



## MIDDLEBURG TOWN COUNCIL REGULAR WORK SESSION MINUTES



Thursday, May 24, 2018

The Mayor and Members of the Middleburg Town Council attended the Envision Loudoun Open House held in Aldie, Virginia beginning at 6:30 p.m. The members spoke individually with representatives from the Loudoun County Department of Planning regarding their Comprehensive Plan update and did not transact business as a whole. Following the conclusion of the Open House, the Council returned to Middleburg to conduct their monthly work session.

PRESENT: Mayor Betsy A. Davis  
Councilmember J. Kevin Daly  
Councilmember Kevin Hazard (arrived late)  
Councilmember Philip Miller  
Councilmember Peter Leonard-Morgan (arrived late)  
Councilmember Trowbridge "Bridge" Littleton  
Councilmember Mark T. Snyder

STAFF: Martha Mason Semmes, Town Administrator  
Rhonda S. North, MMC, Town Clerk  
William M. Moore, Town Planner  
Jamie Gaucher, Director of Business & Economic Development

ABSENT: Vice Mayor Darlene Kirk

The Town Council of the Town of Middleburg, Virginia held their regular monthly work session on Thursday, May 24, 2018 in the Town Hall Council Chambers, located at 10 W. Marshall Street. Mayor Davis called the meeting to order at 7:50 p.m.

### **Invitation to Bid** – Health Center Building

(Note: Due to the change in the meeting time, the related public hearing which was advertised for this meeting will be re-advertised for a later date.)

Business & Economic Development Director Gaucher reported that the Town received two proposals – one from a partnership consisting of Treptow Development Company and St. Mawes, LLC and another from the Old Ox Brewing Company. He recommended a committee be formed to review the proposals and make a recommendation to the Council.

Mayor Davis noted that Mr. Gaucher recommended the following individuals serve on it: Vice Mayor Kirk, Councilmember Miller, Town Administrator Semmes, Planning Commission Chair Eric Combs and Health Center Advisory Board Member Howard Armfield, with Mr. Gaucher serving as the Ex Officio. The Council agreed with this recommendation.

(Councilmember Hazard arrived at the meeting at 7:59 p.m.)

The Council held some discussion regarding whether the amount of time allotted to individuals/entities to prepare and submit their responses was too short. They requested the staff solicit the Town Attorney's advice on the best way to handle this should they desire to extend the deadline by re-advertising for the submission of proposals. It was requested that the Business & Economic Development Director also ask those individuals who expressed an interest but did not submit a proposal, whether the thirty day deadline was too short. Mayor Davis asked that this information be available for Council discussion at the next meeting.

### **Annual Report** – Middleburg Arts Council

Mayor Davis congratulated Chair Cadenas on a job well done on Art in the Burg.

Debbie Cadenas, Chair of the Middleburg Arts Council, appeared before Council to present their annual report. She noted that the weather kept a few of the artists away from Art in the Burg; however, approximately twenty-five participated. Ms. Cadenas advised that those who did, not only wanted to return, but asked that it be held more than once a year and indicated that they would like to have a tent to themselves. She noted that despite the rainy weather, the street was packed with visitors and the artists made money. Ms. Cadenas suggested the need for more tents and encouraged the Town to purchase more. She noted that some of the artists would like to bring their own, which was allowed as long as they were nice. Ms. Cadenas advised that she and Punkin Lee were looking at possible dates for a fall event. She noted the need for additional help and expressed hope that the last position on the Arts Council could be filled by someone who had some administrative experience.

Chair Cadenas thanked the Council for expanding the membership of the Middleburg Arts Council and noted that they were able to get some good members. She advised that one of their new members was a sculptor and noted that they were working on a project to install a six foot bronze fox sculpture in the town.

Chair Cadenas reminded Council that last year, the Arts Council and the Garden Club joined forces to do the Foxes on the Fence fundraiser, which raised \$22,000. She reported that they planned to repeat the event again in March of 2019 and would combine it with a Hounds in the Hood fundraiser. Ms. Cadenas advised that the Garden Club had already donated \$5,000 toward the fox sculpture, which would cost \$25-30,000.

Councilmember Daly suggested the location be expanded and that some of the foxes and hounds be placed on fences on the east end of Town. Chair Cadenas advised that, based on the experience of other communities that did similar fundraisers, the amount of artwork should be limited. She noted that she was also limited in her capacity to run such an event. Ms. Cadenas reported that she and the Business & Economic Development Director were meeting with Darcy Justin, of the Garden Club, to begin organizing the event, including developing the bidders website. She expressed hope to work with her to market the fundraiser on the Artists in Middleburg website.

Chair Cadenas reminded Council of the art show that was held in February, which included approximately thirty-five artists. She reported that while there were a lot of people in attendance for the opening, there were not a lot of sales. Ms. Cadenas suggested this event not be repeated and recommended the Arts Council put their efforts into another Art in the Burg event as it would reach more people.

Mayor Davis thanked Ms. Cadenas for her hard work. She also thanked her for painting the concrete fox sculpture that was in the Town Office.

**COUNCIL APPROVALS**

**Annual Appropriations Ordinance**

*Councilmember Miller moved, seconded by Councilmember Daly, that Council adopt an Ordinance to Approve the Budget, Adopt Tax Rates and Make Appropriations for the Fiscal Year ending June 30, 2019.*

Vote: Yes – Councilmembers Daly, Hazard, Littleton, Miller and Snyder  
No – N/A  
Abstain: N/A  
Absent: Councilmembers Kirk and Leonard-Morgan  
(Mayor Davis only votes in the case of a tie)  
(by roll call vote)

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**Contract Award – Pump & Haul Services**

*Councilmember Snyder moved, seconded by Councilmember Daly, that Council award a sludge pump and haul services contract to Five Star Septic, Inc. in accordance with the Invitation To Bid dated April 25, 2018 and authorize the Town Administrator to execute the contract agreement for these services on behalf of the Town, subject to contract approval by the Town Attorney.*

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

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**Resolution Supporting 2018 Wellhead Protection Implementation Grant Application**

*Councilmember Snyder moved, seconded by Councilmember Miller, that Council adopt a Resolution Supporting the Town of Middleburg’s 2018 Wellhead Protection Implementation Grant Application for the development of a pilot program to formally abandon and close five private wells within Wellhead Protection Zones 1 and 2.*

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

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**Reports of Council/Committee Liaisons**

Councilmember Snyder reported that the Utility Committee was scheduled to meet on May 30<sup>th</sup>.

## **Council Discussion Items**

### **Envision Loudoun**

Councilmember Littleton thanked the members for attending the Envision Loudoun Open House held earlier in the evening. He opined that the County Planning staff understood that there were flaws with what was proposed and that some things could be better. Mr. Littleton noted the comparison provided by the staff of those items that were missing from the proposed plan, versus the current one, many of which were good from a policy standpoint and should be included. He suggested the members collect information and submit it as individual comments through the Envision Loudoun process. Mr. Littleton further suggested they also be submitted directly to the County Planning Commission. He noted the need for the comments to be specific and detailed, as opposed to simply saying “I don’t like it”. Mr. Littleton reminded Council of the need to offer alternatives for each comment submitted. He noted that the Town would have weeks – not months – to offer its comments and suggested the need to move quickly.

Town Planner Moore noted that he had some conversations with the County planning staff regarding the proposed plan and advised that most of the analysis came from them. He suggested the need to carefully check the references in it. Mr. Moore opined that it was important that any comments submitted come from the Council and noted that he would be happy to transmit them on their behalf. He suggested it would be good to have the members’ comments for the County by June 14th.

Councilmember Littleton opined that the County did not yet have the transportation assessment or the fiscal impact statement on the cost of the proposed plan. He reported that the stakeholders committee was scheduled to meet June 18<sup>th</sup>. Mr. Littleton opined that they would meet two more times to review County staff comments and input from the public and would then offer their blessing. He noted that the plan would then go to the County Planning Commission, which would begin their work in September. Mr. Littleton suggested the need to have the Council’s comments in prior to the June 18<sup>th</sup> meeting and recommended the members submit their comments to the Town Planner by the end of the first week of June.

(Councilmember Leonard-Morgan arrived at the meeting at 8:36 p.m.)

After some discussion, it was agreed that Councilmember Littleton and Town Planner Moore would meet next week to develop a plan for providing comments, including possibly assigning each member a chapter for review and comment. It was suggested that, in addition to the County Planning Commission, the comments also be sent to Chairman Randall and Supervisor Buffington.

### **Closed Session – Property Acquisition, Property Disposition & Salaries of Certain Town Employees**

*Councilmember Daly moved, seconded by Councilmember Leonard-Morgan, 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 Daly further moved, seconded by Councilmember Leonard-Morgan, that these matters be limited to (1) the acquisition of property within the town; (2) the disposition of the*

*Health Center building; and, (3) the compensation of certain Town employees. Councilmember Daly further moved, seconded by Councilmember Leonard-Morgan, that in addition to the Council the following individuals be present during the close session: Martha Mason Semmes, Will Moore, Jamie Gaucher, Rhonda North and Jeff Stodghill for the first part; Martha Mason Semmes, Jamie Gaucher and Will Moore for the second part; and, Martha Mason Semmes for the third part. Councilmember Daly further moved, seconded by Councilmember Leonard-Morgan, that the Council thereafter reconvene in open session for action as appropriate.*

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

No – N/A

Abstain: N/A

Absent: Vice Mayor Kirk

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

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

There being no further business, Mayor Davis declared the meeting adjourned at 10:05 p.m.

APPROVED:

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Betsy A. Davis, MAYOR

ATTEST:

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Rhonda S. North, MMC, Town Clerk

## Transcript of May 24<sup>th</sup>, 2018 Middleburg, VA Town Council

(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.)

**Betsy Davis:** Ok. Good evening. I will call the work session to order. And we will start with a roll call.

**Bridge Littleton:** Bridge Littleton.

**Phillip Miller:** Phillip Miller.

**Betsy Davis:** Betsy Davis.

**Mark Snyder:** Present. [inaudible] Mark.

**Kevin Daly:** Kevin Daly.

**Rhonda North:** Rhonda North.

**Martha Semmes:** Martha Semmes.

**Betsy Davis:** OK we will start this evening we have receipt of proposals of center building and Jamie I'll let you take over here.

**Jamie Gaucher:** Thank you very much. Good evening.. My pleasure to report to council we've received two proposals with regard to the RFP [inaudible]. The first one is a partnership between the [inaudible] company and the second one is a proposal from [inaudible] I think it would be inappropriate to formally put together our committee [inaudible] look at the [inaudible].

**Betsy Davis:** OK. And so I know in your memo here you have a proposed committee. Correct. This is right. We have Phillip the EDAC rep on council Darlene who's the ad hoc Property Committee Chair Health Center Advisory Board Howard Armfield who's on the Health Center Advisory Board. Martha Semmes Town Administrator Eric Combs Planning Commission chair and Jamie Gaucher. So is that agreeable and everybody is OK?

**Jamie Gaucher:** [inaudible].

**Betsy Davis:** Ok. So everybody's fine with that.

**Bridge Littleton:** I just have a question. I'm glad we've gotten two proposals. And I know the old ox guys have been looking at the health center and talking with the town for months. So they were you know really sort of in the had a lot of time to really think about how they would make a business out of it and stuff and I really appreciate Steve and Jim

coming forward a proposal. I'm just concerned that we made this RFP timeframe. And I know this is last minute but we only made it 30 days. And for somebody for a business to come up with you know a proposal to put on the table understand the use do the engineering try to understand what the cost would be. Validate the numbers line up financing and you know put it into an offer that they would be comfortable and a bank would be comfortable accepting. I'm just I'm worried that maybe there are other people out there who might have really good ideas or uses or dollar values but go 30 days I can't put that together in 30 days. And so my question is because I mean I from up from a reverse standpoint when I look at real estate stuff I mean it takes you months to put together an offer on a development. So my question is I think I haven't even seen both the offers but [inaudible] do we want to keep the RFP open while we do the evaluation? I mean I think we should move forward with the evaluation but because you've got good proposals. And if one or both of them we all go wow this is awesome let's do it. Okay great. We can close it. I don't know about state rules but I just.

**Betsy Davis:** Do we know if we had anyone maybe [multiple speakers].

**Bridge Littleton:** No way I can get this done in 30 days. I'd love to put something together but there's no way I get it done 30 days. [inaudible] Well that's yeah exactly it. I mean I mean I think we want to get it done. But I mean you know these kind of things you know people have 60 or 90 days that the RFP's out there that they can respond. For real estate stuff you know development projects. So that's my input.

**Mark Snyder:** But we have a deadline I think it would make sense if we granted an extension including to the two offers that we do have and give them a little time to further develop and fine tune their proposals. I don't have a problem with that. If we as long as we grant it to everybody because as I said I don't think there's any rush to do this.

**Betsy Davis:** So is council willing to Phillip sorry.

**Phillip Miller:** Are we able to do that?

**Martha Semmes:** I think we would want to check with our attorney because there what you did issue an RFP it was advertised and there was a deadline for the receipt of those proposals. Am I correct in that assumption? So I would assume that you would have to put a new one out or somehow I would want to make sure we did the right process if we were going to do that. But I would not say that you could automatically extend the deadline having passed.

**Jamie Gaucher:** [inaudible].

**Phillip Miller:** And has anybody reached out to you saying that that was insufficient timing?

**Mark Snyder:** So I do agree that we would need a formal notice the same way we notified the original bidders or non bidders and we should vet it with our town attorney to make sure that we're doing it properly. But I don't have a problem approaching our town attorney and exploring how to do it correctly.

**Jamie Gaucher:** My only concern [inaudible].

**Phillip Miller:** I actually I think it's worse than that because I think they then are at a disadvantage they don't have as much time to put together their proposal. And they should have time to make amendments or re-draft or whatever. [inaudible] Correct.

**Mark Snyder:** I agree. I really think it is wise of us to check with our town attorney to make sure that we're doing it properly.

**Betsy Davis:** So council's wishes are to check with the attorney. So if he says it's OK are we to go forward or what do you want to wait till the next meeting?

**Bridge Littleton:** My only point I mean that is one person's input and opinion. Right. But if everybody else is comfortable. I mean we have two good proposals good ideas on the table and if you know that's what it is what it is I do. I mean two people in town said they would be interested in doing it but you know they just said I can't do that. I can't get a bank to underwrite this an idea in 30 days. It's just not possible. And so I can't put a valid offer on the table that the town could accept. So I don't want to do it. So but again if everybody else is comfortable then I will stay silent. I really just started out.

**Phillip Miller:** My only issue with two people coming to you is that they didn't go through the proper channels to even make that issue known to the person running the RFP.

**Jamie Gaucher:** [inaudible] I had five people in total [inaudible].

**Kevin Daly:** [inaudible] One other concern if we extend it let's say another 30 days the same two people that said we didn't have enough time to comply in 30 days. They're only getting another 30 days to do it. You know if they weren't able to do it 30 days ago putting an extension of additional 30 days for them and returning these proposals back to the originators has been extended they have the option to polish it up a little bit more. I've heard that we've had three other people expressing interest. They didn't have enough interest to put in a proposal. The two that did have 30 days to complete it. I think I feel comfortable with accepting this and closing the proposal period. An additional 30 days again with the two people that came up to you they're not going to complete it in 30 days if the original proposal was due in 30 days.

**Bridge Littleton:** But you could make it 90 days.

**Mark Snyder:** [multiple speakers] Yeah that's why I asked if there was a rush because I don't think there is. I don't think this is something we need to get done right away so we should talk to the town attorney if we do open it up it should be for either 60 or 90 days whatever we're comfortable with.

**Bridge Littleton:** Let me throw this out maybe. Do you know those three people did they identify themselves? OK. Ask them why didn't you bid? Is it because you felt you didn't have enough time? And if you know all and come back and say yeah I just didn't find enough time then maybe we think about they all said well it just wasn't for me then maybe Kevin's points right let's just take the two we got and go forward with it. Because

like I said I bet the two people who asked me were probably two of the three who expressed you know. Yeah.

**Betsy Davis:** OK so we will check with our lawyer first to see the whatever. And then at our next meeting we will revisit this. Is that good? How are we?

**Jamie Gaucher:** [inaudible].

**Betsy Davis:** And we'll have the information from the council for legal council. So. Next we have the annual report Middleburg Arts Council. I saw Deb. [inaudible] came in here and congratulations on a wet but well done Art in the Burg.

**Deb:** [inaudible]. So I'm happy to say that despite the rain it couldn't have gone better we absolutely had the most amazing group of artists that showed up. And I guess they're used to this is no big deal for them because they are [inaudible]. We do have some cancellations from artists but Pumpkin and I interviewed the ones who do show up and they said absolutely. Not only will they come again they want to do it more than just once a year and they would like to have their tent to themselves or the option to have a tent for themselves. That's what we've done is kind of following the footsteps of my predecessor where 2 artists share a tent and they would each [inaudible]. And we did have two cancellations a week before the event just because of whatever and then we did have 5 cancellations within 24 hours due to the bad weather. And so I started to really freak because I personally done these shows in the rain I know what it's about. It is no fun. And usually there's no business. But you give your word you're going to be there and you go. So I had that in my being. So I was like hey [inaudible]. We're going to be on Main Street we've advertise this thing it's gonna happen and luckily I had some diehard artists that agreed with me and they gave me the word they're going to show up no matter what. So with that I said even if there's 10 it's gonna happen. And we had what 25? And everybody was making money that street was packed with people in the rain. I don't know whether it was because Salamander had overnight guests for the weekend. I don't know where they came from but they were everywhere [inaudible]. They all had [inaudible] and I got calls from the artist saying fabulous job. I want to come back. So I am just over the moon and so happy that it turned out that way because it had all the artists show up. I would not have had tents for them because I know [inaudible] luckily. I found 4 tents at Costco [inaudible] these things [inaudible]. So I might appeal to council that if we were to do this may I buy a few more tents just to have in the wings because we need them we can get fit up to 20 [inaudible] straight line and we give the artists options to bring their own tent. Nice. [inaudible] RV's tents they were quite fabulous and these are professional people who do this all the time and the variety. Oh the variety. There was jewelry. There was oils and acrylics and there was everything pottery. I couldn't believe it it was just this divine intervention where these people came on the street and there were so many people enjoying it so and they made money because really if the artists make some money they're not gonna come do this again. So I have a word with [inaudible] business cards and they all said we would love to come back. Middleburg loves art and I was so happy to see that and shopkeepers didn't seem upset which I was a little worried about [inaudible]. You know and I talked to [inaudible] anniversary so I want to make sure [inaudible] The music was great. People were there and the minute we closed up [inaudible]. So I'm just saying. So I would really really like pumpkin had picked a day for September 22nd. She seemed to look at the calendar and she's my go to girl and knows

what's happening when and ask the artist would you come back if we did something [inaudible]. It was so much paperwork so we're going to refine some of that and we're going to have the artist mail in a hard copy so we don't go through email where we get lost in translation. I'm still trying to find my feet with getting communication going because I'm by no means a good communicator on the computer and attaching files is just not my skill set is. I would love to fill my last seat with somebody who's good at that. I thank you for allowing me to [inaudible] people were we got Jennifer [inaudible] who did the most fabulous marketing including this what she's doing for a sculpture [inaudible] but Jennifer has played an asset over a decade. Very artistic and very helpful. So she was able to really create a brand for Art in the Burg that I think is going to stay here long after I'm gone [inaudible] here and she is a sculpture artist who works for [inaudible]. I have known her since she joined the gallery thing 3 or 4 years ago and so she's Jamie and I got a chance to meet her cause when Jamie came on board he brought some wonderful ideas that just I think would fill a whole sculpture would be wonderful. And so she's done bronze work and we have an incredible group of artists who have had their works commissioned through the gallery some have sold [inaudible] never did a sculpture before learned how to do it. Sold 5000 dollar bronze here and there. And so it's amazing how these artists are now coming to Middleburg to learn how to do sculpture learning from [inaudible] is amazing. So she's kind of made Middleburg her home on doing this and this sculpture that Jamie was talking about [inaudible] Foxes are what I'm thinking if we were to have a sculpture. [inaudible] so with that I'm also on the garden club as many of you may know [inaudible]. I brought an idea and asked the garden club to sponsor called Foxes on the fence which was hugely successful. It's done every other year and we are gearing to do this March 2019 so I brought Foxy with me to the Art in the Burg to see any interest for artist. And so we probably have a lot of artist interested in painting but this is a limited number of foxes [inaudible] and hounds in the hood so I'm working on that [inaudible] and it's just a great community project. So Jamie and I are going to meeting with Darcy Justin just with the Middleburg Garden Club tomorrow on common grounds because again we're gearing up to start handing these artists lineup and the businesses to sponsor this. I already had two businesses sponsored said I'm not even accepting checks right now. [inaudible] So I think it's going to be another it the church is very excited about putting this on the fence. And I'm telling you all this not because it's a garden club thing but it's always been an Art Council thing. Because I'm the one who brought it there [inaudible] have a strong imprint in this so luckily with Cindy Pearson she helped getting the trolley things out and our brochures were so popular we ran out of those people were taking them as momentum to coming to visit Middleburg. So I just [inaudible] had really stumbled onto something people love seeing all the art and it was almost like a little take [inaudible] from Middleburg. So we're probably have more of those brochures. And we're going to have you do [inaudible]. So okay this is going to be starting this summer and.

**Kevin Daly:** May I interrupt? We got more than just one fence and we got more than just one side of east and west. There are fences on the east side of the stoplight and we ought to utilize that. It sounds like this is going to be a lot of people want to get involved. We're going to have more foxes then we have fence if we only use one fence. We need to talk to some of the other the other end of town on the east side. See if that fence can be used.

**Deb:** Let me tell you about the model [inaudible] Massachusetts call sharks in the park they've been doing it for almost 40-50 years. [inaudible] and they used the same shark

every year they do this every single year. They make 30 thousand dollars. at this project but they limit it. They don't make a lot of it. And there's something [inaudible] Yes we can year because we didn't want to compete with the community center who's doing their auction [inaudible] they didn't do it this year. But it's so much work and I'm one person and I cannot do I think they have an entire committee because this is such a money maker [inaudible] that they have groups of people [inaudible] fit beautifully on the brochure. I wish I had brought my brochure with me because the way it folds. It's fabulous. It's almost like God inspired. [laughing]. This thing came out so perfect but I'm not ready to go big yet and [inaudible]. But that's the center of town. It went so beautifully garden club made twenty two thousand dollars and they weren't even trying and it just happened. And that's the first year so I'm really hopeful that they'll do that again this year especially if we introduce the hounds just to make it a little different [inaudible] They really want [inaudible] start working forward on that. But the reason I wanted to mention the garden club was because with some of that money I told him that I want the town to get monies for arts I want to make sure that so we brought some really great tables for [inaudible] to do arts and crafts so the Garden Club purchased those tables [inaudible] and they sponsored five thousand dollars towards this sculpture which we still need a lot more because [inaudible] twenty five thirty thousand dollars. And that's a very steep discount because just to get a table top runs you'd probably be looking at about eight to 10. And this is gonna be a 6 foot fox which sounds really big but if you saw it in real life the lifesize fox is like three feet. So this is a little bit bigger just to have a presence. So children can come and take pictures climb on it's back we want it to be big enough to see but not like you know Walt Disney World crazy because we are Middleburg we have to be assured it's perfect and understated elegance so it will be wonderful. But it's taking a while to get the money for this because A there's not a big awareness so that's where we are going to meet tomorrow with Darcy because the website that we use when we did foxes on the fence was bidding for good and they have the option of keeping that website going all year long and she's told me she's a marketing lady and she's speaking a language which I don't [inaudible] knows this stuff. She might be willing to allow us to put this concept on their Web site where people can we can reach the entire world through this [inaudible] create this little fox with smaller donations like this [inaudible]. And so that thousand or more [inaudible] for it and beautiful thing about this project that Jamie suggested we do is that at the [inaudible] interactive this [inaudible] created locally where people can come in and watch it happen. Students will create the fox their hands [inaudible] is going to be at the in gallery and they'll see this thing happen. And it could be a wonderful thing. She [inaudible] couple of months once we can raise this money so we're going to meet tomorrow to see about getting this project on the Web site for bidding for good because then they can handle collecting money and doing that sort of thing. Which is really nice. Right now we're setting to aim which is a nonprofit if you want to contribute to this put your donations to the art in Middleburg gallery and they handle [inaudible] OK. Last thing was art in the Burg. So I really like the way it turned out and we have in our show I don't know if you guys had a chance to see [inaudible] following in the footsteps of the chairman Peter would for five years they've always had an art show. Is it really that time [inaudible] it's just not much money to have people come in and out maybe it's because they spent everything they had in Christmas but we did have 35 artists come. The opening was just beyond words so many people were packed in that gallery great artwork but we didn't have any sales. We had most of the sales that opening night when everybody [inaudible] which is financially hard for [inaudible] because they have to pay the rent so at least you shouldn't have to worry

about you know staffing it because we have that covered. You know they didn't pay money to join. They just kind of worked the gallery and everybody was willing to do that. And so I'm not really sold on doing this show only because only one person sold a lot of [inaudible] so I don't know. And the galleries maybe next you have to give us a little something. I want to reach the most people with the art. [inaudible] Put all this energy into having something. I want everybody not just one or two and it was a lot of work a lot of paperwork. [inaudible]. So I'm thinking art in the Burg is where it's at. I really believe that. I'm so happy. I mean I was [inaudible] But it turned out better than I could have thought and I know [inaudible] more experience on my part. It could be sensational. So I think that's everything I have for you guys. Any questions?

**Betsy Davis:** Any questions? Well again we thank you. I apologize I was away. But I saw pictures lots of great pictures and people having a good time. [inaudible] So but we appreciate all that you do and also thank you for that wonderful painting of our fox that you redid for us. That's lovely. So thank you.

**Deb:** [inaudible]

**Rhonda North:** Yes Madam Mayor just to let Deb know someone tried to buy our fox from us today. [inaudible]

**Phillip Miller:** Deb how much did you say you made off fox's? [inaudible] and Chatham made 30? Roughly? [inaudible] 6000 people is their population plus the transient traffic being on the cape which is huge.

**Deb:** [inaudible]

**Phillip Miller:** Well it's a tremendous success and I thank you.

**Deb:** [inaudible].

**Betsy Davis:** Thank you. OK. We will move on to the council approvals we have appropriations ordinance FY 19 budget. So we have a motion this is council approve ordinance to approve the budget adopt tax rates and make appropriations for fiscal year ending June 30th 2019.

**Rhonda North:** And madam mayor just as a reminder it needs to be by roll call vote because it is the budget.

**Betsy Davis:** OK. Is there a motion?

**Phillip Miller:** I move the council adopt an ordinance to approve the budget adopt tax rates and make appropriations for the fiscal year ending June 30th 2019.

**Mark Snyder:** Second.

**Betsy Davis:** OK. Motion made and seconded. So I'm going to ask for a vote by call. You want me to call the names? Go ahead.

**Rhonda North:** Council member Littleton.

**Bridge Littleton:** Aye.

**Rhonda North:** Council member Hazard.

**Kevin Hazard:** Aye.

**Rhonda North:** Council member Miller.

**Phillip Miller:** Aye.

**Rhonda North:** Council member Snyder.

**Mark Snyder:** Aye.

**Rhonda North:** Council member Daly.

**Kevin Daly:** Aye.

**Betsy Davis:** Okay. Motion was approved. And we have the. What do we have the budget? General utility funds. Pardon me.

**Martha Semmes:** Pump and Haul services.

**Betsy Davis:** Never mind I'm not going forward enough. Yes award contract Pump and Haul services. So I know this is exciting. Okay. So does anyone have it open they can make the motion?

**Martha Semmes:** I have but I can't.

**Mark Snyder:** [inaudible]. I move that we award a sludge Pump and Haul services contract a five star septic ink in accordance with the invitation to bid. April 25 2018 and authorize the town administrator to execute the contract agreement for these services on behalf of the town subject to contract approval by the town attorney.

**Kevin Daly:** Second.

**Betsy Davis:** We don't have to do roll call right? Okay. All those in favor say aye.

**Everyone:** Aye.

**Betsy Davis:** Opposed. Abstention.

**Betsy Davis:** Resolutions supporting 2018 Wellhead Protection Implementation grant application.

**Mark Snyder:** [inaudible] It is loading slowly. I move we adopt a resolution supporting the town of Middleburg 2018 Wellhead Protection Implementation Grant Application for

the development of a pilot program to formally abandon and close five private wells within the Wellhead Protection zones 1 and 2.

**Phillip Miller:** Second.

**Betsy Davis:** Any more discussion on this? Okay all those in favor say aye.

**Everyone:** Aye.

**Betsy Davis:** Opposed. Abstention. Okay. Motion carries. Do we have any reports of town council committees?

**Mark Snyder:** I would like to remind council that the utility committee is meeting next week next Wednesday. Is that right Martha?

**Martha Semmes:** Yes.

**Mark Snyder:** Because we had a conflict at our regular scheduled meeting.

**Betsy Davis:** Okay anyone else? OK we will move we have council discussion items the comments Envision Loudoun. Bridge I'm going to. [laughing] I'm going to let you talk about this I know obviously we all went tonight to the meeting [inaudible] meeting and I think we got some good information. If you want to kind of give.

**Bridge Littleton:** Sure. You know I'd say thanks everybody for coming and participating. I think it was really good. We cornered Alania but you know she did a great job and was you know open I think about how she envisions the process to go which is good. I think they all agreed that there was some flaws and things could have been done better and that there at least at the staff level are willing to listen to us. I think you know the comparison we've done here or what you guys have done I should say on staff showing a lot of things that are missing out of what's currently been drafted versus what we used to have in there which were very important things from a policy standpoint to have in there. I think all these things we need to collect them together and put them in as individual comments through the Envision Loudoun process. And I would say even then also submit them directly to the county planning commission. I think Bets you probably took that away from that and so did I that whatever is going to be considered has to be specific has to be detailed has to we can't just say I don't like it. We have to offer the alternative and individually one by one every one of those comments get put in. So I think what you guys have here is the start of doing exactly that. And I think we have time. But when I say time I think we have weeks. Not months. You know so you know we definitely want to get moving on this very very very quickly. So that might be my input.

**Mark Snyder:** Bridge I would like to thank you for shepherding this. It's much appreciated.

**Betsy Davis:** Absolutely. He's been hurting the cats [laughing]. So Will are you do you want to take us through what your comments are on this or are we?

**Will Moore:** So most of this analysis [inaudible] So John and I had some back and forth [inaudible]. Hopefully the most helpful way [inaudible] Just hopeful that you individually might have a chance [inaudible] let us know. Based upon [inaudible] general guide [inaudible] important to comment. I would also suggest just carefully check these references to where they [inaudible] I think it's important that the comments submitted come from council. [inaudible] as far as transmitting directly [inaudible]. Maybe separately individually submitting your comments [inaudible]

**Betsy Davis:** So what's the timeframe as far as when do you need. It's pretty fast.

**Will Moore:** [inaudible]In terms of the timeline for this [inaudible] during the holiday weekend but [inaudible] .

**Bridge Littleton:** So from what I understand from what they said tonight and what's on their roadmap the stakeholder committee so they don't even have the transportation assessment back yet and there's one other thing they don't have [multiple speakers] fiscal impact. The cost of all this. So from what Alaina said and Charles said what they're going to get those back. The stakeholder committee is going to meet on the 18th of June and then again on the whatever mid June and then mid July so they are going to meet two more times to review staff comments. You know county staff comments and then input from the public and then they're going to correlate that and the stakeholder committee is going to make a final blessing of what they think it should be and then from there it goes to the Planning Commission. And I think the planning commission starts their work the beginning of September. So I think Will you know has a good point. We definitely want to try to have these in before the stakeholders meet the next time which I think Martha [inaudible] the 18th. You know so that where the county staff can have them and they can the stakeholders will have to see them and read them in their next meeting. So I think Will's idea of having everything in by and yeah end of the first week in June.

**Betsy Davis:** We should I mean shouldn't we be consolidating so we're not handing them eight different I mean it better to have it all as one concise thing that we're going to send them as opposed to.

**Bridge Littleton:** I think each comment that what you're supposed to do is submit each comment individually. So like let's say there's so there's eight chapters to the plan. There's you know what eight of us if we each took a chapter and you came up with ten recommendations and Kevin came up with seven and I came up with three. That would be twenty comments that individually get logged into the system. So I don't know how we would we want to divide and conquer or you know I don't know the but I do I think Will is right I think we want to have these in at least a couple of days before the stakeholders meet again. So that they have they don't have an excuse that we didn't give it to them in time. Would be be my input. Maybe that's what we do maybe we do break it up by chapter. And everybody take a look at each chapter. I mean there's really only three chapters that matter the most you know land use transportation and then [inaudible] some of them aren't you know Parks and Rec. Ok that's important but that's not what we're really driving at.

**Mark Snyder:** I really do [inaudible].

**Betsy Davis:** So the plan is we each to review give our information to Will.

**Will Moore:** I think there are two routes. One [inaudible] encourage you to send your comments even if they are the exact same comments send them to me. [inaudible]. Planning staff directly getting comments from town as a whole [inaudible].

**Betsy Davis:** OK.

**Bridge Littleton:** I think my question would be is how do we get it done? It's three weeks. How do we accomplish going through the 380 page plan to develop these comments. It's a workload issue. Would you guys recommend? Tell me what day you want to meet on Tuesday.

**Betsy Davis:** [multiple speakers]. All right. So thank you.

**Bridge Littleton:** Yeah we'll figure out a way to tackle this and you know maybe there are some sections we just give a give a review of real quickly but really dump into the really important ones and then we'll let you guys go back.

**Kevin Hazard:** I mean if you just want to take sections and divide them out I'll take whichever section you want to give to me.

**Betsy Davis:** All right so thank you.

**Bridge Littleton:** Will and I figure it out and then that will probably be some kind of plan of attack.

**Betsy Davis:** We'll wait for our orders.

**Kevin Hazard:** One other thing is it worth taking our comments I know it's going to Planning Commission but sending it to Buffington and Durandal to send it there first and then also send it back to the you know.

**Kevin Daly:** Absolutely inundate them with volume and several different locations and directions even if they hear it more than once. It'll probably stick better if they hear it more than once.

**Betsy Davis:** Ok thank you. Thank you. All right. Any other discussion items? Okay we will go to our closed session. If somebody would like to read that motion. [laughing]

**Kevin Daly:** I move that counsel go into closed session as allowed under the Virginia Freedom of Information Act. Section two point two-thirty seven eleven Alpha three and one. Pertaining to the discussion or consideration of the acquisition of real property for 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. I further move that these matters be limited to. One the acquisition of

property within the town. Two the disposition of the health center building. And 3 the composition compensation of certain town employees. I further move that in addition to the council the following individuals be present during the close session. Martha Mason Semmes. Will Moore. Jamie Gaucher. Rhonda North. And Jeff [inaudible] for the first part. Martha Mason Semmes Jamie Gaucher and Will Moore for the second part. And Martha Mason Semmes for the third part. I further move that the council thereafter reconvene in open session for action as appropriate.

**Betsy Davis:** Is there a second?

**Peter Leonard Morgan:** Second.

**Betsy Davis:** OK all those in favor say aye.

**Everyone:** Aye.

**Betsy Davis:** Opposed. Abstention. OK council. I ask that you certify to the best 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 were identified in the motion by which the closed meeting was convened were heard discuss for considering the closed meeting. I would like to remind you present that the closed session that any discussion that occurred within it should be treated as confidential.

**Everyone:** Yes.