

Town of Dumfries Council Meeting Packet



Derrick R. Wood, Mayor
Monaé S. Nickerson, Vice Mayor
Tyrone Brown, Councilmember
Shaun Peet, Councilmember
Selonia B. Miles, Councilmember
Cydny A. Neville, Councilmember
Brian K. Fields, Councilmember

Keith C. Rogers, Jr., Town Manager
Sharon E. Pandak, Town Attorney
Tangi R. Hill, Town Clerk

June 21, 2022



DUMFRIES, VIRGINIA

Virginia's Oldest Continuously Chartered Town
CHARTERED 1749 INCORPORATED 1961

John Wilmer Porter Municipal Building
17739 Main Street, Suite 200
Dumfries, Virginia 22026
Tel: 703-221-3400 / Fax: 703-221-3544
www.dumfriesva.gov

DUMFRIES TOWN COUNCIL MEETING TUESDAY, JUNE 21, 2022 AT 7:00 PM COUNCIL CHAMBERS

- I. Call to Order and Roll Call
- II. Moment of Prayer – Pastor Eugene C. McCown, Jr., Praise Center Church of God in Christ, Dumfries, Virginia
- III. Pledge of Allegiance
- IV. Adoption of Agenda
- V. Approval of Minutes
 - A. Dumfries Town Council Meeting Minutes of June 7, 2022 – Pages 1-2
- VI. Citizen Comment Period
- VII. Reports and Presentations
 - A. Town Manager's Report for the Month of June 2022 – Town Manager Rogers – Pages 3-4
- VIII. Introduction Item
 - A. Ordinance Authorizing Local Firearm Buyback Program (Public Hearing: July 5, 2022) – Vice Mayor Nickerson and Councilwoman Miles – Pages 5-7
- IX. Adjournment

**DUMFRIES TOWN COUNCIL
MEETING MINUTES
TUESDAY, JUNE 7, 2022**

MEETING HELD IN COUNCIL CHAMBERS

A video recording of this meeting is available on the Town's Website at www.dumfriesva.gov and YouTube Channel at <https://www.youtube.com/watch?v=IOkR-TLgLmc>

I. Call to Order and Roll Call

At 7:00 PM, Mayor Wood called the meeting to order. The following members were recorded as present: Brown, Peet, Miles, Neville, Nickerson, and Wood; Councilman Fields was absent due to work commitments.

II. Moment of Prayer & Pledge of Allegiance

A moment of silent prayer was followed by the Pledge of Allegiance.

III. Adoption of the Agenda

On a motion made by Councilwoman Neville, seconded by Councilman Peet, to adopt the agenda with the removal of Item V.D. Proclamation Declaring the First Friday in June as National Gun Violence Awareness Day with the adding of the following language, "every first Friday in the month of June", to Item V.C. Proclamation Declaring the First Friday in June as National Gun Violence Awareness Day Mayor's Against Illegal Guns Mayor and Council Comments after the Citizen Comment Period, as requested by Councilman Fields. Vote 6-0 (Yes: Brown, Miles, Neville, Nickerson, Peet, and Wood; No: N/A)

IV. Awards and Proclamation

The following proclamations were presented:

Proclamation Recognizing the Month of June as Lesbian, Gay, Bisexual, Transgender, Questioning, and More Pride Month

Proclamation to Commemorate Juneteenth

Proclamation Declaring the First Friday in June as National Gun Violence (Mayors Against Illegal Guns)

Proclamation Recognizing the Friends of Dumfries Slave Cemetery

V. Approval of the Minutes

On a motion made by Vice Mayor Nickerson seconded by Councilwoman Neville to approve the minutes of the May 17, 2022 Town of Dumfries Council meeting. Vote 6-0 (Yes: Brown, Miles, Nickerson, Neville, Peet, and Wood; No: N/A)

VI. Citizen Comment Period

VII. Mayor and Council Comments

During this time, the Vice Mayor and Council provided their comments.

VIII. Adjournment

Mayor Wood adjourned the meeting at 7:57 PM.



Town Manager's Report

June 16, 2022

Mayor Wood, Vice-Mayor Nickerson, Honorable Councilmembers,

My team and I, continue to persevere in the midst of the ongoing pandemic. Our focus since March 2020 has been on ensuring that the core functions of our government continue, despite the local emergency. I am pleased with the way we have been able to adapt and serve our residents. Please note the following updates by agency:

Administration

Goal	FY21 Target/Result	FY22 Target/Result	May FY22
ADMINISTRATION			
Submit Comprehensive Annual Financial Report by Statutory Deadline	YES/YES	YES/TBD	N/A
Receive GFOA Distinguished Budget Presentation Award	YES/YES	YES/TBD	YES
Achieve 98% Collection Rate for Real Estate Taxes	98%/98%	98%/TBD	TBD
Create and Establish Financial Policies Related to Unassigned Fund Balance, Rainy Day Fund, and Debt	Submitted and Adopted by Town Council by March 30, 2021/ No	Submitted and Adopted by Town Council by March 30, 2022/ TBD	N/A
Improve Average Customer Service Total Transaction Time	7 Minutes/ N/A	7 Minutes/TBD	6 Minutes
Improve Accounts Payable Processing Time	N/A	All payments will be Processed Within 21 Days / TBD	TBD
PLANNING & COMMUNITY DEVELOPMENT			
Achieve Average Zoning Application Review Time	14 DAYS/ TBD	14 DAYS/ TBD	2 Days
Achieve Average Land Use Application Review Time	N/A	14 DAYS/ TBD	N/A

Goal	FY21 Target/Result	FY22 Target/Result	May FY22
PUBLIC SAFETY			
Achieve Full Staffing Level (Authorized Strength -14 Sworn Personnel)	14/TBD	14/TBD	1 community event
Host Regular Community Educational Workshops	N/A	1 PER MONTH	TBD
Improve Average Response Time	N/A	TBD	18 calls for crimes against property
Reduce Property Crime Rate by 5%	N/A	TBD	28 calls for crimes against persons
Reduce Violent Crime Rate by 5%	N/A	TBD	
PUBLIC WORKS			
Achieve Average Permit Approval Time	N/A	14 DAYS/ TBD	19
Increase Inspections on Private BMPs	N/A	50% PRIVATE 100% PUBLIC	TBD

Respectfully submitted,



Keith C. Rogers, Jr.

AT A REGULAR MEETING OF THE DUMFRIES TOWN COUNCIL HELD IN COUNCIL CHAMBERS, 17739 MAIN STREET, SUITE 200, ON JULY 5, 2022: ON A MOTION DULY MADE BY _____, AND SECONDED BY _____, THE FOLLOWING RESOLUTION WAS ADOPTED BY THE FOLLOWING VOTE:

Tyrone A. Brown, ____;
Brian K. Fields, ____;
Selonia B. Miles, ____;
Cydny A. Neville, ____;
Monae S. Nickerson, ____;
Shaun R. Peet, ____;
Derrick R. Wood, ____;

SCHEDULE PUBLIC HEARING FOR ORDINANCE AUTHORIZING LOCAL FIREARM BUYBACK PROGRAM

WHEREAS, the Council desires to consider a proposed ordinance authorizing a local firearm buyback program to be administered by the Police Department and funded with non-Town funding; and

WHEREAS, pursuant to Va. Code § 15.2-915.5, the Council may authorize such a program by adoption of an ordinance; and

WHEREAS, pursuant to the requirements in the Town Code and all other applicable laws, the Town Council further desires to deliberate upon and review a proposed ordinance as set forth below and provide the public the opportunity to be heard on the matter.

NOW, THEREFORE, BE IT RESOLVED by Town Council that the Town Manager is authorized to advertise a public hearing to consider an ordinance authorizing a local firearm buyback program as set forth below:

Sec. ____ - ____.¹ Firearm Buyback Program

Sec. ____ - 1. Purpose. To authorize the Town's participation in a firearm buyback program with another individual or entity partnering with the Town, pursuant to Va. Code § 15.2-915.5, and in connection therewith to authorize the Town Manager, on behalf of the Town, to execute a contract between the Town and another individual or entity partnering with the Town for the purpose of authorizing a firearm buyback program in accordance with Va. Code § 15.2-915.5 to reduce gun violence by decreasing the number of available firearms in the Town of Dumfries.

Sec. ____ - 2. Consistent with Va. Code § 15.2-915.5, the Town is authorized to participate in a firearm buyback program with another individual or other entity partnering with the Town pursuant to a contract the execution of which Subsection

¹ Codification section numbers to be determined later.

4 of this ordinance authorizes.

Sec. ____-3. In accordance with Va. Code § 15.2-915.5(B), any firearm received pursuant to a firearm buyback program, except a firearm of the type defined in Va. Code § 18.2-288² or § 18.2-299³ or a firearm the transfer for which is prohibited by federal law, shall be destroyed by the Town unless the person surrendering the firearm requests in writing that the firearm be offered for sale by public auction or sealed bids to a person licensed as a dealer pursuant to 18 U.S.C. § 921 *et seq.* Notice of the date, time and place of any sale conducted pursuant to this subsection shall be given by advertisement in at least two newspapers published and having general circulation in the Commonwealth, at least one of which shall have general circulation in the Town. At least 30 days shall elapse between the publication of the notice and the auction or the date on which sealed bids will be opened. Any firearm remaining in possession of the Town or agent of the Town after attempts to sell at public auction or by sealed bids shall be disposed of in a manner the Town deems proper, which may include destruction of the firearm or, subject to registration requirements of federal law, sale of the firearm to a licensed dealer.

Sec. ____-4. The Town Manager, on behalf of the Town, is authorized to execute a contract between the Town and another individual or entity partnering with the Town for the purpose of a firearm buyback program which contract would fund the firearm buybacks with non-Town funding. The contract shall be approved as to form by the Town Attorney and shall be administered by the Police Department.

By Order of Council:

Derrick R. Wood, Mayor

ATTEST:

Town Clerk

² § 18.2-288 – Uniform Machine Gun Act - "Machine gun" applies to any weapon which shoots or is designed to shoot automatically more than one shot, without manual reloading, by a single function of the trigger.

³ § 18.2-299 – "Sawed-off Shotgun" and "Sawed-off Rifle" Act – "Sawed-off shotgun" means any weapon, loaded or unloaded, originally designed as a shoulder weapon, utilizing a self-contained cartridge from which a number of ball shot pellets or projectiles may be fired simultaneously from a smooth or rifled bore by a single function of the firing device and which has a barrel length of less than 18 inches for smooth bore weapons and 16 inches for rifled weapons. Weapons of less than .225 caliber shall not be included.

"Sawed-off rifle" means a rifle of any caliber, loaded or unloaded, which expels a projectile by action of an explosion of a combustible material and is designed as a shoulder weapon with a barrel or barrels length of less than 16 inches or which has been modified to an overall length of less than 26 inches.



AGENDA ITEM REQUEST FORM

Item Type

Award Proclamation Resolution/Ordinance Motion Discussion

Statement of Purpose

Ordinance Authorizing Local Firearm Buyback Program

Background/References

Per state code, a local ordinance is required to allow local police departments to host/participate in local firearm buyback programs.

Fiscal Impact

N/A

Suggested Motion

Motion to Approve

Requested Meeting Date

Introduction: June 21, 2022; Public Hearing July 5, 2022
Co-Patrons: Vice Mayor Nickerson; Councilwoman Miles

Attachments:

- *For awards and proclamations, please attach desired language*