



MIDDLEBURG TOWN COUNCIL
Regular Monthly Meeting Minutes
Thursday, February 14, 2019



PENDING APPROVAL

PRESENT: Mayor Trowbridge M. Littleton
Vice Mayor Darlene Kirk
Councilmember Chris W. Bernard
Councilmember J. Kevin Daly
Councilmember Kevin Hazard
Councilmember Philip Miller
Councilmember Cindy C. Pearson

STAFF: Danny Davis, Town Administrator
Martin Crim, Town Attorney
Rhonda S. North, MMC, Town Clerk
A. J. Panebianco, Chief of Police
Ashley M. Bott, Town Treasurer
William M. Moore, Deputy Town Administrator
Jamie Gaucher, Business & Economic Development Director

ABSENT: Councilmember Peter Leonard-Morgan

The Town Council of the Town of Middleburg, Virginia held their regular monthly meeting, beginning at 6:00 p.m. on Thursday, February 14, 2019 in the Town Hall Council Chambers, located at 10 W. Marshall Street. Mayor Littleton led Council and those attending in the Pledge of Allegiance to the flag.

Public Comment

Kevin Daly, 112 N. Jay Street, announced that the American Legion was celebrating its one hundredth birthday this year. He invited all eligible service members to join Middleburg Post #295.

Public Presentations

Independent Living Facility Proposal – Dan Orlich

Town Attorney Crim advised Council that procedurally, this presentation was being made out of order as it involved a Comprehensive Plan amendment. He noted that the amendment was currently before the Planning Commission and advised that they had not yet forwarded a recommendation to the Council. Mr. Crim cautioned the members that they should wait until they received it before making any kind of commitment on behalf of the Town.

Mayor Littleton encouraged the members to stay within the State law with regard to land use planning. He reminded them that the Planning Commission was working on an overall Comprehensive Plan amendment. Mr. Littleton further reminded the members that they could not negotiate with the applicant and explained that they could only ask for information.

Dan Orlich, Nick Hanna, Brent Miller and Bill Mathews appeared before Council representing the application.

Mr. Mathews noted that he was a zoning attorney and had developed similar facilities in other areas. He advised that there was a demand for the care of seniors that was largely unmet in this area. Mr. Mathews reported that the proposed site was larger than most for similar facilities. He noted that business realities impacted the size and explained that at least eighty beds would be needed to support the facility. Mr. Mathews opined that the project would provide a societal benefit.

Dan Orlich, 107 E Street, Vienna, VA, advised the Council that he would like to build something that would be successful. He reviewed the history of his requests and explained that he would like to construct one hundred units on eighteen acres. Mr. Orlich advised that he would own the facility and lease the units. He noted that he requested a zoning ordinance amendment to allow the facility by special exception and to put conditions on the special exception. Mr. Orlich suggested he would hammer out the details with the HDRC and Planning Commission; however, he questioned whether there was a “stomach” for a facility of this size as a special exception.

Mayor Littleton advised Mr. Orlich that before a special exception could even be considered, there needed to be an amendment to the Town’s Comprehensive Plan. He explained that if that change was successful, then the Town could look at a zoning amendment to allow such facilities by special exception. Mr. Littleton noted that the proposed site was zoned Agricultural-Conservancy and that it touched the Historic District; therefore, those regulations would also apply.

Council questioned whether the proposal was for one-story buildings. Mr. Orlich confirmed they would be two and three stories. He advised that there would be no fewer than eighty units. Mr. Orlich noted that the access would be opposite the road for the Mount Defiance Cidery and opined that there would be no impact on the roads. Mr. Hanna noted that the property touched Marshall Street where it dead ended.

Mr. Orlich advised that he was proposing to construct a three story structure, with some smaller ones around it, and distributed a sketch of how it would look on the site. He noted that he would like to connect the development to the Town’s utilities. Mr. Orlich explained that he planned to operate the facility through a professional management company.

The Council noted that the median income for Middleburg’s residents was \$55,000/year pre-tax or \$32,000 post-tax. They questioned whether the Town’s residents who were living on Social Security would be able to afford to live in the facility.

Mr. Orlich opined that they would and noted that the cost would be \$3,000-4,000/month. Mr. Orlich advised that he performed a basic study and opined that the business model he was proposing, which was for a 120,000 square foot facility, would work.

The Council noted the need for delivery vehicles to service the facility. They inquired as to the type of traffic this would generate.

Mr. Hanna acknowledged that there would be delivery vehicles coming to and from the facility; however, he opined that there would be no traffic in the town as the proposed location was at the beginning of it. He noted that the laundry services would be provided in-house. Mr. Hanna reiterated that there would be little traffic to and from the facility.

The Council inquired as to the proposed access. Mr. Orlich confirmed that all of the traffic would be on Route 50. Mr. Hanna suggested a walking path could be developed on Marshall Street.

The Council noted that the proposed entrance on Route 50 was located at a choke point during rush hour traffic. They expressed concern about adding more traffic to it and the danger that would create. Mr. Hanna advised Council that they performed an engineering study, which indicated there would be minimum impact to Route 50. He offered to provide the Town with the details of the study.

Mayor Littleton advised Mr. Orlich that as a part of the Comprehensive Plan update, the Town solicited public input. He further advised that two issues came out of those input sessions – the need for affordable housing for young families and the need for more recreational open space. Mr. Littleton noted that the Comp Plan should reflect the desires of the community. He questioned how an assisted living facility would meet those needs.

Mr. Brent Miller advised that there would be an opportunity to create a walking path on the property. Mr. Orlich advised that they would make housing more affordable by providing jobs that paid over \$20/hour. He estimated the number of employees at thirty-seven and advised that they would be employed as salesmen, auditors and executives. Mr. Orlich noted that the facility would also pay the Town taxes, which it could use for affordable housing.

The Council questioned whether there would be any medical personnel associated with the facility. Messrs. Orlich and Mathews advised that this would be an assisted living facility, as opposed to a nursing home which required skilled nursing care.

The Council expressed concern about the facility's appearance based on the sketch. They noted that this property was part of Middleburg's gateway and advised that the view shed was important to the Town. It was noted that the property was zoned Agricultural-Conservancy for a reason. The Council noted the need to look at this application carefully and suggested the need for community input sessions. It was further suggested that the massing would need to be changed.

Mr. Mathews opined that it looked like a country estate; however, he noted that it was malleable.

Mayor Littleton noted that the Town had been working on its Comprehensive Plan update for over a year and advised that what Mr. Orlich was asking was huge. He explained that he was asking that the Town rewrite its policy that governed all land use for every agricultural-conservancy zoned parcel of land. Mr. Littleton advised that this would set a precedent for the entire town; therefore, the Council would take it very seriously. He explained that their consideration of the proposed amendments would have nothing to do with this one project.

Mr. Orlich opined that he was only asking the Town to include one more use – that being independent living facilities. He advised that they were also asking for the inclusion of a definition of an independent living facility in the zoning ordinance and that it be made site specific to only the proposed site.

It was noted that the applicant was only at the beginning of the process. Mayor Littleton thanked him for coming before the Council and noted that it was good to understand what was being proposed. He reiterated that the Council took planning very seriously and advised that they could not rewrite the Comprehensive Plan for just one project but rather must take a holistic approach. It was suggested that the applicant keep in mind that this was a public process.

Staff Reports

Town Administrator Davis recognized **Stuart Will and IES** for their excellent response to the recent water system issues. He noted that they rushed the lab sample collections in order to reduce the boil water notice period below forty-eight hours.

Town Administrator Davis reminded Council that he planned to find better ways to share information with the Council in the future in terms of project status reports and the accomplishment of goals. He advised that, as such, the staff reports would look differently beginning with next month's meeting agenda. Mr. Davis noted that he was open to suggestions for how this could be accomplished.

Town Administrator Davis acknowledged the work of the Town staff during the recent water issue. He noted that the Deputy Town Administrator, Town Treasurer and Office Manager manned the phones and the Town Clerk issued phone alert messages.

Mayor Littleton thanked the Town Administrator and Deputy Town Administrator for distributing bottles of water and ice to the restaurants during that period.

Deputy Town Administrator Moore reported that the staff would soon meet with the County staff and an applicant on a subdivision that was being proposed on the east end of Town on the Danberry Cross property. He noted that a minor portion of the property lies within the extraterritorial subdivision control area; therefore, the Town and County needed to determine who would take the lead on the project.

Mayor Littleton asked that the staff keep the Council and community informed as to the dates of any public hearings or public input sessions related to the project.

Deputy Town Administrator Moore reported that Bates Trucking was doing well with the trash collections. He noted that there would always be issues; however, they had been greatly minimized since Bates Trucking took over. Mr. Moore advised that Bates' was extremely responsive to the few incidents that had occurred.

Deputy Town Administrator Moore reported that the HDRC approved Old Ox Brewery's plans and that he issued their zoning permit. He noted that Mr. Burns indicated that they hoped to be open by Memorial Day.

Town Clerk North reported that the staff developed content outlines for the new website, which have been provided to the Council's Website Committee for their review. She reported that the mood board and layout were approved, which allowed CivicPlus to move into the design phase. Ms. North expressed hope that the initial design would be presented to the Council during their April 25th work session. She noted that the staff was also in the process of updating the Town's forms for incorporation into the website. Ms. North reported that Councilmember Leonard-Morgan secured some photographs for use on the new website and she was working with Visit Loudoun to gain access to theirs. She noted that the Town may need to have some photos taken, particularly in the Spring as many of the existing ones were taken in the Fall and Winter.

Mayor Littleton noted that the Middleburg Museum Foundation had some old photos, some of which dated back to the 1840's, and offered to explore their use.

Mayor Littleton thanked the Town Clerk for staying on top of the VML Alerts regarding the 2019 General Assembly session.

Business & Economic Development Director Gaucher reported that Old Ox Brewery received a building permit and were moving forward with the renovations to the Health Center building. He advised that he was working on scheduling ribbon cutting ceremonies for four new businesses in town – Le Petit Marche, Le Hacienda, Southerly House and WW Monograms. Mr. Gaucher reported that he was working to fill four empty storefronts and noted that negotiations were underway on all four buildings. He advised that he connected with the Cook brothers (Middleburg Exxon) to see if he could do anything to assist them with their sustainability issues. Mr. Gaucher reported that a hospitality group would be in Middleburg this week. He noted that the Community & Cultural Events Committee held their first meeting and advised that there were approximately twenty different possible events on their list that need to be analyzed and prioritized.

Town Treasurer Bott reported that based on the Council's direction to budget based upon actual estimates, she and the Town Administrator were working on the revenue projections for the FY '20 budget.

Mayor Littleton asked that this be an item on the next Strategic Finance Committee's agenda.

Town Administrator Davis reminded Council that they would hold another budget discussion during their February work session, at which time the staff would provide an update on the revenue projections, as well as a recommendation for their use. He noted that they amounted to approximately a \$145,000 increase.

Chief Panebianco reported that some good, viable solutions were proposed during a recent meeting with VDOT regarding the intersection of Route 50 and Zulla Road. He thanked Mayor Littleton and Town Administrator Davis for participating in the meeting.

Mayor Littleton noted that “do not enter” signs that would be back lit had been proposed and advised that VDOT was developing a budget for their installation. He noted that he told them the Town may be able to help financially; however, he made no commitments to do so.

Mayor Littleton thanked **Town Attorney Crim** for his assistance with the lawsuit related to the Federal Communication Commission’s order regarding accelerating wireless and wireline broadband deployment by removing barriers to infrastructure investment. He reported that Middleburg’s suit was the only one of sixteen to have survived.

Reports of Town Committees/Council Liaisons

Town Administrator Davis offered a report from Go Green in Councilmember Leonard-Morgan’s absence. He reported that the HEAL Expo was scheduled for March 30th and suggested that Councilmember Leonard-Morgan expected members of the Council to register for the 5k race.

Town Administrator Davis noted that there was a great article in Loudoun Now on the Town’s cigarette butt recycling program.

Town Administrator Davis reported that Go Green was working on options for a vehicle charging station. He advised that it may be possible to get it funded through the VW settlement; however, money would be put in next year’s budget if needed.

Mayor Littleton noted that the ordinance that established the Middleburg Strategic Finance Committee indicated that it should meet quarterly; however, they wanted to meet monthly.

Consent Agenda

- (1) Approval of Minutes – *January 9, 2019 Regular Meeting Minutes; January 16, 2019 Special Work Session Minutes; January 31, 2019 Special Work Session Minutes*

Councilmember Miller moved, seconded by Councilmember Daly, that the Council approve the consent agenda as submitted.

Vote: Yes – Councilmembers Kirk, Bernard, Daly, Hazard, Miller and Pearson

No – N/A

Abstain: N/A

Absent: Councilmember Leonard-Morgan

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

Action Items

Requests for Funding - Artists in Middleburg and Middleburg Spring Races

Business & Economic Development Director Gaucher reported that the Cultural & Community Events Committee (CCEC) reviewed the funding requests; however, they did not recommend approving them. He explained that they felt the Middleburg Spring Races was in a good place financially. Mr. Gaucher noted that they thought there may be an opportunity around their centennial celebration that would be held next year so they asked him to engage with them. He advised that as to the Artists in Middleburg request, the Committee expressed concerns about the timing of their events as they ended at 4:00 p.m. and they requested additional data in order to evaluate the request.

Vice Mayor Kirk noted that some of the items the Spring Races requested money for had already been done.

The Council agreed it would be a good idea if the Artists in Middleburg events were held later in the day. They noted the need for other businesses to be open during that time to help support them and so the events could be marketed. The Council suggested that, in the future, the applicants be invited to attend the CCEC meetings so they could answer any questions the Committee may have.

Mayor Littleton reported that the Middleburg Spring Races operated in arrears. He noted that if it rained on the day of the event and the receipts were bad, the Board took money from its endowment to cover the expenses. Mr. Littleton advised that everything received above \$5,000 was given to INOVA's pediatric center.

It was noted that these requests could be re-evaluated by the Committee in April.

Council suggested the need to connect the Spring Races to the community as the guests did not come into town.

Employee Handbook Amendments – Credit Card Policy

Town Administrator Davis reviewed the history of the Town's credit cards. He asked that the Council revise the credit card policy to allow the individuals to keep the cards either on their person or in the Town's safe. Mr. Davis further asked that the policy be amended to allow him to set the credit limits per individual, as well as the overall limits for the Town. He noted that the individual staff limits were lower than his, which was higher because the Town may need more capacity at some point.

Councilmember Miller moved, seconded by Vice Mayor Kirk, that the Council approve revisions to the Employee Handbook Section VII.H, Credit Card Use Policy, as shown in the attachment.

Vote: Yes – Councilmembers Kirk, Bernard, Daly, Hazard, Miller and Pearson

No – N/A

Abstain: N/A

Absent: Councilmember Leonard-Morgan

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

Amendment of Ordinance Establishing the Economic Development Advisory Committee

Business & Economic Development Director Gaucher reported that the two changes were made to the ordinance as requested by the Council. He noted that they related to the process for developing an economic development plan and requiring the Committee to report quarterly to the Council.

Council discussed the wording of the item related to the economic development plan. They suggested it be amended to read “annually create and recommend a strategic plan for the Council's adoption”.

Councilmember Miller moved, seconded by Councilmember Daly, that Council adopt AN AMENDMENT TO THE ORDINANCE ESTABLISHING THE ECONOMIC DEVELOPMENT ADVISORY COMMITTEE as presented and amended.

Vote: Yes – Councilmembers Kirk, Bernard, Daly, Hazard, Miller and Pearson
No – N/A
Abstain: N/A
Absent: Councilmember Leonard-Morgan
(Mayor Littleton only votes in the case of a tie.)

Acceptance of Donations for Town Sponsored Events – National Night Out & Go Green Events

Town Administrator Davis reminded Council that under the gifts ordinance, the staff needed their approval to accept donations for Town events. He advised that once approved, they would keep records of the donations. Mr. Davis noted that other events may be brought forward in the future and suggested they be placed on the consent agenda.

Councilmember Pearson moved, seconded by Councilmember Daly, that Council approve the acceptance of donations to the Town of Middleburg for the annual National Night Out event, the HEALth Fair, the Town Clean-up Day, and the battery recycling program. Councilmember Pearson further moved, seconded by Councilmember Daly, that the Town Administrator, or his designee, be authorized to accept donations on behalf of the Town for these events on an annual basis.

Vote: Yes – Councilmembers Kirk, Bernard, Daly, Hazard, Miller and Pearson
No – N/A
Abstain: N/A
Absent: Councilmember Leonard-Morgan
(Mayor Littleton only votes in the case of a tie.)

Discussion Items

The Hill School Auction

Mayor Littleton reported that he was approached by The Hill School about offering a Mayor For A Day item for their auction. He suggested it would involve things such as bringing a Council meeting to order. Mr. Littleton questioned whether there were any objections to his doing so. None were raised. It was suggested that a Middleburg paper weight be included with the auction item.

Status Report – Enforcement of Dangerous Structures Ordinance

Deputy Town Administrator Moore advised Council that he had not moved to formal enforcement for any of the four structures that were on his radar. He reported that he was in conversations with two of the owners and that one of them was in the process of working on the needed repairs. Mr. Moore advised that he had not received a response from the other two – both of which were absentee owners. He advised that he would continue to move forward on the two that had not taken any action.

Deputy Town Administrator Moore reported that he and the Facilities & Maintenance Supervisor were working to develop a checklist of items that they would look at when inspecting a property. He explained that the plan was to proactively survey the buildings in the core of the town in the Spring, starting with those that had the most damage. Mr. Moore noted the new position that was proposed in the FY '20 Budget and advised that this person may be able to assist with the inspections and enforcement.

INFORMATION ITEMS

Strategic Initiative Item Review – Land Use Partnership with Loudoun County

Mayor Littleton opined that the County's fiscal impact analysis of their draft comprehensive plan update was unreal and reported that in addition to the 29,000 houses that would be constructed in the transition policy area, there would be 11.7 million square feet of commercial development in order to support it. He noted that three board members spoke about this during a recent Chamber of Commerce breakfast and acknowledged the need to get their Comp Plan right. Mr. Littleton advised Council that the County Board was planning a number of work sessions to discuss it. He noted that their concern was their staff's ability to keep up with them and advised that Town Administrator Davis' review of the fiscal impact analysis revealed that they did not even consider the transportation costs.

Mayor Littleton noted that the County Board of Supervisors hoped to have the draft plan on the street in June. He reported that COLT was working to develop an engagement strategy and asked the Supervisors for a meeting to discuss their concerns. Mr. Littleton noted that COLT representatives would also attend the County's public input sessions and speak on specific topics.

Mayor Littleton reported that the Loudoun County Preservation & Conservation Coalition was giving presentations on the draft County Comprehensive Plan and its impacts and advised that one such session was scheduled for February 22nd at the River Creek Club House. He reported that the Conservation Coalition would have done fifteen sessions by April 1st when the County Board of Supervisors started their work on the draft plan.

Town Administrator Davis reported that they would hold a session at the Middleburg Community Center on March 27th.

Mayor Littleton called for a brief recess of the meeting at 7:55 p.m. He reconvened the meeting at 8:05 p.m.

Closed Session – Legal Advice by Counsel; Disposition of Public Property; Property Acquisition; Appointments to EDAC; and, Personnel Matter

Councilmember Miller moved, seconded by Councilmember Daly, that Council go into closed session as allowed under the Virginia Freedom of Information Act Sections 2.2-3711(A)(8), (3) and (1) for consultation with legal counsel employed by the public body regarding specific legal matters requiring the provision of legal advice by such counsel; the discussion or consideration of the acquisition of property or the disposition of publicly held property, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body; and, for the discussion, consideration or interviews of prospective candidates for employment, assignment, appointment, promotion, performance, demotion, salaries, disciplining or resignation of specific public officers, appointees and employees of the public body. Councilmember Miller further moved, seconded by Councilmember Daly, that these matters be limited to (1) legal advice regarding potential development in the town; (2) the acquisition of property for a parking lot; (3) the acquisition of property for a new Town Office; (4) the disposition of a Town right-of-way; (5) the disposition of the Asbury Church; (6) appointments to the Economic Development Advisory Committee; and, (7) the performance of the Town Administrator. Councilmember Miller further moved, seconded by Councilmember Daly, that in addition to the Council, the following individuals be present during the closed session: Danny Davis for all of the items; Martin Crim and Will Moore for the first five items; and, Rhonda North and Jamie Gaucher for the second through the sixth items. Councilmember Miller further moved, seconded by Councilmember Daly, that the Council thereafter reconvene in open session for action as appropriate.

Vote: Yes – Councilmembers Kirk, Bernard, Daly, Hazard, Miller and Pearson

No – N/A

Abstain: N/A

Absent: Councilmember Leonard-Morgan

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

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.

There being no further business, Mayor Littleton declared the meeting adjourned at 10:10 p.m.

APPROVED:

Trowbridge M. Littleton, MAYOR

ATTEST:

Rhonda S. North, MMC, Town Clerk

February 14, 2019 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 call the town council meeting to order. February 14th. Happy Valentine's Day.

Darlene Kirk: Did you bring us flowers?

Bridge Littleton: I brought you chocolate. Well somebody else did and I'm taking credit for taking credit for it. So first item is Pledge Allegiance.

Everyone: [Pledge of Allegiance]

Bridge Littleton: Okay next item is the roll call.

Chris Bernard: Chris Bernard.

Kevin Hazard: Kevin Hazard.

Philip Miller: Philip Miller.

Darlene Kirk: Darlene Kirk

Bridge Littleton: Bridge Littleton.

Cindy Pearson: Cindy Pearson.

Kevin Daly: John Kevin Daly.

Ronda North: Ronda North, Town Clerk.

Martin Crim: Martin Crim, Town Attorney.

Danny Davis: Danny Davis. Town Administrator.

Bridge Littleton: Okay. Next item we have is public comment. Is anybody from the public wish to address the council or on any matter? Mr. Daly. He always throws a curveball.

Kevin Daly: It was written for me. Is this on? Mr. Mayor and distinguished members of the Town Council. As you may know the American Legion is one hundred years old this year. Our Middleburg chapter is proud to say that we were represented at the founding of the Legion in Paris in 1919. We would like to welcome all eligible service members men and women to become a member. The Middleburg Legion Post 295 is located on the Plains Road just one thousand feet south of town. We meet on the second Wednesday of every month at 7 p.m.. If you are interested in continuing to serve your country after defending democracy throughout the world and now want to support your community, please come to one of our meetings. If you have other interests. We're here to work with the community. Please come to our meetings or call George Martel at (540) 687-6408. Thank you very much Mr. Mayor and distinguished members of the town council for your time.

Bridge Littleton: Thank you young sir. No actually I you know I forgot I. I did know that. I've told you forgotten that the Legion was turning a hundred years old this year. So thank you very much for that. Anybody else with public comment? We will close the public comment session. I do not believe we have any public hearings or special recognition so the next item we will go to is public presentation. This is a presentation and discussion regarding an independent living facility proposal from Dan Orlich. If I got that right. But first I believe our town attorney Martin Crim would just like to provide some additional information.

Martin Crim: Thank you Mayor. Thank you Mayor. I just wanted to let everybody know in the audience as well as the council know where we are procedurally with this matter. Essentially what we have is this is out of sequence a little bit to have the presentation from this organization about the comp plan amendment. Currently the comp plan is before the Planning Commission. They have not yet acted on it to send you their recommendations. They will do so but so as a result what that means is we really need to wait for the public hearing before we can make any kind of commitment on behalf of the town and that we really haven't had an opportunity to have this vetted at the Planning Commission yet. That's all I wanted to say. Thank you.

Bridge Littleton: Thank you Martin. And I think as we have this presentation tonight and the discussion to Martin's point you know we want to make sure we keep inside Virginia law as it regards in regards to land planning land use comp plan amendments the process it's a very as we all know a very rigorous process. Kevin in the Planning Commission been working really hard the last two years to get our new comp plan done. So if we have you know some high level questions and things like that I think that'll be fine, but certainly this is no baseline for negotiation, requests anything like that. Simply questions asking for additional information I think are proper. But beyond that let's not go any deeper than that. So Mr. Orlich, thank you very much for coming. We really appreciate it. If you could just simply state your name and address into the microphone and the floor is yours.

Bill Mathews: So here's your first curveball. I'm not Mr. Orlich.

Bridge Littleton: Oh I'm sorry. Okay I apologize.

Bill Mathews: No that's fine. My name is Bill Mathews. Mayor Littleton and ladies and gentlemen of the Council. Thank you very much for the opportunity to come talk to you. I was a sort of elected to come give some introductory remarks about this project and I'll tell you just a little bit about why. Long ago and far away I was a zoning attorney in Indiana. I've worked for and with the landowner since 1992. We've been friends for almost 30 years and and know each other quite well and I happen to own and have developed a handful of independent living centers. So with that sort of weird combination of skills and background I was asked to come up and just give a macro view of the project and a quick introduction and then Mr. Orlich is going to tell you a lot more. I had the good fortune to sit down with the town administrator and attorney and we had a really productive discussion about our ideas for putting an assisted living facility on the edge of town. Right now sort of unused property it's part of a pasture and and we were approached by Mr. Orlich who had the idea of putting an assisted living facility into the town. And my comments really are going to be directed to the utility that I think a facility like that would provide for the community. That's probably where my expertise probably starts and ends. But because I have built a handful of them I'm very familiar with the business model. I am familiar with the benefits and attributes that they would bring to the community. Everybody has parents. They all get older. Right now if you look at the baby boomers and how the baby boomers are aging out. They call it the silver tsunami. There is an enormous demand to care for our senior citizens which is largely unmet by commercial facilities that exist today. I haven't done a market study in this specific market but I have looked at other sites in Arlington and Alexandria and around here and there is a pent up demand because we all do have loved ones that need proper professional care and quite frankly it gets difficult to do that at home. Especially if you have you know a loved one who's challenged physically or started to suffer from signs of dementia or something like that. These facilities do provide an enormous benefit and societal value because like I said we all have those people Brett Miller who's behind me and works on the farm every day, his mother recently passed away but he had to drive you know half an hour away to see her every day because there was not a facility like this here in the town. You know there were a number of conversations about the size of the facility. You guys clearly have a very beautiful town. The rural character of this town I have done development projects in Loudoun County and so I'm pretty. I've always been dialed in with the desire to maintain that rural flair and flavor and I think you do have a

landowner in Mr. Prince who buys into that as well. You know he's got a cattle operation right here at the town gates which I think helps maintain that rural value. I think he's been a really productive citizen in Middleburg. He's been he participates with the police force and giving them a free place to train. Old facility on his property. He allowed the fire department to come and train on and and I do think he has been you know helpful and an attribute to the community. He owns this land that would be sold off to Mr. Orlich and it is actually much larger. The parcel that Mr. Orlich is looking at is much larger than most parcels are for a similarly situated facility. It's probably twice the number of acres that would be required for the facility many other places. The size of the facility, the number of residents was something that was at issue and how that would be designed. Regrettably, there are some some business realities which do impact how these facilities are built. Almost all of them you find them you hardly ever find a unit or facility that's got less than 80 beds, less than 80 residential units. And really the reason for that is you could build a facility with two beds in it but it would be cost prohibitive. It'd be entirely too expensive way outside the market and where those numbers start to come into focus is about 80 beds and so all of them are between 80 and 120 beds. And and I hate to say it, you know I'm not the smartest guy in the world that I followed in the path of many many many other people in building these facilities. But if you try to make them 60 beds or 40 beds they simply are they're not viable. So there was some thought when I looked at the project a couple months ago there definitely was thought put into the project design and I certainly agreed with what they were doing as an owner of similar facilities. I think the biggest problem is picking which process to follow in getting the facility built. And I'm not going to touch on that other than to say you have a very willing developer. You have somebody who's very flexible and wants to do the right thing in the community. It's a project that will provide a societal benefit and that we all have parents that will go there and the people that are there they don't want to just sit there and waste away. They want to get out. They want to shop. They want to you know go for dinner. They'll spend money in the town. That'll help all your merchants on Main Street. And I think you'll find that that New Year's Eve parties at you know 5:00 p.m. are a blast. I go to all our facilities New Year's Eve parties and Christmas parties. And they're really vivacious part of the community that I think you'll appreciate if you do have a facility like that that ends up being constructed. So I'm talking longer than I had intended to and Mr. Orlich, if you'd like to get into the details, I'll shut up. From the macro views are there any questions that I can answer for you before I yield the microphone.

Bridge Littleton: I think what we will do is if Mr. Orlich wants to you know present his and then if you guys want to sit together as we then have some questions that'll be easiest.

Bill Mathews: Absolutely.

Dan Orlich: Thank you. Thank you for giving us the opportunity. So one time I had a cow and calf operation in Charlottesville. I was a farmer. So I did that for a while. And around me were other farmers. A lot of them because we had small farms and the one thing you can say generally about farmers is they're all old. Most of the farmers that I knew, they were born on the farm. The father was there, even there grandfather. But the children didn't want to be there. So most of them on the small farms around me were confronted with having to sell out. There was also the 70s when inflation was jumping and they had to sell out anyway. So most of the old fellas and ladies there was nowhere to go. Independent living, assisted living really didn't exist. This was the early 70s. So for them when they sold their tract of land usually they'd have to go to Ohio and live with a daughter or something. The places that they'd stayed in their whole life and the things that they knew were no longer available. You know that's not very nice. And then after that I moved to Florida and I stayed there awhile but then I came back just like four or five years ago. And there was a series of newspaper articles about a professional football player who lived here in Middleburg. And he lived for a long time and this is where all of his contacts were. But then he became somewhat impaired. He couldn't operate as he did and he was used to going to bars and restaurants, meeting people. But he couldn't do anymore. And there was no place here. No assisted or independent living in town where he could move. So he had to leave. And I got to thinking geez this is like 20 years and this is still going on. It seems like there has to be facilities for people. And to think that there's a part of the county where they're not even available. I'd like to build something and maybe make it a success and maybe do some social good with it. Other than building like a Taco Bell. So I asked my friend Nick if he would look around and see if there were any pieces of land out here that maybe we could adapt to some sort of an independent living facility. And he looked and looked and he finally found the piece of land that we're here with tonight. We talked to the owners and they said yes they'd be willing to sell it if it would support what we wanted to build. So we made a contract with them and I made the mistake of

hiring a lawyer to help me go ahead. He said he understood how things worked. Well he filed an application to rezone the property and the town sent it right back because it was so deficient. It turned out the rezoning wasn't even in order. First was a master plan change. So we no longer had the lawyer and we decided to start with the master plan. And we found that the nice thing about the master plan is that it had done a whole lot of work for us in trying to talk to the town about the necessity of this stuff. Want to give them these. [off mic]

Bridge Littleton: Let me just ask quickly, are these items you guys provided in your packet for tonight?

Dan Orlich: I don't know. I know we provided it once or twice but let's just take a look at what it is is a section of the land use plan that talks about the need for independent or senior citizen living in the town.

Bridge Littleton: Sure. So Mr. Orlich. I want to make sure that we preserve your all's time we've got a very long meeting tonight. I don't want us to take a dive into the sentence by sentence reading of the plan.

Dan Orlich: I'm not going to do.

Bridge Littleton: OK so let's not pass it out. Let's just you guys tell us what it is you want to do. Let's not worry about the plan or any of that stuff. What is it you want to do, right. What's your concept. And then with that's I think where we can understand where your goal. Forget the zoning, forget the comp plan. Forget all that stuff. What is it you guys want to do. What do you envision and then that way we can understand what your vision is and drive down any questions.

Dan Orlich: We'd like to build an independent living facility of about 100 units. And we'd like to build it on the tract of land that's about 18 acres where we'd come into town. It will be. We'll own it and it'll be a for rent facility. It won't be a condominium or anything. So that's what we plan to do. We think that'll take about take about two years to build and we started what we're trying to do now is to get to the point where we can ask that we go ahead. So what we've applied for is we've asked the Planning Commission if they will agree to make two amendments to the zoning code one that would allow an independent living facility as a special exception and the other to put some conditions on the special exception. And our plan is to go to the Planning Commission and the Historic Review Commission too because they're a part of this and develop a plan that'll fit on the land. We're not, the plan that we are the idea that we have isn't limited in units. It doesn't tell much about it. It's something that we hope to hammer out at the Planning Commission and with the Historic Review Court. So it's not really a rezoning it's just an attempt at a special exception. So that's what we would do we would come back and try and work it. But over the period of time that we've been talking, there's been some talk about you know how many units would be necessary and how many would be allowed in town. So what we would like to know is if there's any stomach, any feeling for a facility of our size and if it would fit as a special exception. If so, we would try and create it and make it you know try and work it out so it looks good in the town. That's what we plan to do.

Bridge Littleton: Gotcha. Thank you. So completely contravening myself a minute ago by saying we didn't want to go into the comp plan. If I understand that the baseline, before there is a special exception you the need is to first go through and Kevin please jump in at any point if I get this wrong or Danny or Will. There's a need to change the comprehensive plan. First and foremost. So this isn't about creating a special exception first, it's about actually changing the comp plan. And then if that was successful again Martin you correct me too. Then it's the changing of the zoning and the special exception rules and all that kind of stuff to allow the facility to go forward if it was something that made sense. Do I have that right?

Martin Crim: Yes.

Bridge Littleton: Okay.

Darlene Kirk: Is all the land in town?

Bridge Littleton: Is all the land in town? [inaudible]

Dan Orlich: Yes, sir.

Bridge Littleton: And and it does and I think some of it is A, Agricultural Conservancy and some of it is. [inaudible] It's all AC. Okay. Okay. And then I guess one of the quick technical questions and Will, maybe this is a question for you a part of the land touches the historic district so therefore the whole parcel, it becomes applicable. Right. Got it. Okay. Just make sure as a baseline. Okay. And I apologize Mr. Orlich if you could real quickly just we have to have it for the record state your full name and your address.

Dan Orlich: So my name is Daniel Orlich and I live at 107 East Street Northeast in Vienna.

Bridge Littleton: Perfect. Thank you very much. OK. Does anybody have questions? Kevin.

Kevin Daly: We heard before you need at least 80 to 120 units and these are not going to be condominiums, high rise. This is one story basically one floor?

Dan Orlich: Three stories and two stories.

Kevin Daly: So I was correct that it would be to make it viable at least no less than 80 units.

Dan Orlich: I don't know that it would be. Well probably no fewer than that because you have to build the first class facility. We're going to be competitive. We're in an urban market.

Cindy Pearson: Where would the access be to get to this property.

Dan Orlich: It would be directly opposite the road that goes to the new building on the hill across the street. [inaudible] So that the both come in. There's only one way in one way out. And we've had a traffic study made which said that we're not going to impact the roads in town much. We're in a very nice place. We can come and go in our one curb cut.

Nick Hanna: And it also touches the street. That's it. I'm sorry I'm Nick Hanna. I apologize. It also touches the street that is adjacent to neighborhoods in town. And so we would be able to connect the folks at the independent living facility to be able to [inaudible] in to town again. And that was even mentioned the original comp plan that if this was built that it would be something that is connected to the town and that's exactly what it is on that street.

Cindy Pearson: Is that on J Street?

Kevin Daly: That's Marshall Street.

Bridge Littleton: Where dead ends at the. Exactly.

Dan Orlich: It touches this land there.

Bridge Littleton: Other questions? Chris.

Chris Bernard: How many buildings? So you said one and two and three stories. How many buildings are you talking about?

Dan Orlich: Well we could build. Would you like to look this picture? Have any interest?

Chris Bernard: And I'm assuming we're talking like. [inaudible] So when you say independent living it's just a let's say three four buildings of apartments basically. Independent apartments.

Dan Orlich: The idea is that there would probably be a three story structure and then there might be some smaller structures in front of it. It's a large piece of land it's 18 acres. So we have plenty of room. And that's just a scheme. It's an idea but it's not complete yet.

Nick Hanna: And again this would be planned, designed with the historical committee. [inaudible] commission. We're here to be a member of the town. We're not here to be a conglomerate that's just gonna do whatever we want. We want to create a relationship with the town, be a part of the town. [inaudible]

Chris Bernard: So it looks like kind of a main building and little surrounding.

Dan Orlich: Something like that. Because there are stark steep slopes on the property. We have to whined around it and then it gives us a place to put some smaller houses and a large central building because there's going to be a dining hall and all of the other items that you put in an independent living house. And again with the preliminary engineering was also done which is very preliminary but it was enough to give us an idea of what we can and can't put where. So that's where this kind of happened. So this wasn't just like hey put this here, put this there. There is a lot of engineering that's already been done to tell us where we can't build [inaudible]. We've even contacted the Corp of Engineers about the watershed. [off mic]

Bridge Littleton: Oh Philip. Yeah.

Philip Miller: Would you be looking to connect to town water and sewer?

Dan Orlich: Yes sir.

Philip Miller: And who would operate the facility? So you're going to build it. I would assume you.

Dan Orlich: I would operate it and I would have a management company assisting me. It's a specialized business to hire the specialized people and to qualify them and to be able to keep track of them. So although I would own it, we'll have a manager, a professional manager.

Kevin Daly: Correct me if I'm wrong on this. We have an aging population in Middleburg. The median income. You're young. [laughter] The median income of those residents in Middleburg is what \$55,000, \$54,000. Would those people with that income be able to live in this facility?

Dan Orlich: I think probably. I think it would probably cost about three thousand dollars a month so.

Bridge Littleton: So if I get this right what you're basically saying is is that a person who was making 50, 60 thousand dollars a year who's now on Social Security because right that's who we're talking about right. Everybody over 65. That Social Security would cover their full cost to be able to live there.

Dan Orlich: I think the.

Bridge Littleton: At a first class level. I believe I'm because I think you said right it was me a first class facility.

Dan Orlich: It has to be.

Bridge Littleton: Yeah.

Dan Orlich: So you could do it between the outside would be like 4000 dollars a month. The downside would be about 3000 dollars a month. That's the board the room and taking care of the facility.

Bridge Littleton: Gotcha. Okay. And I guess you know here's I think I know where you're going Kevin. I think the difference is when we think \$54,000 median income that's pre-tax. So post-tax it's probably like thirty two thousand dollars a year but your cost is cost. You know, that's three thousand is three thousand. So I got it. Okay.

Kevin Daly: And also bear in mind the top end of Social Security is only roughly \$32,000 prior to taxes.

Bridge Littleton: Taxes. Okay. Any other questions? So I just had a couple. And again if one of these questions falls into your purview by all means please you know jump in. So it was one of the things I wrote down a second ago. You said that you guys have not actually looked at the Middleburg market.

Bill Mathews: My company. We build a similar product along similar lines with similar business models. We haven't looked specifically at Middleburg but we did look in this area and there was a pent up. There was a need for more of these facilities in this area.

Bridge Littleton: Got it. Okay. Okay. That makes sense. So would it be fair to say you know Mr. Orlich, I'm assuming you guys have gone and done a market analysis and assessment.

Dan Orlich: [Inaudible] study about what we think.

Bridge Littleton: The need, the viability. How much people could afford all that and the business model. The people who helped you the business model works?

Dan Orlich: I think so.

Bridge Littleton: Ok. Because the last thing we'd want to see is a large facility get built and the needs not there, it closes down and now we've got you know it's not good for business but it's not good for the town to have this. You know. The second question I had was looking at this how many total square feet is this? 80 to 100 rooms. Got that. But you know you need other facilities like you said you need a rec room and a kitchen, laundry, all that stuff. How many total square feet?

Dan Orlich: Something around 120,000.

Bridge Littleton: Okay. Next question I had was delivery vehicles. So you know retired folks don't actually drive that much which is great right. But there's a lot of deliveries because you have a lot of service right food laundry all that kind of stuff. What is that kind of a traffic? I have no idea.

Nick Hanna: With that that's just to hone in on the location of where it is. That's what we also thought was a good location to do it because it is at the right beginning of town. We're not gonna have all that flowing through the town [off mic]. Almost none. The traffic study would have said that even with delivery vehicles because you probably get two maybe three deliveries of food per week. Their laundry is almost always done and again I'm talking about my facilities not yours. If I say something wrong. You kick me. But but the laundry is done in-house. There are loved ones that come and go but it is. Yeah it is not, that is a good thing about it. Very little traffic.

Bridge Littleton: OK.

Philip Miller: And all that traffic would be going in and out off 50.

Dan Orlich: On the one curb cut.

Philip Miller: Right. Not through Marshall Street through a residential area.

Nick Hanna: I don't believe we can access an actual street through Marshall. Just from preliminary engineering. There's also the main sewer line that runs through there. There [off mic] hoping to connect the land with walking paths.

Philip Miller: OK.

Nick Hanna: You know what I mean. Now we have these, if they want to walk into town they have the ability to do that without having to walk on 50 without with cars whizzing by.

Philip Miller: Thank you for that clarification.

Dan Orlich: The theory is, the traffic winds around the grade.

Philip Miller: OK.

Dan Orlich: And works its way up because it's a steep grade

Brent Miller: I have a comment. I'm Brent Miller. I have a comment on your question about deliveries. It'll be a whole lot more economic to have deliveries made up there off of the main street then like what happens over here at the Oyster Bar and where they're issuing tickets fighting with these guys because they've got nowhere to put these trucks.

Bridge Littleton: We like the revenue. [laughing] No, I'm kidding. You know I mean you know I understand the traffic study. I mean one of my concerns is that is a very narrow part of town, right. That is the choke point between four and six o'clock every single weekday. And if you're talking about having two entrances one of which is coming down a hugely steep hill very blind looking to the right. You know if we're now dumping more traffic from the other side it just creates a whole nother level of complexity. Right it's not so much the car count as it is. I don't know and again this is I mean to get studied but if you add in just two or three cars from a whole other different vantage point coming across the road this way that doesn't even exist now what kind of element of danger does that create? And it might not be any you know but that's why I've come down that [inaudible] and turning left across the street especially at night. It is scary. I mean it's not well lit. It is very. You're totally blind some could come flying around that thing and you know now you got headlights coming on. So I just I throw that out as a you know, ok, well how will that work.

Nick Hanna: Well we had the engineer do an actual study. It was just just hey what do you think. He ran numbers. He went to VDOT. [inaudible] He went through a lot of avenues to find out [inaudible] And he came back and he said it was minimal impact [inaudible] Only because I mean if it was 200 townhouse going in there I get it. That's huge. You know.

Bridge Littleton: But that was a parking volume study right?

Nick Hanna: It was he did an impact study on traffic being people going in and out of town. [inaudible]

Bridge Littleton: But my question is is did he do a study on how much it increases the danger by now basically creating a four way area. And maybe I'm going off the rails but I just

Nick Hanna: I can definitely get that for you. OK.

Bridge Littleton: Ok yeah. Understood.

Bill Mathews: There are things that require and deserve a lot of conversation. I think when you look at the traffic study, you'll find like traffic is not going to be one of them. I am not familiar with the exact intersection so if there's something specific about a blind curve, I can't speak to that but trust me you will not, the volume of traffic in the in and out is very light.

Bridge Littleton: I will I'll say this, as you drive out tonight and you go downtown on Route 50 look to the right. That big cider barn look where their entrances. I think what you guys are saying is yours is across the thing just look at it. Yeah. You'll get an idea of what we're saying. Sure. Okay. Next quick question here I have for you guys was has there been. So when we started our comp plan rewrite which has been Kevin and Will have been working on it very hard for a long time and it's been it's going to be great. The two biggest things that came out of the community input and we had two community input sessions which was two years ago year and a half ago now. The two biggest things the community wanted was affordable housing for young families and more open space rec kind of stuff. You know there's the two biggest things and your comp plan is to reflect the desires the wishes the wants of your community. So if you, it would be helpful if you could walk us through how you all see a assisted living retirement facility helping meet those two primary needs that our community asked us to do our comp planning for.

Brent Miller: I can answer that will give you the floor in just a second. Two years ago we were approached with the ability to have access all across the property. Behind the townhouses the three story townhouses and all that down there and to make a walking path. And this is a perfect opportunity. And I'm sure Mr. Orlich would be very open to this. On that property making that where it's open space for people to walk around there. There's absolutely no purpose for the community not to be able to walk through that as well.

Bridge Littleton: That's great. And on the youth housing?

Dan Orlich: On the what?

Bridge Littleton: On the youth housing. That was actually our citizens and residents, that was their number one desire.

Dan Orlich: On the affordable housing. What we're going to do is make it more affordable by providing a lot of jobs right in town. And these will be good paying jobs. And there'll be quite a few different job descriptions. There'll be salesmen, there'll be auditors, there'll be executives and the average pay is going and the hourly pay I'll be well over 20 dollars. So just the fact of another employer in the middle of town is going to help to make housing more affordable because it'll be more dollars circulating. We'll also be paying you more property taxes and we're going to be paying you a meal tax. So it'll help to give the town a little bit of extra money to solve affordable housing on their own. So I think that will be a basic generator in town of money. We think will make money for the residents we think will make money for the town. Hopefully we'll make money for ourselves.

Bridge Littleton: Right. It's a good question. How many employees does it take to typically run a facility of a hundred people.

Dan Orlich: I'm thinking in this particular case with the sales staff and everything else. Something like 37.

Philip Miller: That's for 100 rooms?

Dan Orlich: For about a hundred. Yeah.

Kevin Daly: You've been mentioning sales. Now this is you're saying for active retired but it's still. What about medical personnel. Are they going for these folks that are retiring there. They may be active now but as time goes on they become less active and need more medical care.

Dan Orlich: In many facilities like this. It's a tiered living thing. You're able to move forward you come in and you can really get along pretty well. And all of a sudden something happens and maybe you can't you know operate as

well in your apartment. So we'll provide facilities for that. Will we get to assisted living. Well I guess that's part of what will be generated at the Town Council with the special exception and with the Planning Commission on the exception. Will it be when you look at the description that they made in the land use plan like 10 or 15 years ago it talked about even having young people living there and integrating it into the town itself so that there were assisted living units and independent living units and they even call them cottage units. So what they were looking for on a piece of land that was adjacent to town that you could get to and that you could walk to just a panoply of different uses. It's a little sub [inaudible].

Bridge Littleton: Darlene.

Bill Mathews: And there's a tier above about so. There's a tier above that in terms of care. Independent living you go in and you essentially it is what it is. There are community amenities you take advantage of but that's really all it is. Assisted living there's somebody who's coming to make sure you're taking your medication and they're making you know they're readily accessible and they're keeping an eye on you, you know, diligently to make sure that you're not you know deteriorating the last level of that is skilled nursing and you're not talking about doing any skilled nursing here right?

Dan Orlich: In what we're talking about here we don't have that same level of nursing care that you're talking about.

Bridge Littleton: So you're talking the first two levels. Help getting around. Help giving your pills. Stuff like that. Then if somebody then gets to the level where they need nursing care they've got they'll have to leave and go somewhere else.

Bill Mathews: And those are highly regulated sometimes in certain jurisdictions you have to get certificates.

Bridge Littleton: Sure. Or it's in a hospital.

Bill Mathews: Exactly. And so that is it.

Nick Hanna: [inaudible] I'm sorry, go ahead.

Philip Miller: So you wouldn't be anticipating a higher number of emergency service calls? Ok.

Nick Hanna: That's why on the design you'll see a main building and then a couple down below. Let's just call them cottages. You start with the cottages. [Inaudible] Darlene you were going to say something.

Darlene Kirk: Yeah I am and I'm going to say it point blank. This looks like a jail to me. I mean it really does. This whole back in here. And I have no desire to see this as people come into our town.

Nick Hanna: So again this will be 100% designed with the town. I mean this is just .

Darlene Kirk: It doesn't look like anything like Middleburg. It looks huge like it could just swallow up the whole town. And that was one of the things we had with Salamander. We had to negotiate a lot because they wanted a huge hotel. And I think this is way over sized and I just don't even like the look of it. Especially as people are coming into town to visit here to see something like this. I mean it looks like a prison. That's my opinion.

Bridge Littleton: Darlene's point is a good one right. View sheds and your gateways are the welcome mat to your town. Right.

Darlene Kirk: And they're really important around here.

Bridge Littleton: You've got to be very careful about those. So Philip, did you have a question. OK. Kevin did you have any thoughts? You're that you're the Planning Commission.

Kevin Daly: Well just a couple of thoughts and one of the the aspects that we're kind of skirting. Not really skirting is not to put, to throw rocks but this is AC for a reason. and it is our view shed. So it's incumbent upon us to make sure that we maintain that. So that's a hurdle that we really need to look at very carefully. And I think you know again this like we said earlier this may be a little premature. We need to go through some sessions with the community and I had the same the same kind of feeling you know the massing of this is not. But that's but that's something that can be changed. The massing of this is. And that's an architectural thing that can easily be changed.

Bill Mathews: And I think the rendering is is probably pretty malleable. But I come up from Virginia Beach. I drive by the plains and across all those beautiful farm properties and when I first saw that you and I had totally different responses to that. To me it looked like some country estate. But those are things you can fix. Those are things that those big old houses out there are beautiful. They sit on big pieces of property. And granted this may not sit on 500 acres but 18 acres is a pretty big chunk of land and for comparison's sake. I have 88 units in Orlando, Florida on four acres.

Bridge Littleton: Oh I understand that it's you know all of you know areas are different. Right. So 40.

Dan Orlich: His objection is the reason why we go to the special exception.

Bridge Littleton: Sure. So I think the one and give me one second. So I want to just touch on something Kevin said because this is something this has nothing to do actually with this project at all. We are. You know what you all are asking for in number one to change the comprehensive plan to meet the needs of one specific project. I think I'd like you guys to fully understand how huge that is. This is not like I want to change my parcel so I can do a single family home versus a townhouse. You're asking us to rewrite the policy by which we will govern all land use for 20 to 40 years from now. So I take this and this is I think partly why we wanted to have this conversation. Once there's a change the comprehensive plan. That is something that everybody lives by. So it's not about this one parcel. It's about every parcel that's AC. This now becomes something that can be done. So it's not a simple little rezoning, it's not a simple little special exception. You're asking us to redefine the way we look at all land use when it comes to AC. Right. And what it's also about how we engage on comprehensive plan changes. Right, because if we do it for you. Am I not saying we don't but we start to set a precedent of you know oh if somebody wants to come in with a single project just for themselves and want to rewrite the entire comprehensive plan, right ,then the next person comes along. We've started to set a way in which we treat and the way in which we do these things. So again I'm not saying there's anything wrong with your application we don't need it that we don't want it. What I'm saying is from an administrative legal process standpoint this is very very serious. It's nothing to do with the merits of your project. That is at to Kevin's point that is Agricultural Conservancy for a very important reason. And you are asking us to fundamentally change the nature of the way we handle all Agricultural Conservancy land in the town or that ever gets boundary line adjusted in. So this is way bigger of a issue that we as a town have to grapple with than your simple project. I really just want you guys to understand that.

Dan Orlich: Right now you have 16 uses allowed by special exception in that use. We're asking you to add one more.

Bridge Littleton: But here's the thing. Remember this. We have 16 uses in. And four hundred and eighty seven billion ones out because we don't want them. If it is not included specifically is because we have specifically excluded it.

Dan Orlich: I get that.

Bridge Littleton: So it's not about adding one.

Dan Orlich: Right now the only thing you really talk about in your zoning code is you make a definition of assisted living yet which is very cryptic. We're asking you to define independent living and add it to your code.

Bridge Littleton: Right. But in but also Agricultural Conservancy this is not a permitted to use.

Dan Orlich: No it isn't.

Bridge Littleton: So. So.

Dan Orlich: Oh yeah. They have it but it doesn't define it. It's for two units.

Bridge Littleton: Yeah sorry. So Brent.

Brent Miller: How many other acres of Agriculture Conservancy are there in the town?

Bridge Littleton: Quite a few especially on the south side of town. Will if you had to spitball. I mean Mark's got what six acres. [off mic] Oh yeah. Salamander's got 216 acres.

Nick Hanna: But exactly how Salamander did it is is they got a special use permit to permit a resort also.

Bridge Littleton: Understood.

Nick Hanna: I'm not comparing I'm not comparing.

Bridge Littleton: And it had a boundary line adjusted in. It was new property.

Nick Hanna: When we say we're going to change the zoning and in that way I want to be clear, when me and Will first started talking, [inaudible] what's the best course of action to do this. We wanted to make it where the town has 100% full control. So instead of it limiting it to 20 units. We're saying per special use exception [inaudible] amount of units that we're allowed to build. So the town stays in full control and this is just what we were thinking of doing [inaudible] so that we were not changing all just for one specific project we're changing it for any others that do come. The town is in full control of [inaudible]

Dan Orlich: And if I could make one.

Bridge Littleton: Kevin.

Dan Orlich: Oh I'm sorry. We are asking for two amendments to your zoning code. Number one is to give us a definition of independent living. And number two is to make it site specific on only this site. We've defined the site to which this is going to apply. So it really isn't something that people can bring in and say well we're on the other end of town we're going to do it too. These exceptions are site specific.

Bridge Littleton: I understand your point. I do. Yeah. Darlene. Go ahead. I'm sorry, she was next.

Darlene Kirk: Number one, we have had requests to do it on that end of town as well. So you're not the only ones here. Number two you don't know what a manor house looks like obviously and you really need to go look at some cause that looks like a jail. And third you're also adding 100 citizens to our town by this place. And we have tried very hard to keep our numbers down. We don't want 50 million people living here. And I know that those are people from the town that you think are gonna move in here.

Bridge Littleton: Potentially.

Darlene Kirk: Potentially, but potentially not. So then instead of having 700 people in town, we suddenly got 800 people and then it's going to keep on rising. I just don't see this.

Dan Orlich: Well I think that's nice. You you lay out a future for the town. You put a lid on it and you know a lot of places people do that. Some towns are welcoming they're looking for people to come. I come from Butte, Montana. We'd do anything we could do to get somebody there. There's no consideration of a lid.

Bridge Littleton: Kevin.

Kevin Daly: I think we're getting in the weeds a little bit. And I think you know we're at the beginning of a process and I think we go through the process and again. There's some things we're just gonna have to do before we before we can really tell you anything.

Dan Orlich: I understand.

Kevin Daly: That's it.

Bridge Littleton: And I think you know I think we really do appreciate you guys coming. to Kevin's point. [inaudible] No no absolutely. I mean I just you know I think it was good for all of us, right. As these things happen it's good to understand. You know you take a breath for a moment look at where everything is and understand it and that way you also can gauge you know kind of you know where we are. You know the one thing I'll say is I am very cognizant again about the process, right as I used to serve on the Planning Commission with Kevin. I take planning especially with like what's going on with Loudoun County now and their comp plan rewrite. They've spent millions and three years doing it. It is really really important stuff. So I am not going to go down the path of a comp plan rewrite for one specific project, right. It's got to be a holistic approach to something that we want to see in our comp plan because of the good of the whole town. So I just I think we're going to you know move on from here. Anybody else up here have any last questions or comments? Philip, sorry.

Philip Miller: Thank you for coming and thank you for coming with the approach of we want the town to be involved in the process. I think that's a very rare thing on a development project like this. And I think it's refreshing. But I also think you need to keep in mind that this is not just a process but it's a public process. So you might want to have a stomach for that. You never know what you're going to get when you open it up to the public and you start hearing complaints and criticisms and whatnot. So just keep that in mind. And thank you for coming with this and an open mind to working with us.

Bridge Littleton: Yeah. And Philip's got a good point. At our two public input sessions when we were doing the comp plan we had 85 people come the first one and 60 come the second one for a town of 700 people. They really deeply care. And that was a comp plan info session. You know that wasn't an election. It was a comp plan info session. People are very passionate about how we look at development going forward and that'll happen when we get to that sort of stage with us. So again thank you guys very much for coming in. I want to thank Danny and Will and Jamie and Martin for continuing working with you guys. You know our job is to be here to help you through the process. If there's anything we can do as you go forward just let us know. But again you know thanks for coming in.

Nick Hanna: Thank you.

Bridge Littleton: So next we have. I've lost my staff reports. The staff reports. Staff reports. The first one is Stuart.

Stuart Will: Good evening Mayor. Good evening Council.

Bridge Littleton: Stuart, how are you?

Stuart Will: Very well. [off mic] Yes I'm glad the rain has quit for a day or two. [inaudible]

Bridge Littleton: Yeah. Anybody have any questions for Stuart.

Kevin Daly: Nicely written report.

Stuart Will: Thank you.

Danny Davis: Can I just very briefly say you know through the challenges we had in January IES, Stuart in particular were fantastic helping us through that. Grabbing samples running them back to the lab. What we thought would be a 48 hour boil water period ended up being under 48 hours by a couple hours. But I mean we they really rushed to get those completed for us and that's a sign of just equality operator and support structure that they have that they can control both the system and the contract in the maintenance of it but also laboratory work as well. So we have other updates to provide you with on other things at some point but just thank you for their hard work in that.

Philip Miller: Simply put you are the man. You are the man.

Bridge Littleton: Stuart, thank you very much.

Stuart Will: Thank you.

Bridge Littleton: Thank Mark and Terry as well. You have a go. Next is Danny.

Danny Davis: As we talked briefly last meeting, 'm going to attempt to find better ways to provide information to council during staff report and in regular updates so that's more helpful for you in terms of seeing our status on projects and seeing where we're accomplishing the goals that you have set out for us. So I didn't want to just simply drop that this meeting without at least having a little bit of notice. Both to you guys as well as to the public for anyone reading the packets or watching that as of the next meeting I think things will look a little. Next month's meeting. Things will look a little different but hopefully more efficient for us on the staff side and also effective for you on tracking side as well. So that will be a work in progress. It won't be perfect the first time we roll it out but I am open to any conversations or suggestions you have on that.

Bridge Littleton: Only thing I can say is, I'm intrigued.[laughter]

Danny Davis: We'll see. Don't get your hopes up.

Bridge Littleton: Ok sorry go ahead.

Danny Davis: So with that simply I mean the the water issue that we had was a significant issue but the staff and I should. Beyond just IES, I should acknowledge the great work of Will, Tina and Ashley were answering phones all day long. That was Rhonda. I can't remember even who was here that day. Someone was.

Rhonda North: Rhonda was off. Rhonda was doing calls remotely.

Danny Davis: That's what happened. That's what happened is we had some some folks out so it was a crazy day but we got through it. The police department pulled their weight as well so just to see how the whole team came together was fantastic. Other than that we're just working through our regular tasks.

Bridge Littleton: So real quickly, I just wanna say thank you to you and Will and everybody else on staff who helped out getting bottled water and ice on Friday and Saturday to all the restaurants and businesses. That was awesome. That was absolutely awesome. And just thank you all so much for doing that.

Danny Davis: Yeah absolutely as I was able to tap into some experience from other town managers who have dealt with this and say what do we do to help our community. And that was a great way just to show especially the restaurants that we don't want you to lose business because of this. So how can we help you out. One topic of conversation we may have with council. There was some discussion about should we look at supporting those restaurants that may have had to outlay their own dollars to bring in ice or sodas or things like that.

Bridge Littleton: So think about that. Bring it back as a plan if you want to do it.

Danny Davis: Right. Absolutely.

Bridge Littleton: Anybody else have questions for Danny. Oh sorry.

Philip Miller: How was that received by the people who did use the service for ice and bottled water etc..

Danny Davis: I would say the ones that actually needed it or liked it. I'm sorry that had the use of it. Were very very appreciative. I will say we literally gave a whole pallet of ice a ton of ice to the Oyster Bar because they use that much ice and they have the space to store it all. So you know 20 bags here and 10 bags there and 30 bags here and then 100 bags you know to the Oyster Bar but they were super appreciative and it showed from I think the town side that we would do what we can to help them. And so very positive just in terms of that we are trying to be business friendly.

Bridge Littleton: That is awesome. Thank you guys so much. Yeah. Darlene.

Darlene Kirk: I'll be very honest a lot of times the restaurants in town I felt we sort of overlooked them. So that was just really awesome for you guys to do that and to help them out like that. I mean when I read it I was just. Great job.

Danny Davis: It was great and AJ and his staff went around at first and distributed the information and then later that day I'm not sure I made it to every single restaurant but I got maybe 13 out of the 15 but personal touches with each one to say this is what we're doing how can we help you. That's what we're doing. Getting phone numbers for them, calling them the next day. Personal interaction means a lot. [inaudible]

Bridge Littleton: Anybody have any questions for Danny on his report? Nope. OK well you got off light tonight. Will.

Kevin Daly: Will's not going to be so lucky.

Bridge Littleton: Yeah. You better sit down. You better sit down and brace.

Will Moore: I don't have anything to highlight in my report. I do want to alert you. I did. The mayor that subsequent to this report I have received contact from an engineering company that is looking at doing a potential subdivision east of town. This is something there's been press about a little bit recently. It's kind of a portion of the Banbury Cross property that went into receivership after bankruptcy proceedings etc.. So I will be meeting with county staff as well as the engineer in March to look at process there. A portion of the property lies within our extraterritorial subdivision control area that we have. But the majority of properties outside of that area. The majority of the development though is within that. So we'll be doing some investigation as to who's going to take the lead on that process. Martin is going to be looking at that as well to make sure that that's done according to their respective ordinances.

Bridge Littleton: So Will you know I was thinking about that after you told me. One question or one request and this stuff is always hard to keep track of. As there you know whatever wherever we have the opportunity to have public hearings or public input. I think we need to do that. OK. But as the county and the county. So not only the Planning Commission but the board even if it's just their routine public planning process and there's public comment or public hearings, if you wouldn't mind keeping on top of when those dates happened. So that the way we can let the community know because I think you're right at the end of the day it's gonna be done at the county. We'll have input but.

Will Moore: Well maybe.

Bridge Littleton: OK. Well just in case. I just want to make sure we all know about that. So if people do want to make sure they have the opportunity to comment you know even though it's a sort I think a lot of it's administrative process.

Will Moore: It is

Bridge Littleton: They still will listen in and hopefully it's you know we can express the desire of the community. Great. Kevin.

Kevin Hazard: Just a couple of things. I see Bates. Bates still going well?

Will Moore: Very well, very well. Very few issues but the few that we've had there are always issues with trash collection. Having done that full time for four and a half year period years ago, that I tried to shut out. [laughter] There are always issues but they have been greatly minimized exponentially minimized since Bates has taken over from Waste Management. And the few incidents a few issues that we've had they've been extremely responsive.

Kevin Hazard: And Old Ox is still on the. What's the update on Old Ox.

Will Moore: So they received approval by the HDRC for their plans. There are a couple minor details we're going to return with but the overall plans are they received approval for. I have issued a zoning permit to clear them for a building permit and all their trade permits. The last thing that Chris Burns stated publicly during HDRC is an anticipated timeframe which he is hoping for a Memorial Day to open.

Kevin Hazard: That was going to be question time frames.

Philip Miller: So on the Bates Trucking. I will share a brief story with you. So the other morning they were going through our neighborhood and they parked their truck blocking several driveways and they actually all were out of the truck going and they even went up to Ray and Miguel's house where they hadn't taken their trash can out opened it took the trash out took it back to the truck they looked everywhere. I was very impressed. I was sitting there trying to get on my driveway. No big deal. But I just you never saw that with Waste Management and you know Waste Management we always had issues with bags breaking and stuff being left as debris in the road. And I'm just not seeing that right now. I just wanted to commend them on that.

Bridge Littleton: Any other questions for Will. Well Will, thank you.

Will Moore: Thank you.

Bridge Littleton: Next up is Rhonda. Ms. Website.

Rhonda North: Thank you Mr. Mayor. And that is what is consuming a great deal of my time these days. The staff has been meeting and are putting together have put together outlines of what they would like on each of their pages. We've shared those with the council review committee. They're in the process of looking at those now. We have approved the mood board and layout. So Civic Plus is moving into the design stage and hopefully we're going to have something to present to you during your April the 25th meeting. So now we're just working on updating our forms and things so that we can shoot those to Civic Plus so they can start building them and just you know lots of little pieces that we're working on to make that come together

Bridge Littleton: Awesome. It is a lot of work to do an implementation.

Rhonda North: And you know Peter was great. He's found some photographs for us for the web site. We're going to get in touch with Visit Loudoun to look at their stock of photos as well. We may need to to have a few taken in the spring when the trees are full and we can get some nice shots because a lot of the shots are more fall and winter. What we're finding. But you know we'll work all those details out.

Bridge Littleton: And also I just thought about it so the museum we have about 350 pre, well back to daguerreotype type .You know 1840s,1850s till 1950 photos you know and there's a whole collection of them. Mimi Stein has them. She's got them up in her office. she's just storing them. So anything you guys would want to use. I'm sure I can. I'll ask whatever next board meeting but there's anything in there like a picture of the what was it, [inaudible] had the porch on it. Yeah. The Middleburg Inn. What's that?

Cindy Pearson: There's some of those on the website now.

Bridge Littleton: Yeah exactly. There's you I'm sure everything would be fine you guys use anything you want. So I'll check on that. Sure. Anything else? Any questions for Rhonda? OK. Oh real quick. Thank you very much for following up on the letters with [inaudible] and just staying on top of all the legislative stuff and making sure that we get our point across. I mean those VML alerts come out and you can't answer all of them but that's very very helpful. I actually got an e-mail from, I can't remember the guy's name in Vogel's office saying.

Rhonda North: and I got one today from [inaudible] letter say thank you.

Bridge Littleton: Yeah. Great. All right. Thanks. All right. Anyone have questions for Rhonda? All right Jamie.

Jamie Gaucher: Mr. Mayor thank you. I did want to let you know Old Ox did receive their building permit just recently in the last couple of days. So they're moving forward. I talked to Chris this morning and he was filling out some federal paperwork around brewing beer. So in addition to this report Mr. Mayor in an attempt to sort of dovetail back to the conversation that we had last week I want to let you know that I'm currently working on four separate ribbon cutting grand opening celebrations for four new businesses here in Middleburg that we have not celebrated. We have not ribboned. And those are the three that I mentioned that Biz Buzz the other night. Le Petit Marche, La Hacienda and Southerly House which is a company that's moving to Federal Street. But also the WW Monograms on Madison Street. They're ready for a grand opening. So that's exciting as well. And again to sort of stay in that mode of dovetailing back to our conversation last week. I'm working specifically on four empty storefronts here in town and those are both of 11 and 12 East Washington Street. 11 is it's actually a location that Will and I both had to look up if you are in the street and you're looking at a Second Chapter you're looking there at that there's a door right to the side. Right. Also 201 West Washington Street the former Southern States building and the former Outpost building. So we've got negotiations ongoing with all four of those properties.

Bridge Littleton: So when you say negotiations you mean you have active tenants who have decided they want to make Middleburg their home and are trying to get to a lease.

Jamie Gaucher: They are there. When I say active they're negotiating with the owners of the properties.

Bridge Littleton: Ok. So they've, yeah, so I want to characterize it right. They've come to Middleburg. They like us. They wanted to be their home town and they haven't got to negotiate lease but they're trying to actually negotiate a lease to move in.

Jamie Gaucher: They are. They're in that process right now. And so that's that's noteworthy. I also want to let guys and I've reached out to the to the Cook brothers to see if there is a way that I can help them with their issues around sustainability and revenue and margins. And hopefully I'll be connecting with them next week. And the last thing or two more things that I want to mention. Mr. Mayor as you're aware the [inaudible] Hospitality Group is going to be here tomorrow for a conversation and we had our first meeting of the culture and community events committee and we'll talk about that a little bit later in the meeting but so far again dovetailing back to last week's conversation we have over 20 suggested events on the list. Those have to be reviewed and analyzed and prioritized. But we've got plenty of fodder from from that perspective. So outside of that I'd be happy to answer any questions.

Bridge Littleton: Any questions for Jamie.

Jamie Gaucher: Yes, sir.

Kevin Hazard: So the state's building relocation of existing restaurant is that somebody in town?

Jamie Gaucher: Yes it is. Yes it is. [off mic] It's not a new restaurants, it's an existing restaurant. [off mic] It would be an empty space.

Bridge Littleton: It's a trade.

Jamie Gaucher: Yeah it's a trade.

Kevin Daly: Sounds like a zero sum game.

Jamie Gaucher: Yeah. Yes. It's a trade.

Bridge Littleton: On that one. Yeah. Interesting. All right. Any other questions for Jamie? [inaudible] Any questions. Any questions for Jamie? [off mic]

Jamie Gaucher: Good. Thank you.

Bridge Littleton: OK. Jamie thank you.

Jamie Gaucher: Thank you.

Bridge Littleton: Next one is Ashley. Thank you so much. I really appreciate it. No more pie charts. [laughter] [inaudible] Driving me nuts but you got to admit how cool is Power BI.

Ashley Bott: Oh yes. I can't wait to be able to play with it more. Thank you for showing me that. Yeah. I don't have anything to add to my report. Do you have any questions for me?

Bridge Littleton: Do you have any questions for Ashley?. So the only question I had this is actually maybe a question for you and for Danny. So when we were doing our and this is on the budget right now when we're doing our budget discussion. Was it. Seven years ago. And we were talking about the revenue piece right on the estimating forward. Have you guys been working on that to try to figure out, ok, you know we can't be under shooting everything by 50 percent but we want to be balanced and I know we're gonna talk to the finance committee about it and get their input.

Ashley Bott: Yes we have. We were putting all these numbers into the budget to see how it will play out and making the other adjustments that we talked about.

Bridge Littleton: So do you guys plan on having that on the agenda for next finance committee meeting?

Danny Davis: Yes.

Bridge Littleton: Awesome.

Ashley Bott: On the next agenda for the Finance Committee meeting?

Danny Davis: Yes. Yes absolutely and in fact we planned an update on the budget at the work session this month as well. So we can provide those updates on the revenues we can add in a few of those other items we talked about in kind of see where those balance out across the board maybe a few other ideas as it related to the contingency dollars and how we might plan that out for current and future fiscal year. At the end of day using those revenue projections

a little differently. I think reminding me it was about a hundred and forty five, hundred forty, hundred forty five thousand increase in estimates based on what we had built into the FY 20 budget in that first draft. So we'll provide more detail can we bring that back.

Bridge Littleton: Good. All right. That was all I had. Anyone else have anything for Ashley? Ashley thanks. Next is. Oh it's the police.

AJ Panebianco: With probably the shortest one ever.

Bridge Littleton: Hold on. You said that.

AJ Panebianco: You won't even need that. Aside from just mentioning that. [off mic] Yeah. Aside from thanking Danny and Bridge and. VDOT for coming out and meeting the other day on Route 50 to talk about some potential increases to safety at [Inaudible] and 50. I think some really good things were pushed forward and surprisingly, VDOT was very open which. Not that they're not open all the time but some of these were mentioned earlier and they decided that they weren't viable then. But this time they felt like they were viable. So just thank. I want to thank the the group together for just how good they were in keeping this pushed forward so it doesn't get lost in the VDOT shuffle.

Bridge Littleton: So let's make sure we don't tell Dan or DeeDee what they actually are. [laughter] Dan's pulling his hair out, wait too late. [laughter] [inaudible] I parked in your driveway. It was me. Yeah. [off mic] Right right right. Yeah exactly. No. So real quickly to AJ's point. So the idea is on those do not enter signs, lighting them in a way in which if you're stopped there and you look it actually jumps out at you especially at night because.

AJ Panebianco: [multiple speakers] lit up not four corners.

Bridge Littleton: Yeah and it was not like bulbs on top flashing you know so you look you'll you have to look left you'll you'll see it. VDOT obviously. [inaudible] Yeah right. No it was the reason because it points the other way. [off mic] So you don't care about the tenants. Yeah. Yeah. So VDOTs going to put together a budget. What I did tell them was you know they started hemming and hawing about cost. I said look let's see what the cost is. We might be able to chip in and help out with it. Oh OK. And you know they were all over that. So I mean we're talking some backlit lights. I don't know how expensive they're gonna be. We made no commitment for the town but we said hey tell us what it's going to cost us for the annual maintenance is and if we can help we will help but we need to see that first. So I think they were very appreciative of that offer. Okay. Sorry AJ Anything else?

AJ Panebianco: That's it unless you have questions

Bridge Littleton: Man. All right.

AJ Panebianco: Thank you.

Bridge Littleton: Thanks. Martin.

Martin Crim: Mayor thank you. You have my report. I don't have anything to add but I stand ready to answer any questions.

Bridge Littleton: Any questions for Martin? Only thing I was going to say was. Thank you on number four for continuing with the FCC stuff. Ours is the only case that survived. Did you know that?

Martin Crim: I missed that.

Bridge Littleton: Everything else got thrown out on procedural. You know Michelle Gowdy and the whoever the other law firms are. And Will, I know you're working on it too. Middleburg as a party to an FCC suit is the only one of like 16 suits which survived and is going to the next stage.

Martin Crim: Nice.

Bridge Littleton: Well you know, it's us, VML, city of New Orleans. I mean it's a lot of parties but all the other ones got kicked out.

Philip Miller: So we're in good company.

Bridge Littleton: We're in good company. Well New Orleans I don't know. So anyway. But thanks for keeping on top of that.

Martin Crim: Yes sir.

Bridge Littleton: Any other questions for Martin? Nope. Martin thank you very much. OK. Next item is any reports of town committees or councils. Where's Peter? He should be phoning in.

Danny Davis: Should I update for you and go green.

Bridge Littleton: No.

Danny Davis: His favorite thing. Don't forget, HEALth Fair.

Bridge Littleton: Oh HEAL. Yeah.

Danny Davis: Yeah. Well HEALth Fair. Now that we've renamed it again March 30th 5K sign up. He's watching registrations. So he expects each of you to be signed up soon.

But that's a good thing. I will say there was a he sent out earlier today. Great article in Loudoun Now. Highlighting the cigarette butt recycling program. Great article and so glad to get that promoted. And then we are still working on some electric vehicle charging station options one which might be a part of the VW settlement that we might be able to get. But there are still some questions about that so we're also looking at the other options as well. So we're going to plug some of those dollars into the budget for next year.

Bridge Littleton: Any other questions on Go Green. Any input from any town committees? I think the only thing I'll say is that the Finance Committee had a really good conversation with Joe Bowling. He just wanted to sort of get together and you get to come to your next one. They you know we were going to originally meet quarterly. They want to be monthly and really drive on this. So pretty excited. OK. And with that what do we got here. Consent agenda. All right. Rhonda I'm going to try to do this without any help from you. Does anybody have an item they would like to remove from the consent agenda? Okay. So do I have a motion to approve the consent agenda?

Philip Miller: I move we approve the consent agenda item as submitted.

Kevin Daly: Second.

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

Everyone: Aye.

Bridge Littleton: Nos. Abstentions. It passes. Nays, nos, whatever. Okay. Next item is non-public hearing related items. Requests for funding from the Artists in Middleburg and the Middleburg Spring Races. Jamie.

Jamie Gaucher: Mr. Mayor thank you. As I stated earlier on Monday earlier this week we had our first meeting of the culture and community events committee and the committee deliberated over two independent funding requests. The first one I'd like to talk about is from the Middleburg Spring Races and without necessary going into the weeds. The committee felt that the organization is in a really good financial place at this point in time and that there is upside for the community around the centennial celebration of the spring races which will be the next event and consequently asked me to re-engage with the organization around something that we can do between April and December leading up to that centennial event and their application was not recommended for funding. The second one was Artists in Middleburg. And the committee also did not recommend that application for funding but did ask me to circle back with the Artists in Middleburg. Some of the concerns they had were around issues such as an art gallery in downtown Middleburg that would have an event that would wrap at 4 o'clock in the afternoon. Could we extend those a little bit longer. Could we do more marketing. Could we get more data around the people that actually attend those events. So I think there are opportunities to continue to work both with AIM and with the Spring Races and outside of that. I'd be happy to answer any questions that you have.

Bridge Littleton: Anybody have any questions. Darlene.

Darlene Kirk: I just was going to add. [off mic] I know he's slacking. That one of the reasons we didn't with the Middleburg Spring Races is because they're coming up and they've already some of the stuff they were asking money for they've already taken care of. So that's why we're looking down the road.

Jamie Gaucher: We thank you very much. We did specifically talk about incremental work from where they are now going forward with an eye toward that Centennial Celebration.

Bridge Littleton: Any other questions on either. Let's do it for the AIM application. Any questions? Cindy did you have input?

Cindy Pearson: No.

Bridge Littleton: Okay. [off mic] Okay. So on the AIM one when I read it I thought it was a good idea. I get your point right. If you're closing at 4. You know we're actually trying to encourage people to stay open later have you'll stay in town longer. I would be very much interested in seeing you know if you go back to them and say hey guys you know don't start at noon to 4, go two to six.

Jamie Gaucher: Right.

Bridge Littleton: You know that could be you know on Thursday, Friday and Saturday

Jamie Gaucher: And actually baking that into a regular schedule.

Bridge Littleton: Right.

Jamie Gaucher: That's another concern right.

Bridge Littleton: Yeah.

Jamie Gaucher: Having it be something that folks that people in Middleburg could count on and they would know on Fridays till 6 o'clock.

Bridge Littleton: 3rd Friday of the month [multiple speakers] Yep. Right.

Philip Miller: And more importantly work with the other businesses to make sure that they're gonna be open and supportive. Especially the restaurants. So that they're on board, they're involved. They can push it out with marketing too.

Bridge Littleton: So I guess my question to you is I know you're going to go back and get more information but so is the committee's feeling that it's not a no it's a in this framework it doesn't make the most optimal sense. So would you be willing to do X, Y and Z and then we'll consider. Is that a fair way of saying it?

Jamie Gaucher: That is accurate. Yes.

Cindy Pearson: Okay perfect.

Jamie Gaucher: For both of them.

Bridge Littleton: I got you, I got you. Ok.

Cindy Pearson: And Beth Erickson actually volunteered to help them with some of their social media to understand how to use it better and then come back for some funds that might help that because some of the things that AIM had on their application we wouldn't want to support.

Bridge Littleton: Ok. Second quick question on the Middleburg Spring Races and since I used to be on it or barely. So is what you all are saying that you're not into. You didn't think it was a good use of funds to help to support for the 2019 races but that it was for the 2020 races.

Jamie Gaucher: It might be for the 2020 races but that's not defined. The work that's in the application.

Bridge Littleton: Was for 19.

Jamie Gaucher: Was for 19 and 20. Actually you were right.

Bridge Littleton: Okay. Okay.

Darlene Kirk: But a good bit of it was for like five hundred dollars that they wanted was for updating the website which they've already done. Five thousand I said five hundred. But I mean they had specific uses which they'd already done. So we didn't feel that giving them the 5,000 without them having planned for it.

Bridge Littleton: Yeah. Did you guys prior to the meeting, did you reach out to these organizations and let them know when the meeting was gonna go, be at and invite them to come and be able to answer questions.

Jamie Gaucher: I talked specifically with AIM. I did not talk to the Spring Races about being present to answer any questions.

Bridge Littleton: [off mic] My mic wasn't on. OK so the Spring Races it is a business that runs in arrears. It is not a business it runs off a forward looking balance sheet. So what I mean by that is everything that really gets paid gets paid by the attendance that comes in the races for the year that they're driving towards. So the 5000 they spent for the website. That's a debt so it's not paid for. It's expensed. Right, but it's not paid for. And the trickiest thing and this is the same thing for the fall races. The trickiest thing is if you have rain, I mean they are now the board and it's on both one's right the spring in the fall. Right. It's weather dependent. The board is going into their pockets or going into their what's it call their endowment to cover the bills. So and as I look through their application it did not really express that well. Plus the other thing is I think it was said in there every now. They always keep like 5000 at the end of the year. If they come into a plus, they keep 5000 for the going forward year. But every dollar after that is given to the Loudoun Inova Hospital Pediatric Center. So it's not like it's dropped their balance sheet. You know it's made as a donation. So and I you know we know the fall races will be coming in three to four months. Asking for you know like they did last year.

Jamie Gaucher: I'm hoping that Jamie can talk when he talks to the spring races, he can talk to the fall races and tell them that we need this information. Cause we didn't have a lot.

Bridge Littleton: Oh I get it, I get it, I get it. My question is are you. This is a Cindy and a Darlene question because you know the committee. Would there be receptiveness to re-evaluating their request for this April?

Darlene Kirk: Yeah we are going to do that.

Bridge Littleton: Cause Jamie said it was no for 19 and that they wanted to do more for 20 because it was like planning for April to December is what I read the memo.

Jamie Gaucher: And that's my understanding. If we brought it back to the committee and had somebody from the organization here to to answer questions or engage I think you know there's no reason we couldn't look at it again.

Bridge Littleton: Ok.

Darlene Kirk: Cause I thought you were coming back with more information on that.

Cindy Pearson: Not on that.

Jamie Gaucher: I would be coming back with more information. The committee was specifically focused on moving toward the next. [multiple speakers]

Bridge Littleton: That's what I read the memo was like sort of you all said 19 eh, we're going to focus on 2020. So all right. Yeah, go ahead.

Cindy Pearson: And there was for that to have something that would hook the races back with the community that they would come back because as we know it's a known fact people come to the races, they enjoy the day they go home. They don't come to do things in town before or after. So it was. So it was more some way to have something that could bring back and use in town whether it's a little something that's given out to each attendee. It was just that was discussion.

Jamie Gaucher: Some incentive for some way to and it may not be on the day of the event. It may be later where you could use your ticket or you could use your parking pass and gain a discount someplace.

Bridge Littleton: You guys met on Monday. [off mic] All right.

Philip Miller: Can I just say I think we're getting in the weeds and we should let the committee.

Bridge Littleton: I know, I've got you, I got you. Yeah okay. Do you guys have clear guidance.

Jamie Gaucher: I do.

Bridge Littleton: On what you need to do. Okay.

Jamie Gaucher: Any other questions?

Bridge Littleton: That's on both right? AIM and.

Jamie Gaucher: Correct.

Bridge Littleton: Okay. All right. Was there anything else in, for this action item. [off mic]

Jamie Gaucher: We're going to work on our list of events. Like I said we have 20 at this point. Just over 20. [off mic]

Bridge Littleton: Oh one thing just as a note. When you guys review funding request I think we should reach out to the organization. Let them know a week in advanced and ask them to come in case you guys have any questions.

Jamie Gaucher: All right. Will do.

Bridge Littleton: Great. Okay. Moving on next item is the employee handbook amendment for credit card policy.

Danny Davis: I'll try to be brief about this but as I was in transition getting my credit card. It came to my attention that all credit cards must be kept in the safe. Even though I am personally responsible for any charges personally responsible for any charges made on my card. That means I'm leaving it here longer than I am here during the day. Also it's good to have it with me. And I think for all staff as we do our business on behalf of the town. We hire people that we trust and we hire people that have to abide by the handbook. And there are repercussions if you use your credit card improperly. So the request is for revision to the handbook that will allow us to keep the credit card on our person or in the safe. And also allow me to set the individual spending limits for both persons and overall town credit card limit.

Bridge Littleton: Any questions for Danny.

Philip Miller: I have a motion.

Bridge Littleton: Kevin.

Kevin Daly: Quick question. You're held personally responsible for what is spent on that card throughout the town correct?

Danny Davis: I am personally.

Bridge Littleton: Well everyone is.

Kevin Daly: Yeah. That clarifies I'm kind of surprised that it would be kept in the safe if you're responsible for it.

Danny Davis: That was my.

Bridge Littleton: Kevin.

Kevin Hazard: Just real quickly what are the limits. Someone can't get 100 grand on one of these.

Danny Davis: Correct, correct. It's.

Bridge Littleton: Woah, woah, woah, woah. These are your credit limits. In your name.

Danny Davis: Yes.

Bridge Littleton: Let's talk about that in a non-public fashion. I don't think we want to be telling in a public forum what the credit card limit is on people's credit cards because it could be an inducement to steal. Yeah I got it, I got it, I got it.

Danny Davis: It's a high enough amount though that you know.

Bridge Littleton: Yeah yeah yeah.

Danny Davis: But then I will say for individual staff members theirs will be limited a lower level because there there's not a need for you know AJ to go be spending a lot of money in fact we don't do major purchases on this anyway. I have a higher limit just because we do need capacity at some point.

Bridge Littleton: So let's just leave it there because I really don't want it. It's like saying hey, here's how much money I have in my safe. And Martin I don't know that's a FOIA issue or not. I mean these cards are issued personally in their name. It's tied to their credit.

Danny Davis: Well I don't know if it's tied to my credit per say. They use my social security number to ensure that I.

Bridge Littleton: But if you don't pay the bill they will report it on your credit.

Danny Davis: Right. Right. But I don't know if that guided the credit limits. We can.

Bridge Littleton: Not the limit, not the limit. Yeah. What's that?

Kevin Hazard: And who pays it.

Bridge Littleton: I mean if we don't pay it he's got to pay it. He's personally responsible just like corporate credit cards. You are you know you guys spend all your receipts and stuff like that but if you don't submit your receipts and you walk around the credit card company comes after you.

Danny Davis: So the town does pay the bill Obviously. Now if there were an improper purchase then the employee must reimburse and there are other disciplinary actions that come out of that.

Bridge Littleton: Martin.

Martin Crim: The answer to your for your question is I don't know. I would have to look that up.

Bridge Littleton: I mean if it's publicly disclosable we'll disclose it but I mean I you know if somebody asked but I just don't want to you know be going hey Danny's got a forty five thousand credit limit on his card and he waits outside the thing and knocks him over the head one night and runs off with the credit card. You know I mean.

Philip Miller: So why don't we just take that conversation off line entirely.

Bridge Littleton: What's that?

Philip Miller: Why don't we take a conversation off line entirely and I ask him after the meeting.

Bridge Littleton: [off mic] So is there a motion?

Philip Miller: I move that the town council approved revisions to the employee handbook section 7H credit card use policy as shown in the attachment.

Kevin Daly: Second

Bridge Littleton: [off mic] Any discussion. Great. All those in favor say aye.

Everyone: Aye.

Bridge Littleton: Nays. Abstentions. It passes. Thanks. Danny, thanks. Okay. Next item is ordinance amendment of ordinance establishing the economic development advisory committee. And he's back. It's been so long.

Jamie Gaucher: I know I know. The seat is still warm. [inaudible]. As per our conversation last week I made two primary changes to the ordinance. One making sure that the Committee on the process around developing the plan and then also ensuring in the ordinance that they will report at a minimum on a quarterly basis to the town council.

Bridge Littleton: Anybody have any questions. I know we talked about it in depth last week. Anybody have any questions for Jamie on this? Ok. Only question I had is your number two. Annually adopt and execute a strategic planning process. I don't think we're going to annually adopt a process. I think it's we're going to do a strategic plan and adopt the plan.

Jamie Gaucher: I think the committee is going to engage in a process and we talked about the committee owning the process.

Bridge Littleton: Okay. But this says annually adopt and execute a strategic planning process. You don't adopt a process. You guys are going to use a process to develop a plan and then you'll adopt the plan.

Jamie Gaucher: The town council will adopt it.

Bridge Littleton: Or they'll recommended and we will adopt. Exactly. And that's another good point they're not gonna adopt a plan, they're gonna recommend a plan. So I know we're getting into the [inaudible] but it's like you know just cleaning it up. [inaudible] Oh I thought you had input.

Martin Crim: No sir.

Bridge Littleton: OK sorry.

Philip Miller: So should it be periodically adopt a planning process because obviously we're going to update the plan in the future.

Bridge Littleton: I would say.

Philip Miller: It's not going to be an infinitely. The plan is only going to work for let's say five years. Then it's like the like the you know the comp plan it's going to have to be amended adjusted reviewed all of that.

Bridge Littleton: The way I would say it is the you they will annually engage in a strategic development. They will annually create and recommend a strategic plan for the town council's adoption is the way I would say it.

Martin Crim: Focused on the development of a set of economic [inaudible].

Bridge Littleton: Yeah exactly. That that second sentence. Is really we have to approve? Yeah we actually have to approve it. So let's do this as a motion with amended. Yeah. So I know I can't say re say it. Jamie's going to have to go back and roll back the tape but does someone have an amendment to make or a motion with an amendment.

Philip Miller: I move that Council adopt an amendment to the ordinance establishing the Economic Development Advisory Committee as presented and amended.

Kevin Daly: Second.

Bridge Littleton: All those in favor say aye.

Everyone: Aye.

Bridge Littleton: Opposed, abstentions. It passes. Thank you. Thanks Jamie. All right rolling right long. Next when we have is acceptance of donations for town supported events. And Danny.

Danny Davis: As we were looking to the remainder of the year and events coming up it, came to our attention in looking at the council's gifts ordinance that there were certain items that we needed to get council approval for that we can accept as donations to the town. The code or the ordinance as adopted specifically allows for the council to give blanket authority for us to receive donations for a particular town sponsored events. So as an example this came up with National Night Out whereas the town is looking and many people come in and offer to give you the hot dogs or give this or give that or we try to get in kind as much as possible. But sometimes there are other donations as well. So the policy requires us to get council approval but it's a kind of once and done type thing. As long as it continues to be a town sponsored event that we can accept donations for those. We do track them and we keep record of that. In that conversation then it also came up Go Green is in the same boat with some of their activities with the HEALth Fair and the town wide clean up. And so we would just ask the council give us the approval to continue to receive donations for those various events and I'm sorry. Real quick. There may be other events down the line that we need to come back for and we will do that as expeditiously as possible. Perhaps on the consent agenda.

Bridge Littleton: Even better. Yeah. Any questions for Danny? Darlene.

Darlene Kirk: Thank you. That was my question that because you just had these three specific things and I was concerned about that.

Danny Davis: Correct. These are just the ones that came to mind as immediate items.

Darlene Kirk: Don't want to blanket.

Bridge Littleton: No we should do it case by case.

Darlene Kirk: Well I'm just saying [inaudible]

Bridge Littleton: No it's not about amount. It's about the event.

Darlene Kirk: I know, I know.

Bridge Littleton: OK. Any other questions for Danny?

Philip Miller: Quick procedural question. Any need to abstain if you have actually been part of an organization or individually donated to any of these?

Martin Crim: No.

Philip Miller: Thank you.

Bridge Littleton: Perfect. Okay. Is there a motion? Cindy.

Cindy Pearson: OK. I move that the town council approve the acceptance of donations to the town of Middleburg for annual National Night Out event, the HEALth Fair, the town cleanup day and the battery recycling program. I further move that the town administrator or his designee be authorized to accept donations on behalf of the town for these events on an annual basis.

Bridge Littleton: Any discussion? [off mic]

Kevin Daly: Second [laughter] [off mic]

Bridge Littleton: I'm afraid we're gonna have to start having a sensor. [laughter] Ok. Any discussion. Yeah. All right. All those in favor say aye.

Everyone: Aye.

Bridge Littleton: All those opposed. [off mic] Okay. For Darlene's sake we're gonna do this again. Is your light on?

Darlene Kirk: Now it is.

Bridge Littleton: All those in favor say aye.

Everyone: Aye.

Bridge Littleton: All those opposed, abstentions. Motion carries. Thank you Darlene. [inaudible] Next item we've got is discussion items. Anyone have any discussion items? Okay. Well I know there's someone here. I have one. It was a request I got from the Hill School. Apparently this gets done in towns and stuff like that and I want to make sure there's no objection from council. So the Hill School auction is coming up in May. They had a they have an auction item they do every year where it is headmaster for a day. So a kid gets to be the headmaster. They don't like actually run the school but they make the announcements, set out the phone message all that stuff. They asked if we would be willing to give an auction item of mayor for a day and came with a couple ideas. You know, they can help. It would be during a council meeting they would kick it off. I know I know. Well no I mean it's.

Philip Miller: I think the objective is to actually get bids.

Bridge Littleton: So it's to be vice mayor for a day. [laughter] Yeah right. Hey, I'm in. Any any concerned and this is not something that's special for the Hill School. As you know an in town organization requested for an item. We could consider it. I just wanna make sure there's no objection.

Darlene Kirk: Maybe we could throw in maybe we could throw in one of the.

Bridge Littleton: Oh the paperweights.

Darlene Kirk: Yes.

Bridge Littleton: That's great idea. [off mic] Hey I'm in. Oh yeah. Well that was interesting. So they told me that you know they typically get like four or five thousand dollars for headmaster for a day. I was shocked. So. OK. Thank you. Next discussion item is Will. Enforcement of dangerous structures ordinance, status report. Verbal.

Will Moore: Yes. So members of council, the mayor just ask for kind of an update on where we are with potential enforcement under the ordinance. We've not moved to the formal step of enforcement obviously because that does require a resolution by council. There are four structures that are really in my radar right now. I have been in personal contact. Actually having conversations with the owners of two of those structures. One has actually moved forward with. There's been a change of ownership and has taken great steps towards repairing the property. The other one I'm in continued dialogue on regular basis a weekly basis with that property owner. They have some ideas of some things that they may make an ask of the town for in terms of zoning of the property to potentially do some things but I think we're making some good progress there. One other property owner I've not had luck with response. Let me say the two others are absentee property owners. So they're not here regularly so attempts at making personal contact have not been successful. I do have reason to believe through a return receipt that one property owner has received correspondence from me but I've not heard back. The other one I've heard nothing at this point. So that's kind of the way these things work out some time. So I'm going to be moving forward in the process with the two that I've not had discussions with to this point. I think the first one that I mentioned we're pretty much at close out on it. It's been taken care of. So that's kind of where we are now. Larger picture. What Tim and I have been working on periodically and in between some events and things he's been supporting is kind of coming up with a standardized checklist if you will. These are the things that we're going to be looking for and the plan is probably early spring. We're going to begin essentially a proactive survey of properties starting in and it's probably going to be look. It's

probably going to be limited to our commercial district and starting in the core of town and radiating out. In terms of timeline it's a little difficult to tell how speedily this will work. We don't want a dump of like here's 20 different structures we have to address at one point in time. We're going to start with the the areas where we see the most potential for damage to the structure long term. But what we're going to start out we're going to do it essentially on a block by block basis. Tim we'll do a survey and then we'll kind of review the results. Put together a package so we have documentation and then make those kind of personal outreaches. So we'll start that proactive survey in the springtime. And I am anticipating good results from that. One of the things is we continue in our budget discussion regarding personnel. If we do add the potential new position of a project and planning associate that might be somebody that helps out with with that process as well.

Bridge Littleton: Anyone have any questions for Will? [off mic] So Will let me ask you, so the first two that are local land owners that you're working with. I think I've an idea of the first one is.

Will Moore: Well, let me say actually the second is not a local person but makes visits to the [inaudible]

Bridge Littleton: Yeah yeah. So that was my question. So you said that the second property they might want to have zoning questions and you know whatever so I got that. Do they understand the seriousness nature of you know what this ordinance means and what it means for them and are they taking it seriously and?

Will Moore: I think so.

Bridge Littleton: Okay

Will Moore: I think so. We're trying to work through financial realities for the owners at this point in time.

Bridge Littleton: Okay.

Will Moore: They have some ideas that if they were able to do that basically they're essentially looking at taking a single family dwelling. Asking for a zoning change that may indeed have some support in the comprehensive plan that might allow them to do a duplex on the property. Basically one behind the other and what they're thinking is that would allow them more access to funds to then reinvest in the front portion as well as the rear portion.

Bridge Littleton: Interesting.

Will Moore: It's an interesting approach. I think we kind of have to.

Bridge Littleton: Sure.

Will Moore: To a point segregate the two.

Bridge Littleton: Yes absolutely.

Will Moore: But it's been an intriguing discussion about the possibility of doing a duplex on this property. I think there might be some value and support [inaudible] planning documents.

Bridge Littleton: All right. Anybody else have any questions for Will? OK. Thank you. I think your idea too of how to move forward with it with the new [inaudible]. I think that's a great idea.

Will Moore: Thank you.

Bridge Littleton: Thanks. Excuse me. All right. Next we have information items. What is there? Oh, this is a strategic review. Yeah. So I must be very quick about this. The county came out with their fiscal impact analysis of

the Planning Commission's draft plan from November 30th. I sent it to Danny. It's unreal. Let me just simply say it's unreal how unreal it is. [Laughter]. No, I mean quite quite honestly it's here's one aspect of it. So in the transition policy area to support the 29,000 houses they would want to build there they're going to offset the costs of doing that by also authorizing 11.7 million square feet of commercial in the transition policy area where the taxes would come from that to pay for the infrastructure costs for all the other stuff.

Chris Bernard: [Off mic].

That's something else.

Bridge Littleton: Well it's you know it's just and it's very vague in certain areas and they based it off of a bunch of assumptions, but the assumptions weren't published. So just to give you an idea 11.7 million square feet of commercial space is four Pentagons. That's how big that is. And the Pentagon's 2.9 million square feet. [Off mic]. So yes it's massive. It's massive. So a lot more to come on that. When I was at the Chamber of Commerce breakfast a week and a half ago the four board members there three of them talked about the comprehensive plan as one of the most important things that the boards has to get right. They said they are already planning a whole extra slew of work sessions to be able to get through this and that the staff is going to have to you know their biggest concern is staff being able to keep up with all the recommendations that the board's going to make because you know you make a recommendation then you've got to go out do all the staff analysis to see what it actually means. One of the things actually Danny point out in this new fiscal impact analysis. There was no discussion of the transportation cost impact. So you know it's sort of like wow. So here's what's going on with that. [Inaudible] we're going to meet on Friday night this week, talk about what our engagement strategy is going to be between now and basically through June. I think first of June is when the board hopes that they will have their draft on the street.

I don't see how that's possible seeing as the stakeholders took two years, the Planning Commission has taken nine months and they're going to do it in two. But you know what I mean if they can get the work done they can get the work done, but I think it's gonna be really heavy lift. So [inaudible] meeting, we're gonna go through what our engagement strategy is going to be. We're going to request two specific things like we have at the Planning Commission a sit down, mayors, Board of Supervisors only, I mean public meeting, but face to face we present our concerns and then also a strategy on how we're going to go to all the public sessions like we did with the Planning Commission and you know every mayor one after the other go up take one specific topic area and just hit in four minutes, four minutes, four minutes, four minutes and you know drive the message home. And then at the Chamber event that's coming up on March 13th please make sure everybody signs up and comes to that. It's 8:00 a.m.. We've already reached back to the chamber and told them that you know one of the things we want to make sure we have the ability to talk about and drive a message on is the comp plan. That if they want our help we want their help. And they agreed to let us to allow that to have that be a topic area. So that'll be very good. So anyway that's what we're doing. That's where we're driving. I will simply say I feel really bad for the county staff. The amount of flack and and stuff they must be taken from the public simply by reacting you know they're doing the staff work for what's been put on them and god knows they're ready for this to be over. But it's I'm sure it has been three years of really really emotional hard stuff and I really feel for them. [Off mic]. March 13th, 8:00 to 10:00 a.m. The Chamber of Commerce will be here at the community center. Five of the seven mayors are confirmed. Scott and Nate are trying to get out of other commitments to be able to come. What's that?

Philip Miller: [Off mic].

Bridge Littleton: Oh well you can you know we'll set a camera up.

Philip Miller: I'll put the Eiffel Tower in the background.

Bridge Littleton: Yeah. Perfect. And I know it's the Chamber, right? It's the Chamber of Commerce so we're going to cover economic development and you know we're also gonna cover quality of life and the comp plan. So it should be a really good event. The breakfast one that I was at two weeks ago with the board. There was 300, 350. Yeah, it was packed at [inaudible]. Yeah, Danny.

Danny Davis: The Coalition outreach meeting.

Bridge Littleton: Oh right I forgot about that. Yeah. So I always get it wrong. Loudoun.

Danny Davis: County Preservation.

Bridge Littleton: Loudoun County, it's the preservation's first. The Loudoun County Preservation and Conservation Coalition. [Off mic]. That is a big mouthful. They have put together a awesome PowerPoint deck on what this comp plan means. You know, it's awesome. I'll send Maureen the link to it. Now the one problem is it's like 60 slides. But this PowerPoint right so it's pictures and graphs. It's not a bunch of words. Talking about how this plan, the impact it creates, like just a school cost and the cost of the roads and the infrastructure, whatever. So what they've also been doing is they have been going around and setting up public engagement sessions all over the county. So the next one is gonna be on February 22nd at? [Off mic]. No it's in Lands town . It's a no no River Creek. It's at the River Creek whatever their HOA building is where you have like weddings and stuff like that. So their River Creek Community Center or whatever. Clubhouse. Exactly. I'll get everybody the time. I think it's either 6:30 or 7:00. But if you go on their website all the information's there. And what they've been doing, they did win the Bluebonnet . They did one in Oldie. They're doing one in Purcell and Hamilton and they're doing one in Lees burg next week. They're going all over the county and they're taking a board of 10 subject matter experts who could speak to the details of each of these elements, laying out the issues and concerns in the comp plan and why it's bad for the county and then doing a Q and A. And it's been great. So the mayors of [inaudible]. [Inaudible] always gets represented so we're sending somebody. I'm going to be in the one on February 22nd at River Creek. I think they've done 15 of them to date. And it's [inaudible] group. So [inaudible] is sort of the guy who founded the coalition. And it's really good. I mean it's very well thought out.

Danny Davis: And so the wrap up one of those we'll be here in Middleburg March 27th.

Bridge Littleton: Right.

Danny Davis: In the evening 6:30 to 8:30 and that'll be at the community center. And so the mayor's idea was that Middleburg would kind of be the wrap up point for that outreach campaign.

Bridge Littleton: Yup.

Danny Davis: So I think that'll be really good.

Darlene Kirk: [Off mic].

Danny Davis: I think it's 6:30 to 8:30

Bridge Littleton: Yeah. What's that?

Chris Bernard: [Off mic].

Bridge Littleton: Right exactly. We're the butt plate. So yeah. Because the county is gonna start its work April 1st. And I think by the end of this it will have done 15 or 18 of these all across the county and we'll be the last one. Yeah, Danny I forgot about that, right. So what was that March May 7th, right? Community Center. OK. Any other questions about comp plan, any of that stuff? Nope?

Kevin Daly: Thank you.

Bridge Littleton: All right. And we did this perfect.

Darlene Kirk: [Off mic].

Philip Miller: [Off mic].

Bridge Littleton: Hell, let's do 10 before the closed session. Unless, oh real quick. Anybody have any information items? Any other information items?

Kevin Daly:No.

Bridge Littleton: OK. We will take a five minute break. Hold on. Let me me go back into session. All right. We're now ready to go into closed session. Who wants to read this?

Philip Miller: I move the council go into closed session is allowed under the Virginia Freedom of Information Act Section 2.2-3711A83 and 1 for consultation with legal counsel employed by the public body regarding specific legal matters requiring the provision of legal advice by such counsel the discussion or consideration of the acquisition of property or the disposition of publicly held property where the discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body and for the discussion consideration or interviews of prospective candidates for employment assignment, appointment promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, and employees of the public body. I further move that these matters be limited to 1) legal advice regarding potential development in town, 2) the acquisition of property for a parking lot, 3) the acquisition of property for a new town office. 4) the disposition of a town right of way, 5) the disposition of the As bury church, 6) appointments to the Economic Development Advisory Committee, and 7) the performance of the town administrator. I further move that in addition to the council the following individuals be present during the closed session. Danny Davis for all of the items. Martin Crim and Will Moore for the first five items and Rhonda North and Jamie Gaucher for the 2nd through 6th items. I further move that council thereafter reconvene in open session for action as appropriate.

Kevin Daly:Second

Bridge Littleton: All those in favor say.

Everyone: Aye

Bridge Littleton: Opposed. Ab tensions. We are in closed session. [Off mic]. All right. I ask that council certified the best of each member's knowledge 1) only public business matters lawful exempt from open meeting requirements under the Virginia FOI Act and 2) only such public business matters as were identified in the motion by which the closed meeting was convened or heard, discussed or considered in the closed meeting. I would like to remind those present for the closed session that any discussion that occurred within it should be treated as confidential. A violation of which will be punishment by death. [Laughter].

Kevin Daly:Is this on recording?

Bridge Littleton: Chris.

Rhonda North: It is.

Chris Bernard: What am I agreeing to?

Rhonda North: To death it sounds like. [Laughter].

Kevin Hazard: Yes, but I don't agree to the death. [Laughter].

Cindy Pearson: [Off mic].

Kevin Hazard: [Inaudible].

Philip Miller: Yes.

Darlene Kirk: Yes.

Bridge Littleton: Yes.

Cindy Pearson: Yes.

Kevin Daly: Yes.

Bridge Littleton: [Off mic]. Anything else?

Darlene Kirk: No.

Kevin Daly: Nope.

Bridge Littleton: Meeting adjourned.

Kevin Daly: Thank you all very much for a most exciting evening.