote)

Council Approval – Contract for Dangerous Building Repair – 110 N. Jay Street

Deputy Town Manager Moore reminded Council that they previously declared the building as being dangerous and advised that the staff then went through the legal notification requirements. He reported that he found two contractors who were willing to perform the repair work to the exterior. Mr. Moore noted that the low bid was slightly over the budgeted funds for dealing with dangerous structures; however, there were contingency funds available to cover the gap. He reminded Council that a lien would be placed on the property so the Town would be reimbursed for its costs.

Councilmember Daly moved, seconded by Councilmember Miller, that Council authorize the Town Manager to enter into a contract with Loudoun Construction, LLC, in the amount of \$28,127.53, for repairs to the dangerous building at 110 North Jay Street.

Vote: Yes – Councilmembers Leonard-Morgan, Daly, Jacobs, Miller and Pearson

No – N/A

Abstain: N/A

Absent: Councilmembers Bernard and Kirk

(Mayor Littleton only votes in the case of a tie) (by roll call vote)

Discussion Items

Town's Grant & Sponsorship Policy

Mayor Littleton suggested that, in light of the recent sponsorship that was approved for Salamander's Family Reunion event, the Town needed to review its grant and sponsorship policy. He noted that in approving the sponsorship, the Council went around its policy, which calls for a maximum annual sponsorship amount of \$2,000. Mr. Littleton suggested the Council review the policy to determine if they wished to change it. He acknowledged that the value of sponsorships was the marketing; however, he questioned whether the Town got the benefit of the marketing if the organizer only asked the Town to become a sponsor three weeks prior to their event.

Council suggested the need to have a conversation with Salamander now to let them know they needed to come to the Town sooner. They noted that the Town was listed on their banners and program; therefore, it did receive some benefit from their marketing. The Council advised, however, that the downtown merchants did not get as much traffic as they anticipated from the event. They acknowledged that Salamander offered shuttle buses so participants could go into town and suggested that shopping specifically be included as an activity in future events if the Town was a sponsor.

It was noted that the traffic in the downtown area occurred later at night. The Council suggested there was an opportunity to talk to the businesses about staying open later when an event was happening.

Information Items

Vice Mayor Leonard-Morgan announced that there would be an electronics recycling event on August 27th at the Masters of Foxhounds Museum.

Councilmember Miller noted that he was aware of a company that would accept all kinds of batteries, at no cost to the Town, so they could be recycled and turned into next generation battery packs for vehicles.

Vice Mayor Leonard-Morgan agreed to explore this and noted that the Town currently paid to recycle batteries.

Closed Session – Disposition of Public Property; Consultation with Legal Counsel; Personnel Matters

Vice Mayor Leonard-Morgan moved, seconded by Councilmember Pearson, that Council go into closed session as authorized under Section 2.2-3711 of the Code of Virginia, for the discussion or consideration of (1) the potential sale of Town-owned property located within the Town limits, where discussion in an open meeting would adversely affect the negotiating position of the public body as allowed under Subsection (A)(3); (2) for consultation with legal counsel regarding specific legal advice by such counsel related to the impacts of a grant on an existing contract as allowed under Subsection (A)(8); (3) a project bonus for a Town employee; and, (4) the hiring of a Town employee, the latter two of which as allowed under Subsection (A)(1). Vice Mayor Leonard-Morgan further moved, seconded by Councilmember Pearson, that the Council thereafter reconvene in open session for action as appropriate.

Mayor Littleton asked that Council certify that to the best of each member’s knowledge (i) only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act 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 closed meeting, which each member so did. He reminded those present for the closed session that any discussion that occurred within it should be treated as confidential.

Mayor Littleton directed the staff to proceed with the employee bonuses as discussed during the closed session.

There being no further business, Mayor Littleton declared the meeting adjourned at 8:48 p.m.

APPROVED:

ATTEST:

Trowbridge M. Littleton, MAYOR

Rhonda S. North, MMC, Town Clerk

August 25, 2022 Middleburg Town Council Meeting

(Note: This is a transcript prepared by a Town contractor based on the video of the meeting. It may not be entirely accurate. For greater accuracy, we encourage you to review the video of the meeting that is on the Town's website – www.middleburgva.gov)

Bridge Littleton: I can just prove that. All right [off mic]. All right. We will call the meeting to order. First item is Pledge of Allegiance.

Everyone: I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all.

Bridge Littleton: [off mic] Ok next item is roll call. Bud?

Bud Jacobs: Bud Jacobs.

Philip Miller: Philip Miller.

Darlene Kirk: Darlene Kirk.

Bridge Littleton: Bridge Littleton.

Peter Leonard-Morgan: Peter Leonard-Morgan.

Cindy Pearson: Cindy Pearson.

J. Kevin Daly: J. Kevin Daly.

Rhonda North: Rhonda North, Town Clerk.

Martin Crim: Martin Crim, Town Attorney.

Danny Davis: Danny Davis, Town Manager.

Bridge Littleton: Okay, so the next item we have is Special Recognition by Mayor and Council. We have two resolutions for tonight. The first one is for Boy Scout Troop 2950. So if you guys would like to come forward. You can just stand right there. So this is a resolution of appreciation to Boy Scout Troop 2950. So I'm going to read the resolution, then council will vote on it. If you guys would like to say anything, you're more than welcome and we'll take it from there so. Whereas in anticipation of the imposition of the single use plastic bag tax by Loudoun County with the approval of the Town Council, the Middleburg Sustainability Committee designed and ordered reusable grocery bags containing the town's logo for distribution to the town's residents. And whereas, on June 6, 2022, members of Boy Scout Troop 2950 went door to door to deliver two other usable bags to the residents. And whereas, the Mayor and Town Council would like to express their appreciation to Boy Scout Troop 2950 for participating in this important community service project. Now, therefore, be it resolved that the Mayor and Members of the Town Council of Middleburg, Virginia recognize and express our sincere appreciation for the exemplary service of Boy Scout Troop 2950 for participating in the town's reusable grocery bag distribution program. Thank you guys very much.

Darlene Kirk: Thank you very much. [applause]

Bridge Littleton: I'll just say real quickly, the bag tax is something that's actually adding up and having sustainable reusable bags is really important for the community. And in June, going door to door to every residential home in

Middleburg to deliver reusable bags, I'm sure every member of the Boy Scout Troop lost at least 3 pounds in the heat and humidity. So we really appreciate you guys doing that and it made a big difference for the town.

Darlene Kirk: Thank you.

Bridge Littleton: What anybody like to [multiple speakers] resolution.

Darlene Kirk: I move that council adopt a resolution of appreciation for Boy Scout Troop 2950's participation in the Town's Reusable Grocery Bag Distribution Program.

J. Kevin Daly: Second.

Bridge Littleton: Any discussion? Did you have something?

Peter Leonard-Morgan: I did want to just say, as the Town Council Representative on the Middleburg Sustainability Committee, which used to be I can't even say it, but it used to be the Go Green Committee. [laughter] We really appreciate what you did. And, you know, thanks very much for doing that. It's real community service.

Bridge Littleton: All those in favor say aye.

All of Council: Aye.

Bridge Littleton: Abstentions? All right.

Darlene Kirk: Who seconded?

Rhonda North: Kevin.

Bridge Littleton: Kevin did.

J. Kevin Daly: I didn't say it loud enough? Second. [off mic]

Bridge Littleton: All right. Congratulations. Thank you guys very much. Yes, absolutely. There you go.

A.J. Panebianco: Now everybody say cheese. Say, how cool is that, Chief. [laughter]

Bridge Littleton: That's not the case.

Bridge Littleton: Although we will be saying that in about six months. Thank you, guys, very much.

Bud Jacobs: Bravo! Bravo! [applause]

Bridge Littleton: Okay. The next item here is one of those things you have to do as Mayor every now and then, which is actually it's a sad duty, but it's an important duty and it's recognition of somebody's contributions to the community who is no longer with us. And this is a resolution of appreciation for someone who meant a lot to the Middleburg community, but also meant a lot to the St. Louis community. And his name is Marcus Howard. So as many of you all may remember, for decades, Albert Bland was the sort of unofficial Mayor of St. Louis. I can't tell you how many times he probably spoke in front of Council, but Marcus was always his right hand partner in crime. And when Albert passed on, Marcus sort of took over that role, and he took it on with dedication, fortitude, dignity, courage, respect and selflessness. And I had the pleasure of working with Marcus on a number of different activities. And I can say without a doubt, losing Marcus is a huge blow to our community. I mean, the first time I worked with Marcus on something was when he brought to me the anniversary of Middleburg's desegregation and wanting to Honor Reverend Swan and Smitty. And this was right before the pandemic started. And he reached out and having kind of grown up on Lincoln Road, I knew Smitty

and Reverend Swan very well. I never knew that they were the ones who had done that if it weren't for Marcus. So we did a Resolution of Appreciation. We presented it to them at the Mount Zion Baptist Church. And after that I got to know Marcus very, very well. And his selflessness was unmatched. He led the charge against the MOJAX Development that was trying to be built across from Banneker School in St. Louis. And it was, if it had not been for Marcus, that would not have happened. The stopping of that development would not have happened. He got Chair Randall involved. He got the Board of Supervisors involved. He got Chuck Kuhn involved, and they came up with a great solution. Marcus and I worked really closely on the redistricting where the county just redistricted itself, I guess it was earlier this year, and Middleburg has been sort of pushed off into this sort of hinterland connected with Brambleton. We're no longer connected with Western Loudoun, but we really wanted to include as much of our area as we could. And I pressed real hard with the Board of Supervisors, but Phyllis Randall basically said to me, Well, if you want to move the St. Louis precinct in, if Marcus isn't okay with it, I'm not okay with it. So she reached out to Marcus. Marcus said, Absolutely, we're part of Middleburg. We want to be with them in the same voting district. So Phyllis made that happen. Marcus organized COVID 19 vaccine drives, you know, getting much needed county support in the rural area to vaccinate people. And you know that the lengths he went to support his community, his church, and his family are remarkable. The last time I saw Marcus, it was actually at Sylvia Swann's funeral down in Warrenton. And we must have probably talk for about 15 minutes talking about, you know, what's going on with the, there's another piece of property over in St. Louis what to do about that. He was just starting up a Saint Louis Historical Preservation Society, which I said, that's great. You know, let's get connected with the Middleburg Museum and try to amplify what you guys are doing. And it was the same Marcus, just a smile, a calm voice and, you know, a warm heart. I know I'm going to miss Marcus. I know his family is going to deeply miss Marcus. And I know the community will for a long time to come. So we wanted to do a resolution in appreciation of his life and all that he gave to the community. And it was interesting, after Marcus passed, suddenly, I mean, Marcus was only 51. I mean, taken from us 50 years too early. But in speaking with the family, there was you know, that's not something you plan for. So there was a real concern around how do we have a meaningful funeral service for Marcus? So we thought, why not you know, Marcus was a pillar of the community, let's have a go fund me. Let's see if people would be willing to donate. And Eunice, I think we set the goal too low. We were going to run it for a month and see what happens. So we set the goal at \$88,500 and within two weeks we hit the goal. And it was the outpouring was amazing. And I actually want to mention specifically the Sundram family, because they did a \$4,000 dollar for dollar match and that going up really excited people because they knew that every \$1 they gave meant it would be \$2 for Marcus' family. So I think it was a great result from the community. By the way, the GoFundMe page is still up. So I know everybody who's here, so I expect to see donations by tomorrow. But with that, you know, I'm going to miss Marcus deeply. I'm going to miss his text messages and his phone calls. And I'm on my computer at work and all of a sudden Facebook pops up and somebody is video messaging me. But he meant a tremendous amount to us. And it's a shame to see him leave us. So with that, I'd like to take a moment and just read the resolution, and then we will vote on it, present it to the family. And then if the family has anything they like to say, you know, y'all are more than welcome, not required. So this is a resolution in memory of Marcus R. Howard. Whereas Marcus Howard was a descendant of the formerly enslaved founders of Saint Louis, one of the oldest African American townships in the county of Loudoun. And whereas, in 1893, the Howard family joined others to buy land for the founding of the Mount Zion Baptist Church, where until his passing, Mr. Howard served as the organist and shared his great musical talent. And whereas, following the passing of Albert Bland, Mr. Howard assumed a leadership role in the St. Louis community, serving as its "unofficial Mayor". And whereas, among his accomplishments, Mr. Howard organized COVID vaccination drives, advocated for St. Louis to be included in the same precinct as Middleburg during the recent Loudoun County redistricting effort ensured that Southwestern Loudoun had a stronger voice in county government, championed conservation and preservation activities, including the fight against MOJAX Development on Snake Hill Road, which ultimately led to the purchase of the property by Chuck Kuhn, who was placing it in conservation easement and the formation of the Friends of St. Louis, a preservation association. And whereas, Mr. Howard passed away suddenly on July 27, 2022, leaving his family and the community to grieve his great loss. And whereas, the Middleburg Town Council deems it appropriate to posthumously express its gratitude to Mr. Howard for his personal dedication and exemplary service to the St. Louis community. Now, therefore, be it resolved that the Mayor and Members of the Town Council of Middleburg, Virginia recognize and express our sincere appreciation for the exemplary services of Marcus R. Howard as the unofficial Mayor of Saint Louis, as well as for his contribution to the conservation and preservation of the community. Be it further resolved that the Mayor and Members of the Town Council express our deepest condolences to his family and friends. Would anybody like to make a motion? Kevin.

J. Kevin Daly: I move that Council adopt a resolution in memory of Marcus R, Howard for his services as the unofficial Mayor of the St. Louis community and for his contributions to the conservation and preservation of the community.

Peter Leonard-Morgan: Second.

Bridge Littleton: Any discussion? All those in favor say aye.

All of Council: Aye.

Bridge Littleton: Opposed, abstentions? Okay, great. Eunice.

Eunice Hill: Thank you so much.

Bridge Littleton: You're welcome. There you go.

Eunice Hill: I don't really know what to say. God, this is just so sweet. I mean, my brother just loved helping everybody, and I'm not my brother. Okay. [laughter] But I will help if needed. I'm going to let my Pastor talk because I'm just.

Bud Jacobs: Let me fill in the blanks for you.

Eunice Hill: This is Marcus' brother. [multiple speakers] We have a very blended family. And if you know, Marcus, you're part of our family.

Ronald Poe: If he were here, he would definitely would not have a whole lot to say about it. He would just giggle and then probably text message me later to tell me what he had done. And that's usually what we how I knew what was going on in Middleburg. To credit the Council and him himself he never complained about the town. He always made sure he was associated. He never in my mind, of course, I don't live in this area. I always thought that St. Louis is part of Middleburg because that's the way he always put it down so. On behalf of him and the family, I would like to thank the Council for what they've done. And because most people outside of his church area don't realize that he was quite the politician. He knew how to get things done without beating a drum or being seen. He quietly did what needed to be done. So I think the Council and the county and the community, he loved this church he loved his community. He never complained about it either. So it's a credit to the community itself. So on behalf of him and filling in the blanks for Ms. Eunice here we thank you for for recognizing this. And I pray that the rest of the community will realize what contributions he didn't make as a politician. He wasn't just a piano player. [laughter]

Eunice Hill: He wasn't just my baby brother. And I found that out a couple of weeks ago. And oh, gosh, when Mayor Littleton called me and we got to talking and I just found out so many things about my brother. I was always proud of him, but I'm really proud of him. This is not my pastor, this is my pastor.

Ronald Poe: He's the Pastor. I'm a friend.

Eunice Hill: Yeah, he's his brother. But we would like to thank you. We appreciate this.

Bridge Littleton: Thank you. Thank you for sharing Marcus with us.

Bud Jacobs: Yeah on behalf.

Pastor Charles Thompson: Absolutely. On behalf of the church. I'm like Marcus, a man of few words. Introvert is me. But we wanted to say thank you for taking the time to recognize someone who meant a lot to the church. [multiple speakers]. And worked behind the scenes. He didn't have a big ego. He had a big heart.

Ronald Poe: That's right.

Pastor Charles Thompson: And that's why he did so much for so many people, so quietly and got things done. So we thank you for this recognition. We thank you for taking the time to allow us to come here and receive this. So Mayor, I appreciate it.

Bridge Littleton: Thank you so much.

Pastor Charles Thompson: Thank you.

Bridge Littleton: Appreciate it.

A.J. Panebianco: [multiple speakers] Can we get a Picture?

Bridge Littleton: Oh, sure.

Cindy Pearson: Does this gentleman want to say something?

Bridge Littleton: Yes, sir.

Charles Thompson: I'm Marcus's brother in law and we're both playing a lot of music in the community and stuff like that. But we want to show our appreciation that we greatly thank you guys for all the support that you gave us. [off mic]

Pastor Charles Thompson: Amen. Amen to that.

Bridge Littleton: Yeah okay.

Pastor Charles Thompson: Turn it around. Take your mask off. [off mic]

A.J. Panebianco: Y'all already heard the Chief's cool I won't say it. [laughter]

Bridge Littleton: Thank you very much.

Eunice Hill: And we will let you finish [off mic] Thank you so very much. [applause]

Bridge Littleton: Thank you. [off mic] Okay, just before we move into the staff reports and public comment, just a couple of quick notes for the community. And I'm just highlighting this for everybody. In this month's Middleburg Eccentric, the Council as a whole has written an article refuting some of the information, and I should say actually disinformation that is out in the community regarding the BLA's and annexations. You know, normally that type of stuff happens, but it's gotten to such a level and such a scope of falsehoods that we felt it is very important to actually set the record straight. So you'll find it in this month's Middleburg Eccentric. There's also a link to the town website which provides, as we could absolutely document, a falsehood and then the exact documentary evidence, which shows that it is a absolute false statement and there's nearly two dozen of them that are out there. So this is all we're going to say about it going forward. We will keep the website open and the information there and updated as more falsehoods and disinformation and defamatory languages is put out there. So just encourage the public to take a look at that. So. All right moving on. We're going to go to oh, one other. No, we'll do that afterwards. We're going to go on to public comment. So I believe we have three people already signed up. Okay. So public comment, anybody can speak to the Town Council on any matter they wish. You get 3 minutes and the mic is yours. So who are the folks who signed up?

Rhonda North: So the first person signed up is Hilary Hyland.

Bridge Littleton: Okay. And then, Rhonda, real quickly, do we have anybody online who wants to speak?

Rhonda North: I have no one online at all.

Bridge Littleton: Okay, great. So perfect. Hilary up to you. Just give us your name, address and then the 3 minutes is yours.

Hilary Hyland: Do I sit here as I did last time?

Bridge Littleton: Sit or stand, if you like.

Hilary Hyland: No, I will sit. [off mic].

Rhonda North: Yeah. Danny, has the. [multiple speakers]

Hilary Hyland: I decided to write down my notes this time because I have 3 minutes. I'm Hilary Hyland, and I live on North Jay Street and Steeplechase Run the townhouse community next to Asbury Church. And that's what I'd like to make a few comments about. First, I'd like to thank the town staff, the administrators, the Mayor, and the Town Council Members. I know this has been going on a while about Asbury Church and I appreciate and all in our community appreciate your service. And painstakingly exploring all the possible options for Asbury Church. And watching closely over the last few years and listening and reviewing the various public proposals I do believe that all of you involved in the final decision are trying your best to find the best and fair solution for the entire community, for the church. Asbury Church is not simply a building in our town, but one that's rich in history and an integral part of Middleburg since 1829. And think about that 193 years ago. It has a diverse history, which I know you all know. It began as a White Methodist congregation, which has transferred to an African American congregation in 1864. It was used as a hospital and a morgue, and for years it was a spiritual place. It was a church for comfort and shelter and a true part of the community. And I don't know what the Town Council will decide on the pending proposals, if any but if they do determine that these proposals, these are the ones that may come forward, are not quite right, then I'd like the Council to consider this; keep Asbury Church and to be good stewards of this special place in our community because it is truly special. Again, it's not just the building. Spend the necessary funds to restore and maintain the church and then use the church for community events, Bible Study Groups, art shows, venues for the Middleburg Film Festival. There's just so much that we could do with that church and more importantly, emphasizing and honoring the African American history of the church. I think it's very important and could be incorporated in that. And while is currently a faded gem, it could be revitalized and sparkle again in our community. And I do think it's truly special and I hope the town will consider keeping the church, breathe life back into it for everyone in our community to enjoy. And it could be the heart of the community again as it was before, and let the church enrich our spirits and maybe bring us all together again, as it once did before. And thank you very much for your consideration. [applause]

Bridge Littleton: Rhonda, who is next?

Rhonda North: Sallie Corrigan.

Sallie Corrigan: Hi, I'm Sallie Corrigan, and I live in the closest residential property to Asbury Church at 107 North Jay Street, part of the Steeplechase Run community. And I'm relatively new to Middleburg, but not new to Virginia per se. Thank you all for the opportunity to speak to you tonight. I'm short and sweet, large print one page. [laughter] Well, because I know and I'm new to this conversation as well, but the value of the Asbury Church is immeasurable. And I'd like this treasure to honor the history and also have a forward looking impact on our community. I, too, would like to see the town retain this property. I've been involved with organizations where we had business incubators SCORE, which is Service Corps of Retired Executives that partnered with fledgling businesses, met with them, mentored them. I too see this property as an opportunity to recognize the past and to honor the history of the church. I think the church could have those large print boards with photographs in the background documenting the pictorial history, but also have the text and the history printed on those boards throughout the church available to anybody that would want to come in. But I think this space could also flex into having internet capabilities for people that could want to come into town and use internet. There could be an opportunity for a little bit of revenue stream for the town in that capacity. Also, fledgling businesses, Service Corps of Retired Executives, I don't know if that's a possibility in this area of a business incubator, but have a forward looking impact on our community. And also, I think the idea of having a website that is accessible around the globe that documents the history in this age, when COVID shut everything down and everyone was on the internet. I

think for schools, I think the schools were important in a conversation from one of the original proposers earlier this summer. But having that capability, perhaps a nonprofit could man that. And so you could preserve the history, but also have a forward looking impact on the community. So those are just some of my thoughts and ideas. Thank you all for your time. I appreciate it.

Bridge Littleton: Thank you. [applause] Rhonda who was next?

Rhonda North: Stephen Wade.

Bridge Littleton: Sir.

Stephen Wade: Thank you. Good evening, Mayor, Members of the Town Council. I'm Stephen Wade. I'm the third member of the posse from North Jay Street. [laughter] We live just down the street from the Asbury Church. And I'd like to offer two maybe contributions to your ongoing deliberations and conversation about that historic building. The first is some of my own experience with repurposing formerly sacred space. As some of you know, I'm a retired priest of the Episcopal Diocese of Virginia. I've served parishes wide and far in the American church, and in half of the parishes I've served, the space has needed to be repurposed, not all of it, but portions of it or large chunks of it. And it's a tricky process. Get it right. And it's wonderful. And there are gold stars everywhere. Get it wrong and you'll have a fight. There'll be conflict and battle scars everywhere. So it's worth taking the time to get it right. And I would be happy to meet with you if you were to pause your decision and talk about how these things have been done elsewhere and tell you what I know. It's worth taking the time and the extra step to be sure you're getting it right. The second contribution is just a word on behalf of the building itself. As Hilary said, it's not just a vacant storefront awaiting a new tenant, and it's more than an important historic place, too. It's a place that was set apart for worship and devotion and even in its deep, consecrated state it is still that. I believe that the walls of churches are papered with the prayers of the people who went to church there, and with the homilies of the preachers who preach to them. And those homilies and those prayers have a story to tell about what went on in those chapters of the history of Middleburg. And they've got to be preserved. They ought to be carried forward somehow for a new era and certainly not just papered over. So once again, if the Council were to pause and have a conversation about ways to preserve sacred space, I'd be happy to tell you what I know about that, too. On the other hand, I realize that we're at the 11th hour and you all have been mowing this lawn for a long time, and you may want to move forward. And if you do want to move forward, then do what you need to do. But as you do so, if you find that there's some uncertainty, some divisiveness in your midst, if there's static in the community, step back and resolve the static and the divisiveness because it will lead to a better outcome. Thank you. I guess I was sort of over by.

Bridge Littleton: You'll get the bill for the overage. [laughter] Yeah, right. Yeah. [inaudible] Thank you. [applause] Was there and that was it we had on the list?

Rhonda North: That was all I had signed up.

Bridge Littleton: Was there anybody else who wished to address Town Council? Oh.

KathyJo Shea: I'm KathyJo Shea.

Jilann Brunett: Jilann Brunett.

KathyJo Shea: We don't any longer live in town, but we are very much part of this community. And I'm going to cry.

Bridge Littleton: Your seat's right over there.

KathyJo Shea: I'm here to announce that the first time in 29 years I will not have a business license in the town of Middleburg after the 15th of September. The bookstore's closing. We tried for a couple of years to sell it. The town helped us a great deal. And we want to thank you very, very much for that. And we are going to take our stock home and learn to do it online. [laughter]

Jilann Brunett: Yes, we live at 21854 Foxcroft.

KathyJo Shea: Name?

Jilann Brunett: My name is. You named me. [laughter] My name is Jilann Brunett and I'm one of the other owner of the bookstore. We do want to thank each and every one of you for your help. I know last time I singled out Danny and Ali, but the truth of the matter is, you all have played a huge part in our lives here and in our business. So we thank you from the bottom of our hearts. We will miss being here.

KathyJo Shea: And we're happy that there probably will be another bookstore to take over.

Jilann Brunett: So thank you very much. [applause]

Bridge Littleton: Wait don't go anywhere. So I know we're going to do this the right way at the proper time and the proper moment where we can really make you guys feel uncomfortable. But since you came here tonight, I think I just want to say for myself and I know I speak for everybody on Town Council. We are going to you're not leaving the community, but we're going to deeply miss your all's storefront in town and your charm, your smile, your dedication to literacy and all you've done to enrich the lives of everybody in this community. You have touched so many souls which will carry on long past our lives. Our community is richer for everything you've done. And we, you know, you're your dedication is truly spectacular. And we just thank you both for everything you've done. And just because you're not going to have a bookstore doesn't mean you're not going to still do things in the community. As a matter of fact, we have a couple of committees that are looking yeah, [laughter] now that you've got time on your hands, we have a few committees that are looking for volunteers well ahead. But anyway, thank you both so much and we wish you all the best.

Jilann Brunett: Thank you.

KathyJo Shea: Thank you.

Bud Jacobs: But if I had known you guys were going to pull this tonight, I would have pre-positioned an objection, but I didn't know. [laughter] The bookstore has made a monumental contribution to our community, and it's dwarfed only by your individual contributions. I in the past and hope in the future to turn to both of you for advice, as I have done on things like proper civic governance and in the case of Ms. Brunett, her deep expertise on water and environmental issues; we don't want to lose that. And I hope you can see your way clear, both of you, to continue that commitment that you've exercised.

KathyJo Shea: [off mic]

Bud Jacobs: You want her out of the house? [laughter] Anyway. Thank you so much.

KathyJo Shea: You're welcome. Thank you all

Cindy Pearson: And I wanted to just say for pre bookstore. Thank you also for the massages and the acupuncture and everything you've done for to get the kinks out of people around here, their necks and backs. And that was very much appreciated. Are you still going to be? [off mic]

Jilann Brunett: No. COVID took care of that.

Cindy Pearson: Yes. But thank you for that. Well.

Peter Leonard-Morgan: It seems like yesterday that I walked into your store with a little girl, my daughter, who turns 19 in two days' time. And we started doing book reviews. And she is a prolific reader. And I really say that much of that

is down to that start. And of course, I took your seat here many, many years ago now. It also seemed like yesterday.
[laughter]

Bridge Littleton: And Go Green?

Peter Leonard-Morgan: And Go Green. So we're going to miss you for so many reasons. But we won't miss you because you'll be around.

KathyJo Shea: We'll be around. Thank you.

Bridge Littleton: Thank you both.

J. Kevin Daly: Have a good evening.

Bridge Littleton: And be sure to go to the bookstore before 15th of September.

Jilann Brunett: Yes. Well, the 9th.

Bridge Littleton: 9th of September.

Jilann Brunett: The doors are closing on the 9th.

Bridge Littleton: And load up because it's buy two. No, no, no, no, no, no. [multiple speakers] By three get two. Exactly. [multiple speakers] [off mic]

Bridge Littleton: So any other member of the community wish to address town council? Going once. Going twice. No one online, Rhonda?

Rhonda North: No.

Bridge Littleton: Ok. We will close the public comment session before we go to public hearing related actions. One thing I just want to mention, I'm sure a lot of you folks saw it yesterday, but it is official. Wolver Hill is now in conservation easement from Chuck Kuhn, which is great. It took them a year and a half to do it, but that's a 580 some odd acres on the north side of town, which will be an easement. So okay, Stuart, you'd probably like to go home.

Stuart Will: I could stick around. This could be amusing. [laughter] As far as warming up. Good evening, council. Good evening, Mayor, Danny, Martin, Rhonda. Any questions folks?

J. Kevin Daly: Water's still clear.

Stuart Will: It is and wet.

Bridge Littleton: And wet. [laughter] Oh, that's good. Any other questions for [off mic].

Peter Leonard-Morgan: Yeah, just one. And I'm not asking for detail, but just for any other members on council, could you tell us what a compact composite sampler might be?

Stuart Will: That is, yes, we have auto sampling devices at wastewater and proper preservation indicates that these are big refrigerated cabinets. And you can program it to sample an infinite number of ways. It can be time based, it can be flow based. But ours is set up to program according to what your permit from the state indicates we should do. So it begins pulling samples at 12:15, midnight, and then pulls 32 samples up until 8:15 in the morning overnight. That's great. But you can't set that up out in the town. So what the composite sampler is, is this will fit inside of a manhole. You can, again, program it in an infinite number of ways to sample. And this is going to be very helpful for us to identify where

we are getting grease that we know we have a grease problem and giving us the ability to go out in a manhole where we know serves this area, you know, and do a composite sample from there and then be able to do samples elsewhere and then compare where do we have more grease in the system? You know, where do we need to look a little more closely at restaurants and businesses in the system when we go through and do our that oil and grease survey that we periodically do for you guys.

Bridge Littleton: So what you're telling me is stop dumping my grease in the storm sewer?

Stuart Will: Please.

Bridge Littleton: Okay.

Bud Jacobs: Please. But know this you would remove a manhole lid. This will sit down in the manhole. You put your sample tube down into your flow if there is any, and then you replace the manhole lid over top of this and it just sits wherever you want to put it in the system.

Peter Leonard-Morgan: Very cool. Thank you very much. Appreciate that.

Bridge Littleton: Thanks. Any other? Yeah.

Danny Davis: Stuart, would you just explain what you've been doing the last two days at wastewater?

Stuart Will: Yes. We've been busily replacing your membranes. This has been I've been nursing the old membranes for quite some time. And this is going to be quite the relief on me. We are actually right now making water with one train populated with new membranes and things are going very nice. So yeah.

Bridge Littleton: And that membranes lasted how long? The old one.

Bud Jacobs: They say ten years.

Bridge Littleton: The old one we had, we got how many years out of it?

Stuart Will: 12.

Bridge Littleton: Yeah.

Stuart Will: And the last couple of those I've been kind of pulling my hair out, so. [laughter] Yeah.

Bridge Littleton: All right. Any other questions for Martin? Excuse me, for Stuart. Okay. So, Stuart, thank you very much.

Stuart Will: Yes.

Bridge Littleton: Appreciate it.

Stuart Will: Have a good evening.

Bridge Littleton: Real quickly. We're just going to go on with the regular business. Everyone is more than welcome to stay for the whole meeting, but it's staff report, stuff like that. So. But we'll carry on. Okay, Rhonda? [off mic]

J. Kevin Daly: Don't go too far.

Bridge Littleton: As long as you're going in San Francisco.

Rhonda North: Thank you, Mr. Mayor. Just a reminder that Alan Gernhardt of the Virginia FOIA Council will be conducting FOIA training here on August the 30th at 6:00 p.m.. It's actually going to be online training, so I'll send you a link if you want to do it online or if you want to come here in the room and watch them on television. You're welcome to do that. As a reminder, this is the year that Council is required to take FOIA training. If you don't take this session through with Mr. Gernhardt, then we'll have to arrange for Martin to do training for you.

Bridge Littleton: Oh goodie Martin. [laughter]

Rhonda North: Yeah, that is. It is a state code requirement. Right now, spending a lot of time in addition to the town hall project, which we'll talk about later on FOIA request that we have received. Also working to organize our volunteer appreciation reception. Right now, the date that I'm proposing is November the first. If that works for everyone, then I'll go ahead and finalize that and we can move forward.

Bridge Littleton: [off mic] Yeah. What time? 6:30?

Rhonda North: It would be from, usually we do it from 5 to 7.

Bridge Littleton: [off mic] [laughter]

Rhonda North: That's all I have Mr. Mayor.

Bridge Littleton: Any questions for Rhonda?

Peter Leonard-Morgan: Two quick questions.

Bridge Littleton: Yeah.

Peter Leonard-Morgan: One question, actually. The Citizens Academy, any more developments on that now that we're out of?

Rhonda North: I will be quite honest with you. My plate is so full, I have not had a chance to even think about the Citizens Academy.

Bud Jacobs: I think we ought to wait until we get [off mic].

Rhonda North: It would be nice to do it in the new building.

Peter Leonard-Morgan: Yes. [multiple speakers]

Bridge Littleton: Perfect good idea.

Peter Leonard-Morgan: And on the subject of your plate being full, thank you very much for all you did for Timmy's party.

Rhonda North: Oh, thank you.

Peter Leonard-Morgan: I watched how you guys. Not just you, but you really did a great job. Thank you.

Rhonda North: Thank you. It was my pleasure.

Bridge Littleton: Tim's party was awesome.

Rhonda North: It was.

Bridge Littleton: Yeah. That was really well done.

Rhonda North: Yeah.

Bridge Littleton: Okay. Where's Ali? Ali, where are you? Ali, are you here? Oh, there she is.

Ali MacIntyre: All right, guys, well you have my report. Just wanted to go over a few highlights. I was going to make mention of Second Chapter Books, but the ladies already took care of that. So I just want to say good to see you. I danced into their store about a year ago now and I can't believe a year has already gone by. [off mic] so I don't cry. So anyway, Oktoberfest and a zillion other events are coming up here in the next few months, but Oktoberfest is coming up on September 17th, so we're in the thick of planning for that. Most everything is done. And then, of course, we have our other upcoming events such as the ten day countdown for our Middleburg Film Festival, Millie Miglia, Fox's Trail, and then all the fun December events, which luckily most of the things are actually already booked for that. But just thank you to everybody who's helped me in all the planning and marketing for that. I listed the events there. But we also have a CTA workshop. I know Council Member Miller and Jacobs participated last time, so I certainly encourage you guys to take advantage of that as well. As I've mentioned previously, we'll be doing about two a year.

Philip Miller: Shawn will too.

Ali MacIntyre: Shawn as well. Sorry Shawn as well. Additionally, we did have a few things going on this week. The [inaudible] of the MBPA hosted a small focus group. We had about ten people in attendance, but we just discussed various topics that various topics from both the MBPA survey and then our town survey and delved a little bit deeper and representatives from various parts of the community were there, so it was productive. Yesterdays did get canceled just because of low attendance, because we scheduled a morning and evening session. So the morning session was more of a hit. We also have a recycling event this Saturday coming up at the Masters of Foxhounds Association. I'm sure that will be mentioned in more detail, but it's from 10:00 a.m. to 2:00 p.m., so really excited for that. Bring all your electronics out. And then I wanted to make one last mention Dee Dee is here. Just wanted to share that she has stepped down as Chair from EDAC and Mike Kilian has been voted in to take her role as Chair, but she's still very much on the committee. So just wanted to share that and yeah, that's it. Any questions.

Bridge Littleton: Any questions for Ali? Bud.

Bud Jacobs: Your report mentioned, I think, that you and Councilman Bernard had had a chance to sit down with the folks from MBPA to talk about the MOU.

Ali MacIntyre: Yes.

Bud Jacobs: Is there anything that you can share from that?

Ali MacIntyre: So as of late, they've shared all their documents with me and our Council Members Bernard, Pearson, and Miller are just waiting on me to send the draft. So that's on my plate right now. [laughter]

Bridge Littleton: So that's a good question. What's the due date to get that done?

Ali MacIntyre: I think it's the end of September.

Bridge Littleton: Okay.

Cindy Pearson: Where are we supposed to have it for their board meeting, though, in September?

Ali MacIntyre: Yeah. For the review? Yes.

Bridge Littleton: Any other questions for Ali? Ali, thank you. All right. Treasurer's report, Tina.

Tina Staples: Thank you. So instead of trying to gather together July's information, which would look a little bit cockeyed because most of it rolls back into the prior fiscal year. So I just gave you an overview of FY 22 at the end of the fiscal year. Some of these can be subject to change slightly as we get through the audit. The auditors were here this week, but I don't foresee anything with your budget and your actuals changing. So except maybe the utility fund may go up a little bit as we move some more payments back. So I also listed a couple of things that we accomplished this year, not just me personally, but also everyone helps out. And I think overall the fiscal year we ended in a very strong position in the general fund and the utility fund is starting to pull its own weight, which is a good sign. Do you have any questions?

Bridge Littleton: Any questions for Tina? So, Tina, I just so it's good to say the general fund was good, but let's say what it was. If I've got this right. We had a for the fiscal year 2022, which ended June 30th. We have \$1,000,000 surplus?

Tina Staples: That's correct.

Bridge Littleton: Okay. And if I'm reading the utility fund correctly, we have a \$480,000 surplus.

Tina Staples: That's correct.

Bridge Littleton: Of?

Tina Staples: That may go up a little.

Bridge Littleton: Right. Okay. That's great. That's great. Especially on the utility fund, because that one was always just like the breakeven guy.

Tina Staples: Yes.

Bridge Littleton: So. Okay, that's great. Any other questions for Tina?

Tina Staples: Oh, I will say that we did it. It's not reflected on this report, but it will be on next month. We did receive the grant from Loudoun County for the Town Hall project that came in.

Bridge Littleton: Oh, the \$500,000?

Tina Staples: Yes.

Bridge Littleton: Okay, great. And, Danny, you're working on the 2 million dollar grant from the government.

Danny Davis: Oh yeah. [laughter]

Bridge Littleton: Yeah.

Tina Staples: I had the easy one.

Bridge Littleton: Yeah. Yeah. No, yeah. [laughter]

Cindy Pearson: Thank you.

Bridge Littleton: They don't have those little Davis-Bacon rules.

Tina Staples: Right.

Bridge Littleton: All right. Mr. Moore, as I live and breathe.

Will Moore: Members of Council, you have my report. One quick update. Since the publication of this, the Planning Commission met this past Monday, continued their deliberation on some potential amendments to our short term rental regulations, and they have set a special work session just on that topic for Monday, September 12th. So we're making some progress on a potential zoning amendment, but there's some a good bit more work to do. But they're setting aside some extra time for that purpose. Otherwise, happy to answer any questions you have on my report.

Bridge Littleton: Anyone have any questions for Will? So Will, I watched the hearing.

Will Moore: Yes, sir.

Bridge Littleton: I thought that was a very good discussion.

Peter Leonard-Morgan: Hearing?

Bridge Littleton: Yeah, or their meeting. Their meeting the meeting on Monday. So I thought Prems points were you know, we're totally relevant. It made sense. I understand what he was saying, but it seemed to me like it was coming from the opposite. You and I talked about this, the opposite view of it. Right. I mean, I think one of the things he was saying was having more restrictive, short term rental rules won't encourage people to move here to make Middleburg their home. And I was to me, it's not that. It's the other way around. Right? It's the people who are here, you know, we'll stay because they want this to be their permanent home and their residence and all that kind of stuff. And then that AP article I saw about where was it? Was that Aspen? [multiple speakers] Steamboat Springs. Yeah. Where it's like you literally have half the town is now living in hotels because, you know, hedge funds are coming and buying the homes and turning them into mini hotels. Yeah. So I mean, I don't think Prem's point was wrong. I just don't think that was the. He wasn't wrong, but it wasn't the point. So I just hope, you know, when you guys circle back because I think he's going to be there when that meeting, you know, you circle back on that discussion.

Will Moore: Yeah. And I met with Councilmember Jacobs yesterday. Estee and I met with him just kind of have a debrief. And I think we all agreed that it was important to get Salamanders perspective as a partner, but possibly that maybe dominated the conversation this past Monday. And I think that's okay. But there's other perspectives that we certainly need to bring in and to understand.

Bridge Littleton: And so especially [off mic].

Will Moore: Right. Yes.

Peter Leonard-Morgan: I think if I'm mistaken, one of his main concern is that probably most of the owners it will not be their primary residence. So he doesn't want.

Bridge Littleton: In the new homes.

Peter Leonard-Morgan: In the new homes [multiple speakers] right. Yes. Right. So this idea about making a restriction that it has to be a primary residence to be a short term rental property.[multiple speakers] Causing real problems.

Will Moore: Yeah. So it's interesting there was a court case and Martin was all over the decision. It was actually filed on Monday. I didn't catch it until late Monday night. And then Martin was communicating with us Tuesday morning, essentially striking down a requirement for it to be the owner's primary residence. So we're not going to pursue that potential revision. But what we do have currently in our ordinance and is not in conflict with that decision is that the property has to be used primarily for residential use. So we can't say it has to be the owner's primary residence, but it has to be somebody's primary residence. So maybe an out-of-state owner because it would violate interstate commerce.

Bridge Littleton: Yeah, I [multiple speakers]

Will Moore: So an out-of-state owner can have it as a rental property, but it can't be primarily for short term rental so yeah.

Bridge Littleton: No, and I get that. Right. So if somebody's renting a house for seven years. That's what we're, that's okay. Right. That's a family who lives as part of the community. Okay I get it. All right. Any other questions? Input for Will. Okay. Will, thank you. All right. Next item is A.J.. Where's the dunk tank?

A.J. Panebianco: I want to reiterate the thank you's in reference to Timmy's party. He is still texting me about his party. [laughter]

Bridge Littleton: And I have a feeling you'll get that next year.

Bud Jacobs: Yeah, and he is just beside himself. That was a big deal for him. And you guys made it special. I want to thank Rhonda publicly because she did a lot to make that look so great and to happen. And we greatly I've told her this privately, but I want to say in front of everybody, we really appreciated the work that went into that. It made his night very special. Today we started our safety patrol class. Shawn did the class for the kids for the first time with him doing the class and next council meeting next month, they will be here to be pinned. So that's what we're hoping for.

Bridge Littleton: I never got one.

A.J. Panebianco: Well, you failed the class. [laughter]

Bridge Littleton: Not the first time.

A.J. Panebianco: So having said that, there's one more thing we want to do. And if I can get Bill up here. Surprise. Yeah, he surprised he thought he was here for crowd control. [laughter] So we want to present him with an award that we're calling the Stepping Up Award. For those of you that don't know, Bill retired, then went to work for Loudoun and retired. Then went to work for Haymarket and then found out that we were hiring and dumped Haymarket and came over here and he works for us part time. We love him. So in December of 2021, the Middleburg Police Department faced a staffing crisis. We thank you, Bill, for stepping up and out of retirement to work full time until the crisis was resolved in June of 2022. Now you notice he's in uniform. He continues to work. But just during that time frame, he worked full time. We got permission from VRS the retirement company. As long as we had it advertised, he could do it. And he worked for a year full time, essentially or six months to that end. [multiple speakers] Yeah. Yeah, it felt like a year. [laughter] [inaudible] we're proud to present you with the first ever stepping up award, your dedicated service to the town of Middleburg has helped to keep the town one of the safest in Virginia. It's presented by the Middleburg Police Department myself. And we want to wish Officer William Bill Nugent. We want to thank you for stepping up. So thank you. [applause] We tricked you.

Bridge Littleton: That's not the first time either. [laughter]

A.J. Panebianco: We truly do appreciate what he did because it saved the town as far as being able to have police officers here, 24 seven and it saved money because we didn't have to pay overtime to get as much of it done. So any questions? Yes, sir.

Peter Leonard-Morgan: Great National Night Out.

A.J. Panebianco: Yes, it was.

Peter Leonard-Morgan: [inaudible] Mark's not here to say thanks to him as well.

A.J. Panebianco: Thank you. Yeah, Mark was we gave Mark an award if you were at National Night Out. Mark Putnam sets up our National Night Out since we turned it over to him when Mike retired and we gave a lot of awards that night. They'll be listed on the next council agenda that we do. But yeah, it was just a great night. It was a super night. So thank you all for coming. [off mic]

J. Kevin Daly: So, Jason, you are on duty tonight [off mic].

Jason Davis: Yes sir.

J. Kevin Daly: Stay safe.

Jason Davis: Yes, sir will do.

Jason Davis: Don't worry. I got that [off mic] out of the meeting yesterday. [laughter]

Bridge Littleton: All right, Martin.

Martin Crim: Thank you, Mayor. You have my report. I do have one update to that. I did get response from the State Corporation Commission approving the Articles of Incorporation for the Middleburg Charitable Foundation.

Bridge Littleton: Oh, wow. Right. [applause]

Martin Crim: So and.

Danny Davis: That's the easy stuff. We still have to get the IRS approval.

Martin Crim: Right. And I shouldn't have said that we submitted the bylaws to the State Corporation Commission. We only submitted the articles of incorporation. Not the bylaws. But I saw that, when I was reading it this evening, I was like, Oh, well, you knew what I meant. [laughter] And then so I stand ready to answer any questions you may have.

Bridge Littleton: Any questions for Martin? [off mic]

Peter Leonard-Morgan: Can you just remind me about the PFAS? Maybe we should have talked with.

Martin Crim: Yeah with Stuart. So PFAS is I won't try to pronounce them because we use PFAS because the chemical names are difficult, but they're basically fluoride compounds that exist in water, drinking water as a result of various industrial processes mostly. And so we expect them to be subject to federal control. There is a bill pending in Congress now that would require regulations be set up for these chemicals. Another term for them is forever chemicals they don't biodegrade at all. And so we expect that that will come forward. So the Rural Water Association is urging people to get involved, urging folks like the Middleburg Utility Department to get involved in stepping up. We don't think that there are any sources for PFAS in our watershed that would contaminate the wells. And we also think that our process would probably remove PFAS from the system. But I wanted to make you aware that this is and upcoming regulatory additional unfunded mandate.

Bridge Littleton: Gee an unfunded mandate that never happens. Okay. Thank you, Martin.

Martin Crim: Yes, sir.

Bridge Littleton: Ok Town Hall Project Update.

Rhonda North: Okay thank you, Mr. Mayor. I'm pleased to say that the exterior framing is now complete, and the interior framing, I would estimate it's probably 85 to 90% complete. The den's glass, which is the exterior sheathing that has started to go up. You may notice that and Cooper has assured us that they're going to have that completed by the 29th

of this month. Next step will be to do a wall mockup of the installation, the exterior installation. And then once that's approved, they can start work on that. Interior installation, the ductwork and mechanical unit installation are underway. The electrical conduit installation is underway. The sprinkler system installation is underway. So things are moving along at a much quicker pace now than they did before. As of right now, they're reporting to be one day behind schedule, but they hope to make that up by next week. Dr. Helvey's fence has been repaired, replaced. It looks very nice. They did a good job on that. And we just got a revised schedule today, which Downey and Scott is going to be reviewing. But we remain on schedule to move into the building the week after Christmas.

Bridge Littleton: It's [off mic]. So when they get here on September 19th, the commitments they made, they're going to be saying yes. In you all's estimation and in Bill Downey's estimation.

Rhonda North: They keep telling us they are.

Bridge Littleton: We're not. [multiple speakers] Not Cooper, I don't care what Cooper says. I'm talking about our Building Manager, Downey, Bill Downey.

Danny Davis: Downey and Scott continue to believe that it's possible. I think there's still some question about whether Cooper will hit that date, but it is still possible.

Bridge Littleton: So is it fair to say that Downey and Scott is skeptical of them being in here on September 19th, when they're going to come back in, having completed everything that they said they're going to complete?

Danny Davis: I don't want to put words in Mr. Downey's mouth, but I think skeptical is probably a fair word.

Bridge Littleton: Okay. All right. So.

Danny Davis: All right. And as a reminder to the rest of the Council, just from, I think, the last meeting, which is a month ago, that the key next step is getting the building dried in, which means we can begin all the interior finishing work. Because you can. [off mic] Yeah. Or almost. And so getting it to a point where it's weather tight and dried up and there are key pieces that are underway. There are some outstanding variables that remain to be inspected, such as concrete on the roof that's required that there are some aspects of that that need some final approvals from our third party inspector that they were done properly. So there are variables here that could impact that date. So between the process of where we are to date, getting it dried in and some of these other variables, we're still hopeful and pushing hard towards that date, but remains to be seen.

Bridge Littleton: No, I got it. I just you know, I know they came in here and we had that long meeting with them. And I get it. They're making up time. They've made up a bunch of days. So let's see, what, three weeks from now? Been here three weeks now. Okay. Any questions on the Town Hall?

Peter Leonard-Morgan: Are we talking about the environmental assessment later?

Danny Davis: So we are. But I did want to publicly go ahead and just briefly cover that aspect. There are parts of that that we are going to discuss in Closed Session as it relates to other aspects. But specifically as a reminder to the Council, the Town was a recipient of a community project fund grant from the Federal Government and earmark essentially thanks to our congresswoman who put that in her list of projects. And we waited for a long time. A, for that to be approved by Congress and signed by the president. That occurred on March 10th, I believe, of this year. Then we waited. [off mic] Yes, six months later. Then we waited on guidance for what that meant for the project. And we were in a bit of a limbo mode. Of course, by the time that was approved, as you know, our construction contract had been approved, known as proceed given groundbreaking had occurred, and we had done significant groundwork as of even March 10th. The next step was to figure out what impositions would come with the federal money. We did look into the Davis-Bacon issue. Thankfully, that is not a component of these federal funds. It is specifically called out that Davis-Bacon does not apply. Davis-Bacon requires you to pay prevailing wage rates for most aspects. We were concerned that would cost us almost as much as the grant itself. We were concerned about another component of wage or or worker aspects. We do not

believe that applies to us and we've had third party counsel provide us input that they don't see that that applies to us as well. The final piece, as Vice Mayor Leonard-Morgan mentioned, is the environmental assessment under NEPA. I had thought we would squeak away without having to be subject to this, and we were not. Thankfully, we found that sooner rather than later at the beginning of June went ahead and contracted with our engineering firm to begin the environmental review process that requires a number of different outreaches to potentially impacted groups in a number of different aspects of this report. Where we stand now is the environmental review is complete with one outstanding component, and that's the historical resources component. We have been in conversations with and that component goes through the State Department of Historic Resources, DHR. We have been in contact with them. One example is they asked us to do a phase one archeological study on the property. We expressed to them that it might be infeasible and impractical to do such a study on a project that's been dug out ten feet already because we have disturbed the entire project limits. So that's one example, and we are still finalizing issues related to that piece. The second related to the demolition of this building, I won't bore you with the details, but we believe that we have come to an agreement that DHR considers this building contributing to the National Historic Register District, even though the HDRC has already approved demolition. They have used their position to tell us that we have to mitigate the adverse impacts of the demolition of this building. Now, it sounded a whole lot worse. Thankfully, we believe the mitigation effort required is that we provide an interactive or interpretive history and display about this building. So we already have plans and we'll bring that to you separately on how to incorporate that in the new building. So essentially could be using electronic means where it's an interactive learn about the town office. The VR goggles could definitely be or it could just be two posters on the wall where we tell the story of this building. We do have the brick. [multiple speakers]

Rhonda North: We do have the brick [multiple speakers].

Bridge Littleton: We are going to save the brick. It does require us to bring in. [off mic]

Danny Davis: We'll avoid that. The mold is what people I've offered you know, Mr. Moore has said countless times, we need to save the spiral staircase. And I do think if we want to tell the history of this building. It does require us to bring in a Architect Historian.

Martin Crim: Yes.

Danny Davis: Is that correct? The correct terminology. So we have contracted with a firm who meets all the criteria and they will be doing their analysis of the building floor plans, photographs and all of that. So that's just a brief synopsis. That was brief. Please, you you don't understand the stress and the issues, but this is what comes with federal money. And to be completely fair, we are grateful for the opportunity for these funds.

Bridge Littleton: It's 2 million dollars.

Danny Davis: And it's \$2 million and it is worth the work. So we are busting ourselves to get through this quickly. We'll talk more about the implications of that as we have requested some advice from legal counsel and related to the timeline of those funds and our project. So I think that's probably a good overview for you.

Philip Miller: It's not free. [off mic]

Peter Leonard-Morgan: Okay. So sorry for asking that question.

Danny Davis: No. I was going to share it anyway.

Bridge Littleton: Any question [off mic] Okay so next item here is project status updates.

Danny Davis: Thank you, Mr. Mayor. You're well aware of what's going on with the water tower on Marshall Street. The interior has been refilled. We have taken both bacteriological samples. We should have those results tomorrow. And assuming they are well, which they should be, it can be back in service tomorrow, which is great. The entire interior is completed and should not have any future recoating necessary for a long time. And then we are working already

diligently on planning for next summer to ensure that. Oh sorry, T-Mobile has their contractors coming out tomorrow and Saturday to remove the coverings over the antennas, reconnect the cables, and have that all back in full order. And then we'll be talking regularly and constantly to have a plan for next summer because we do not want to repeat what happened this summer. Chinn Court, we are waiting to hear from the paving company on their timeline for completing those repairs. As mentioned, we have the septic conversion project we're under design we anticipate doing public outreach in September, meeting with the community and the affected property owners. And those are our major projects right now.

Bridge Littleton: And for those septic conversions, we got the VDH grant and the ARPA grant.

Danny Davis: That is correct.

Bridge Littleton: Okay, good. That's great. Ok. Any questions about the projects? [off mic] You're over. [laughter]

Peter Leonard-Morgan: So the well, will they be reseeding that or sorting it?

Danny Davis: Yes. Under the water tower on Marshall Street. Once this company completes removing all the covering over the antennas, then utility services our maintenance contractor will be stabilizing, and.

Bridge Littleton: The simple answer is yes. [laughter] Are they reseeding it? Yes.

Danny Davis: I'm giving a timeline. So there's an expectation of understanding the progression here. But yes, that will occur and we will be completing additional environmental samplings where they were taken prior to the project so that we can demonstrate no adverse impacts from that work.

Bridge Littleton: Any other question on the project? Okay Consent agenda. Anybody like anything removed from the Consent Agenda? Please.

Peter Leonard-Morgan: I move that we accept the Consent Agenda as proffered.

Bridge Littleton: Proposed.

Peter Leonard-Morgan: As proposed.

Philip Miller: Second.

Bridge Littleton: Any discussion? [multiple speakers]

Darlene Kirk: No.

Bridge Littleton: All's in favor say aye?

All of Council: Aye.

Bridge Littleton: Opposed abstentions. Okay. Next item is Fast Chargers.

Danny Davis: Mr. Mayor, you have our report here.

Bridge Littleton: [multiple speakers] Hang on one second. Go ahead.

Danny Davis: We've been working. Really it's Vice Mayor Leonard-Morgan's been really pushing this and continuing to get in touch with the company that we've been working with, Blink Charging. It's been a bit of a struggle to get answers from them from time to time. However, we do have a proposal in hand for a DC fast charger level three. They're

sometimes called, which we believe is important for adding to our electric vehicle charging stations. As a reminder, we'll be getting level two chargers as part of our agreement at no cost to the town. And so the level three chargers, where if you have a high powered electric vehicle and you really want to top it off quickly, you can do so. And it's they're becoming more and more prevalent in electric vehicles. However, there currently are no actual grant opportunities that we are aware of or that we would qualify for either being our location or the fact that we are a small government. So it would either be out of pocket for the town or potentially if we roll this into the town hall project, we could look at using the federal dollars from the grant to help offset those costs. But either way, it's it's an expenditure that the town would have have to outlay. We took this to the sustainability committee last month or it should be earlier this month, and they continue to support proceeding with the level three fast charger for the benefits of being able to really get a solid charge in a 30 to 45 minute period of time, hundreds of miles of range on those. So right now, where we stand is to purchase the charger is just over \$77,000. To purchase a five year warranty increases that to just over 90 almost \$91,000. We have received an ask for information from Blink Charging about their ROI's on this in terms of how much revenue would come in from charging it. It all depends on usage, how often it's utilized. We think it will get.

Bridge Littleton: Ballpark?

Danny Davis: 10 to \$15,000 per year. So ROI, you're looking at 6 to 9 years. And that's probably conservative. So it is a question for Council. We're not needing an answer tonight. The real timing issue here is probably twofold. One, if council is really interested in having this ready in the ground, when we cut the ribbon to open the new town hall, then we would ask Council to make a decision soon because it does have a 3 to 4 month lead time just for getting it to us. Alternatively, we could suggest waiting and seeing what other grants may come from the federal government, from private sector, or even looking at using the federal funds for the town hall project. So I'll leave it at that.

Bridge Littleton: So well, I mean, let's look real quickly. That 2 million dollars from the federal government, that's fungible. So let's you know.

Danny Davis: Well, we'll talk about that later.

Bridge Littleton: So, I mean, but so what happens after five years when the warranty expires? You have to buy another one.

Danny Davis: If it dies, the average lifespan is about ten years.

Bridge Littleton: Okay. So why do you buy the warranty?

Danny Davis: Because it includes service. It includes maintenance.

Bridge Littleton: So what happens after five years? We don't have any warranty. And now it's the cost is on us.

Danny Davis: Yeah. Then you contract it out.

Bridge Littleton: So what's the total cost of ownership for those five years that the warranty isn't covering it?

Danny Davis: I don't know those dollars. It all depends on I mean, it depends on [multiple speakers].

Bridge Littleton: Hold on. If we're committing to ten years.

Danny Davis: I don't know the answer.

Bridge Littleton: Okay. So I think we need to find that out. Is that five grand a year? Is that ten grand a year? I don't know. I mean, I get it. The first five years of maintenance and ownership is covered by the warranty. Great. What about the next five years? Because then we'll be on the hook to maintain it.

Philip Miller: Considering the level three chargers haven't been around for ten years, it's going to be a soft number. It'd be ballpark.

Bridge Littleton: Yeah. Better than no number.

Philip Miller: So in the memo, you say 15 to \$30,000 in charging fees, but you just said 10 to 15.

Danny Davis: So we, clarify. It depends on utilization amounts. So we this initially was developed based on some assumed usage as we worked with members of the Sustainability Committee just 2 hours ago, 5 hours ago, we got an email from Blink that suggested ROI based on their experiences with an 8% utilization estimate, and I would assume that means 8% of the hours of the day. So that's essentially 14 hours per week. So we're trying to be conservative. We don't want to make it sound like we're making it sound better than it is. But at 8% utilization, it should bring in around \$15,000 per year. So if we get 12 to 16% utilization, then we're up to \$30,000.

Philip Miller: Have we or can we ask Salamander or what the utilization has been of their Tesla chargers at the resort? Just to get an idea.

Danny Davis: We can ask. I have not.

Philip Miller: And follow up question. If in let's say three years, we go to replace a police vehicle and there was an option for an all-electric, which there will be at that point, do we have to charge ourselves to charge our own vehicle?

Danny Davis: So in this situation, we are responsible for the cost of the electricity. Okay. In terms of anything after that. If there is we have not asked the question about whether we can be exempted from charging fees. But I can ask that question. [off mic]

Bridge Littleton: Yeah. You are just paying yourself, so.

Peter Leonard-Morgan: Well, I think because we work so with this particular model, we would enjoy 100% of the revenue. So we would still be paying for the electricity.

Danny Davis: Yeah. There are some minor fees. Right.

Peter Leonard-Morgan: Right. And we have on the committee. [off mic]

Danny Davis: What's that?

Philip Miller: 8% fee. Right. Yeah.

Danny Davis: But that's for credit card processing.

Bridge Littleton: That's not minor.

Philip Miller: Yeah, that's huge. When you add it up.

Bridge Littleton: That's a big. You mean AmEx is 1.4. [laughter] This is six times that. That's a real fee.

Peter Leonard-Morgan: And one of the considerations on our committee has been the idea of maybe the police car would be electric. Maybe even the maintenance.

Bridge Littleton: But I think that's got to be a conversation with A.J..

Peter Leonard-Morgan: Oh, sure. It's a consideration that we've thought about. But I think it's important to say that this you know, as Danny's already alluded to it, this is an early document. The draft motion is really, I think, not something that one should be really looking at right now, especially as there may be some grants. You know, a few years ago, there were no grants for level two chargers and now we're getting them for free. So we'll have to wait and see. The main reason we feel that you can't get a DC fast charger is because we're not on a main interstate here. But that was the same with the level two originally, and now the level two is, you know, we were able to get that because of the Virginia program.

Bridge Littleton: Cindy.

Cindy Pearson: Where you have the part about the price being 77 plus, which includes a two year warranty. So when you're buying the five year warranty, do you wait until, is that a seven year?

Danny Davis: No, ma'am. It's extending it to a five year warranty. So it's from. [multiple speakers] Yes, it's from 2 to 5.

Cindy Pearson: [multiple speakers] For that amount.

Danny Davis: You can extend it to seven. I think it's an extra \$7,075. It's around 19 or 20,000 total to do a seven year warranty instead of a five year warranty.

Philip Miller: Where they'll start calling Danny in four years and six months and start saying that extended warranty is expired. [off mic]

Bridge Littleton: You'll get those calls after seven years [off mic]

Bridge Littleton: Ok. Yeah, well, I'm sorry, Bud I didn't see ya.

Bud Jacobs: I have just a question for Peter. Is it a safe assumption that given the way this technology is advancing, that in five years' time we may be looking at a completely different situation and rendering the question of how long it's going to last, another 4 years, maintenance and all that stuff moot.

Peter Leonard-Morgan: I think it's a great question and it's something we thought about. For example, with the level two chargers, they are now capable of charging certain electric cars far quicker than any of them were able to do just a couple of years ago. So I think it's safe to say that the development of this technology and Philip, you know, quite a bit about this as well, is probably two or three years from now, that we'll be looking to try and upgrade them. [off mic] I'm making some assumptions here, but I think that's logical.

Bud Jacobs: Seems logical, a safe assumption yeah.

Bridge Littleton: So. Okay, so given that, I think I do think a motion is very premature here. We don't actually know the total cost of ownership because we don't know what the cost is going to be for year five through ten. I think we need to understand that. I think it'd be good to look back over history in the last seven, eight years. And so when Tesla's and all that stuff first started coming out, what was the charging world like? And then they're in a phase two and then a phase three. Now it's phase four. How fast is that stuff turning over? Right. So looking at an ROI of 9 to 10 years, if every 3 to 4 years they're totally not totally changing, but there's a whole new wave of technology, then let's not even talk about a nine year ROI because it's never going to happen. What we're really doing is we're committing ourselves to implementing this infrastructure every 3 to 4 years, and that infrastructure cost is going to have an X and the maintenance is going to be a Y. And I get the revenue side it's kind of soft, but I think we have to think about this as not as a one-time 90,000 bucks. This is a amortized over three years. We're just always going to be in for about X amount per year and that's just what it is. And it feels like it's going to be more than we make off of the fees and. Right. Well and you never know long term. Right. The next thing could be 150 grand for the next version. Right. And I'm not saying that we don't do it. I'm not saying it's not the right thing to do, but it's I think it's a whole lot more complex than just 90 grand. We put in and then we are good for ten years. So. Yeah, Bud sorry.

Bud Jacobs: Quick comment. If it follows the way other technologies or new technologies have developed, in fact, it's likely that the unit cost will be less and not. [off mic]

Bridge Littleton: Yeah, yeah. Who knows. Yeah. So I think it's good to look back over the last couple of years and see what that cycle looks like. I mean, because I saw them, I was at Walmart the other day, they were ripping out the ones that were there and they're putting all new ones in. So yeah.

Peter Leonard-Morgan: And I think one of the questions is an open question is do we need a level three charger? I mean, I'm on the fence about, you know, on the fence about it, frankly, because seeing the way the technology with level two chargers has developed so much, you know.

Bridge Littleton: If you can get it for free.

Peter Leonard-Morgan: Right. And if they will, I you know, there are certain cars that will charge very much more quickly than others. And probably another three years' time, more of them will accept a level two charge at a higher rate. And this is where the technology is mind boggling, but that's where it stands. So it's a question. It's a thought.

Bridge Littleton: And I think the other thing, too, is right. Is our, it's not our responsibility, I mean, this isn't a responsibility, right? This is just trying to be good government. But are we solving 100% issue or is the 80% [off mic] close enough with the level two that's free? So, I mean, it's a lot, it's a lot to unpack. Okay. Do you I mean, I guess it's the Sustainability Committee and Danny, do you guys is that kind of like. I mean, we're not voting on it now. Is that enough? Does the discussion give you guys enough sort of like what you need to cut? [multiple speakers]

Peter Leonard-Morgan: I think from my point of view, we've thrown it around a bit. You know, we've got some questions to go and see if we can get some answers too. But I think we probably need a bigger conversation about the overall need for it. And I'm not saying we do or we don't. I just think it's an important question.

Danny Davis: I do think that's really the important question to ask Council is and we'll figure out what that ROI and what those total costs are. But philosophically, is Council open to spending if we can't find grants on it, \$100,000 of local tax dollars on an EV charging station. And that is a philosophical or it's a policy decision for Council. Clearly, we have a recommendation from the sustainability committee that these are this is the next generation of electric vehicles. Right. And while there could be a level four in the future, it's likely the level three is here for a long, long time because of the limitations of power delivery and what it takes just to get the power to the charger to then. And so, you know, one of the questions is, should we as the town be doing this or should we wait for private sector to do this? And I'm not sure we'll ever see private sector here in Middleburg do this. I'm not saying they won't ever. But. Yeah. So that's kind of the question. I don't need an answer tonight from Council, but I think that's the question to be thinking about is, is this worth us continuing down this road to pursue?

Bridge Littleton: And I think another important element of it, too, is it's, you know is it a problem that actually exists that people get to town and their car's dead? I mean, everybody, if you're a long, far away visitor, right, you're at a hotel. You've thought about it. If you're a local person, you know, you don't. And you have electric car. You know, you're not that far away. So I don't know.

Danny Davis: So I'll just share because I don't have one. But I'll share what Miss Kaye has shared a number of times where when she would go to Charlottesville, she feared taking her Tesla, because if you get down there and traffic's bad or you run into issues, it was just on the edge where to get down and back on one charge you were risking it. And so once they installed fast chargers in Charlottesville, she was a lot more comfortable because she knew she could stop. It takes 15, 20 minutes. You top it up with 100 miles and you know, you can get back home without a challenge. And so I believe that example applies. If you want someone coming from, you know, it's not serving necessarily just our residents. Right. And I think we all know that if you want someone coming from a Baltimore or Potomac, wherever they may be coming from where it's an hour, hour and a half, 2 hours to get here. They want the confidence that they can get home. And they they know a place where they can easily and safely charge. And the beauty here is big parking lot.

Bridge Littleton: What's the closest level three charger to Middleburg.

Danny Davis: I think Walmart. Is that right?

Philip Miller: There's one at the Walmart in Gainesville and one on 606. Otherwise you've got to go to Winchester. [off mic]. No, no, I'm talking closest would be level three. Those would be the three in our vicinity.

Bridge Littleton: Okay.

Peter Leonard-Morgan: What are the ones that the Sheetz is, for example? Are they two level two? Haymarket's got a bunch [multiple speakers]

Philip Miller: I haven't seen the one at Haymarket, but I think the one on 50 right before the Loudoun County line. I think those are level three.

Peter Leonard-Morgan: Thanks.

Bridge Littleton: Okay. Good engaging discussion.

Philip Miller: This is hard stuff.

Bud Jacobs: Electrified.

Bridge Littleton: Yeah, electrified. Ok next what we've got here. [off mic] Hold on. Let's see here. Town hall. Where'd it go? What'd I miss? [off mic] That was on the Consent Agenda. Yeah. So okay. Next item here is council approval for agreement to incur expenses related to the Mille Miglia. Danny I'm going to guess it would be you.

Danny Davis: It's me. Yes, sir. So as we know, the Millie Miglia is coming back this year. We're very excited. One of the challenges that the team from Italy faced in 2019 is that being an Italian entity, it was difficult at times for them to enter into contracts, it was difficult to find insurance, various things like that. They have approached us with an agreement that would be kind of a framework agreement where we partner with them. We would agree to enter into certain contracts on their behalf, such as for catering at Montpelier or for, you know, another event that might be somewhere. Not all of their contracts would we be involved in, but certain limited ones, we would purchase the wearables like the gear, the shirts, the hats, all that, and then the Mille Miglia would reimburse us for those costs that they normally would be purchasing these goods. As an example, in 2019, they shipped a significant amount of items over here at a cost of \$15,000. So if we can purchase them here in the US and save those costs, it's more efficient and likely will save them money in the long run. The town will still have its own costs related to this, which are in the budget that's related to our printing of signs and banners and marketing materials for the Street Festival and the Friday night and all those costs that go into the community aspect of this event. But the request here is Council's support of formalizing this agreement with them for this year, but also the authority for me and for us as a town to enter into some of these additional expenses which would then be reimbursed by the Millie Miglia. Happy to answer any questions.

Bridge Littleton: No.

Peter Leonard-Morgan: [off mic] Democracy. [laughter].

Bridge Littleton: You really have a question?

Peter Leonard-Morgan: I believe Martin has reviewed that as well.

Peter Leonard-Morgan: [off mic] He has. And another question, if we're going to order things, can we, is there a way of using the local company here?

Danny Davis: So we have we have spoken with them and we will continue to investigate what a variety of options for getting gear and materials.

Peter Leonard-Morgan: Great. Thank you.

Bridge Littleton: Any other questions? [off mic] Go ahead. Either one of you.

Philip Miller: I move the town council authorized the Town Manager to enter into a framework agreement with 1,000 Miglia SRL for the 1,000 Miglia Event October 18th through 23rd 2022. Subject to approval by the Town Attorney of any final revisions, I further authorize the Town Manager to enter into agreements and expend funds on behalf of the 1,000 Miglia SRL to be reimbursed by the 1,000 Miglia SRL.

Bud Jacobs: Second.

Bridge Littleton: Any discussion? All's in favor say aye.

All of Council: Aye.

Bridge Littleton: Any opposed? Abstentions? Ok next item is approval.

Martin Crim: Mr. Mayor I'm sorry I was a little slow on that. We do need to record every member's vote for that since it was an expenditure of more than \$500. So if we could do a roll call vote, that would be best.

Rhonda North: Vice Mayor Leonard-Morgan.

Peter Leonard-Morgan: Yes.

Rhonda North: Council Member Daly.

J. Kevin Daly: Aye.

Rhonda North: Council Member Jacobs.

Bud Jacobs: Aye.

Rhonda North: Council Member Miller.

Philip Miller: Aye.

Rhonda North: Council Member Pearson.

Cindy Pearson: Aye.

Bridge Littleton: All right. Next item is the approval of the contract for dangerous building repair.

Will Moore: Mayor Members of Council you're, of course, familiar with this property. We since the time that you passed the resolution declaring it a dangerous building, we had to go through all the legal requirements for notification and then had some challenges in finding contractors that would actually be willing to work on this type of project. But we did get to two estimates and we are recommending approval of the lower of those two estimates. It's a few thousand more than we have budgeted this fiscal year, a little more than \$3000 more. But we have the funds available in contingency to cover that gap.

Bridge Littleton: And until the property owner pays it, we put a lien on their building.

Will Moore: That's correct.

Bridge Littleton: Excellent. Okay. Well, real quick, any questions?

J. Kevin Daly: Peter. [laughter] I'm going to make this clear. I John Kevin Daley moved that Council authorize the Town Manager to enter into a contract with Loudoun Construction LLC in the amount of 28 thousand 127. Oh sorry 28 hundred thousand. [multiple speakers] \$28,127.53 for repairs to that dangerous building at 110 North Jay Street.

Philip Miller: Second.

Bridge Littleton: Any discussion?

Danny Davis: Roll call I guess.

Bridge Littleton: Martin, you're never invited back.

Martin Crim: I can live with that. [laughter]

Bridge Littleton: All right.

Philip Miller: [off mic] He was on Zoom. We can mute him.

Bridge Littleton: Rhonda take the roll.

Rhonda North: Vice Mayor Leonard-Morgan.

Peter Leonard-Morgan: Aye.

Rhonda North: Council Member Daly.

J. Kevin Daly: Absolutely.

Rhonda North: Council Member Jacobs.

Bud Jacobs: Aye.

Rhonda North: Council Member Miller.

Philip Miller: Aye.

Rhonda North: Council Member Pearson.

Cindy Pearson: Aye.

Bridge Littleton: All right. Thank you, Will. Okay before we go to the last thing we have discussion items. Any discussion items. Peter?

Peter Leonard-Morgan: I know.

Bridge Littleton: Only discussion item I have. Yeah, right, exactly. Discussion item. Real quickly, I want to I want to bring this up. I told Danny about this. You and I talked about it about the sponsorship stuff for the family reunion last week, which, by the way, was a very well done event. I mean, they did a very nice job, but. I think we need to. Well, I'd

like to recommend that we relook at this. So we want to support our events. We want to support the economic vitality of the town and whatnot. And it's very important and we have two ways of doing that for non-profits is with grants. And if it's a for profit event, if there is a value in doing a sponsorship thing, we look at the sponsorship thing, but in going back, you know, when the Salamander came on with the request, not that it wasn't a valid request, not that it wasn't, you know, value for the sponsorship. I just. It just was uncomfortable that we went around the process that we had established, you know, and the process was to need to bring it 120 days prior to the event, and they came a month prior to the event. And the second thing that was concerning was we budget, we say in our policy that each sponsorship amount that we'll do is \$2,000 and we're willing to do five of them a year. So that's 10,000 bucks for all sponsorship opportunities. And for Salamander, we gave them 10,000. So and if we want to change it or we want to relook at it or whatever, it just and nobody did anything wrong, right. I just think we need to be a little more. I think we need to relook at that policy, because if that's not the right amount, if that's not the right process, then that's fine. Let's relook at it. Let's change it. And if it is the right policy, the right process, and something unique comes along and we want to you know, we have limits, but we can like Christmas in Middleburg we've done that before. We've given them more than than we budgeted because we wanted to add something. All that kind of stuff is good and important. I just felt with this one it was. You know, again, you want to get the value out of the sponsorship and the value of the sponsorship is getting your name out there on their marketing and their stuff way, way, way, way early. And if they're coming in three weeks in advance, you're really not getting the total benefit of it. So. Again. I'm just throwing this out there. I think, you know, we should take a look at it and understand if we want to make changes or not. And every now that's good to relook at stuff just to sort of consider it. So it was just sitting uneasy with me and it's just something I want to bring up. So, you know, again, not asking for an action, not, you know, whatever, but we're.

Bud Jacobs: I'm sorry. Go ahead.

Cindy Pearson: I would just say that it would be important to have that conversation with Salamander now.

Bridge Littleton: Oh, absolutely.

Cindy Pearson: And to let them know that they need to come to us way ahead of time for this. Everybody else does. And I don't think it's wrong that we up the amount because we do for Christmas in Middleburg I think we did for the film festival. If I'm not wrong.

Bridge Littleton: Those are nonprofits and those are grants.

Cindy Pearson: So but I think being able to adjust the amount accordingly is always ok. But you know, if they're not coming in the proper time frame, they know they're having the same way ahead of time.

Bridge Littleton: Sure. Oh, they planned it last year.

Cindy Pearson: So don't leave us last on your list.

Bridge Littleton: Exactly.

Bud Jacobs: I, I didn't make it over there. Did we get bang for the buck in terms of presence on their marketing collateral?

Bridge Littleton: I mean, we were on all their stuff. you know, I'm not a marketing person, so you can't I can't tell you what what you know. Oh, yeah. It was on the banner. It was on the on the printouts and all that stuff and the programs. Yeah, yeah. No, no, they did their level best. So I'm not disagreeing that there was value for money. There was totally value for money.

J. Kevin Daly: And an anecdotal information just from walking and talking to some of the merchants, there wasn't as much traffic as was anticipated from the guests at Salamander coming in to Middleburg and actually to do shopping

along Washington Street side streets. I would recommend that with the amount that we're offering to them, they should have shuttle busses so that their guests can be brought out to Middleburg to see what Middleburg also has to offer.

Philip Miller: As far as I saw, there were shuttle busses.

Danny Davis: They were supposed to be doing loops with three spots of stops.

Bridge Littleton: Yeah, I mean, not that I was looking but I don't remember seeing any but. Oh, I wasn't, I wasn't paying attention.

Philip Miller: I saw them because I was back and forth throughout the weekend. But now how that translates to foot traffic.

Cindy Pearson: And their schedule is really I mean, there's something I mean all the time.

Bridge Littleton: That's the thing with the family reunion. They have event after or they have an on campus activity activity after activity. I mean, and those folks are paying a lot of money to go to that. It's like a couple thousand bucks. And so they stay there and they do the cooking classes and they do the, you know, the the movie. Exactly. Exactly. So I get I get why people don't leave. I get it.

Cindy Pearson: Ask them to in that list of events have shopping times that these people are free to have some free time to come into town that they can schedule.

Bridge Littleton: Yeah. No. And like I said, I just let's just be smarter for next year.

Philip Miller: In their planning for next year, I will say that anecdotally, I happen to be walking through the town later than usual. Last weekend my nightly dog walk and I saw a lot more traffic later than usual and not just at the restaurants and waiting for a table, but people lingering and kind of walking through. So that might be also an opportunity for us to look at talking to the businesses about staying open later when something like that's happening.

Bridge Littleton: Ok Well, thank you all for indulging me on that diatribe. So any other discussion or information items, Peter?

Peter Leonard-Morgan: Just the information item, which was Ali mentioned earlier, which is we are sort of not really partnering, but with the MFHA on an electronics recycling event on Saturday from ten until two. And it's not just convenient because it's here, but it's actually a deal if you've got things to take, it's \$10 per carload. So I think that's really amazing. [off mic] you know, like one TV maximum, for example. But you know, you can bring toasters and you can bring all sorts of stuff. The list is really quite exhaustive. So it's a good opportunity to, you know, look in the basement, in the garage for stuff that, you know, waiting to find a way to get rid of it properly and it'll be properly recycled. I apologize.

Bridge Littleton: Peter, other than this one partnering with you all. When is the next recycling event or battery take back or what?

Peter Leonard-Morgan: We haven't scheduled anything yet, actually. You know, that's, I think, on the next agenda to talk about it in the in the committee.

Philip Miller: So I'll talk to you offline. But I have a company that accepts all kinds of batteries, lithium ion, which most people don't, and they actually use them to recycle them properly. And it actually goes into green technology and it goes into creating next generation battery packs for vehicles and they actually recycle vehicle battery packs as well.

Peter Leonard-Morgan: So fantastic.

Philip Miller: I have a contact.

Peter Leonard-Morgan: I'd love to talk to you more about that because currently we do pay for each of those boxes. They're not cheap.

Philip Miller: They'll take them and they don't charge anything. You just got to ship it.

Peter Leonard-Morgan: It'd be great. Yeah. Thanks very much.

Bridge Littleton: Ok anything else before we going to close session. All right. So closed session, we're going to be talking about Asbury Church performance of town employee.

Danny Davis: And there needs to be an addition to the motion. There should be advice of legal counsel related to the town hall contract.

Bridge Littleton: Okay. Well, it says on here town hall project. I'm assuming that's it.

Danny Davis: I must have an old motion.

Rhonda North: Impacts of a grant on existing project. Number two.

Danny Davis: I don't see it. I must have an old one.

Bridge Littleton: All right. So who wants to? Goodnight.

Bud Jacobs: Thank you all.

Bridge Littleton: Who wants to read the motion?

Bridge Littleton: Peter. [off mic]

Peter Leonard-Morgan: I move that council go into closed session as authorized under section 2.2-3711 of the Code of Virginia for the discussion or consideration of one, the potential sale of town owned property located within the town limits, where discussion in an open meeting would adversely affect the negotiating position of the public body as allowed under subsection A3. Two a project bonus for a town employee, and three the hiring of a town employee, the latter two of which as. [off mic]

Bridge Littleton: Sorry, start over from the top.

Peter Leonard-Morgan: I move that council go into closed session as authorized under section 2.2-3711 of the Code of Virginia for the discussion or consideration of one the potential sale of town owned property located within the town limits, where discussion in an open meeting would adversely affect the negotiating position of the public body as allowed under subsection A3. Two for consultation with legal counsel regarding specific legal advice by such counsel related to the impacts of a grant on an existing contract as allowed under subsection eight three, a project bonus for a town employee and for the hiring of a town employee, the latter two of which has allowed under subsection A1. I further move that the Council thereafter reconvene in open session for action as appropriate

Bridge Littleton: Is there a second, please?

Cindy Pearson: I second that.

Bridge Littleton: All the favor. Say aye.

All of Council: Aye.

Bridge Littleton: All right. We're in closed session.

Bridge Littleton: One more time.