



MIDDLEBURG TOWN COUNCIL
Regular Monthly Meeting Minutes
Thursday, May 23, 2019



PENDING APPROVAL

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

STAFF: Danny Davis, Town Administrator
Rhonda S. North, MMC, Town Clerk
William M. Moore, Deputy Town Administrator
Jamie Gaucher, Business & Economic Development Director

ABSENT: Councilmember Kevin Hazard

The Town Council of the Town of Middleburg, Virginia held their regular monthly meeting, beginning at 6:00 p.m. on Thursday, May 23, 2019 in the Town Hall Council Chambers, located at 10 W. Marshall Street. A member of the local Boy Scout Troop led Council and those attending in the Pledge of Allegiance to the flag.

Public Comment

Reed O'Connor appeared before the Council representing the National Sporting Library & Museum's (NSLM) request for special event funding for their Open Late Concert Series. She advised that the concerts were free to the public; however, they cost the NSLM \$22,000, plus an additional \$30,000 in staffing costs. Ms. O'Connor noted that they had twelve partners/sponsors. She displayed a copy of their mailer, which included the Town seal. Ms. O'Connor advised that they also advertised on the radio. She encouraged the Council to continue their support.

Councilmember Daly noted that Memorial Day was coming up. He recognized the 1.1 million heroes who gave the ultimate sacrifice for their country and encouraged the community to remember them.

Public Presentations

Annual Report - Middleburg Arts Council

Debbie Cadenas, Chair of the Middleburg Arts Council, announced that the Foxes on the Fence fundraiser brought in \$23,744. She advised that they included a poetry contest with the event this year, with one hundred submissions being received. Ms. Cadenas noted that Jay Hubbard, who was creating a video of Art in the Burg, also videotaped the reading of the poetry.

Ms. Cadenas reported that a marble base was donated for the Bronze Fox Project and the Middleburg Garden Club donated another \$5,000 toward the project; therefore, all of the funds that were needed had now been raised. She reported that this project was moving to its next phase, which was the actual creation of the fox, and advised that it would be ready to be bronzed in forty-five days. Ms. Cadenas noted the need to find a location for it once the fox was complete.

Ms. Cadenas reported that the Spring Art in the Burg went well. She advised that the artists loved it and reported that they had to turn vendors away as they did not have enough spaces. Ms. Cadenas noted that the crowd was a little smaller this year.

Mayor Littleton suggested that food vendors be added to the Fall Art in the Burg. He offered the Cultural & Community Events Committee's assistance in bringing more to the Art in the Burg events.

Town Administrator Davis reported that the Business & Economic Development Director was going to talk to Ms. Cadenas about expanding the Art in the Burgs into large festivals that centered around the arts.

Staff Reports

Town Administrator Davis reminded Council that Town Treasurer Bott was leaving the Town's employ. He noted that she was unable to attend this meeting due to a family emergency and Ms. Staples was unable to attend as she was attending Treasurer's certification training.

Town Administrator Davis reported that the staff received a demonstration of CP Connect which, in addition to being used as a citizen complaint module for the new website, could be used as a CRM and business development tracking tool. He opined that this would be a good opportunity for the Town and advised that if there were no objections from the Council, the staff's intent was to amend the existing contract with Civic Plus to add this module. (No objections were raised.) Mr. Davis noted that the pricing was competitive and advised that this would allow for one system that would serve the Town. He advised Council that CP Connect would be a separate service that would be integrated into the website. Mr. Davis noted that for now, the citizens would need to fill in their information manually; however, Civic Plus' long-range plans were to integrate it into the system.

Consent Agenda

- (a) Approval of Minutes – May 9, 2019
- (b) Resolution – Wellhead Protection Grant Application
- (c) Resolution – Mental Health Awareness Month
- (d) Contract for Sewer Lining & Manhole Repair – Lyttle
- (e) Resolution of Appreciation – Ashley Bott

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

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

No – N/A

Abstain: N/A

Absent: Councilmember Hazard

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

Action Items

Ordinance to Increase Water & Sewer User Rates

Councilmember Miller expressed concern about continuing to increase the utility rates when they were already high. He suggested the need to find a way to fund the system that was sustainable, as opposed to continuing to increase the rates. Mr. Miller further suggested the Council consider using money from another revenue source to supplement the utility rates as he did not see the Town ever having the number of users necessary to support the operating and capital costs.

Mayor Littleton reminded Council that it was not good government to supplement enterprise funds with General Fund revenues. He noted that those towns whose utility rates were lower allowed out-of-town properties to connect to their systems. Mr. Littleton reminded Council that Middleburg's real estate tax rate was lower than other towns by more than fifty percent and suggested the need to look at the all-inclusive costs of living in a community. He noted that consumers were using water differently than in the past and advised that consumption had decreased by thirty percent over the past twenty years. Mr. Littleton suggested the system needed to pay for itself and noted that the Town could give relief to the citizens in other ways, such as lower taxes.

Councilmember Miller suggested the need to look outside of the box for other options, such as selling excess water.

The Council held some discussion about selling the system to Loudoun Water.

Councilmember Bernard moved, seconded by Councilmember Leonard-Morgan, that Council adopt AN ORDINANCE TO AMEND THE SCHEDULE OF WATER AND WASTEWATER CHARGES TO REVISE WATER AND SEWER USER CHARGES.

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

No – Councilmembers Kirk and Miller

Abstain: N/A

Absent: Councilmember Hazard

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

Appropriations Ordinance – FY '20 Budget

Councilmember Leonard-Morgan moved, seconded by Councilmember Miller, that Council adopt AN ORDINANCE TO APPROVE THE BUDGET, ADOPT TAX RATES AND MAKE APPROPRIATIONS FOR THE FISCAL YEAR BEGINNING JULY 1, 2019 AND ENDING JUNE 30, 2020.

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

No – N/A

Abstain: N/A

Absent: Councilmember Hazard

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

Special Funding Request Recommendation – Cultural & Community Events Committee

Business & Economic Development Director Gaucher reported that the Cultural & Community Events Committee recommended the approval of the donation of \$4,500 to the National Sporting Library & Museum for the marketing of their Open Late Concert Series. He noted that the request was for \$5,000; however, the Committee recommended \$4,500, which was the amount needed to serve as the match for the Virginia Commission for the Arts grant.

The Council acknowledged that \$4,500 was needed to match the grant; however, they noted that were not limited to that amount. Vice Mayor Kirk explained that the Committee noted that NSLM would receive \$9,000 in total with the grant, which was almost half of their budget.

Councilmember Daly moved, seconded by Councilmember Miller, that Council approve a special events funding request from the National Sporting Library & Museum in the amount of \$5,000 for their Open Late Concert Series.

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

Council Appointment – Interim Treasurer

Vice Mayor Kirk moved, seconded by Councilmember Daly, that Council accept the resignation of Ashley Bott, Treasurer, effective May 30, 2019, and appoint Tina Staples as Interim Treasurer, effective May 31, 2019.

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

Discussion Items

Health Center Fund Options

Town Administrator Davis reminded Council that there were three options for addressing the Health Center Funds – the Town could continue the status quo of making donations in cooperation with the Health Center Advisory Board, the Town could create a 501(C)(3) entity to handle them or the Town could utilize the services of the Community Foundation. He opined that the latter did not meet the Town’s needs due to the cost and investment requirements. Mr. Davis advised that if the Council wished to create a non-profit entity, the Town could control it through the appointment of the Board of Directors. He reminded Council that the decisions related to the donations would be up to that Board; however, the Town could impose some limits through the Articles of Incorporation and/or the organization’s by-laws.

After some discussion, the Council agreed it favored establishing a 501(C)(3) entity as it could grow the Town’s investment and fund raise. They noted that keeping it in-house would be onerous for the staff and that it would not get the time or attention it deserved from the standpoint of fundraising. The Council agreed to serve as the Board of Directors for the first couple of years; and, once they were comfortable with it, to appoint others in their place. It was suggested that the Town Treasurer should serve as a mandatory representative of the Town. They directed Vice Mayor Kirk and Councilmember Miller to work with the staff to draft by-laws for the Council’s consideration.

Town Administrator Davis advised Council that the Health Center Funds were not included in the FY ’20 Budget. He advised that once the Council was ready to move the funds, a budget amendment would be necessary.

INFORMATION ITEMS

After some discussion, the Council asked the staff to identify the options, including cost and a possible implementation schedule, for bug mitigation for discussion during their next meeting. They noted that the bugs were bad this year, particularly the mosquitos.

Councilmember Leonard-Morgan announced that Go Green arranged for the Town to participate in a pilot program with TerraCyle for the recycling of razor blades and advised that they could be dropped in a recycling box at the Town Office. He noted that the goal was to keep them out of the landfill. It was suggested that boxes also be placed in the Safeway and at the Post Office.

Councilmember Daly commended the staff and contractor on doing a great job on the curb and crosswalk painting.

Mayor Littleton reminded Council of the farewell reception for Town Treasurer Bott on May 29th. He further reminded them of the Open House on the Town's Comprehensive Plan update that same evening.

Mayor Littleton reported that the Board of Supervisors held a work session on May 20th to discuss their Comprehensive Plan update and advised that he was pleased with the changes proposed by the County staff. He reminded Council that the County Planning Commission recommended an increase of 20,000 housing units in the Transition Policy Area; however, that number was reduced to 3,000. Mr. Littleton advised that in addition, the staff recommended this be done through a phased in approach that would require the construction of the infrastructure prior to the approval of additional density. He noted that in addition, the housing had to be attainable, meaning it would be for teachers, firefighters, etc. Mr. Littleton advised that the Supervisors would hold another hearing on May 29th before voting on the Transition Policy Area amendments. He reported that after that, the Board would discuss the Rural Policy Area and the Towns Sections of the Comprehensive Plan update. Mr. Littleton noted the desire to change the clustering recommendation for the Rural Policy Area. He opined that the public input in this area made a difference in the Board's feelings about it.

Mayor Littleton reminded Council that the Towns Association of Northern Virginia (TANV) met on a quarterly basis and reported that their next meeting would occur in Middleburg on September 19th. He advised that they would discuss the development of a regional trash contract and a consolidated towns policy for addressing the proffer laws during the next session of the General Assembly. Mr. Littleton invited the members of Council to attend the meeting.

Mayor Littleton called for a five minute recess. He called the meeting back to order at 7:16 p.m.

Closed Session – Appointments to Wellhead Protection Advisory Committee & Middleburg Arts Council; Acquisition of Property; and Disposition of Property

Councilmember Miller moved, seconded by Vice Mayor Kirk, that Council go into closed session as allowed under the Virginia Freedom of Information Act Sections 2.2-3711(A)(1) and (3) 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 and for 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. Councilmember Miller further moved, seconded by Vice Mayor Kirk, that these matters be limited to (1) appointments to the Wellhead Protection Advisory Committee and the Middleburg Arts Council; (2) the acquisition of property for a Town Administration Building; and, (3) the disposition of the Asbury Church. Councilmember Miller further moved, seconded by Vice Mayor Kirk, that in addition to the Council, the following individuals be present during the closed session: Danny Davis, Will Moore, Rhonda North and Jamie Gaucher. Councilmember Miller further moved, seconded by Vice Mayor Kirk, that the Council thereafter reconvene in open session for action as appropriate.

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

No – N/A

Abstain: N/A

Absent: Councilmember Hazard

(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.

Council Appointments – Wellhead Protection Advisory Committee and Middleburg Arts Council

Councilmember Daly moved, seconded by Councilmember Bernard, that Council reappoint Punkin Lee, Jennifer Long and Elizabeth Rice to the Middleburg Arts Council for two-year terms, said terms to expire June 14, 2021. Councilmember Daly further moved, seconded by Councilmember Bernard, that Council reappoint Jilann Brunett and Morris “Bud” Jacobs to the Wellhead Protection Advisory Committee for two-year terms, said terms to expire June 14, 2021.

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

No – N/A

Abstain: N/A

Absent: Councilmember Hazard

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

There being no further business, Mayor Littleton declared the meeting adjourned at 8:23 p.m.

APPROVED:

Trowbridge M. Littleton, MAYOR

ATTEST:

Rhonda S. North, MMC, Town Clerk

May 23, 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)

Rhonda North: And it is 6 p.m..

Bridge Littleton: All right. I will call the May 23rd meeting to order. First item will be the Pledge of Allegiance. But before we do that. I understand we have a young man here getting his merit badge. Is that correct? All right. So in order to get that you have to come up here and lead us in the Pledge of Allegiance. If you want to lead us off.

Boy Scout: Ok. So just go?

Bridge Littleton: Yeah, face the flag.

Everyone: [Pledge of Allegiance]

Bridge Littleton: Okay next item is Roll Call.

Chris Bernard: Chris Bernard.

Philip Miller: Philip Miller.

Darlene Kirk: Darlene Kirk.

Bridge Littleton: Bridge Littleton.

Peter Leonard-Morgan: Peter Leonard-Morgan.

Cindy Pearson: Cindy Pearson.

Kevin Daly: John Kevin Daly.

Rhonda North: Ronda North, Town Clerk.

Danny Davis: Danny Davis, Town Administrator.

Bridge Littleton: Ok. Now is the time for public comment. So any member of the public would like to address the town council on any matter you have three minute period. If so just approach the mic. Say your name your address and address the council right. [off mic] Sure.

Reed O'Connor: Good evening. My name is Reid O'Connor. I am at 40545 Hurley Lane. That's in Paeonian Springs, Virginia. And the zip code is 20129. But tonight I'm here on behalf of the National Sporting Library and Museum. I understand that the application for funding for our Open Late Concert Series has been recommended and I just wanted to speak a little bit to that. As you know Open Late is a free community concert series we're entering our fifth year this year with a total of 12 community partners. These partners come from local non-profits and schools all within the Middleburg radius. As you know it is a free community concert series and it does cost the NSLM quite a bit of money to run ,about twenty two thousand dollars budgeted this year with an additional 30,000 dollars worth of staffing costs. So to us the support from the town of Middleburg is really crucial to the sustainability

of the concert and to our mission to be a more community based organization. In addition to the community partnership you may have received already your Every Door direct mailer this goes out to about 10,000 addresses in the community both in Middlebury but also the Winchester. All these sort of surrounding areas. This is a great opportunity for the town of Middlebury to it's a great marketing opportunity. We put the town seal on all 10,000 of these Ever Door direct mailers, so it's a great way to get the name of the town of Middlebury out. Additionally we advertise on 92.5 Wink FM which has a four state listening radius in about 30 or so counties. So again another great way of getting the town of Middlebury name out there. So that's basically all I wanted to say and just encourage you just continue supporting the Open Late Concert series. Thank you.

Bridge Littleton: Thank you very much. Appreciate it.

Kevin Daly: [off mic]

Bridge Littleton: So any other member of the public who would like to make a comment. Any member the public, any citizen. Oh Kevin do you have a comment.

Kevin Daly: Yes I do.

Bridge Littleton: Please.

Kevin Daly: [off mic]

Bridge Littleton: Well said. Thank you. Anybody else for public comment? All right we'll close the public comments section and move on to public presentation. Middlebury Arts Council.

Deb Cadenas: Thank you Mr. Mayor. Thank you Council. I am delighted to say I'm reporting on a very high note with the conclusion of Foxes on the Fence and Happy Memorial Day. The buyer of your Star Spangled Fox is over the moon. I've been like Dr. Seuss, foxes in boxes shipping to Colorado and D.C. and Maine and just everywhere. And I'm getting all this great feedback. I'm so happy. And they're going to be buying again. They want to add to their collection. So your buyer particularly is giving it to her sister and she was happy it came yesterday in the mail in time for Memorial Day. So just an incredible successful story. Bidding that night as you if you watched I didn't watch until morning because I couldn't stomach it. But we just I mean we ran out of time come 10:00 p.m. People were still bidding and it just stopped and there was more money on the table you find after the fact how much it could have gone if they had only started sooner. But such as life. So we ended up making twenty three thousand seven hundred forty four dollars. Huge, huge, huge. So I'm so grateful. Thank you God.

Bridge Littleton: You can sit if you want. She's so excited. I know, I know.

Deb Cadenas: It's just a very exciting thing that we have businesses ready to sign up again and artists just in line wanting to do art. So it's just the best of everything we went through 2000 brochures. Thank you for allowing us to have that many printed out there like little souvenirs. I only have maybe 30 left. That's it and whatever's in the office here. That's how many went and I was stingy. I was not giving to businesses. I was just putting them in those little things so I can monitor who's picking them up. So I think that's that. So on to the next thing which was the web site.

Bridge Littleton: Hey, Deb let me ask you a quick question. What was the furthest one you had to ship.

Deb Cadenas: Well Colorado I shipped this morning and it was one hundred and eighty nine dollars to send the Genesis Fox because of how far it's going and I'm at the morning and she has to give me her credit card cause we're still working out the bugs if you have the account with FedEx. Most of the locals were 80 bucks to ship reasonable and I packaged it free with free boxes with [inaudible] and bubble wrap that I got free and taped, so it was just the shipping costs. And when I said to her it's one hundred and eighty nine dollars and I called on Colorado time, it's 8:00 in the morning for her and I have to give her that news and I was shocked and I was like, oh its \$189. She said, no problem, no problem. I'm like oh my goodness. Anyway she went to Foxcroft so she came back to see Foxcroft.

Brought it back to Littleton, Colorado and it's her daughter who's 10 and had to have the Genesis Fox. So I was like Yeah. Good Christian lady buying the Christian Fox. No problem. so yeah. So thank you, we're storing two more in your storage room there until the buyers come. A D.C. bought two and they're. They're the last ones to pick up. So yeah. Great. Vivian's been on spot on helping us with that. So shall I move on to.

Bridge Littleton: Oh sure

Deb Cadenas: MAC. So thanks for getting our website up and running we had Jay come who's working on a video for Art in the Burg which I think is going to be really important and key because he was so helpful videoing the children who were there reading their poetry contest because Darcy had a little twist to foxes on the fence. She involved the schools. We had a hundred percent participation with the children writing poetry for foxes. A hundred poems were submitted some cash prizes were awarded and gifts and so Jay was able to get some footage on that and also just panning a video seemed to work really well. Short little clips that people can see we don't have to do it every event but it's just something to put on the site that people can say what's Art in the Burg about it's about community it's about artists the variety is there so hopefully when he's done well we can get that up on the on the website. So that was huge. And I'm grateful for that and I'd love to see him also film other things that have to do with art such as the concert series over at the the Baptist church and if you have one at the Episcopal Church. These are I mean I went to the symphony there and it was right up there with the Kennedy Center. Absolutely fantastic. The wind instruments. I'm not used to that. I went in there and I couldn't believe it and I tried to get it captured on my iPhone but there's just no way to do that. You need to really have the, some kind of equipment that they know how to do. But it would be terrific to have kept that somewhere as a legacy for what Middleburg offers musically.

Cindy Pearson: [off mic]

Deb Cadenas: Yes thank you. The Methodist Church there. It was right before foxes. Fantastic. I've been to two of them and they were just sensational. So I don't have my paper in front of me from I think we're. Art and the Burg. [off mic]. The bronze fox. Oh my gosh. I think we're there guys. I do think we are there. We had well not we, Goksin, our sculpture artist got an incredible donation of the base marble or granite. I'm not sure I saw the schematic of what it is. It's about a 5,000 dollar gift in our lap which lowers. I mean we had budgeted to do that in bronze so that's a savings right off the bat. So when I got that news I approached the Garden Club before auction even ended and I said look we need only 5000 to wrap this up and just get it funded so that we can start phase two which is creation of this. And it's only gonna take 45 days and we're going to be from start to finish this incredible experience of seeing how one creates a bronze which I don't know about you but I wouldn't know how to start. You just start with the clay. You'll be able to see it. What Goksin has been able to do with some of her students that were just ordinary people off the street that have suddenly learned how to do equine sculpture. One sold her bust and she's a polo rider she's Wendy Andrews I think is her name. She sold her head bust to the Upperville Colton Horse Show as an award and she's never done this before. She's great at it. Hunt [Inaudible] wife sold for \$4,000. I mean these can be like Remington's in the, because they took the time to learn how to do this and they're making money at it and they're the gift that they discovered within themselves just by trying it. So I would love to see a space that we can acquire for just the month visible. I don't know whether it could be Salamander [inaudible] or someplace visible where people walking by can see this and maybe Jay can you can take pictures and just show I don't know you know like we do a YouTube video or something just to see how it happens from start to finish. It'll be a quickie 30, 45 days and we're done from start to finish and is ready to be bronzed and then you guys get the hard part, finding where's it going to go. You know that's up to you where we can put it and we can get you know hopefully some good eyeballs on you know maybe the museum or whatever you want to have. If the triangle is where you decide to put it temporarily, maybe be able to be moved later but I don't know. They'll come in and install. So somethings to think about. So those are the two things I ask of you find a spot because it's gonna happen quickly we're looking to get the space. I mean probably they're doing a sculpture class at your location. So after that they're free to get everybody involved in doing this bronze. So we're looking mid July so we'll be done mid August and then we're ready to get it cast in bronze and find the spot and then get the plaques up and who sees you know who knows where it will go. Maybe we can get some more sculptures going on. But thank you for that wonderful idea. When you came on two years ago. Did you ever think we'd get it done in two years. [off mic] It is. it is exciting. So OK. Well then we get onto Art in the Burg, which is our big hurrah. It's what we kind of pride ourselves on as MAC. We have

gotten it to be well oiled machine. The artists love it. We do have a small footprint which makes it almost like a boutique thing. But many artists want to get in and we just don't have the space right now. But those who do come want to come back every year. Matter of fact we're going to send a thank you and ask them if they want to come to the September event. Put your deposit in now which is very reasonable and we only charge 25 dollars which is I mean some of these artists are making almost a thousand dollars, one hundred dollars just in the day. It was slow this event. [off mic] Well I tell them I'm not the IRS. My husband is but I'm not the IRS. [laughter] So when they see Deb coming, they're like I'm not going to tell you how much I make. I say look I'm not about reporting to sales tax people, but I just would like to know did you have a successful day was it worth it. And they don't. Some give me a few numbers but it's under a thousand but it's over a couple hundred you know maybe one person saw one. It was slower. So I think what I would implore for the future it would be because we know these dates are set in stone. They're always going to be the same dates. Third Saturday in May, the third Saturday in September. We can play with that all year long. No put it in calendars set it wherever y'all put what's happening in town because it's always going to happen. Foxes is always gonna be the same time every odd year it'll always be April to mid-May. So we know that. And we can promote it. So that brings me to the other thing. I have somebody that I know can bring MAC to the next level of growth that we need. Where I lack the talent and skill to do it. And her name is Melissa Craig. I've worked with her for two years and I've asked her and she's considering becoming the new chair. I'll still stay with MAC. I love MAC and I love the arts part but I don't have that skill set and I think after almost two and a half years it's time for some new fresh young blood to get that. They get Instagram. They know how to do Twitter and with these new activities happening we need somebody who understands what the young people are looking for because those are the people that are coming in spending money and shopping and I don't even do this kind of internet stuff for my own business. So I'm really doing you a disservice though. But anyway they are our group totally backs her. They've emailed her and she's, so she's considering it and we're going to next time we meet which will be in July because I'm in Cape Cod for the next month will probably vote to have her in. But I'm here. I'm staying. I'm not going anywhere. But you're going to get that asset of having Melissa as your new chair. OK. And that's it. Thank you.

Kevin Daly: One question.

Deb Cadenas: Yes.

Kevin Daly: Does she have the same enthusiasm that you do? [laughter] [off mic]

Deb Cadenas: We'll keep that going. Well I love our people. You know I'm getting so many positive feedback from the artists and the how excited they are about coming and I'm just joyful I am joyful and I just. I don't know, maybe it's because all the kids are up and out of the house, maybe I'm joyful again. [laughter] But that'll still stay. We're not recorded I hope.

Bridge Littleton: Oh yeah we are. We'll send the clip to your kids.

Deb Cadenas: Thank you.

Dee Dee Hubbard: May I add something. You forgot to tell them the two 14 year olds.

Deb Cadenas: Thank you. Thank you so much. Yes. So we had the People's Choice Award for the artwork that was shared the most that that people voted as their favorite. And it just so happened that Melissa and Darcy who are very good at analytics. They were the two who were able to get on Facebook and determine how many shares there were who spread the word the most. Which Fox or hound was it that appeared most liked. And it happened to be Pooh Bear. The Pooh Hound came in number one. So yes your granddaughter and her partner and her friend.

Dee Dee Hubbard: Two school kids that are at Foxtrot.

Deb Cadenas: Very exciting. And their buyer bought 2 and he's coming. He's coming Saturday to pick up pooh. So I've been looking at pooh and enjoying him. But yeah so it was a huge success. So it was I must I pinch myself

I'm like thank you thank you thank you for everybody working together to make it so successful. I mean you just. That's wonderful.

Bridge Littleton: Hey Deb. Hey Deb. One thing I was going to throw in for September we're going forward. I was walking around on Saturday about midday.

Deb Cadenas: Yes.

Bridge Littleton: If you guys want to think about you know having food vendors or something like that there, I know there a guy playing guitar but just some more energy to bring down the street. I think you know. Yeah. And you know you need the town's help figuring that out. Need that town's help figure that out. I think I'd be happy to you know try to.

Deb Cadenas: Awesome

Bridge Littleton: Bring some I have tonight.

Deb Cadenas: We need that. We need something to just. And I was afraid of mentioning that because I was worried you know like Side Saddle Cafe did really well financially over the weekend because maybe new people were in and I didn't want to cause any more angst to the restaurants because of food trucks. But anything you guys have to bring more eyeballs on the street more foot traffic because I was asking you had you hear.

Bridge Littleton: Hang on hang on Kevin. Kevin.

Deb Cadenas: Maybe a beer garden might fix it.

Bridge Littleton: Go ahead Darlene.

Darlene Kirk: [off mic]

Deb Cadenas: Great. [off mic] I would love it. And I think if we can just put our minds together and think of how can we get the word out more people out to enjoy the variety of art work we have. We have pottery and jewelry and watercoloring. You saw you came to each booth. You got to see wasn't it great for small street. How much variety we had you know but to do them a good service would be to give them a lot of foot traffic.

Danny Davis: Yeah and the committee. Jamie's going to reach out and chat with you and I think between you and Jamie and Melissa you know all of us together talking through some of these ideas we could really come up with a pretty neat event that centers around the art and the activity of that but also brings in more people through some other components and make it a really big you know festival around multiple areas.

Deb Cadenas: I love it. Especially in the fall I mean [multiple speakers] it's so much we can do. I mean people love the spring and we really got the two best times of year to do this. So if we can just make it more people on the street somehow think of and Melissa might be a good answer to that because she's got and I even called WINK FM and you know because I know they promote you a lot and I just didn't have the right channels because I kept my bose radio on until the band started. And I thought maybe they could just plug Art in the Burg. So but I thought of it too late. you know the day before so I need help to think more forward.

Danny Davis: Someone did say they heard it on 104.1. I don't even know where that is out in the valley maybe?

Deb Cadenas: I don't know.

Bridge Littleton: That's D.C..

Deb Cadenas: Was is plugged? Because that's who I called. [off mic] I called them and I called them. I figured if they can do traffic reports they can certainly get this report in a day in advance but I don't know. So I think if we're all thinking along the same path to bring a lot of people to the town then we can certainly have an even more successful. We don't want it too successful because then we'll have too many artists and you know as it is I had to turn a few people away because you know our street can only fit so many comfortably if we're going down the middle of the street unless we do two rows and so it's all. Anyways. [off mic] Awesome. Thank you guys.

Bridge Littleton: Thanks Deb.

Deb Cadenas: It's my 32nd wedding anniversary today.

Bridge Littleton: Well just wait a couple more hours we'll be done.

Deb Cadenas: Good night.

Bridge Littleton: Good night. Okay. So real quickly there was something I did forget I forgot to mention at the beginning and it's just a note for everybody. I've got a couple of e-mails about it and as I've been going back and watching some of the old videos trying to find stuff I just to make a note to everybody. We've got the microphones and all that stuff right now. We've got to be very very careful about talking over each other and just sort of jumping in. So let's keep the sort of path of if you got something say no problem just put your hand up and we'll go in order. That way we make sure we capture all the microphones and stuff like that. So just want to remind that was not last meeting but the I thinking the meeting before last there were I can't remember what we were discussing I went back and watched it after somebody noted it and there was a lot of back and forth and you read the transcript and it's like half it's missing. So we just gotta be really careful about that. Ok. Next is public presentations that was Deb, that's all good. We're not doing staff reports this meeting. Consent agenda. Yeah.

Danny Davis: May I actually.

Bridge Littleton: No you may not. If there's not an attachment. No go ahead.

Danny Davis: Thank you Mr. Mayor. I wanted to give two two brief updates if actual kind of three. One as you know Ashley our treasurer is leaving the town and we're really sad for that. She had a family matter come up so she couldn't be here this evening so she had made every intention to be here but didn't want her putting aside her family responsibilities in this time. Also Tina wanted me to express and I did as well that she would have been here as well at the meeting, but she's actually in training right now for her treasurer certificate and or deputy treasurer certificate. It's her last course and it has to be one of those in-person courses. So we're continuing to support her and her development there. And then finally a quick update if I may real briefly about our CRM that we've discussed a couple of times. As we were working with Civic Plus on developing our new web site. We were looking at options for taking citizen or constituent complaints concerns reports issues and realized they have a new module or new service out that is separate from their web site side but is now in as part of their Civic Plus company. So we have done a few demos with them and we have discussed with them a few different times the ability to use that as a CRM and also as a business development tool for tracking prospects, for getting business information in there for tracking contacts, number of times, reminders. And we think is very good. It's a good product and a good opportunity to bring that in and the benefit is it's a provider that we already have under contract and we're already going to be working with. So we have an intention to move forward with that as an amendment to our current Civic Plus contract pricing. We made some negotiations with them to get it very competitive and I think is a good opportunity for us to integrate this as was discussed with council about having a system that that is not multiple systems across the board. But let's try to get one that serves our needs from the water meter issues or you know street issues or other things like that and also serves our business development needs. So we intend to move forward with that. If there are concerns or questions I'm happy to discuss that with council at the right time. But for us to get this integrated by the time the web site rolls out we're going to basically give them the go ahead tomorrow. So if there are any concerns, I'm happy to discuss but we have it covered under the budget currently.

Bridge Littleton: Any concerns. Yeah.

Peter Leonard-Morgan: Does that gel well with the web sites. In other words if for example, a resident wants to put his or her name in to get added to a new version of Constant Contact. Presumably that's much more of a sort of natural flow.

Danny Davis: Yeah. And I did ask that question between the two different kind of services. The to answer the question on the first, residents will be able to create a profile so that you can manage all of your alerts through one email address and profile. It also gives you a chance if you choose to, to customize what the web site looks like when you first jump on to the web page. I don't think pretty much anybody uses that function anymore. When you get to the CP Connect it really is currently still a separate service so it would I believe at least at this point require a separate, you'd still have to fill in your information manually. It doesn't save your name and address like with your email address and log in. So even on the back end the staff would have to log into two separate systems because they're still bringing this other new system the CP Connect into their overall service. I think long range they have a plan for it all to be completely and fully integrated but that may be a little while down the road.

Bridge Littleton: Any other questions? Ok. I think the only I would say is remember adopt, not adapt.

Danny Davis: Yes.

Bridge Littleton: OK. Does anybody have anything they want to remove off the consent agenda? All right. Is there a motion?

Philip Miller: I move we accept the consent agenda as proposed.

Kevin Daly: Second a

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

Everyone: Aye.

Bridge Littleton: Opposed abstentions. All right. Consent agenda passes. Next action item ordinance to increase water and sewer rates.

Danny Davis: If we get it. Oh I'm sorry. We're good.

Bridge Littleton: So I mean we've already gone through all this at the last meeting. Is there any other discussion on the water and sewer rate adoption? All right. Is there a motion?

Philip Miller: I actually have discussion.

Bridge Littleton: Oh

Philip Miller: so I'm increasingly concerned that we are duct taping a leaky bucket and we know we have a bigger problem with the way that this whole fund works and that it's not going to be self-sustaining and we continue to raise rates and I know that it's necessary to cover our fixed costs but I know when you look around competitively our rates are actually pretty high. And I'm concerned and I think we all know this because we're sending this to the Strategic Finance Committee to look at a different way to fund our capital improvements. I just think that relying upon constant rate increases every year as a given is a bad system. I think that it's not strategically necessary. I think hopefully we can find another way to fund our utility system in a more sustainable manner than just relying upon rate increases for everything that we know we've needed to do for replacing the water lines that needed to be done that hadn't been done for what 60 years in some spots, et cetera, et cetera. The list goes on and on. I just don't want us to get into that habit and I'm you know I look at my own water bill and I also look in Loudoun County is you

know one of the wealthiest counties in the country but we have the lowest household income of any town in the county. And I think that that's a concern and a consideration. I think we really need to look long and hard at how this whole thing works and if there's money that we can put toward the utility system from another tax or another revenue that comes into the town then we really ought to consider that because. No matter how many users we have we have the cost of running the system and I don't see in any future that's coming up here even if Salamander open builds their 50 homes I don't see us having the number of users to offset the cost of running that system to a significant degree that would actually help us to make these capital improvements just based on water rates and the income from our utility. Starting to I'd just feel that I'm tired of raising rates as a given.

Bridge Littleton: [off mic]

Philip Miller: Or we can fund it from somewhere else.

Bridge Littleton: Actually you shouldn't that's not good government. [off mic] The system should pay for itself. When you start pulling money from other sources of revenue that are meant to do other things. You start to get to a you know your utility starting relying on revenue sources [inaudible] the actually useage. So what I would say is you know those other towns their rates are also lower because they have outside of town users who paid double. [off mic] but you live outside the town. you pay twice as much. The other thing is Middleburg has the lowest property taxes by more than 50 percent of any other town [off mic]. So we should also consider the total tax burden and the total cost for those citizens [off mic]. Right. So maybe they're spending a thousand dollars a year on water but if you're spending twelve hundred dollars less a year real estate taxes now it's actually all inclusive net cheaper [off mic]. And that's the kind of leverage that we have. The last thing I would say is, oh shoot my mic wasn't even on. Oh well. The last thing. Yeah. No no no no. The the last thing I would say is that it's you know the way in which people use water nowadays is significantly different than five or 10 years ago. I mean average user water consumption is going down dramatically. I think it's down in the last 20 years like 30 percent. More efficient washing machines more efficient you know toil all that. Yeah exactly. I mean I think people are just more conscious nowadays about water usage. So every less gallon used as one last gallon the cost gets distributed against. I'm not saying I've got the answer. You're right. It's a complex problem but I think we have to be you know we have to be. I think our consultant is right. The system needs to pay for itself. But if we can give tax relief if we give financial relief to our citizens another way then that's the lever. Not taking like or TOT taxes and putting it into utility. Because what happens when those TOTs are gone because of a recession or something like that. So anyway just food for thought.

Philip Miller: So our consultants said that that's the ideal that's the the standard that you want to reach for is a system that actually is self-funded. I get that. I understand that that makes sense. He also said that we are a complete anomaly in the number of users we have the volume that Salamander is for our overall usage of the system and the cost of running our utility system because of what we have. So we are a little bit outside the box. I'm just saying maybe we should consider some outside of the box ideas. And I think we're going to do that instead of simply raising rates. You know we've talked about selling excess water. What else can we do. Let's find another way so that if we have to raise rates we know we've exhausted every possible option.

Bridge Littleton: What would you be in favor of selling the system to Loudoun Water because then it's harmonized rates across the county. I mean regardless of how much the system costs Loudoun Waters costs are fixed. Any way and I'm telling you that's something we can certainly look at. Any way, Philip.

Philip Miller: I'm not against looking at that but I know that happened in the past and that was not a good result for the town.

Bridge Littleton: Well we had him run it. We didn't give it to them. They didn't own it. So if you if they own it they take all the physical cost, they take all the capital costs, take all of it. So Darlene, I'm sorry.

Darlene Kirk: Well I was going to say is that it really was a bad situation when they had it before. They were not responsive and the one person that we did have knew the system inside and out better than anybody else. And it was,

the town got screwed six ways from Sunday. I mean we really did and that I don't want to give it to Loudoun Water at all ever.

Bridge Littleton: You know it wouldn't be giving it to them. It'd be selling it to them but then they charge the same rate for water to every customer across the entire county regardless of how much it cost them. So you know it may cost them, I'm going to make up numbers. It may cost them two million dollars a year to run it but they can only charge a million and it's just that's what it is. So anyway it's a you know it's an option to look at OK. It's a good discussion. I mean it's just hard stuff. Anybody else have other comments or questions or thoughts on utility stuff? OK. Is there a motion for the rates>

Chris Bernard: I moved the Council adopt an ordinance to amend the schedule of water and wastewater charges to revise water and sewer user charges. Is that the right one?

Bridge Littleton: I believe so.

Peter Leonard-Morgan: Second.

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

Everyone: [off mic]

Bridge Littleton: Oh Yes. Oh sorry. Right. I apologize. It does have to be a roll call vote.

Chris Bernard: Yes.

Philip Miller: No.

Darlene Kirk: No.

Peter Leonard-Morgan: Yes.

Cindy Pearson: Yes.

Kevin Daly: Yes.

Bridge Littleton: Hang on one second. No it's vote time, discussions over. [off mic] What are you going to do? [off mic] I mean we're voting. So there is no more discussion. So that was one. 4 to 2. [off mic] Okay I'm sorry. I'm counting in my mind. I keep thinking we have nine. Okay. Motion passes. Or excuse me, any abstentions, no. Motion passes. Okay. Next item is appropriations ordinance. So any questions, thoughts, discussions on the appropriations ordinance for the general fund and the utility fund for Fiscal Year 2020. God 2020. Anybody have any questions any discussion? Ok. Is there a motion?

Peter Leonard-Morgan: I'll make a motion.

Bridge Littleton: Yeah

Peter Leonard-Morgan: I move that Council adopt an ordinance to approve the budget, adopt tax rates and make appropriations for the fiscal year beginning July 1st 2019 and ending June 30th 2020.

Philip Miller: Second.

Bridge Littleton: Any other discussion?

Philip Miller: I got him finally. [laughter]

Bridge Littleton: Any discussion? Okay believe it's roll call votes.

Chris Bernard: Yes

Philip Miller: Yes.

Darlene Kirk: Yes.

Peter Leonard-Morgan: Yes.

Cindy Pearson: Yes.

Kevin Daly: Yes.

Bridge Littleton: Any, actually it was roll call. So it's motion's approved, budgets approved. We're moving on. It is Thursday. Okay. Special funding request recommendation. Jamie. [off mic] What? [laughter]

Jamie Gaucher: Yes. Thank you Mr. Mayor. The cultural and community events committee met on Tuesday and after a robust conversation the committee recommended for funding the National Sporting Library Museum's application to support the Open Late concert series. The original application was in the amount of five thousand dollars and the committee recommended specifically to use the funds only for marketing purposes and in an amount not to exceed forty five hundred dollars and as a reminder this funding would be used as matching funds for the Virginia Commission for the Arts grant that we should hear about at the end of June. Happy to answer any questions you might have.

Bridge Littleton: Anybody have any questions. I mean I know we discussed it before. Peter.

Peter Leonard-Morgan: Just curious why forty five hundred not five thousand.

Jamie Gaucher: The Virginia Commission for the Arts grant is forty five hundred and so the minimum matching would be forty five hundred for that.

Bridge Littleton: Peter, I mean excuse me Philip?

Philip Miller: So we can't give the other five hundred. I'm just I can't remember how the technicality of that worked.

Cindy Pearson: Well in our budget, if I'm quoting this right, we have to match the forty five hundred and that's what this from the Virginia Commission on the Arts is for. You know there's other ways they can apply for other money but that's specifically this if we thought to go ahead and match that. Yup. It's not really a budget the way it's in the. That's how the budget is written now. It has to go through this process. It's not just that budgets sitting in a line.

Danny Davis: And I don't think it the council is constrained or limited by the forty five hundred. So if council wished to go to 5000 it would not be inappropriate. I believe that the committee's discussion on Tuesday evening was focused on the two pieces of funding the grant and the towns matched together represents a significant portion of this event. And so I think the conversation there was to match the grant funding but understanding that's all they recommended at this time.

Darlene Kirk: I was just going to say because with the matching it came up to about nine thousand dollars which was about half of what they had allocated as their budget for the year we felt pretty I mean we were looking at how much they had budget wise. Go ahead Jamie. Explain what I'm trying to say.

Jamie Gaucher: The budget for this year I think Reed mentioned a number their budget is roughly \$22,000 but that does not include time and expense from staff which is roughly by their estimates thirty thousand dollars.

Philip Miller: I'm in favor of just bumping this to 5000. Anybody else have a problem with that? [off mic]

Bridge Littleton: Unless anybody else had any other questions or discussion. Kevin if you'd like to make a motion it's all yours.

Kevin Daly: I move that council approve a special events funding request from the National Sporting Library and Museum in the amount of \$5,000 for their Open Late concert series.

Philip Miller: Second.

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

Everyone: Aye.

Bridge Littleton: Opposed, abstentions.

Cindy Pearson: Opposed.

Bridge Littleton: Oh you opposed. Okay abstentions. Motion passes. Thank you.

Kevin Daly: Just one additional comment. Every time I see that Open Late I think it's misspelled it should say open latte. [laughter] I keep wanting to go out and order coffee. [off mic]

Bridge Littleton: Well that okay what is the next item. Oh yeah. Council appointment. Okay for the Treasurer. Perfect got it. All right. So if I understand this right Danny we have to actually appoint the interim treasurer while we do the recruiting search for a permanent full time treasurer and. We're gonna be appointing Tina. Right.

Danny Davis: That is correct.

Philip Miller: We have to accept the resignation first right.

Danny Davis: I added that in there I don't know if that's a formality that must be but I think it would be good to do just to go ahead and accept that resignation since she is a council appointee.

Bridge Littleton: Is that?

Danny Davis: It's a charter position.

Bridge Littleton: Okay. I didn't realize that. All right. Anybody have any questions or concerns, thoughts. Okay. Darlene.

Darlene Kirk: I would just add that we had to do it last time to, we had to officially accept her resignation. Can I make a motion?

Bridge Littleton: You may.

Darlene Kirk: I move the council accept the resignation of [off mic].

Kevin Daly: Second.

Bridge Littleton: I'm going to time that trigger. All those in favor say aye.

Everyone: Aye.

Bridge Littleton: Any opposed, abstentions. Motion carries.

Philip Miller: I think you're trying out for Jeopardy aren't you. [laughter]

Bridge Littleton: Yeah right. How much is he at now? [off mic] What's that. [off mic] It's amazing. Ok next item is discussion item Health Center Fund options. So let me ask a question. Did everybody have a chance to fully read through Danny's memo and staff memo and all the analysis? [off mic] Yeah. [laughter] Well actually it was only five pages. I'm not talking with the bylaws or any of that stuff. It was an I do say.

Danny Davis: It was bullet point they were just long bullet point.

Bridge Littleton: Yeah. We're gonna work. Hey.

Danny Davis: Oh and may I actually. When the system converts from word to PDF it messes things up a little bit. Next time I will convert it to PDF first. My apologies for the formatting issues. [off mic] [laughter]

Bridge Littleton: Ok, so do you want to briefly.

Danny Davis: Sure.

Bridge Littleton: Give us a download.

Danny Davis: Absolutely. We've discussed the topic of the Health Center Funds and they're basically we've looked at three options. Status quo, continue to keep it in the town's budget, invest in the town's investment opportunities and then distribute those funds under recommendation from the Health Center Advisory Board or some group. But ultimately the council has that decision for the distribution of those funds. That maintains more control than the other options. However it continues to put a decision in front of council that you might be ready to hand off to another group and also may limit the growth potential if I can put it that way of the funds in terms of investment opportunity. Or, yes, thank you for fundraising and donations. The second option. Well let me let me jump to the third option we covered which was the Community Foundation and we appreciate Amy coming a month ago to discuss that with us. That is it continues to be an option in front of council but I think at this point it probably doesn't meet our needs exactly specifically as it relates to some of the costs for the administration of it and the investment. So I think that's probably least or lowest on the option or maybe off the table at this point unless there's an objection to that. So the other option then would be to create a new nonprofit and the opportunity to bring a new group in who can the funds would be completely given and donated by the town to this nonprofit have the opportunity to invest it maybe a little differently for better returns, receive donations fundraise a little more aggressively as they can and then also control the distribution of that and that's where some of that control is lost if you choose to go down the non-profit side which is you are handing that authority or that decision making process to a separate group. Now a little bit of control is withheld or retained by the council because you would appoint a majority at least if not all of the members of this non-profit board. So you would have the opportunity to put on place those that you know represent the community and the community interests. But again those decisions at the end of the day would be left with that board. There are terms and restrictions and things you can add into the Articles of Incorporation or the bylaws that may limit or give greater freedom or flexibility to the council's preference. So briefly, those are your options before you at this point and in consultation with the town attorney and in reviewing it myself I really think it's a Council decision. I mean I'm unhappy to give my continued thoughts on it but I really think it comes down to

council's preference on how much you want to be involved in these discussions and decisions and how much you want to turn over to another group

Bridge Littleton: And let me ask one quick question. So legal hat on for a minute. There is actually no limitation that in creating a separate entity we could retain ultimate approval authority.

Danny Davis: Oh that's true.

Bridge Littleton: Yeah I mean you could give that other board that other group as much or as little authority as you actually wanted to. You could say they can make the recommendations but still councils want to vote on it if you wanted it to.

Danny Davis: I believe that's true. I don't want to speak for certain because at some point as you're if the money is in their hands as a 501 the question is who authorizes disbursement of those funds. You could build in a process by which the Council acts as a you know must receive endorsement from the council before the nonprofit can distribute if you desire to do that.

Bridge Littleton: Okay. Yeah. No I just want to make that clarification. Okay. Anybody. So thanks Danny I appreciate it. Any thoughts? Anybody have any.

Philip Miller: Why weren't your bullets that short? [laughter]

Bridge Littleton: They were. Chris.

Chris Bernard: So I mean we've talked about a little bit but I'm very much in favor of the 501c3. I think it really like Bridge said we can build in some layers of control if we need it but I think the opportunity to have the money grow a little more aggressively through investment and through fundraising capabilities and being able to to put people on that board and in that group who have those skill sets to be able to go because we don't get to kind of pick ourselves right it's it's elected and we may not have the either the ability or the skillset to fundraise the way that that that board might have. So I think that's to me I think that's a really good option to make sure that that fund stays as healthy as it can and whether that means we want to roll in final approval on where that money goes and that's the whole of the conversation. But that's my two cents.

Bridge Littleton: Any other input. Darlene.

Darlene Kirk: I like number one I'm sorry. At least for a couple of years I think it was. [off mic] Right. Yeah. I just it was given as a gift to the town for the town to make donations to and I know sometimes it seems like a pain in the butt but I just don't I'm just afraid that if we take it or give it over to a 501c3 and say they do decide to invest what happens if they lose it all then it defeats the purpose of what we gave it to them for. And I don't see anybody doing fundraising for the health center fund you know to give away. I just don't see that. I just think the town needs to have a pretty serious thumb on this.

Bridge Littleton: Peter, go ahead.

Peter Leonard-Morgan: I see your concerns but my understanding of the 501c3 is it's. We would still have that control, we decide on the control we would have and I think it's incumbent on us because it's such an important area the Health Center and the history behind it. And certainly I respect your history behind it that we made the right decision I don't think the Community Foundation is right for this either. I enjoyed the presentation. I just didn't feel it was right for what we have. And then your numbers speak to that as well Danny. The 501c3 if it's done properly we will have those controls. That's my understanding. You know and we can make a decision as you've said Mr. Mayor you know how we would control that. So I totally see your concerns and I respect them 100 percent. I think that that that the 501c3 is my preferred one but you should definitely be very involved in that.

Bridge Littleton: Philip

Philip Miller: I see your concerns. I respect your time in the committee and your commitment to the community and you know this more than anybody. I think we would be doing the potential beneficiaries from the fund a disservice by not opening up this opportunity to being a 501c3 that has cost benefit which far outweighs what we can do as a town. And just like when we own the health center it's not our wheelhouse. It's not our expertise but we can put people who know what they're doing who can potentially go out and fundraise or just manage it really well so that they're putting 30 thousand dollars you know in the hands of people who are doing real good in this community. Doesn't mean we don't have to do that still as the town doesn't mean that we can't maintain control over that. Doesn't mean that we don't have a say in it. I think that it's really important that we consider that option. I think it's the best option by far. I think that putting it under the auspices of the or the town operational budget is it's onerous on staff time which either way it's probably going to be even if it's an independent 501. But I really feel that. It's not going to get the attention it deserves to manage the money to invest the money to potentially fund raise. But also you know again it's not their expertise. So that's the only way I see it going. I think that the other option 3 just doesn't work. It's far too expensive for what we benefit from it. As we see it now and that could change.

Cindy Pearson: Yeah. Yes [off mic] [laughter] I understand what Darlene is saying but I agree that I think it should go but I also think we need to be careful with and mindful I guess of the board that we choose and we all have a say in that how that's done. And we do need a close watch on it to make sure I just you know I think I said it before it's really hard with the nonprofits. We have so many in town that there's so many people already on them that they intertwine with who's on how many in town. So I think you need to be careful about that also. So you know I'm sure it'll be watched carefully.

Bridge Littleton: Mr. Daly.

Kevin Daly: Yeah I was simply going to say and concur now with all three. Philip, Pete, Cindy. Absolutely drop number three. It's ridiculous. So they make twenty nine thousand and we give up ten thousand. It's less than we would make if we were doing it totally by ourselves. The key point the second create a new nonprofit organization. We don't lose control. We still have the final say as to where the money goes. And we could make provisions could we not for a council member to be a member of that board. So we've gained quite a bit and we've haven't lost anything.

Darlene Kirk: I just had one other question and I guess I'm just really trying very hard to watch the money. How much does it cost to form a 501c3 cause that's gonna be a cost too.

Bridge Littleton: 250 bucks. [inaudible] You know it's a couple thousand dollars for him to set it up.

Philip Miller: All in it said \$3,000 in the memo.

Bridge Littleton: I mean the reason I say 250 bucks because I mean I've helped a lot of friends who do consulting. I'm happy to. I mean it will literally cost 250 dollars to set the corporation up. That's how but that's just the legal forms that you send to the State Corporation Commission. But Martin doing the articles and the bylaws. Yeah that's probably but it's done once and you're done.

Philip Miller: But even setting up that and our potential let's double the management fee potential that was in the in the memo. So that puts us at six thousand year one that's still less than what we were talking about for the community.

Bridge Littleton: Well that's true.

Philip Miller: So I mean

Bridge Littleton: That's true. That's a good point. So you know I me just so I think Darlene's got a couple of really good points. And again throwing on the corporate law had a couple of things we could do is we could set this up and the council be the board for the first two to three years. If we wanted it to be that way. I'm throwing out options, right. So which is no different than if we kept it internally. So it's the same thing. So we could do that and then you know get it on its feet get comfortable with it. It's established in the community and then we take our time figuring out how we want to have this other group make recommendations or whatever. The second thing is I was when you were saying that it just hit me I was like you know what we should also make a mandatory board member be the town treasurer you know that way they've got a financial expertise on there no matter who the future town treasurer is they can be the person who on our behalf watches the piggy bank. So but anyway the and I say this for my lack of trust of government. And no no no not to anybody in this room but want the one thing that I actually really get concerned about is 40 years from now when all of us are gone and there's a whole new thing in here, whole new group and this money is sitting in the general fund is a line item. Now they've got to get over the legal challenges of being able to do whatever they want to do when they go you know what we're done managing this thing, let's just kill it you know. [off mic] Or whatever right. [off mic] All the history is gone. All the legacy is gone. Old Ox is doing whatever they're doing. And you know we have the opportunity right now while we all have the historical and emotional connection to what the intent of this gift was to put it into an organization which will exist in perpetuity. And I just you know I would hate to see something like that happen when they come here 40 years from now and go you know where's this? [off mic] Yeah right. Exactly. Yeah. So anyway. I guess we don't have a motion tonight or anything but you just got you guys wanted direction?

Danny Davis: Generally so yes and you know a couple of pieces this week could attempt to move quickly by the end of the fiscal year but I'm not sure there's a need to at the end of the day when we need to appropriate the funds from the town to the 501 will likely require a budget amendment. So we'll do a public hearing for that. But I think you know in general what I'm hearing and maybe so we don't continue the discussions too much whether you want to set a couple members off line to go through the articles and the bylaws and we can come up with additional pieces of the framework. Whether it is going out and finding seven board members or whether it's appointing the council for now as board members. Whether it's you know again name, mission. There are some ideas in here and we can talk about what it is. And then I think the question that's come up tonight is control. You know does the council want to retain the level of control where the distribution choices come to council at some point as a formal public meeting or do you want to leave that in the hands of this board that you're establishing. So that's.

Philip Miller: You just said are we the board for the first few years.

Bridge Littleton: Well you know I mean I think Danny's got a good idea. So I think we have a general understanding that the nonprofit route is the route we want to go. We want to figure out how to set it up the right way and maybe two council members. So that way we don't have a meeting. Darlene and somebody else. [off mic] Yeah. If you guys. [off mic] I like that. Yeah yeah. Like I said earlier in perpetuity. No but I think what the idea would be is. So what I'm hearing Danny say is maybe only me like an hour or two meeting with you and with Martin and just say hey look I mean I've done you know bylaws before where you could actually build in there that for the first three years the council is the whatever and then it transitions and it doesn't have to be a board of seven it can be a board of five. You want it to be odd but it could be a board of five. Right. So and we could also set it up that says hey for the first two years all the funding that we don't make the request but they come to us and we say yay or nay. And then after that once there's that and you can set the bylaws up and say hey if we feel that board is ever going off the rails we can dismiss and put new people in or bring the control back. You know by majority vote of the council we can put all that kind of optionality in there. So I think what my and everybody say if you're on board with this or not. Phillip And Darlene sit down with Martin, express kind of what the will of the council is. Let Martin come up with what the bylaws and the operating agreement would look like and then and take your time. You know I'd say get it right. Yeah. No rush. And then when you guys are ready, we'll just come back and have one more meeting about it. What's that? And a vote on it. Right exactly. Does that work for everybody?

Kevin Daly: Yes.

Bridge Littleton: Yes ma'am.

Darlene Kirk: I'll say one final thing. Thank you guys all very much. Because it is a very emotional issue for me. I mean a Kirk has been on that for 40 years. And my mom my grandfather we're very close to that. Thank you all very much and thank you for helping.

Bridge Littleton: And I sense a name for this foundation. Yeah okay. Danny, you guys guys have what you need? Perfect. All right. OK. Information items. Philip.

Philip Miller: Can we talk about potentially spring or bug mitigation.

Bridge Littleton: Sure.

Philip Miller: So we've Danny we've been chatting about this a little bit and we were talking about it yesterday. So last year was pretty brutal with the mosquito population in Middleburg. And I'm hopeful that we can maybe do something to mitigate that problem this year. Considering all the rain we've had and I'm sure it's going to just be worse it's already pretty bad at night when it gets to dusk. You know from the Safeway to the car in the parking lot. So I understand there there are some concerns potentially with doing some of the old school methods of fogging and whatnot but I want to know what we can do and what we can explore.

Bridge Littleton: Any other thoughts?

Cindy Pearson: I agree. They're horrible and everywhere anywhere in town just seeing they're all over you. So

Philip Miller: It's not going to be fun Fourth of July.

Bridge Littleton: Yeah. Darlene.

Darlene Kirk: I was just going to say yesterday even for that short period time I was eaten alive. I have bites all over my legs and my arms and I didn't have shorts sleeves I had long sleeves on. Yeah.

Bridge Littleton: Yeah. Peter.

Peter Leonard-Morgan: Yeah I totally agree. It's a nightmare last year. But thank you for mentioning about looking at the options because I think that's really important with all the things we're seeing in the news now about toxic sprays and.

Philip Miller: Maybe Go Green would like to get involved. [laughter]

Bridge Littleton: Why don't we just use Roundup. [laughter] Any other comments? [off mic]

Kevin Daly: If we're gonna do anecdotal. Sergeant Major once told me if you chew tobacco, mosquitoes leave you alone.

Philip Miller: Well I smoke cigars and that doesn't help.

Bridge Littleton: You just smoke the wrong kind. Okay. So yeah if you guys can explore the options.

Danny Davis: We'll look at options. We'll work together on reaching out to some other jurisdictions and what they do. I know I think it's Fairfax Parks Authority may do that. And some other groups.

Bridge Littleton: I know they definitely I've seen them spray before.

Danny Davis: Yeah. So we will try to get some ideas of options.

Peter Leonard-Morgan: Nematodes

Bridge Littleton: Frogs?

Peter Leonard-Morgan: Nematodes

Cindy Pearson: Clarify

Peter Leonard-Morgan: It's a type of worm that eats the bugs and larva and I did have a client that believes in it and it apparently really worked. I don't know.

Philip Miller: Bats too.

Danny Davis: Bats. Yeah, bats are good. Okay.

Philip Miller: Do we want to put a timeline on when we want it at the next meeting before everything gets crazy.

Bridge Littleton: Oh I mean yeah if we don't get it done immediately it's not going to matter, summer is going to be half over. Yeah I mean so you know Danny if you guys can figure out what the you know four or five options are what the costs would be and then how it be implemented that would be great.

Danny Davis: Sure.

Bridge Littleton: Yeah I'm assuming of some kind spray. I mean I will say just walking around is amazing. all the areas where all the standing water is and you look at the standing water and there's all these little critters just you know hovering on top of it.

Cindy Pearson: And that will be the problem is the standing water

Bridge Littleton: That's exactly it.

Cindy Pearson: [inaudible] but then the larva from last year they have to be taken care of. So it's not going to be an easy process either.

Bridge Littleton: Yeah I mean we could airdrop nematodes over the town. [laughter] Yeah. All right. [off mic] Yeah right. Okay. Any other information items for anyone. Okay. Just a couple things I wanted to mention. Remember.

Peter Leonard-Morgan: I do have one.

Bridge Littleton: Yeah.

Peter Leonard-Morgan: I just wanted to point in the corner that there's a box with recycling all razors here and because we're on camera and hopefully the residents are looking, it's the latest initiative by TerraCycle and instead of having to throw razor blades and razor systems in the trash which go into landfill which are sharp and plastic they're now recycling them. So the plastic parts are recycled. The blades are melted down and used for new purposes and it doesn't cost a penny to the town. We send it back in the same way we send the cigarette butts back. So anyone who's got, please tell any of your friends and relatives and neighbors about this new program. Just come in here and during office hours and drop them in the box.

Kevin Daly: Where else are the boxes? [off mic] Where else are the boxes?

Peter Leonard-Morgan: It's just one box here in the town.

Philip Miller: That'd be great to put it like Safeway if they would take one or something.

Darlene Kirk: Post office.

Philip Miller: Post office.

Bridge Littleton: Darlene.

Darlene Kirk: Don't we also have a battery recycling box here too?

Peter Leonard-Morgan: Well actually we do on top of the town Treasurer's file cabinet.

Bridge Littleton: The most visible place to see them. Yeah. Okay. Any other. Oh thanks Peter. Any other information items? Yes.

Kevin Daly: Yeah. I want to point out what a great job was done. Putting the curb markings and the safety markings for the crosswalk. That was done very quickly very fast very efficiently and thank you.

Bridge Littleton: Yeah.

Philip Miller: AJ was stopped on the street the other day by someone who walks through town and it wasn't you who said how thankful they were especially for that crosswalk being marked because it made a big difference in people's visibility and how people drive with their phone in front of their face. [inaudible]

Bridge Littleton: Any other information items? Just a quick couplings on a mention. Don't forget the reception for Ashley is May 29th at 4:30. We're having here right. Yeah. Town Office May 29th, 4:30. And then right after that is the comp plan open house at the Hill School at 6 pm. So May 29th, 6 p.m. comp plan review. Very excited about that. Second thing was I don't know if anybody saw the work session for the Board of Supervisors on Monday.

Philip Miller: That's what I was just going to ask you.

Bridge Littleton: The first board discussion on the TPA, [inaudible] policy area was had on Monday night. I will say I am and I've I've emailed the county administrator and the deputy administrator. I think everyone is very pleased with the massive changes that the county staff has brought forward which were like a big surprise. Friday at 5 o'clock when the draft thing went online you start reading over the weekend like oh that's actually pretty good. Oh that's you know wow you know that it's worked so just some raw numbers. The Planning Commission recommended about 20,000 additional homes in the TPA. The board is now down to 3,000 and that's being worked on. I mean don't get me wrong it's massively better but still a 30 percent increase. The second thing is they also put the staff is recommending a phasing approach and what the phasing approach says basically is you will not getting additional homes or density unless the infrastructure's there in advance and it's paid for. I mean those all those details have to be worked out but you know all those things have to be developed and in place. And the third thing was which was really good was they had to develop an attainable housing and can't remember what the other element of it was, strategy and plan of how we're actually going to do this the right way until any zoning application would be approved. And it has to be adopted through a comprehensive plan amendment down the road. So that's the opportunity to continue to influence how those 3,000 additional homes roll out.
Yeah.

Kevin Daly: You mentioned attainable. Is that the pseudonym for workforce housing?

Bridge Littleton: Yeah I mean it's the housing for firefighters, teachers, stuff like that right. You know so the average home price in loan is like five hundred thousand. How do we get. Yeah. Well it's the average right. So half

is below half is above but it's how do you get that starter home at 250 to 300 thousand where a firefighter and his teacher wife or whatever can afford to buy a home and live in Loudoun and also work in Loudoun. So I will say the one last thing that's gonna have to happen after this TPA hearings are over they're going to have another hearing next week on the actually oh my god it's gonna be the 29th. Where they're going to vote on all the amendments then after that comes the rural policy area discussion and the town's discussion. So we'll keep plugging on that. One big thing that we want to try to get changed in the rural policy area is this whole clustering plan they have. You know which really doesn't work well. So we'll see but again staff's done a great job. The board's actually doing a great job and I think the public input from a couple weeks ago really made a big difference. They all listened, well they're all up for re-election. So last thing was TANV, the Town's Association of North Virginia. It's like a cult but it's for all everyone in the towns and for all if Northern Virginia. We meet quarterly and the meeting was last week and it was in Vienna. It was very good discussion. One thing all the towns are going to try to figure out what we can work on is all the towns pull together and piggyback on our trash recycling contracts. So really come up with a way in which we could get a massive volume discount from somebody who went oh my God I could pick up all these towns and really get a deep price cut. So and then the second thing we're gonna work on is are there consolidated towns of Northern Virginia policies that we want to try to drive on in the legislative session with the state legislature in January. Everybody agreed number one is changing the proffer law to be more workable that we can actually negotiate with developers on proffers. The last thing is we agreed to host the next TANV quarterly meeting here in Middleburg. It's going to be September 19th. Everyone's invited. [Off mic]. What's that? We'll do it at the community center. Yeah sure.

Peter Leonard-Morgan: How is TAVN differ to VML?

Bridge Littleton: It's just Northern Virginia. Virginia Municipal League is cities and towns across the entire state. TANB is just. Well there's no cities in Northern Virginia but.

Danny Davis: Yeah. We don't include the cities Fairfax, Falls Church, Manassas. Because towns are just so different than cities. So we get to talk about the issues of how we work with our counties together. The issues that are pertinent to our specific services we provide which still very degree but are are more in line than dealing with social service issues. Cities provide social service. Cities provide schools, courts, sheriffs things like that.

Bridge Littleton: So. And you know it's not that anything's in disharmony with the VML but there are things that are way more relevant to Northern Virginia that VML may not be as a high priority. But actually I think the [inaudible] thing is gonna be well and in fairness to a lot of towns in northern Virginia actually have lobbyists that they hire on their dole to pay for. So if we can get leverage what they do it makes a big difference. So if you guys can make it it's going to be news a noon lunch thing that usually lasts about two hours sort of on the 19th September. Community. Center. Actually that would be great. Rhonda, do you mind sending out a calendar reminder for everybody? Perfect thank you. What's that?

Rhonda North: September 19th?

Bridge Littleton: Yep. Arrive eleven thirty start at noon. And that was it. Anybody else have anything. All right. We will now move into closed session, take a five minute break. [off mic] And we're back.

Philip Miller: I move the council go into closed session is allowed under the Virginia Freedom of Information Act sections 2.2-311A1 and 3 for the discussion consideration or interviews or of prospective candidates for employment assignment appointment promotion performance demotion salaries disciplining a resignation of specific public officers appointees and employees of the public body and for 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 the negotiating strategy of the public body. I further move that these matters be limited to one the appointments to the Wellhead Protection Advisory Committee and the Middleburg Arts Council. 2 the acquisition of property for town administration building and 3 the disposition of the Asbury Church. I further move that in addition to council the following individuals be present during the closed session. Danny Davis, Will Moore,

Rhonda North and Jamie Gaucher. I further move that the council there after reconvene in open session for action as appropriate.

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

Everyone: Aye.

Bridge Littleton: Opposed? Abstentions? All right. And Rhonda flips the switch. And we're back. All right. I asked the council sort of I to the best of each member's knowledge one only public business matters lawful exempted from open meeting requirements under the Virginia of Freedom of Information Act and all and to only such public business matters as were identified in the motion by which the closed meeting was convened were heard discussed, considered in the closed meeting. I would like to remind those present for the closed session that any discussion that occurred within should be treated as confidential.

Chris Bernard: Yes

Philip Miller: Yes

Darlene Kirk: Yes

Peter Leonard-Morgan: Yes

Cindy Pearson: Yes

Kevin Daly: Yes

Bridge Littleton: OK. Are there any motions. Mr. Daly would you happen to have a motion for us tonight?

Kevin Daly: I might. Yes. I have a motion. I move that council reappoint Punkin Lee, Jennifer Long and Elizabeth Rice to the Middleburg Arts Council for two year terms said terms to expire June 14, 2021. I further move that council reappoint Jilann Burnett and Morris Bud Jacobs to the Wellhead Protection Advisory Committee for two year terms said terms to expire June 14 2021

Chris Bernard: Second.

Bridge Littleton: Discussion? All those in favor say aye.

Everyone: Aye.

Bridge Littleton: Opposed? Abstentions? Motion passes. Meeting adjourned.