



**MIDDLEBURG TOWN COUNCIL
Regular Monthly Meeting Minutes**



Thursday, May 10, 2018

PRESENT: Mayor Betsy A. Davis
Vice Mayor Darlene Kirk
Councilmember J. Kevin Daly
Councilmember Kevin Hazard
Councilmember Philip Miller
Councilmember Peter Leonard-Morgan
Councilmember Trowbridge "Bridge" Littleton
Councilmember Mark T. Snyder

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

The Town Council of the Town of Middleburg, Virginia held their regular monthly meeting, beginning at 6:00 p.m. on Thursday, May 10, 2018 in the Town Hall Council Chambers, located at 10 W. Marshall Street. Mayor Davis led Council and those attending in the Pledge of Allegiance to the flag.

Mayor Davis noted the wonderful voter turnout during the recent Town elections. She congratulated Mayor-Elect Littleton, returning Councilmembers Kirk and Hazard and Councilmember-Elect Pearson on their election. Ms. Davis thanked Mark Snyder, Vincent Bataoel, Mimi Stein, Chris Bernard and Kristen Noggle on their willingness to step up and offer their talents to the Town.

Public Comment

Sam Ti, 14 West Marshall Street, expressed disappointment that the Town purchased Surface Pro devices. He noted that his company used them and opined that they were not reliable.

JoAnn Hazard and Dennis Cotter appeared before Council to offer a report on the 2018 Shakespeare in the Burg. It was noted that it was the biggest event they had ever had and that they had a sold-out crowd for both the Saturday and Sunday showings. They thanked the Council for their support and requested that they keep Shakespeare in the Burg as one of their priorities.

Public Hearing

FY '19 Budget

No one spoke and the public hearing was closed.

Town Administrator Semmes reported that she received a question from the Executive Director of the Community Center asking about the fireworks donation. She reminded Council that the Town usually provided them with \$15,000. Ms. Semmes reported that all of the event funding had been lumped together in the Economic Development Budget and questioned whether the Community Center should apply for funding through EDAC or whether the staff should simply send them the money as it had done in the past. Ms. Semmes noted that last year, they also asked for additional funding, which went through EDAC.

Business & Economic Development Director Gaucher advised that, from his perspective, he would like to bring some structure to funding requests. He suggested there should be some type of competitive bidding process for the procurement of the goods/services, as opposed to the Town simply writing a check. Mr. Gaucher further suggested the Town move to a reimbursement process, as opposed to sending money upfront. He noted that he and Councilmember Miller were in the process of reforming the EDAC process.

The Council held considerable discussion regarding the funding for the fireworks, including where it should be located in the budget. The Council agreed it was comfortable providing up to \$15,000 in funding on a reimbursement basis, with any additional funding going through the EDAC special funding request process.

Approval of Meeting Minutes

Town Clerk North apologized and noted that the April 26th work session minutes were not yet ready.

Councilmember Snyder moved, seconded by Vice Mayor Kirk, that Council approve the April 12, 2018 Regular Meeting Minutes as amended.

Vote: Yes – Councilmembers Kirk, Daly, Hazard, Leonard-Morgan, Littleton, Miller and Snyder

No – N/A

Abstain: N/A

Absent: N/A

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

Staff Reports

Town Administrator Semmes reported that the pump and haul bids were due on May 11th; and, expressed hope that the Town would receive some good ones.

Town Administrator Semmes reported that the work on the Asbury Church was nearly complete. She noted that the contractor would meet with the Town Planner to discuss some items that still needed to be decided upon. Ms. Semmes questioned whether the Council was interested in having a celebration or ribbon cutting when the project was done and noted that it would be complete within the next thirty days. Mayor Davis agreed this would be a great idea.

Councilmember Hazard inquired as to the status of the trash collection contract and encouraged the staff to actively seek bidders. Town Administrator Semmes reported that the Town had one more year left on the current contract.

Mayor Davis inquired as to the timeline for VDOT's repaving project. She noted that they planned to begin work in mid-August.

Town Administrator Semmes reported that VDOT would be repaving and/or rebuilding almost every street in town, with the exception of Route 50. She reported that they would begin their public information campaign in mid-July and advised that she would try to get some more accurate scheduling information in terms of when they would be finished.

Councilmember Snyder noted that the residents in the Ridgeview area would get a double whammy since they would also experience the Town's water main replacement project. He advised that he would like to be involved in this project and volunteered to go out in the field to talk to people and field complaints. Mr. Snyder opined that the residents would need some handholding.

Town Clerk North reported that the HDRC used the electronic agendas for their last meeting and noted that the Council was now using them for their meetings. She acknowledged that there were some issues that needed to be addressed and reported that the staff would do so.

Business & Economic Development Director Gaucher advised Council that, after talking with the Town Attorney, he decided to advertise the Request For Proposals (RFP) for the Health Center building for three weeks. He noted that the responses were due during the next Council meeting. Mr. Gaucher reported that he had spoken with five individual entities who have expressed interest in the building.

Vice Mayor Kirk questioned whether anyone had spoken with the tenants. Business & Economic Development Director Gaucher reported that he had. He advised Council that he had spoken with Councilmember Miller about putting together a committee to review the RFP responses and noted that they would recommend five to seven individuals to serve on it. Mr. Gaucher expressed hope that the Town would receive more than one proposal.

Councilmember Littleton inquired as to what was being requested from the responders. He questioned the number of days they were given to respond.

Business & Economic Development Director Gaucher reported that they were to submit a proposal for what they intended to do with the building, what they would pay the Town for the building and what the price tag would be for the improvements they would make to the building. He advised that they were given approximately thirty days to respond.

Councilmember Littleton expressed concern that the Town would not get any proposals because a company could not evaluate the property and prepare a proposal in thirty days.

Councilmember Hazard suggested the staff identify a date for individuals to ask questions and then respond to them. He further suggested a new response date may need to be identified.

Vice Mayor Kirk asked the staff to notify the Health Center Advisory Board that the RFP had been advertised.

Councilmember Leonard-Morgan inquired as to the status of the job fair. Business & Economic Development Director Gaucher reported that it would be held on May 16th at the Community Center.

Town Planner Moore reported that four trees were removed this week, the stumps would be ground next week and three replacement trees would be planted. He further reported that he was pushing the Town's contractor to get the landscaping work done that had been planned for some time.

Town Planner Moore acknowledged Councilmember Hazard's comment regarding the trash company. He noted that the Town was going through some growing pains with them as they have been acquired twice within a short period of time. Mr. Moore advised that most of the headaches were related to the

change in personnel and noted that the former personnel knew every nook and cranny in town. He reported that the company was working on that issue and that the Town was seeing gradual improvement.

Vice Mayor Kirk noted the amount of chatter that was occurring on Facebook related to the removal of the trees and advised that the Town Planner responded to it.

Town Planner Moore noted that there was some misinformation in the initial post and advised that he spoke with the individual, who now had a better understanding of why the trees were removed.

Vice Mayor Kirk noted that she asked the staff to keep an eye on those sites and to nip things in the bud before people got stirred up.

Councilmember Miller noted that the sidewalk in the area surrounding the removed trees was in rough shape. He expressed concern that it was hazardous.

Town Planner Moore reported that the sidewalk repairs were scheduled to occur next week.

Councilmember Hazard encouraged the staff to be cautious of any underground utilities that may exist in the area where the crews would grind the stumps.

Councilmember Leonard-Morgan noted the weeds that were growing in the sidewalk and requested advice on how the Town could get rid of them.

Town Planner Moore reported that most of the weeds would be removed and replaced with annuals or perennials as a part of the landscape project. He noted, however, that the removal of weeds would be an ongoing maintenance issue.

Town Treasurer Bott reminded Council of the delinquent business licenses that she reported on during the last meeting. She advised that letters were delivered to the business owners and reported that there were still two that were currently delinquent by more than ninety days.

Councilmember Leonard-Morgan noted that the Town received rent from three cell phone companies for the lease of space on the Town's water towers. He questioned whether the Town would lose some of that revenue in the event of a merger. Town Treasurer Bott confirmed it would.

Chief of Police Panebianco noted that his monthly report indicated there was a robbery; however, he advised that it was not in the Town limits. He explained that because the Town responded, a call was generated on the daily report.

Action Items (non-public hearing related)

Council Approval – Ordinance to Amend Schedule of Water and Sewer User Charges

Councilmember Snyder moved, seconded by Councilmember Daly, that Council adopt the ordinance to amend the schedule of water and wastewater charges to revise the water and sewer user charges.

Vote: Yes – Councilmembers Kirk, Daly, Hazard, Leonard-Morgan, Littleton, Miller and Snyder

No – N/A

Abstain: N/A

Absent: N/A

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

Council Approval – Special Events Funding Recommendations - EDAC

Business & Economic Development Director Gaucher noted that the Economic Development Advisory Committee held a special meeting earlier in the week to consider four funding requests. He reported that they agreed to push consideration of the Great Meadows Races and Virginia Fall Races requests to the next fiscal year. Mr. Gaucher further reported that they recommended funding the Virginia Spring Races and the National Sporting Library & Museum's Open Late Concert Series in the amount of \$5,000 each. He noted that they agreed to revisit additional funding opportunities for the National Sporting Library & Museum in the next fiscal year. Mr. Gaucher reported that the application for the Spring Races was submitted in a timely manner; however, there was some dysfunction on the part of EDAC that led to a delay in the recommendation.

The Council held some discussion related to the deadline for submitting special event funding requests.

Mayor Davis reminded Council that there were sponsorship opportunities available for race events. She opined that it was important to support local functions; however, she suggested it should be done on a sponsorship level.

Business & Economic Development Director Gaucher reported that EDAC talked about creating a commercial that could be shown during these events, which would fall in line with sponsorships.

Councilmember Littleton reminded Council that he was the responsible party on the Spring Races application. He expressed concern about having the data needed to submit a funding request if deadlines were imposed that were too early, particularly for those events that did not occur until later in the year.

After some discussion, the Council agreed the deadlines should occur on something like a quarterly basis.

Councilmember Miller moved, seconded by Vice Mayor Kirk, that Council approve the funding requests submitted by the Virginia Spring Races at Glenwood Park and the National Sporting Library's Open Late Concert Series in the amount of \$5,000 each, said funding to come from the special events funding line item.

Councilmember Littleton asked that each request be voted upon separately, as he would abstain from the vote on the Spring Races application.

Vote: Yes – Councilmembers Kirk, Daly, Hazard, Leonard-Morgan, Miller and Snyder

No – N/A

Abstain: Councilmember Littleton

Absent: N/A

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

(Vote on Virginia Spring Races application)

Vote: Yes – Councilmembers Kirk, Daly, Hazard, Leonard-Morgan, Littleton, Miller and Snyder

No – N/A

Abstain: N/A

Absent: N/A

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

(Vote on National Sporting Library's application)

Discussion Items

457 Deferred Compensation Plan for Commonwealth of Virginia

Town Treasurer Bott reported that the Town currently had a deferred compensation plan through Nationwide; however, some interest had been expressed by the employees in Virginia’s 457 plan. She explained that it would be operated through the Virginia Retirement System; however, it was administered by ICMA Retirement Corporation. Ms. Bott advised that if approved, there would be no direct cost to the Town, as this program would only involve her administrative time.

Vice Mayor Kirk moved, seconded by Councilmember Daly, that Council adopt a Resolution to participate in the Commonwealth of Virginia’s 457 Deferred Compensation Plan.

Vote: Yes – Councilmembers Kirk, Daly, Hazard, Leonard-Morgan, Littleton, Miller and Snyder

No – N/A

Abstain: N/A

Absent: N/A

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

Safety Issues – Intersection of Zulla Road & Route 50

Councilmember Daly reported that he, Chief Panebianco and DeeDee Hubbard met last week with officials from VDOT to talk about the courses of action available to correct this dangerous intersection. He reminded Council that motorists were making left turns from Zulla Road into oncoming eastbound traffic on Route 50, where the road was split. Mr. Daly noted that one of the challenges was that the road was not located in the Town’s limits. He reported that the officials from VDOT stated that the intersection was properly marked using their standard sized signs.

Councilmember Daly advised Council that the Town’s representatives pointed out the visual issues that caused the drivers to make the false turns and offered suggestions for correcting them. He further advised that VDOT agreed to move the stop bar forward on Zulla Road. Mr. Daly noted that they also offered to install lights on the stop signs; however, the Town would have to be responsible for them. He reminded Council of the structures that was located in the median, one of which appeared to be an entrance, that were visual mis-ques. Mr. Daly suggested the need to go to the County to request that the wall be removed.

Chief Panebianco opined that, in the end, this turned into a budget issue for VDOT, as it was going to cost money to remove the wall and install lights. He advised that they stated that they had already put down enough arrows and could not put any more down. Chief Panebianco suggested the need for additional arrows and opined that the Town would have to be more persistent.

Mayor Davis advised that she wished Councilmember Daly and Chief Panebianco had asked her to be involved as she was the Town’s representative on the Route 50 Task Force. She noted that this was something that the Committee had been discussing for a while. Ms. Davis suggested the Committee could reconvene if needed and advised that she would talk to Jim Rich to see if she could get something moving.

Councilmember Snyder noted that, at one time, there was discussion of removing one of the dual lanes. He opined that there was opposition at the time; however, he suggested it be reconsidered.

Mayor Davis explained, for those who had not been in Middleburg for many years, that there were bad wrecks that resulted in many more fatalities when Route 50 was just a two lane road. She opined that there were other things that could be done and advised that she would be opposed to removing the dual lanes.

DeeDee Hubbard reported that within the last four weeks, four motorists have ended up in her driveway because they were going the wrong way. She opined that part of the problem was their GPS systems, which were telling them to turn at the stop sign. Ms. Hubbard noted that even the arrows did not help. She advised that she had witnessed a school bus and a car come nose-to-nose because they could not see what was coming over the hill. Ms. Hubbard noted that this affected Middleburg and expressed concern that there could be a horrible accident there one day. She advised Council that she analyzed this continuously and opined that motorists saw the stone wall, which made Route 50 look like a two-lane highway. Ms. Hubbard noted that the wall was not historic and suggested its removal.

Information Items

Vice Mayor Kirk reminded Council of the paint party at the Mt. Defiance Cidery on May 11th.

Closed Session – Property Acquisition, Appointments to Go Green & Compensation of Certain Town Employees

Councilmember Miller moved, seconded by Vice Mayor Kirk, that Council go into closed session as allowed under the Virginia Freedom of Information Act Section 2.2-3711(A) (3) and (1) pertaining to the discussion or consideration of the acquisition of real property for a public purpose, or the disposition of publicly held real 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 Vice Mayor Kirk, that these matters be limited to (1) the acquisition of property within the town; (2) appointments to Go Green and (3) the compensation of certain Town employees. Councilmember Miller further moved, seconded by Vice Mayor Kirk, that in addition to the Council, the following individuals be present during the closed session: Martha Mason Semmes, Martin Crim, Will Moore, and Jamie Gaucher for the first part; Martha Mason Semmes and Rhonda North for the second part; and Martha Mason Semmes for the third part. 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, Daly, Hazard, Leonard-Morgan, Littleton, Miller and Snyder

No – N/A

Abstain: N/A

Absent: N/A

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

Mayor Davis 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. She reminded those present for the closed session that any discussion that occurred within it should be treated as confidential.

Appointments to Go Green

Councilmember Leonard-Morgan moved, seconded by Councilmember Littleton, that Council appoint Kathyjo Shea and Lindsay Watts to Go Green for two year terms, said terms to expire May 12, 2020.

Vote: Yes – Councilmembers Kirk, Daly, Hazard, Leonard-Morgan, Littleton, Miller and Snyder

No – N/A

Abstain: N/A

Absent: N/A

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

There being no further business, Mayor Davis declared the meeting adjourned at 8:22 p.m.

APPROVED:

Betsy A. Davis, MAYOR

Middleburg Town Council Meeting – May 10, 2018 Transcript

(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)

Betsy Davis: [inaudible]

Everyone: [Pledge of Allegiance].

Betsy Davis: Good evening. And as usual we will start tonight. Well not as usual now that we're on are televised and all we're going to start with a roll call and we'll start with Bridge please.

Bridge Littleton: Bridge Littleton.

Kevin Hazard: Kevin Hazard.

Philip Miller: Philip Miller.

Darlene Kirk: Darlene Kirk.

Betsy Davis: Betsy Davis.

Peter Leonard-Morgan: Peter Leonard-Morgan.

Mark Snyder: Mark Snyder.

J. Kevin Daly: J. Kevin Daly.

Rhonda North: Rhonda North.

Martha Mason Semmes: Martha Mason Semmes.

Betsy Davis: Ok thank you. And before we start with public comment I just wanted to add and congratulate all of our town [inaudible] turnout. I would like to congratulate Bridge as our new mayor elect and I would like to congratulate Darlene Kevin Hazard and Peter on your re-election and to Cindy Pierson as the newest Council Member elect and although we knew not all the candidates would be elected. We thank them all. Mark Vincent Mimi Chris and Kristen that stepped up and are willing to give up their time and talents for our town. So anyway just wanted to mention that so we will move on to public comment. If anyone's here this evening that would like to speak we ask you to come up and state your name and your address. Thank you.

Sam Ti: Sam Ti. I live next door 14 West Marshall Street. I see that y'all finally did spring for the surfaces. I just wanted to express. My company's feedback with those. We've had a really terrible reliability with the surfaces. About half our fleet is down at any one time so I hope this doesn't become a money sink for the town. That's all.

Betsy Davis: Thank you. Anyone else?

Jo Ann Hazard: Hi I'm Jo Ann Hazard and I'm here on behalf of Jeannie Ford and myself to thank the town for your support and everything you've done for us your sponsorship for our biggest ever Shakespeare in the Burg this year. We had a sold out crowd for Saturday night and a sold out crowd

for our brunch on Sunday and it just continues to get bigger. And so I put together a packet and it's electronically if you can get on your computers you'll see it. But there's some stats of the how far out when Jeannie does constant contact it goes out to the world basically and they can click on those contacts to brown paper ticket. So when you see the areas for which people showed an interest it's just because they clicked. We would love to have had somebody from Germany come. But it's growing by leaps and bounds and we're really trying to add another level of Loudoun County Schools to it. We have our current schools Hill School Middleburg Academy and Foxcroft that really participate. And it's it's wonderful. So we're trying to bring it to another level and go out through all Loudoun County. So if you have any questions just ask me about we want to thank everybody for your participation and allowing us to have Shakespeare in the Burg.

Dennis Cotter: I'm Dennis Cotter. I'm a longtime resident of Middleburg. I am here just to say a few words of support for Shakespeare in the Burg. Shakespeare in the Burg is a local tax exempt nonprofit theater organization. As you all know its primary activity is producing plays the annual Shakespeare Festival and this year was its fifth consecutive year. Over the years excuse me audiences have enjoyed performances of Shakespeare's the Merry Wives of Windsor Henry the Fourth Part One Hamlet Much Ado About Nothing. I'm sure you've all read these or seen them at the show Henry the Fifth. Two Gentlemen of Verona and A Midsummer Night's Dream which was this year. Also from the very beginning this being a one act Playwriting Competition associated with the festival and so Shakespeare in the Burg it celebrates not only the great dead bard but also lives theater. Real men and women alive today writing stories for the stage. I was honored this year when the leading lights of Shakespeare in the Burg Jeannie Forward and Jo Ann Hazard. They asked me to be one of the judges evaluating the nearly 300 submissions that came in for the one act play writing competition. Shakespeare in the Burg is a wonderful annual event for the town. Its entertaining and educational for the locals and the visitors it's exceptionally well run on a very limited budget by its talented organizers. As town council and mayor consider the town's sponsorship of local nonprofits that enhance the image of the town promote its economic well being and are also educational. Please keep Shakespeare in the Burg among your priorities. Thank you. It's a very deserving organization.

J. Kevin Daly: [inaudible] just one comment. I don't think Shakespeare's dead but it needs to be read to be appreciated and I commend you on your report but I'd recommend that you do it. [inaudible] pentameter 14 lines stanza like the sonnets that make it more interesting.

Jo Ann Hazard: He can do it.

Dennis Cotter: Next year.

Jo Ann Hazard: Thank you.

Betsy Davis: Okay thank you. We will move forward we have a public hearing this evening on the FY 19 budget. Is there anyone here this evening we will open that up. Is there anyone here this evening that came to speak to this? OK then we will close the public hearing for the budget. We also we don't have any action item on it tonight but does council wish to have any more discussion on the budget at this time? [inaudible] OK. All right. OK. So with that we will move.

Martha Mason Semmes: Pardon me if I may Mayor. I did want to mention one thing. I did have a question from Katie at the community center about the fireworks we typically provide them with funding. In July early July for the fireworks. And I know that eDAQ has been working on the special events funding. We'll be talking about that later but this is really a budget item related to just clarification for the staff. We believe that 15000 dollars which what you usually provide them as a base was included with the economic development. Lumped fund but we weren't sure. And we wanted to know what your thoughts are. Katie indicated that last year we look back last year the fifteen thousand dollars was actually in the budget as a specific item but also Katie came in and applied

through the eDAQ process for additional funding of a little over forty two hundred dollars for the special performance or the activities they bring in for the children. And that was also approved and paid out to them in June and then they came back in through the health center Advisory Board they get funding which they use for their swimming pool. But specifically we would like clarification on the fireworks so I can give her direction about whether she should be applying for all of that funding through eDAQ or whether you would want us to provide the 15000 dollars we usually provide than anything else they would have to go to eDAQ for.

Mark Snyder: I've always considered the town function it's town fireworks as executed by the community center. So I've always thought of [inaudible]. I don't know how we want to address that in our budget but I would say yes that money's there.

Philip Miller: We've actually already addressed this in the budget. I believe we have a community events or cultural events line item in the eDAQ budget. [inaudible] Maybe for next years but I don't think for this year was consolidated [inaudible]. So that 15000 should [inaudible] For consolidating them next year. It would come out of the general events funding.

Jamie Gaucher: Correct. Right. From my perspective I'm interested in and we've talked about this bringing some structure to these funding requests right from the town. So and I've talked to Martha about this if we were going to use town funding I would like to see a competitive bid process rather than just a check. And I think the town could make progress by moving toward reimbursing invoices as opposed to money upfront.

Philip Miller: I think that makes a lot of sense. We didn't. It's not a line item issue. We put it in the community budget which we also I believe have decided to have everybody who is applying for funding do the eDAQ funding request so that we could capture as much information about the effectiveness and the economic impact of all events whether they are cultural town sponsored or if they're actually trying to drive economic traffic.

Darlene Kirk: But that's not where it fits. You know Mark's right it is a town event. It doesn't belong under eDAQ. It belongs more to the general fund I think and that's than if we have to set up a process to do it under general fund. But I thought it was a line item last year. It was. And that's where it should be again.

Martha Mason Semmes: Actually this current fiscal year it's kind of confusing because the event happens right after the first of the next fiscal year so in the current fiscal year we paid out that fifteen thousand dollars already. But it applied to last year's fireworks so now we're looking at the FY 19 budget but the fireworks are upon us right so they have to make a decision. It's not that far away. And so we've come out of FY 19 funding. So yeah we're happy to put it wherever you want we're really just wanting to understand where and Ashley you can correct me if I'm wrong but I know we just went over this. Ok. Thank you.

Jamie Gaucher: If we decide collectively that they should go through the process then the process that Phillip and I are in the midst of needs to be reformed right because this would be an outlier in the short time I've been here we have not received any applications in the range of fifteen thousand dollars. The largest one that we've received since I've been here is ten thousand dollars.

Darlene Kirk: I think it should go back to be a line item like it was. I mean that's just an automatic and they should know that they don't have to worry about the fireworks. I mean if they want other money for other things that's one thing. But I think the fireworks are just you know we need that.

Mark Snyder: I think it's sort of like Christmas in Middleburg we're going to do it every year and we're going to do fireworks every year. It needs to be kind of nailed in.

Philip Miller: Christmas in Middleburg comes out of the eDAQ budget as well for the economic development budget.

Jamie Gaucher: It was a separate line item last year as well.

Philip Miller: I think we all want to fund this event. But we have to be careful and know that you know we're spending public money and we need to make sure that we have some information that says how it was spent. I agree with the triple bid process and having transparency on how it's funded and what we're actually paying for is not a bad thing.

Kevin Hazard: We talked last year about having two pots of money one for economic development and one for cultural events are we now going away from that? This is old news saying that it's all going through economic development I think it's a bad idea.

Philip Miller: It was two pots of money in the economic development budget. One for community and one for what was the other line item? Event support.

Jamie Gaucher: Special events. If we want to as in the past create special items in the budget for special events that's not hard to do. But I'm looking for guidance that would be separate from the eDAQ process. Right. And then we would I think have to come up with requirements or what would be suitable to be in this category. If we just want to list them if it's fireworks in Christmas and Middleburg and the film festival and whatever else we can do that.

Darlene Kirk: But they're different because.

Jamie Gaucher: They are different.

Darlene Kirk: Middleburg is an economic event brings a lot of people to town. There's a lot of economic whatever. The fireworks. You know they're telling they're for the local. Why is that under economic development? That's what I don't understand.

Bridge Littleton: So I'm looking at the budget right now for 19 and it's under economic development. We have administration we have marketing. We have economic development program and we have community development. So they are two different pots of money that are under economic development as a department and under economic development program we have economic development organizational support and that says visit Loudon NBPA and then other economic development Special Events support it says Christmas in Middleburg film festival Shakespeare and then just new events so that could be other things and under community development we have the farmer's market the arts council non-profit organization support community development and in one of those is the fireworks. I think what we're struggling with is there are things there are events that are clearly economic development and there are events that are clearly community support like the fireworks. What about new events that are in between? May Day we decide to have a May Day event is that economic development or is that I mean Shakespeare in the Burg is a new event from five years ago. So what. No it's Community Development under here. So that's the challenge I think that we're struggling with as some things are clearly in one. Some things are clearer than the other but what do we do about the event that it might be both right. And so I think what these Jamie is trying to do and what Philip are trying to do is to come up with a set of objective criteria that you can evaluate one of these under and say all right yeah it's kind of both but it's really economic development or it's actually really community development. So I think it's not about I don't think this is about the fireworks. I think it is about you guys trying to figure out how to distinguish between things as they come along. That's the feeling I get.

Jamie Gaucher: In the event that we receive too many requests for the funding that's been set aside somebody is going to have to be told no. I think we would all be better off if we had criteria and if we knew upfront that something like the fireworks is not going to be part of this compare process we just say so and set it aside.

Darlene Kirk: Again I just I mean I think some things are clearly economic and I believe areas are great don't get me wrong but I think when each new one comes in you do have to evaluate it it's mine or something like that. But the fireworks have been around for 50 million years and that should just be a line item under general fund or something because it is something that we do every year because we want to and we have to. And I think that one thing should be a line item.

Mark Snyder: I think we're making a mistake by trying to shove everything into an eDAQ box. I don't think everything belongs in an eDAQ box. eDAQ's mission as I understand it is primarily economic development. I don't I'm not sure I understand why we're saddling eDAQ with all of our cultural events including longstanding events such as 4th of July or Christmas in Middleburg. Those have been going on for generations. Those are town traditions. Those are things we always fund. They should not be in contention with real economic development activities which I really do see as the purview of eDAQ.

Bridge Littleton: Real quickly. Darlene just classified Christmas in Middleburg as an economic development event. You just classified as a community event that we've done forever. So even on this council we have a disagreement on what Christmas in Middleburg where it should be. I'm not saying either one's right either one's wrong. So I just think what these guys challenge with is how they evaluate.

Mark Snyder: Everything started off as economic development and that was the umbrella in which it was shepherded into the town budgets in the past. Beaumont was categorized by Darlene's mother as an economic development tool. It really was a cultural event. That's how it was brought in. Christmas in Middleburg brings people to town. Didn't used to the way it does now. It really started off as more of a cultural event Santa Claus. It was more for the people in the village and surrounding area than it was as a tourism event. We have developed a long way and I think it would benefit the economic development committee. And Jamie if we separate those things that we really want eDAQ to focus on is economic development activities and say you know what. We've also got some of these cultural events that are very traditional and the town until we decide otherwise is determined to keep them going as tradition's.

Kevin Hazard: It seems like we really have three things we're talking about. One is full blown economic development activities which I think Christmas in Middleburg is but it doesn't need to be vetted every year because we're going to do it. We have we have things that are activities that we look at for economic development. And I can't think of a good one. But we also need something for cultural activities that we have a different set of criteria for. So I think it's really three things and maybe we haven't talked about this enough. And thanks for bringing it up but I know like the National Sporting library came to us and they were a new and you know. So that needs to be evaluated things like it and I agree every year even the smaller activities need to be re-evaluated every year. But we don't want to have full economic criteria on them. So some of them need to be done let's say on an incubator basis you know and then after they have.

Jamie Gaucher: Smaller scale.

Kevin Hazard: Smaller scale and then we release them and then then maybe they're looked at otherwise.

Betsy Davis: I think what I see the difference and say the fireworks in particular. I mean I realize probably everything else can fall one of those other two categories. From what I can think of off the top of my head but the fireworks I see is something I think Darlene as you said we do it in conjunction with the community center and it's our donation to the town. And it's not really an economic development opportunity it's really for our citizens and our surrounding area. I mean it's time. Well it goes in the day too. But most stores are closed or a lot of them are closed. It's really generating people to come and enjoy the fireworks and what the town is giving back. So you know maybe I certainly think it needs more discussion as far as where we're going to put everything. As far as the budget for right now the money is in there. Is that correct? I mean the money's basically in one of those [inaudible].

Jamie Gaucher: Yes. [inaudible] It's a matter of process. We are asking for guidance in an effort to help Katie the executive director of the community center with the best path forward.

Darlene Kirk: I think what you and Philip are trying to do and setting criteria for both of these things is is great but I think somebody up here said that things like Christmas in Middleburg and the fireworks really should don't need to be vetted. And I would rather have that money separate for one reason because then you know how much you have that you can actually go out and seek other economic events to come in if you want if you have ideas or thoughts and you may. So I just would rather you have a clean pot if you know what I mean. Does that make sense to you Philip?

Philip Miller: Yeah that makes sense I'm fine with that. This is just the process that we have been going through. And if you look at eDAQ's charter it's actually to review special event funding requests and make a recommendation to the town council. And this is just where this has been funded in the past. I'm fine with moving it. I don't have a problem with that. I want to fund the event. We all want to see the fireworks. But I also think we have to be careful anytime we give out public money we have to make sure that we are getting something back in terms of reporting and feedback and how it's spent and I'm not making an accusation there I'm just saying we have to be responsible we have to hold ourselves accountable. Anytime money goes out the door to an organization.

Kevin Hazard: So where would we put somebody like seven loaves?

Darlene Kirk: That's usually health center.

Kevin Hazard: That's only place I thought it came out of 2 pots?

Martha Mason Semmes: No they come out of the seven come out of the health center Advisory Board [multiple speakers]. I did have one point of clarification. I think I heard you all talking about two different pots of money in the budget this coming fiscal year there's actually only one pot proposed. And I just want you understand that there's only economic development for the sake if I think simplicity Jamie put all of that into the economic development special event support. And I agree. I don't know that it matters what we call it. I think we want to make sure that we have the right criteria and I think accountability is something whether it's reviewed by eDAQ or we have some accountability at the staff level. You know on a reimbursement basis or whatever that can be done. So I think it makes it difficult when you're trying to put it in the right category. But I did want to point out that there's one pot now and that pot is less than it was last year. I mean we had 60 thousand dollars total in the budget proposed this year and last year you had proposed 81000 between those two line items. To cover all of those things. So I just want you to be aware of that as proposed.

Darlene Kirk: Number one why did we put less? Was that a number that came to us less because I I really think I mean I have no problem with the original number of 80 plan or whatever it was. And secondly I have no problem on you just signing off on like the community center type thing with you know maybe getting them to do a letter back to us about [inaudible].

Jamie Gaucher: We can do that. It's a process.

Darlene Kirk: I don't mind that. I think some things I don't have a problem with eDAQ's signing off on even.

Kevin Hazard: I do have a problem with that. Not it's just because of process. I mean we have a pot of money and I think whatever happens it needs to come back to us for a final vetting before we put the money out.

Philip Miller: It always will. It's 15000 dollars. I mean just in this case that's your limit right even. So it has to come and eDAQ can't just hand out checks [inaudible] later this evening we're going to look at some recommendations from eDAQ but we're the ones who make the decision.

Martha Mason Semmes: I would I would clarify that one of the advantages of having that the old fireworks line that we had is once you adopt the budget I don't have to come back to you to spend the 15000 dollars if you appropriated it for that. So that's why we're really looking for the clarification here for that one because we won't have time much to go through a process if there is to be one.

Betsy Davis: Ok. So Darlene you made the comment about upping that amount again from the 60000. Is that something?

Darlene Kirk: Well I don't know. I mean I really do want [inaudible] Thank you. I really do want our eDAQ people to be able to go out and recruit events too. You know like I know last year you talked about a food festival and that would have been awesome. We could have gotten something like that. It would bring a lot to town. I think would help our economy a lot. And so I want you to have the ability to do that and if you feel like you need the money to do that then speak up because I don't want to cut something that I think is vitally important.

Jamie Gaucher: I feel like the budget is appropriate at this point in time.

Darlene Kirk: Ok thanks.

Betsy Davis: Ok. So is council OK with the way it stands?

Jamie Gaucher: And we will communicate to Katie that this will not go through the eDAQ process. Is that what I heard?

Darlene Kirk: That's what I think just put it pull it out and put it as a line item so you don't have to. And that again I think the money should come from general fund not from yours because your pot is for your pot for developing

Philip Miller: Let's just make sure we get some metrics from the event to report on it and make sure that it's successful and growing. It does have an impact on the town. People are out spending money. You know safeway is open. I'm sure they have it one of their best days. And maybe there's an opportunity in those metrics that presents itself that we could make the event bigger and better. Let's not forget that.

Jamie Gaucher: And to that point I would add metrics provide history so nobody knows what the future's going to look like but if we do have a record of metrics performance return on investment or whatever we should be able to make better decisions going forward.

Peter Leonard-Morgan: I may be one of only people who disagree on this. When I didn't live in Middleburg we used to come to Middleburg for things like fireworks and all these other events cultural or economic development events and then we need something. So there is an element to me that is economic development. It's also for the community of course. But I do think that we need to really think about this. I think it's great for the community but it also brings in tourists from Percival.

Rhonda North: Madam mayor. Not to muddy the waters any more but just as a reminder we've recently found out that Foya does apply to these organizations that get funding from us. So I think we do need some type of process to let them know about that. I mean sometimes we find Foya difficult enough and we live by it all the time. So I think we need to have a way to make sure these organizations understand that if they take down money Foya does apply to them

Jamie Gaucher: We can do that.

Betsy Davis: Ok so are we do we know where we're heading right now do you have direction Martha?

Martha Mason Semmes: I believe that what I heard was that you are comfortable providing just the 15000 dollars on a reimbursement basis so that we know what they actually spent. I mean this is for the fireworks right. So up to fifteen thousand dollars worth of fireworks. Does that sound fair? And that any additional money that the community set or might want for activities associated with that they should go through the eDAQ special events funding process.

Jamie Gaucher: Thank you.

Betsy Davis: OK thank you.

Rhonda North: And Madam Mayor I apologize. The April the 26 minutes are not ready yet. My time's been eaten up a little bit with another project and that's sitting there on my plate.

Mark Snyder: I move approval of the set minutes as amended.

Everyone: [inaudible] Aye. [inaudible].

Mark Snyder: I would suggest that we discuss when we need to turn the microphone on so there's something controversial and we want to be able to record it. We can do so. But otherwise I agree and let it go.

Betsy Davis: Ok. We will move on to staff reports. Stuart.

Stuart Will: Mayor council good evening. Do you folks have any questions for me? I feel like I'm in a courtroom here. [laughing] Yeah. Thank you. Thank you. I love working here in the town. So.

Betsy Davis: Any other questions for Stuart?

Stuart Will: Good evening.

Betsy Davis: Martha. [inaudible]

Rhonda North: Well Mike we'll be back tomorrow so we will be having a conversation.

Martha Mason Semmes: Good evening everybody struggling I haven't seen the white screen yet but I did accidentally pop out of the whole thing and tried to get back in again. So I think it part of it for me at least was user error. I just want to give you one update on my report. The Pumpin Hall bids are due

tomorrow at 2:00 p.m. So we'll be able to see you know hopefully we'll get some good bids and be able to save a little money next year on our sludge calling. Exciting though it is. Also the Asbury church is just about done. They still have to Will is working on a meeting with the contractor and the engineer to talk about a items they still need decision about including the window that I mentioned in there and I was wondering if the council would like to have some sort of celebration when it gets done it might be a good ad for it I mean just have some people come and have something there that would allow people to see what it is. And I know that the people from the Black History Committee that some of them who actually worshiped in there would probably appreciate that. It's up to you but it might be nice to wouldn't have to be a big event. But just maybe a little ribbon cutting or something. I don't know what you think about this.

Betsy Davis: Sounds like a good idea. Did you say you know about when that would be? Did you say?

Martha Mason Semmes: Excuse me. Oh they'll be done within the easily within the next 30 days.

Betsy Davis: Council. Oh sorry.

Kevin Hazard: Just a quick question Martha. When is the trash collection contract?

Martha Mason Semmes: We have one more year.

Kevin Hazard: It's a year.

Martha Mason Semmes: I'm not sure of exact month but we're in our final year.

Kevin Hazard: Look for bidders.

Darlene Kirk: I was just going to say we're [inaudible] with our things because it keeps going white screen. So if we're a little slow in responding because I missed a couple of things that you said in that but I think I have the gist of it. So I just want to let you know.

Martha Mason Semmes: Absolutely. Sure. Anybody else have any missed anything or want me?

Betsy Davis: I just had a question when I was reading your attachment here. I know you said that they're that VDOT's planning on mid August for the I guess the downtown part. Is that correct?

Martha Mason Semmes: That's correct.

Betsy Davis: Do you know how long they plan on being with that?

Martha Mason Semmes: They have not told us the complete length. But when my initial discussions with them they're going to need probably all the time that the asphalt plants are open to get all of the work done in town. If you recall they'll be either repaving or rebuilding every town every street practically in Middleburg except for Route 50 in association with that in mid July they intend to really ramp up their public information on this project and we will certainly be helping them with that will encourage them to have a open house to talk to people and we'll get out the word as best we can. But as you know as we've discussed it's going to be disruptive out. I'll try to get a more accurate if I can get a better schedule for you in terms of when they would be finished. I'll try to do that for you.

Mark Snyder: Since we're we're doing a double whammy essentially in Ridgeview with first water pipes and then the streets themselves. I've let Martha know that I really want to be involved in this. I want to go out in the field and see how things are doing and talk to people and field complaints. If we

get what I'm expecting and that type of thing. I think Ridgeview's going to be something that will require some handholding by the town.

Betsy Davis: Ok. Any other questions for Martha?

Darlene Kirk: [inaudible]

Martha Mason Semmes: I did the same thing.

Betsy Davis: OK. Any other questions for Martha?

Bridge Littleton: No but on the technical thing what drives me crazy is if you want to go back to your notes then you have to go back and select the meeting you're in and go back to the area of the agenda. It completely resets if you go to your notes.

J. Kevin Daly: [inaudible]

Betsy Davis: Ok anything else? All right. Rhonda.

Rhonda North: [inaudible] for their meeting last week and you are all now using them for their's obviously we've got some bugs that we need to work out and we'll continue to do so.

Darlene Kirk: What's the status of the RFP on the health center?

Jamie Gaucher: I was going to talk about that part of my report. Yeah.

Betsy Davis: Any other questions for Rhonda? OK then we will move on to Jamie.

Jamie Gaucher: So with regard to the health center RFP is one of the things I wanted to highlight it is live. We have we had a minimum after speaking with Martin. We had a requirement to advertise for a minimum of two weeks we actually decided to advertise for three weeks. And the responses the proposals for the RFP are due here two weeks from this evening so they will be presented to the council the next council meeting. And I've had interest from five individual entities personally around. Can you give me a copy of the RFP and or can I sit down and talk to you about some of the questions? So that's where we are.

Darlene Kirk: Has anybody talked to the tenants there so they know what's going on?

Jamie Gaucher: I have. Yes ma'am. And along those lines I also reached out to you an ongoing conversation with Philip around putting together a committee. I hope that we get more than one proposal and if we do we will need to evaluate them. And so I would like to finalize that probably in the next couple of days. Who should be on the committee and in my mind's eye it's not a large group maybe five maybe seven people. And thank you for your recommendation. Yes maybe five yes. Okay. And additionally.

Bridge Littleton: I have a question about the RFP. So and I apologize I can't remember. So what are we requesting from them?

Jamie Gaucher: Proposals.

Bridge Littleton: In detail.

Jamie Gaucher: Proposals for what they intend to do with the building what they will pay the town for the building and what the price tag is for the improvements that they want to make for the building.

Bridge Littleton: And how many days do we give people to respond to this?

Jamie Gaucher: Approximately 30 might have been 33 or 34 or something like that. I don't recall off the top of my head.

Bridge Littleton: Not put any like RFI's out or notice tend to bidders or draft RFP or anything like that?

Jamie Gaucher: No sir.

Bridge Littleton: So I'm really concerned that you're not going to get any proposals because 30 days for a company to go in and understand that building evaluate what can and can't be done. Have an engineer come in and understand what their use might be and really do the detail work to actually give us a price that they're willing to stand behind as a valid offer. I mean it take them two to three weeks just line up an engineer to come in and take a look the engineer would take two or three weeks at least to give a report. So I know it's I'm saying this all after the fact after it's all been you know issued or whatever but unless it's somebody who has already been in there and done a lot of work already like one guy I know we're thinking about anybody else who's looking at this just a day one release. You're asking for a binding offer in 30 days.

Jamie Gaucher: I will add before before Martin adds anything I will add that part of the RFP includes language that the town does not need to accept any offer. We are not bound by any offer or proposal.

Bridge Littleton: But it's not about what we're bound by it's about what somebody is going to submit right. If I know that that is a binding offer that could be accepted by the town. I'm going to either. I mean I don't have enough time to put together a project like that in enough detail with enough scope enough development that I'm comfortable offering a price that you would hold me to unless I significantly lowball the price. That's the only way as a business they will de-risk it.

Jamie Gaucher: That might be a bridge that we cross in two weeks time I'm not sure.

Kevin Hazard: Something you may want to do it is put an interim date in for questions and then redistribute because I know it's an open ended RFP but still they're going to walk in they're gonna they're going to have questions and then a process like this normally you'll ask for questions you'll get the questions distribute it to all the bidders and then and then we set the date.

Darlene Kirk: Somebody just reminded me Cindy. Thank you. We did notify the committee members of the Health Center Advisory Committee either so if you could call and talk to Howard and [inaudible] tomorrow I think they're the only two other members. Oh and Eric Sheps.

Jamie Gaucher: I will do that.

Darlene Kirk: OK. Please let them know what we're trying to do.

Jamie Gaucher: Sure. Happy to do that.

Betsy Davis: So are there other questions?

Peter Leonard-Morgan: Just curious about the job fair. How's it going since it's coming up soon.

Jamie Gaucher: Thank you for asking. It's next week it's going to be the 16th. We're going to be at the community center. We're going to have a two spots one starts both in the afternoon exactly one starts at 1:00 and then the other one exactly. We thought it was important to have an after work timeslot for people so they wouldn't have to take off in order to come down. It's the first one. I don't know how many people are going to show up. We shall see. Yeah.

Peter Leonard-Morgan: Would you like any support from one or two of us?

Jamie Gaucher: The more the merrier. Absolutely yeah. Thank you.

Betsy Davis: Are there other questions for Jamie?

Jamie Gaucher: Thank you.

Betsy Davis: Thank you. We will move on to Will.

Will Moore: Thank you Madam Mayor. I'm not sure that I have anything in here additional that I want to highlight other than the removal of the trees which took place this week. Got a little bit of attention from some folks on that but I think we've resolved most of those concerns. We will have the stump's ground beginning on Monday and three of those four trees that were moved will be replaced next week. And then I was talking with the mayor earlier today we are planning very soon to have our major landscaping that has been planned for some time go in. I've not been able to get a firm date from the contractor on that just because they're swamped but we're pushing for them on that because we really want to get addressed up soon but we'll be doing some things in the interim getting out there and pulling some weeds putting down a thin layer of mulch just so it stress up until the time that the landscapers get in here. And the only other thing I heard Mr. Hazard make a comment about the trash company I would certainly love to talk to you about whatever concerns you have. We've been going through some growing pains with them due to the company being acquired twice within a very short duration of time. Most of the headaches that we've had have simply been from change of personnel for the longest time we had consistent crews that were working the town that knew every nook and cranny to go into. And when they went through the acquisition the first time a lot of those crew members were let go for various reasons. So we had new people working and we still don't have. A consistent set crew that's working here. So that's definitely an issue but they are working with us on these issues and we're seeing gradual improvement on that. But happy to answer any other questions.

Kevin Hazard: Just a follow up on that. There is a consolidation going on and that was why my comment maybe not right now but six months out. You should probably start actively seeking other companies to bid in that way for them to come in.

Will Moore: Certainly.

Kevin Hazard: And I've run into the same problem on job sites with the consolidation then I'm calling waste management a lot for a couple of different companies.

Darlene Kirk: One of the things that I guess Will responded to today there was a lot of chatter going on in Middleburg that was censored on Facebook complaining about taking down the trees and these big beautiful trees so I did ask them to respond and explain what was going on and why and try to get it cut off before that chatter got too much.

Will Moore: And I did have the opportunity to speak with the woman who posted the initial post. There was some misinformation in there in terms of the age of the tree and things like that. But after I spoke with her you know she was very understanding and had a better sense of the process that we

went through in evaluating those trees for removal. And I think she has just a better feeling now of how much we actually do care about our trees. So it was a good thing.

Darlene Kirk: I did also ask staff to keep an eye on those websites because they do sometimes generate a lot of people getting stirred up about nothing if they can nip it in the bud and be a lot better off.

Betsy Davis: Anyone else have any questions? Yes Philip.

Philip Miller: So some of the sidewalks in that area where the trees pretty rough shape saw somebody trip on one of the loose bricks. Is there anything we can do about putting those back or trying to correct that situation because I think it is hazardous.

Will Moore: No absolutely so so we have scheduled for next week. Especially the one in front of the former chocolate shop which was the area that had the most issues with the sidewalk and it was actually a fairly healthy tree although there was some problems with it but there was there was just absolutely no way that we could repair that sidewalk. So we have lined up after the new tree is placed in the pit next week. We have a contractor coming in to relay the sidewalk and enter. So that's already set up.

Philip Miller: Excellent. Thank you.

Kevin Hazard: That did remind me of one thing. We have somebody to grind stumps grind the stumps out?

Will Moore: Yes the same company that did the removal is sending different crew out to grind stones.

Kevin Hazard: Are we sure there's no buried utilities there? It might not hurt.

Will Moore: The only potential for buried utility would be water sewer lateral. But we can definitely have Stuart check that for us.

Kevin Hazard: Without painting everything but it's.

Will Moore: Absolutely.

Peter Leonard-Morgan: Phillip's question reminded me of one thing during the spring clean up I had one job to do which was to spray all the weeds. And unfortunately I walked down the street so many weeds so I'm at a loss my concoction didn't seem to work [laughing] A serious note. I was walking the dog yesterday and it's just already terrible. I maybe we have to sit down and chat about a new kind of concoction. And I think for the businesses it looks really awful. Any thoughts any advice from anyone would be really welcome to try and get rid of those.

Will Moore: Yeah. So most of those areas where you see weeds are going to be planted with a number of different annuals or perennials here very soon but we will have ongoing maintenance because weeds will still find a way through there.

Betsy Davis: I think it's called pulling weeds. [laughing] Anything else for Will? Okay thanks Will. All right Ashley.

Ashley Bott: Thank you Madam Mayor good evening. The only update I have to my report is that the letters that I mentioned were hand delivered earlier this week. But other than that I don't have anything to add. Do you have any questions? Yes.

Bridge Littleton: How many do we still have outstanding?

Ashley Bott: As far as 90 days? Is just those two that I'm aware of at this time. Yes. There's others that are less but.

Betsy Davis: Anyone else have any questions for Ashley? Yes.

Peter Leonard-Morgan: On page 2 we have the three different cell companies that rent space on our cell towers and I wonder if we thought about the fact that if there's a merger do we lose one of those presumably as a fact of life right?

Ashley Bott: Yes.

Betsy Davis: Any other questions? OK. Thank you.

Ashley Bott: Thank you.

Betsy Davis: All right A.J.

Chief Panebianco: Believe it or not I will be very brief because I think we're going to talk about something in a few minutes. Only thing I really like to point out on the monthly report you saw where there was a robbery. There was not a robbery we responded to back up the county on a robbery but because it generated a call on ours it says that doesn't go into our report it goes to the state. So it's not a number that's reported to state but I didn't want anybody think we had a robbery in town. But unfortunately it's reported that way so on the daily report it shows up as that. No. [laughing] It is tax time. Yes. So I just want to clarify that other than that I think we're going to talk about something in a minute with Mr. Daly and if you have any questions let me know.

Betsy Davis: Any questions for A.J.?

Chief Panebianco: Thank you.

Betsy Davis: Ok Martin.

Martin Crim: Thank you madam mayor. You have my report. I don't have any updates to that but I stand ready to answer any questions.

Betsy Davis: Does anyone have any questions for Martin? OK. Then we will end the staff reports. Do we have any reports of any town committees? We have no action items to the public hearing. We have council approval ordinance to amend schedule of water and sewer user charges. Is there?

Mark Snyder: Yeah I want to make that motion if I can find my way back [inaudible]. Yes. Thank you. I move we adopt the ordinance to amend the schedule of water and waste water charges. For water and sewage.

Betsy Davis: Is there a second?

J. Kevin Daly: Second.

Betsy Davis: Any discussion on this? All those in favor say aye.

Everyone: Aye.

Betsy Davis: Opposed. Abstention. Okay.

Betsy Davis: Motion carries. OK. We're to special events funding recommendations [inaudible].

Bridge Littleton: [inaudible] Internet explorer [inaudible]. middleburgva.granicus.com

Betsy Davis: Ok we're pausing for just a minute.

Jamie Gaucher: You can also download the whole packet and have it on your screen and just.

Betsy Davis: All right. So we Jamie.

Jamie Gaucher: Yes so eDAQ convened a special meeting yesterday. It was yesterday and the committee considered 4 outstanding requests for funding one from the fall races one from the spring races one from Great Meadows and one from the National Sporting Library and Museum. And in a nutshell in a summary any decision around the Great Meadows application was pushed to the next fiscal year. Likewise the fall races any decision around that was pushed until the next fiscal year the committee decided to recommend to council funding the spring races in the amount of five thousand dollars. And the committee also recommended funding the National Sporting Library and Museums openly concert series request and the amount of five thousand dollars and then to also revisit the additional opportunity in the next fiscal year. Yes ma'am.

Darlene Kirk: When are the spring races?

Jamie Gaucher: Just happened.

Darlene Kirk: After the fact [inaudible].

Jamie Gaucher: The application for the spring races was submitted in a timely manner. Any delay in the decision is due solely because of for lack of a better word dysfunction within eDAQ that all the applications were submitted in a timely fashion.

Kevin Hazard: Since we're revisiting this not these two particular items but you know we've got a brand new budget and pardon me if I just don't remember what is the time frame for putting in a request?

Jamie Gaucher: So there is no deadline. Requests are accepted on a rolling basis.

Kevin Hazard: Do you think because we're trying to do budgets on a yearly basis maybe it might be a good idea to say let's have all our requests before a particular time?

Jamie Gaucher: I think that is a fantastic idea and that's something we actually talked about yesterday. Yes.

Kevin Hazard: It just seems to me that you know we have X amount of money and then you can look at them all at one time and make you know and do recommendations and you know and then we have that material going into the to the budget season.

Jamie Gaucher: And along those lines the dovetail with that one set of metrics by which we can measure the value or the return on investment among all applications.

Kevin Hazard: So my other question would be when do you need em to make it you know the best for your budget?

Martha Mason Semmes: Well I believe this is coming out of the current year budget. Correct? Before the end of June. You know we would need to know for these particular applications we'd want to expend that money before the end of June.

Philip Miller: Moving forward I think we're going to streamline this process and come up with a good date that gives us enough time to review all of the requests before the budget is finalized.

Martha Mason Semmes: Oh [inaudible] I'm sorry I don't think I understood Kevin's question correctly you're looking at moving forward when would we need it.

Jamie Gaucher: Probably in the first quarter of the fiscal year.

Philip Miller: And then this is something that was all discussed it at eDAQ yesterday and I think the committee is very supportive of streamlining the process and moving it forward and just changing the structure.

Betsy Davis: One thing just to comment I'd like to make when I first saw this was because I know we were going to talk about it last time and then postponed excuse me so I had to ask Martha which I think we all have on here is that the sponsorships to the various races in particular that we've got this information because my thought is that I think it is important that the town support our local functions races you know that have been here as you said forever. But I also think it should be more on a level of sponsorship just like you know not so much that we're giving money that we're showing our support we're sponsoring. We've got an ad in the program a good size ad and you know I know and that's why ask to see those sponsorship programs and I haven't honestly looked at all of them really well yet but maybe just to address those issues that if there's a you know I don't know what it would be whether you sponsor a race or whether you'd just be a sponsor in general I mean you don't want to overdo. I don't know the right word. I don't know. I don't want to yes.

Jamie Gaucher: So yesterday during the committee meeting we actually even talked about the prospect of creating a commercial that would be you know on the jumbotron at Great Meadows as an example of sponsorship or marketing opportunities. That's really what the sponsorships are providing right.

Philip Miller: And that's really why the committee asked that it be tabled until later. They want to start a conversation with banner about what that could look like and how it would work and what the cost would be.

Bridge Littleton: So just two quick comments going back to Kevin and Jamie said. So I was the applicant for the Middleburg spring races. So I agree in a perfect world you know you want to know everything before the budget cycle starts. Be able to plan pick the ones you want to pick and then be able to do it. But the hard part with that [inaudible] like the spring races right. They were just two weeks ago. We will not have the books closed out the economic impact and how much money was brought in and all that kind of stuff for two or three months at best. So and those are things that you guys now require to be a part of the application. So if my application for 2018/19 for April has to be in by July 1st for you then you look at all applications for all events have to be in by July 1st before then. And then approve before the start the fiscal year because you've got to have some you've got to snap the rope at some point. The events are at the beginning of the year the fiscal year will be easier. But the ones towards the back end of the year it's going to be an unbelievable challenge for them to understand all that if what if what we're trying to do is have them budgeted the dollars budgeted before the start of the fiscal year because after [inaudible]

Darlene Kirk: Well maybe I misunderstood but because we're going to have it cut off doesn't mean you won't accept some after the fact if somebody comes in with something brand new you'll at least look at it and possibly send a [inaudible] possibly not correct.

Jamie Gaucher: Or possibly table it until the next funding cycle. In my mind's eye instead of doing this annually maybe we do it on a quarterly basis. Right. We haven't made those decisions yet.

Jamie Gaucher: Another thing does it have to be the current year? I mean something like the spring races been going on for 30 40 50 years and you give them the most current information because that's really what you're going to base it on. You can't give them the spring race for this year because you know but for last year it's a year old.

Bridge Littleton: So that's a great point. But you know one of the reasons. So the spring races has never come to the town and asked for funding. And the reason we did this year was so they created a whole new advisory board and brought a bunch of younger newer people in who had never been engaged with the races to try to figure out if they could develop new ways to attract more people to the races because we were averaging 4 to 5000 people. And Glenwood could accommodate seven to eight. And we were having unsold parking spots. So what we did was we took a look at the budget and try to understand where we could shift money around expand advertising in new ways. And that was why we applied the town for funds was because we wanted to double the length of the reach in social media and in print media. So as an example this year for the first time ever we advertised in the Georgetowner. But that was really expensive but it was we got a lot of people out of that. And so to your point yeah. But like this year we totally changed everything and that was [inaudible] and you know and the good thing is it worked. I mean we got over 8000 people so you know how we re-did this. You know we learned a lot. So I'm not saying you're wrong. I'm saying sometimes that you know that if you were looking for this year you look back last year it's going to be totally different I think Jamie maybe actually has a really good idea. Create the pots in six month or quarterly increments. And if you're going to be if your event is in Q3 you have to apply in Q1 you will receive a decision in Q2 and if you don't know you're out and there's a set amount of money for each one of those maybe that's the way [multiple speakers] allows you to get the most up to date information on what you guys need. The second thing I would say to Betsy's point about sponsorships. When we presented the eDAQ you know we actually said that absolutely right there's the members will get tickets to the you know maybe get your own parking spot. I mean I know for the spring races there's a whole host of things that we would absolutely willing to be made a part of and make it more like a customized sponsorship package for the town to get specific things on top of the dollars. And it would be very low cost of the races to be able to provide that. So that's I think you I think it's a great idea to make that a requirement.

Darlene Kirk: So that if you apply in Q1 and your events in Q3 will you get your check in Q2? Okay. That was one thing I was trying to make sure people got their checks in a timely manner and I forgot my other comment.

Bridge Littleton: Making those numbers up. They'll figure out the right way to do it.

Betsy Davis: Okay.

Darlene Kirk: Sorry. Are the spring and fall races by the same people?

Bridge Littleton: Proceeds both go to the same charitable trust but they are two different organizations.

Darlene Kirk: Okay. So we can't like do the same thing that you're suggesting for spring for fall.

Bridge Littleton: You can I mean did but talk to [inaudible] in the fall I'm sure they'd be willing to do [inaudible] but they are two different entities.

Betsy Davis: Okay. So we have. Oh sorry Philip.

Philip Miller: I moved the council approve the funding requests submitted by the Virginia spring races at Glenwood Park and national sporting library open late concert series in the amount of five thousand dollars each said funding to come from the special events funding line item.

Everyone: Second.

Betsy Davis: Okay we have a lot of seconds. Any more discussion on this?

Bridge Littleton: Just one discussion if we could make these two separate votes since I was the applicant one of them I will be abstaining but I'm not the applicant in the other and I will be voting on that.

Betsy Davis: All right. So. [inaudible] you want to amend your motion or you want to just?

Martin Crim: Madam mayor if I might suggest that you could just by your power as the mayor divide the vote and have that proceed [inaudible] voting on them separately. You don't have to amend the motion.

Betsy Davis: Ok. So we will divide the vote the first vote is going to be for the spring races at Glenwood for five thousand dollars. Is there any more discussion on that? Is that motion count then that he's already made. Right. I'm just. OK. So all those in favor say aye.

Everyone: Aye.

Betsy Davis: Opposed. Abstain.

Bridge Littleton: Abstain.

Betsy Davis: Okay. Motion carries. Next we will vote on the national sporting library museums open late concert series in the amount of five thousand dollars. [inaudible] All those in favor say aye.

Everyone: Aye.

Betsy Davis: Opposed. Abstention. Okay that motion carries. Let me see if I can go before then we have discussion items. First we have the deferred comp plan of Commonwealth of Virginia.

Ashley Bott: Good evening. You have the memo in front of you that explains this but this is just a it's a 457 plan to allow our employees supplement their retirement. We do currently have a nationwide plan but this there's been some interest in this particular plan. It's again through VRS which is through our current retirement system that is administered through ICMARC which we already use for a hybrid employees. Do you have any questions?

Peter Leonard-Morgan: So this is just administrative releases no cost.

Ashley Bott: No not to the town.

Betsy Davis: Okay. Pardon me.

Rhonda North: [inaudible] if you want to do this you need to adopt a resolution it's included in your agenda packet.

Betsy Davis: Okay. Is there a motion to adopt this resolution?

Darlene Kirk: So moved.

J. Kevin Daly: Second.

Betsy Davis: Any more discussion? All those in favor say aye.

Everyone: Aye.

Betsy Davis: Oppose. Abstention. Motion carries.

Ashley Bott: Thank you.

J. Kevin Daly: Be easier considering the technical difficulties many of us are having with hand and eye coordination with our visual aids here that we give the briefing verbally. Last week A.J. and I with support from a concerned citizen Didi Hubert met at the intersection of Zula Road and Route 50 to discuss with VDOT members courses of action to correct what we feel as a dangerous intersection in which people are making a left turn off as Zulu into eastbound traffic on Route 50 where the route is split. One of the challenges is that intersection is not located in Middleburg's city district. Nor is it part of Loudoun County. However VDOT was nice enough to come out talk with us. The gentleman told us that there's signs we're all standard sized signs and that was properly marked. But we did point out that there were some visual issues that would cause drivers to make that false turn into the oncoming traffic and we had some suggestions for them. Again there are continued argument was they are meeting their code based upon their regulations. They did agree to move the stopline on Zulu road to move it a little bit further north so that as she came to the stop you can turn your head and have a better visual view of the road before you proceeded out. We did ask if they could put additional arrows further up from the road so you can have more visual markers. They said they cannot be responsible for distracted drivers. So they felt that their signs we're all correct. One solution they provided was that they would be willing to put lights on the stop signs but we would have to service those lights again. This is a different county from our county. The other issue for visual causes of possible accidents. There is a structure in the median between the east and west bound Route 50 which appears to be an entrance. There is also a flagpole there as far as I know the median is public property where it belongs to the state or at least it belongs to the county. We would have to go to the county to ask them to maybe tear down the the wall that looks like an entrance which may be causing some people some momentary confusion. If that's the case then we need to ratchet this up to wherever the county supervisor is for [inaudible] I'm sorry my correction is Loudoun County. Then we need to get Loudoun County also involved with this. A.J. was very persuasive in talking to our friends at VDOT. Trying to get them to think out of the box but they are firmly in the box. So I think we need probably get it a little bit more. If you don't have enough rank to begin with you go up higher to the chain of command and see if you can get some more power behind us.

Betsy Davis: Who did you speak with VDOT?

J. Kevin Daly: We came with our cards. Unfortunately neither of the two gentlemen had cards to provide us.

Chief Panebianco: [inaudible] who we have a working relationship with through Middleburg was if there is a more receptive one [inaudible] is much more receptive. The other was an engineer and he already checked his boxes and they were in it and it's really VDOT. When you got down to the nuts

and bolts and correct me if I'm wrong it turned into a budget issue. It's going to cost money to tear that down. It's going to cost money to operate the light. We put enough arrows we can't put any more arrows even though they didn't install arrows correctly. They did admit to that and that they can't put more arrows because it's not in their box and you know we. Quite frankly said used to not have arrows right? Anywhere in Virginia. Yeah Someone had to say let's put an arrow what's wrong. Somebody said let's put another arrow a little bit further up to let them see that that is two lanes coming this way because they cut it pretty close to the intersection and is kind of flat with the intersection so you're really not seeing it. I think we're going to just have to stay persistent. I think Kevin Mr. Daly gave a valid set of arguments to them on more than one occasion as did Didi as did we had Lisa who speaks VDOT [laughing] her daughter.

Betsy Davis: Well the reason I'm asking I wish I'd kind of been involved or known about it because I've been speaking with [inaudible] and I would have liked to have been part of this. My suggestion was asking about putting up a light as you're coming down Zulu with flashing saying double highway ahead which he said that's a good idea. So I'm kind of [inaudible]

Chief Panebianco: You know [inaudible] was very cooperative about every he was more receptive about everything we said and the engineer came right behind him said no don't have the budget. No don't have the people that can do that can't remove the stop line because we don't have somebody certified to take up the plastic and get rid of it. We get rid of our guy. It really boiled down to their budget. They don't want to touch it. Which is why they asked if [inaudible]

Betsy Davis: And the other thing is you know the route 50 traffic calming this was something that we talked about a while ago. And you know if we need to reconvene to get you know because they're pretty persuasive with the VDOT crew and talk about it. You know we could try that too.

Chief Panebianco: Mr. Horton [inaudible] Trumbo. Yeah he was there and he says yes the same thing and we actually said he should get with our mayor and Tony Buffington to try and get that started. I didn't know if he contacted yet or not. We suggested to him that that would be great if they could get that because he felt like if they could get to Route 50 common group to say we need it would hold more weight as well so we actually did try to refer him to you or the mayor elect and.

Betsy Davis: I will talk with Jim Rich see if we can get something moving but it would be nice if I was in the loop a little bit.

Mark Snyder: I hear your frustration Mayor that one time in the traffic calming had anticipated or at least tentatively planned to remove one of those dual traffic lanes west of town. And I think there was some opposition. It may be something we want to reconsider again. I'm not I don't know I don't I'm not trying to provide an answer on that.

Betsy Davis: It was discussed but I think the majority did feel it was not the appropriate thing to do. And for those who have been here for many years before the [inaudible] has its disadvantages. But I can tell you there were a lot more bad wrecks with fatalities when that was just 2 lane. So I was one that was very vocal about. You know there are other things we can do. And so plus they are talking about making the the one doubling you would use would be the ones that are now westbound and I won't go into the whole issue of what that nightmare would start. But anyway so.

Darlene Kirk: Philip pushes my buttons. [laughing] One thing I was going to say please don't do like all they did because they put those like three little rumble strips after you're heading out of town and there had to be VDOT doing that which I don't get.

Philip Miller: [inaudible] more so than anybody else you see it all day when they pull into her [inaudible]

Didi Hubbard: My background on this is that is really got me going within the last well the weekend four weeks ago I had four different people end up in my driveway going the wrong way. Part of the problem is their GPS is also telling them when they get to the stop sign. It's telling them to turn left immediately if they're trying to go to [inaudible] and that's that's where the picture we put in the paper the 14 foot trailer and so on that ended up in the driveway. And A.J. actually had to send somebody up to shut down the road so we could get them out.

Betsy Davis: Even with the arrows pointing this way.

Didi Hubbard: It doesn't matter. They hit there with all of that and all and the big problem. And quite frankly I have seen a school bus and a car come nose to nose because they can't see over the hill coming down. And I think it affects Middleburg and it affects those of us that are out of Middleburg and so on and anything any of us could do to help it. I just think there's going to be a horrible accident there one day.

Betsy Davis: No I agree. And the sad thing is I mean GPS is good but you have to look. I mean [multiple speakers] I don't know what else to say.

Didi Hubbard: Part of what they do is when they look up that way. I analyze this continually. When they come to the stop sign [inaudible] and they look to the left they see that entrance. Now I know who put that entrance and it's not historic I promise the same guy that put the flagpole in and we all know who that is and the fake cannons. So that you know that could come out of there and that would help because it does make it look like a two lane highway. There's a lot of space between those two lane sections. So anyway that's all I had to say. [inaudible] Oh I'm Didi Hubbard. Sorry.

Chief Panebianco: Thank you. I'm turning back over to Kevin.

Betsy Davis: Ok. Thank you.

J. Kevin Daly: Madam mayor we appreciate your. Our apologies for not contacting you earlier on this matter in regards to follow ups. You're going to be involved.

Betsy Davis: All right. Anything else on that? All right. We will go to any information items.

Darlene Kirk: My button pusher. Tomorrow night the cidery barn is having a paint night. The first one. We've got a lot of people coming but we would like to have a lot of more people coming and we're trying to get this started so you can do it at least monthly and it's a pretty picture if you use the code you can get it about half knocked off and it is from seven to nine. And we love to see you there.

Betsy Davis: Any other information items? All right. We have a closed session if somebody would like to make the motion please.

Philip Miller: I move that council go into closed session as allowed under the Virginia Freedom of Information Act Section 2.2-3711A3&1 pertaining to the discussion or consideration the acquisition of real property for a public purpose or the disposition of publicly held real 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. Further move that these matters be limited to one that discuss the acquisition of property within the town. Two appointments to go green and three the compensation of certain town employees. I further move that in addition to the council the following individuals be present during the closed session. Martha Mason Semmes Martin

Crim Will Moore Jamie Gaucher for the first part. Martha Mason Semmes Martin Crim and Rhonda North for the second part and Martha Mason Semmes for the third part. I further move that the council thereafter reconvene an open session for action as appropriate.

Darlene Kirk: Second.

Betsy Davis: Any more discussion? All in favor say aye.

Everyone: Aye.

Betsy Davis: Opposed. Abstention. Okay go into closed session.

Rhonda North: Madam Mayor. Just a reminder for the viewing public if they continue to watch when the closed session is held the tape will come back on.

Betsy Davis: I ask council to certify the best of each of your knowledge only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and to only such public business matters as identified in the motion by which the closed meeting must convene were heard discussed or considered in the closed meeting. I would like to remind those present for the closed session. Any discussion that occurred within it should be treated as confidential starting with Bridge.

Everyone: Yes.

Betsy Davis: Out of closed session and we have a motion to be made please.

Peter Leonard-Morgan: I move that council reappoint Kathy Jo Shay and Lindsay Watts to go green for two year terms set terms to expire on May 12 2020.

Bridge Littleton: Second.

Betsy Davis: Okay any more discussion on that? All those in favor say aye.

Everyone: Aye.

Betsy Davis: Opposed. Abstention. Motion carries. Okay. Any more items? Okay. We're adjourned.