

**AT A REGULAR MEETING OF THE DUMFRIES TOWN COUNCIL, HELD ON MAY 7, 2013,
AT 7:00 P.M., IN COUNCIL CHAMBERS, 17755 MAIN STREET, DUMFRIES, VIRGINIA:**

THERE WERE PRESENT: Mayor Gerald Foreman
Vice-Mayor Willie Toney
Charles Brewer
Kristin Forrester
Helen Reynolds
Gwen Washington
Derrick Wood
Daniel Taber, Town Manager
Christine Sanders, Town Attorney

THERE WERE ABSENT: None

IN RE: CALL TO ORDER AND ROLL CALL

Mayor Foreman called the meeting to order. Dawn Hobgood, Town Clerk, took roll call.

IN RE: MOMENT OF SILENT PRAYER AND REFLECTION AND PLEDGE OF ALLEGIANCE

There was a moment of silent prayer and reflection, then all in attendance recited the Pledge of Allegiance to the Flag of the United States.

IN RE: APPROVAL OF THE MINUTES

Mr. Brewer moved, seconded by Ms. Washington, to approve the minutes from the September 18, 2012 work session, September 29, 2012 boat tour, and October 9, 2012 meeting as presented. The motion carried and was approved by the following roll call vote: Mr. Brewer, yes; Mr. Foreman, yes; Ms. Forrester, yes; Ms. Reynolds, yes; Mr. Toney, yes; Ms. Washington, yes; Mr. Wood, yes.

IN RE: ADOPTION OF THE AGENDA

Mayor Foreman noted Council Member Comments was voted on and moved to after the Mayor's Comments.

Mr. Taber noted there was a need to go into closed session for consultation with counsel pertaining to probable litigation or legal matters requiring the provision of legal advice.

Mayor Foreman moved, seconded by Ms. Forrester, to adopt the agenda as amended. The motion carried by the following roll call vote: Mr. Brewer, yes; Mr. Foreman, yes; Ms. Forrester, yes; Ms. Reynolds, yes; Mr. Toney, yes; Ms. Washington, yes; Mr. Wood, yes.

IN RE: APPROVAL OF THE CONSENT AGENDA

Ms. Forrester moved, seconded by Ms. Washington, to adopt the Consent Agenda as presented. The motion carried and the following resolution was adopted by the following roll call vote: Mr. Brewer, yes; Mr. Foreman, yes; Ms. Forrester, yes; Ms. Reynolds, yes; Mr. Toney, yes; Ms. Washington, yes; Mr. Wood, yes.

**RESOLUTION PROCLAIMING SEPTEMBER 1 – 7, 2013
PAYROLL WEEK**

WHEREAS, the American Payroll Association and its more than 21,000 members have launched a nationwide public awareness campaign that pays tribute to the more than 156 million people who work in the United States and the payroll professionals who support the American system by paying wages, reporting worker earnings and withholding federal employment taxes; and

WHEREAS, payroll professionals in Dumfries, Virginia play a key role in maintaining the economic health of Dumfries, carrying out such diverse tasks as paying into the unemployment insurance system, providing information for child support enforcement, and carrying out tax withholding, reporting and depositing; and

WHEREAS, payroll departments collectively spend more than \$15 billion annually complying with myriad federal and state wage and tax laws; and Whereas payroll professionals play an increasingly important role ensuring the economic security of American families by helping to identify noncustodial parents and making sure they comply with their child support mandates; and

WHEREAS, payroll professionals have become increasingly proactive in educating both the business community and the public at large about the payroll tax withholding systems; and

WHEREAS, payroll professionals meet regularly with federal and state tax officials to discuss both improving compliance with government procedures and how compliance can be achieved at less cost to both government and businesses.

NOW THEREFORE BE IT RESOLVED that the Town Council acknowledges the week in which Labor Day falls, September 1 through 7, has been proclaimed as National Payroll Week, Council hereby gives additional support to the efforts of the people who work in Dumfries, Virginia and of the payroll profession by proclaiming the first full week of September Payroll Week for Dumfries, Virginia.

IN RE: CITIZEN COMMENT PERIOD

Jim Vinson gave his support to the Mayor and Mr. Taber.

Frank Zirkle thanked Cydney Neville for the fine event held over the weekend. He also thanked everyone for coming out to the BBQ Battle and eating his pulled pork and chicken tacos.

IN RE: MAYOR'S COMMENTS

Mayor Foreman made no comments.

IN RE: COUNCIL MEMBER COMMENTS

Ms. Washington wished everyone a Happy Mother's Day. She thanked all the citizens, volunteers and performers for coming out and supporting the Multicultural Festival.

Mr. Wood announced that May is National BBQ Month. He wished everyone a Happy Mother's Day. He sent a shout out to his son to let him know he was proud of him and to keep up the good work.

His son is the lead character in the play King Arthur at his school tonight. The festival was great. He will miss Charter Day next weekend.

Ms. Reynolds wished everyone a Happy Mother's Day. She thanked the volunteers at the Multicultural Festival.

Mr. Toney wished all the mothers a Happy Mother's Day. He noted the festival was great and all had a good time.

IN RE: PRESENTATIONS

A. RESOLUTION RECOGNIZING THE SERVICE OF JAMES VINSON ON THE PLANNING COMMISSION

Mayor Foreman presented a resolution commending the service of James Vinson as a Planning Commission Member.

Mr. Vinson thanked the Council and the Mayor for the recognition. I am proud to serve the Town. I am committed to all citizens of the Town, good government, good service, and would like to serve the Town again.

The resolution was adopted on April 2, 2013.

B. RECOGNIZING THE PANTHER COMPANY JUNIOR NAVY RESERVE OFFICER TRAINING CORPS, POTOMAC HIGH SCHOOL, FOR THEIR PARTICIPATION IN THE QUANTICO CREEK CLEANUP

Mayor Foreman read the following.

“Commander Bremus and Master Chief Petty Officer George,

It is with great pride and a heartfelt “Thank You” that I’d like to recognize the young men from Panther Company Junior Navy Reserve Officer Training Corps, Potomac High School for their participation in the Town of Dumfries, Quantico Creek Cleanup that was held April 6th, 2013.

Their dedication to community service cannot be understated. These young men demonstrated small unit leadership that is the epitome of naval expeditionary forces worldwide. They functioned as small unit elements and by participating in the extra-curricular activities with cleanup of our waterways, properly identifying the Town’s stormwater management facilities, and lastly by ensuring that the Town’s Public Works Department personnel had the appropriate assistance in executing the planned operations.

Panther Company continues to set the example of teamwork that exemplifies U.S. Naval cadets and is in keeping with the unofficial U.S. Navy motto of “Not self but Country”. Each participant strived for excellence and kept a constant look out for each other’s well being.

Thank you for your efforts:

Clay Cornwell, Rahul Gupta, Liam Killeen, Taylor Kirk, George Torres, and Jairus Truss.

Semper Fidelis

IN RE: BOARDS & COMMISSIONS
A. ARCHITECTURAL REVIEW BOARD (ARB)

Jennifer Stringfellow reported the following items.

- Meeting was held on April 9, there were no certificate of appropriateness applications to review, so a brief working meeting was held.
- This was an opportunity to meet Laura O'Dell and provide information on what the ARB has been working on.
- Discussed working on applying to the Virginia Department of Historic Resources to gain Certified Local Government status, which will open up opportunities for grants for the ARB and the Historic District. The application would come before Council for approval prior to submittal.
- Discussed the Historic District Guidelines and are looking forward to the joint meeting with Council to discuss them further.

Mayor Foreman asked if it was possible to schedule the joint meeting at 6:00 p.m. prior to the Council's work session.

Ms. Stringfellow did not have a problem with that; however, she was not sure if the other ARB Members would be available.

Mr. Taber would check into the matter and get back to Council.

B. BOARD OF ZONING APPEALS (BZA)

There was no report.

C. HISTORIC DUMFRIES

Ron Barron reported the following items.

- Charter Day will be held on May 11.
- May 4, helped with the Prince William County Community Expo – Weems-Botts will be included in the Historical Passport.
- May 18 is Children's Day at the Museum. The theme is "How to Keep a Journal for Generations to Come."
- Weems-Botts will be featured on My Ghost Story Saturday at 9:00 p.m. on the biography channel.
- The Annual Membership Meeting will be held June 13.
- Colonial Camp will be held July 15 through the 19.
- There are 23 events listed under the Calendar of Events on the website.

D. PLANNING COMMISSION (PC)

There was no report.

IN RE: COUNCIL REPORTS
A. GINN PARK COMMITTEE

Mr. Toney gave the following report.

- Meeting was held April 30 at 5:00 p.m.
- All who attended the Ginn Park Grand Opening had a good time.
- A letter received from a Homeowners' Association (HOA) was discussed. It was noted that the points of the letter were valid; however, the park is not built out and many of the things in the letter will come to fruition.
- The Committee discussed the transition to the Parks and Recreation Commission. Council agreed the Parks and Recreation Commission would exist for a year. The Commission would consist of a Council Member, who would serve as the Chair, have a staff member, and five citizens. It was the consensus of the Committee to ask Council to allow the Committee to receive and review the applications to screen them and make recommendations to Council for the appointments.
- The Committee discussed the location of the Mayor Yohey Memorial. Mr. O'Kelly-Russell and Ms. West will be getting together to finalize the design.
- Phase III, which composes of the pavilion, additional playground equipment, and other build outs, is further down the line once Phase II is completed.
- Next meeting is scheduled for May 28 at 5:00 p.m.

Mayor Foreman asked what type of fencing was to be installed at the Park, specifically against the residential housing.

Mr. Toney mentioned fencing was discussed in September or October of last year. The discussion was that there would be a chain-link fence surrounding three quarters of the Park. Meaning all of the property that abuts the townhouses would be chain-link and the front would have a different look so it did not look like a compound. The objective was to have an eight-foot high chain-link fence along all of the areas adjacent to homeowners to separate the Park from the homes. There was also discussion about a buffer area between.

Mayor Foreman asked if there was going to be anything planted along the swing set and bbq area as a buffer.

Mr. Toney explained that was discussed.

Mr. Tkac, Public Works Director, noted a brief discussion was had about that. There was also discussion about the options of putting in weaving so the people in the picnic area are not visible to the folks in the townhouses, as well as Leyland Cypress trees to act as a buffer. The Committee has not committed to anything, is still being discussed, and is aware there is a need.

Mr. Toney indicated the objective is to have the park safe and visible from wherever you might be.

Mayor Foreman met with the Williamstown HOA and talked. They understand and support the Park. He did not want to put words in their mouths; however, one of their concerns was not along the football field, because there is separation and a buffer, but along the swings and where the new bbq is, people can see right into the townhouses. It was asked if privacy fencing or vegetation was ever mentioned and the reason he asked. He asked if that could be looked at along the left hand side. The other thing mentioned was being able to sit on the Ginn Park Committee or the Parks and Recreation Commission. He asked them to submit a letter to the Committee.

Mr. Toney explained this is an ongoing process and he wanted the citizens to know that the Committee is very receptive to citizens' comments, whether pro or con. He thought there should be members from the HOA's and young folks involved and be a part of the planning process.

B. EVENTS COMMITTEE

Ms. Washington gave the following report.

- Meetings were held on April 17 and May 1.
- Discussions were held finalizing the Multicultural Festival, which was held this past weekend.
- A new edition to the festival was the LOVE sign and today was the last day to take your picture with it.
- The Committee voted to compensate the teachers who volunteered from Dumfries Elementary School to do the face painting.
- The deadline to apply was extended in order to get more participation.

Mr. Brewer understood a multicultural festival utilizes multi-cultures. He did not see any Spanish, Japanese, Philippine, or Italian vendors. A few people expressed their disappointment to him.

Ms. Washington noted the Committee tried its best to get all of the cultures represented. She mentioned phone calls were made and letters were sent.

Mr. Wood thanked the Public Works Department and Mr. Lowry.

Mr. Toney pointed out there was a Hispanic band and Asian group scheduled to perform that did not show. He suggested changing the name to Dumfries Diverse Community.

Mayor Foreman thanked the volunteers and staff. He asked that once the agendas come out for the meetings that they be sent to Town Council prior to the meeting.

C. NORTHERN VIRGINIA REGIONAL COMMISSION (NVRC)

Mayor Foreman noted the meeting was for the Executive Committee, which he is not part of; however, he stayed and got to listen. The Northern Virginia Transportation Board met and talked about the House Bill 2313 and the different transportation funding. It has not been worked out as to how the funding will be for the County, Cities, and Towns.

D. NORTHERN VIRGINIA CIGARETTE TAX BOARD (NVCTB)

There was no report.

IN RE: STAFF COMMENTS

A. DIRECTOR OF COMMUNITY SERVICES – CYDNY NEVILLE

Mr. Taber noted Ms. Neville was not in attendance; however, he was available to answer any questions Council may have.

Mayor Foreman requested, prior to the budget meetings, the expenses for the events for FY13.

Mr. Taber was going to get with the Treasurer to get the figures and provide them as soon as he can.

Mayor Foreman requested that when there are elected officials attending any of the Town's events that Council be notified. He mentioned Supervisor Maureen Caddigan attended the Senior Luncheon.

Mr. Taber did not know the specific circumstances. A standard invitation is offered to the School Board representative and the Prince William County Board of Supervisor member for the area and does not always know ahead of time whether they will be attending; however, whenever that occurs he will make sure Council is notified.

Mayor Foreman asked about the mentoring program.

Mr. Taber noted the program runs hand in hand with the Dumfries Cares program. He mentioned it seeks out volunteers in helping out the youth in elementary and middle school. He did not have the number of participants available for Council. It is an opportunity to build strong relationships with the youth and be able to feel comfortable interacting with adults, especially those responsible for positions of authority.

Mayor Foreman asked if the program has been partnered with business leaders or military leaders.

Mr. Taber was not aware if staff had and would talk to staff about it.

Mayor Foreman explained the next four questions relate to the 2020 Vision Statement. He asked what the in the park program was?

Mr. Taber was unable to address the program. He would get back to Council with more details.

Mayor Foreman noted it mentions a summer youth program and a targeted summer internship program that offers work experience and vocational training. Council discussed recently an internship program and an employment program. He noted these are two different programs.

Mr. Taber indicated that at the next work session there would be a template analysis of the two programs. Council will make a decision on which program the Town will go forward with this year.

Mayor Foreman asked if the Town has partnered with the community to offer college scholarships.

Mr. Taber was not aware of that being done.

Mayor Foreman asked if the Town has partnerships with businesses to offer business member benefits. Meaning Dumfries residents receive benefits from area businesses.

Mr. Taber indicated that would be an excellent topic for the upcoming Dumfries Business Association (DBA) meeting.

Mr. Brewer asked that Council be provided the number of participants in the mentoring program.

B. DIRECTOR OF PLANNING/ZONING ADMINISTRATOR – LAURA O'DELL

Ms. O'Dell gave the following report.

- Spent time touring the Town with the Town Manager and Public Works Department looking at zoning violations.
- Worked with the Town Attorney on the Roadside Food Vendor Ordinance and met with the Prince William Health District.
- Met with the developer who will be building on three lots at the end Orange Street.
- Met with three different groups who want to open preschool/day care facilities. These would be located on Cameron Street, Possum Point Road, and Fraley Boulevard. They are all working through the conditional use permit process.
- Met with Darren Coffey, consultant contracted to rewrite the Comprehensive Plan, to determine what would make it better.
- Worked with the Planning Commission updating the zoning amendments to the B-1, B-2, and FB/O-1 districts that will be before Council at the May 21 work session.
- A joint meeting with the Architectural Review Board is scheduled for May 21 to review the Historic District Guidelines.

Ms. Reynolds asked what the three lots were going to be.

Ms. O'Dell noted homes were being built on the lots.

Mayor Foreman asked if the Orange Street development had sidewalks in the plans.

Ms. O'Dell was not aware of any sidewalks.

Mayor Foreman asked if there should be sidewalks in the plan. He explained that at some point Dumfries would have sidewalks all over the place. The Town requires developers place lights at the entrance of streets.

Ms. O'Dell noted she would work with Mr. Tkac. She handled the zoning aspect of the development.

Mayor Foreman asked why there was a \$19,500 traffic impact analysis associated with the request for the school at Dumfries United Methodist. There is a maximum of 20 cars, which is far less than services on Sunday, the daily traffic going to the elementary school, the buses that arrive at the Weems-Botts Museum, and events hosted at Merchants Park.

Ms. O'Dell explained it is because they plan to have 60 children dropped off and picked up that will add a substantial amount of traffic to the area on top of the school that is already in the residential district and the reason a traffic impact analysis is required.

Mayor Foreman asked if a growth plan was showed and whether there was going to be 60 in the first year.

Ms. O'Dell stated that is the number provided to staff.

Mayor Foreman asked if there was code or an ordinance being given as to the reason it is required. He was not trying to be difficult and was just trying to get the answers to questions he was being asked.

Mr. Tkac explained the church is in a residential community. A number of homes have been using those roadways that are less than standard for many years. The width of those roads are 15 to 20 foot maximum and the minimum requirement is 22. The Town has the responsibility to require a traffic impact analysis for such a significant amount of traffic entering into a roadway that is residential in nature.

Mayor Foreman asked again what reference is being given that requires a traffic impact analysis.

The discussion was going to be continued later between Mr. Tkac and Mayor Foreman.

Mayor Foreman asked that the yard sale ordinance be posted to the website so that everybody can find it. He mentioned that during the Multicultural Festival, while staff was at Town Hall, there were two yard sales. One right on Main Street. He could not quote what was in the ordinance; however, based on discussions with the Chief, Town Manager, and Council there would be none on Main Street, Graham Park Road, and Fraley Boulevard. He pointed out the building next door, the white empty house, about every six months Council complains, usually around grass cutting season that the grass needs to be mowed; however, last time Mr. Toney mentioned trash was stacked against the garage that is still there.

Ms. O'Dell noted it was on her list.

Mayor Foreman pointed out the church just over the bridge at 17382 Main Street redid the building to the right hand side when you enter the parking lot. The building sits right next to Quantico Creek. All the roofing that was removed was put down the side facing Quantico Creek, which is now rolling down the hill into the creek. The house at 17884 and 17882 Main Street have vehicles parked on the lawn. Last year gravel was put down and it was deemed as an extension of the driveway; however, there is no gravel there now. The grass is also high on the neighbor's fence.

Ms. O'Dell noted she would look into the complaints.

Mayor Foreman noted ice cream trucks are not licensed to do business in the Town. He asked if staff could get ahold of Safety Zone Ice Cream and let them know they need a business license to operate in the Town.

Ms. O'Dell asked if the truck was travelling on the street or stopping at a particular location.

Mayor Foreman indicated the truck is stopping anytime a kid raises his hand for ice cream in all of the neighborhoods. He provided his business license for PWC. In Port-O-Dumfries, there is a fence on Monroe Court with graffiti on the back that faces Williamstown. Several years ago, a notice was sent to Williamstown to clean up the graffiti. The response was the fence is not on their property. A visit needs to be made to Port-O-Dumfries to ask them to clean up the graffiti.

Ms. O'Dell was not sure what authority the Town would have over requiring it be removed or covered up and would look into the matter.

Mayor Foreman suggested using blithe or something. He pointed out that there is a Town Attorney, paralegal, and Police Chief.

Mr. Brewer mentioned the previous Council in 2003/2004 made a commitment to and an ordinance was drafted requiring that all business and residential development put sidewalks and curb and gutter in as part of the construction.

Ms. Washington pointed out that on the high end of Duke Street there is a lot of trash and debris. It appears there is a business operating that is bringing in trees and making mulch. The trees are dropping debris on the road as they come in.

Mr. Wood asked for clarification on not having an ordinance that allows ice cream trucks to operate in the Town.

Mayor Foreman stated that was correct.

Ms. O'Dell explained zoning regulates private land and ice cream trucks travel on public streets so there is nothing in the zoning ordinance regulating ice cream trucks because of the nature of the business. The Town can require a business license.

C. DIRECTOR OF PUBLIC WORKS – GREG TKAC

Mr. Tkac gave the following report.

- He announced the retirement of Donald Howard who has been with the Town for nine years.

Ms. Washington thanked the Public Works Department for the timely response in taking care of a situation where a tree was hanging over an individual's home.

Mayor Foreman asked that the Tripoli Heights Project timeline be placed back in the monthly report. He asked if the lights in the Town have a battery backup.

Mr. Tkac could not answer the question since the Town does not own the lights. They have a backup but he is not certain how it works.

Mayor Foreman pointed out that a study was done in 2004 and Route 1 was at 95 percent capacity. He asked if there has been a more recent study done and what capacity Route 1 was at now.

Mr. Tkac explained traffic counts are taken on a regular basis. He was not sure when they were done last and would look into the matter.

Mayor Foreman noted that with the recent passage of the east/west bypass it would directly affect Dumfries. The bypass ends at Route 234 and Route 1. A report should be prepared to be postured to leverage this project for future funding of Route 1. This is the third project dumping into Dumfries and Route 1 still has not been widened. He knows where the Town is on the current phase and funding; however, that is not enough. The Town needs to start thinking about what the next phase is and how much money is needed. He did not want to, at any level, let the pressure off in any way on Prince William County (PWC), the elected officials, and the Virginia Department of Transportation (VDOT) to start talking about what the next phase is. The Town is not part of the Northern Virginia Transportation plans. The only way the Town is going to move forward with Route 1 is to be prepared for the next phase. What is it, how long is it going to take, and how much money is it going to take. This will allow the Town to start talking to the elected officials. The project was turned over to PWC to administer and was to give staff a monthly update. When is PWC scheduled to give the Council a quarterly briefing?

Mr. Taber indicated staff is arranging a meeting with them.

Mayor Foreman asked whether a ribbon cutting ceremony or commencement was needed since the Town, the elected officials, and VDOT knows the first phase of the Route 1 widening is in place.

Mr. Tkac thought that was great; however, typically the ribbon cutting ceremony is held at the beginning of construction and not at the design phase.

Mayor Foreman just asked that it be kept in mind when it gets to that time. He mentioned a letter was provided to Council from a homeowner that generated some questions about Piccard Homes. He asked what was being done about the light on the cul-de-sac and the sidewalks.

Mr. Tkac has had several conversations with Piccard Homes and recently provided them with a list of items required by the Town, are bonded, and need to be done before their final bond could be released. He did not recollect exactly what was in the letter. Sidewalks along Possum Point Road, which are bonded, are supposed to be constructed as part of the project. The Town has received several letters from Piccard Homes requesting the bond be released, which has come before Council with the recommendation not to. He has not discussed the matter with the Town Attorney yet as to what other options are available in order to get those items completed.

Mayor Foreman asked what could be done for the homeowners who are mowing the common areas. The homeowners' are mowing the common areas, there are trees that are dying in the common areas that they would like replaced, holes on the property that need to be fixed, and no streetlights. He asked again if there was anything, the Town could do to bring Piccard Homes to the table. There are 10 homes on two cul-de-sacs that are not being taken care of.

Mr. Tkac needs to follow-up on this item and intends to talk to the Town Attorney. Those subdivisions were approved quite some time ago and there was no HOA set up. He noted the common area is still owned by the developer and he is trying to turn the common area over to the Town, which he could not recommend taking on unless there is some kind of compensation.

Mayor Foreman stated there are ordinances that require you to cut your grass, for dead trees and vegetation. Over a year ago, he was asked about putting a stripe down the centerline in Prince William Estates on Curtis Drive. It was brought up numerous times and it still has not been done. He knows it is not required.

Mr. Taber asked Mr. Tkac what the cost was.

Mr. Tkac did not recall right off hand but it was a considerable amount.

Mayor Foreman asked that the cost be presented to Council for the Council to decide. He has spent some time in South Cove, Port-O-Dumfries, and Williamstown. The curbs on the public streets need to be painted. The yellow curbs were not properly done. The handicap curbs are not painted and the paint does not go all the way down the curb. He asked that the timeline be presented to Council or put on the website showing what section is being done and when so the HOA's know. The bus stop on Triangle Plaza needs no parking signs in Williamstown. From the 2020 Vision Statement, he wanted to know what the Town was doing to place utilities underground.

Mr. Tkac mentioned that staff is talking about putting something in place that would require any new development place utility lines underground. For the Town to do it along Main Street and Route 1 it would be cost prohibitive. There is no mention of placing utility lines underground in the Capital Improvement Plan (CIP) or Comprehensive Plan (CP).

Mayor Foreman asked if the only recycling program the Town has is with the trash company.

Mr. Tkac agreed.

Ms. Reynolds mentioned she lives in a home in the development that was built by Piccard Homes. She was talking with the neighbor who mows the common area who stated he has been sending bills for over a year and has not been paid.

Mr. Tkac appreciated being told that because he was told the developer was doing the mowing.

Ms. Reynolds mentioned that another neighbor came over and cut all the vegetation out and cleaned the detention pond. No one has heard from Piccard Homes in over a year.

Mr. Tkac stressed that he needs to know these things because he was led to believe otherwise.

Mr. Wood asked what happened to the Main Street Project that included undergrounding utilities.

Mr. Tkac mentioned there was a Main Street Project that was introduced to Council between 2008 and 2010 that included placing utility lines underground as a main component. That project was discussed numerous times and it was determined it would be much more efficient to require new development place utility lines underground since Main Street is developed and not take on the debt when there are so many other needs. He mentioned again that the CIP and CP, which both the Council and the Planning Commission have reviewed, do not include placing utility lines underground.

Ms. Washington mentioned the undergrounding project has been going on since the early 70's because that was when she built. She asked what was going on with the flashing signs for the crossing at Dumfries Elementary School.

Mr. Tkac took note of the request.

Mr. Brewer was here when the discussions about the Main Street Project and Tripoli Boulevard improvements were had. He understood money was borrowed for both projects. He asked what the status was for both.

Mr. Tkac noted money was borrowed for Main Street improvements and the Town's portion of the revenue sharing portion of the Tripoli Boulevard improvements. Currently a portion of the money is being used to pay for right-of-way for Tripoli Boulevard and a portion is being used for Main Street improvements, which includes the intersection project.

Mr. Brewer asked what intersection.

Mr. Tkac noted the intersection of Route 1 and Graham Park Road

Mr. Brewer asked if that was part of the original Main Street Project.

Mr. Tkac indicated it was. He explained the project was very broad. It was improvements to Main Street, which included undergrounding utilities. A consultant came in and spoke to Council explaining the extraordinary high expense it would cost the Town to underground all utility lines along Main Street. He has not received direction from Council to proceed with such a project.

Mr. Wood asked about the progress on the Welcome signs. If the designs have been done, he asked they be brought to Council.

Mr. Tkac noted the signs have been ordered and would be very similar to the design of the ones at Ginn Memorial Park.

Mayor Foreman asked Mr. Tkac to look into the lights so that he could respond to the homeowner about the Town's policies and procedures.

D. CHIEF OF POLICE – ROBERT FORKER

Chief Forker gave the following report.

- Officer Brian Fields was still safe in Fort Worth, Texas and had not gone overseas yet.
- Recruit Jean Lopez will be graduating from the Academy this Thursday at Mary Washington University.

Ms. Washington thanked Chief Forker for placing a presence on Fairfax Street during rush hour and for assistance on Cameron Street in the morning before school starts.

Mr. Brewer was concerned with the activity occurring at Ginn Memorial Park after dusk and asked, although it may already be being done, that a concerted effort be made to patrol the Park. There was also evidence that there was illicit activity occurring between the fence and the Port-a-John. He thought the Committee needed to look at fencing the Park off in order to close it at dusk.

Chief Forker noted Officers observed about a half dozen individuals in the Park after dusk and asked the individuals to leave, which they did, and a drinking in public arrest was made too. They are also aware of the activity near the Port-a-John.

Mayor Foreman asked when the Police Department would be at the approved strength.

Chief Forker explained that would be based on the budget. The Police Department is going to be up to 10 mid-June. Officer Moody is on sick leave and Officer Fields is deployed on active duty. The search for the final position that needs to be filled is ongoing.

Mayor Foreman asked if parking along Williamstown Drive and Grace Church, which states no commercial parking, is enforced.

Chief Forker noted that back in October an Officer went out and wrote some tickets. The Police Department got many complaints about that and went out to look at the signs. The signs are very confusing and not well marked. Public Works was contacted in October to see if they could look at the signs in order to assist the Police Department in being able to do some enforcement.

Mayor Foreman asked the Town Manager to look into the matter. He rode by on his bike and all the signs say are no commercial vehicles. He asked if individuals in front of bus stops and mailboxes are ticketed.

Chief Forker noted this issue came to the Police Departments attention in October about the yellow curbs. The Police Department cannot enforce yellow curbs. There is nothing in Town code. There is no violation. It is not against the law to park against a yellow curb. What does a yellow curb mean? Loading

and unloading. Fire Lane. Public Works was contacted in October about the need to get some signage up to allow the Police Department to enforce no parking.

Mr. Taber noted no parking can be enforced within x number of feet of an intersection.

Chief Forker noted it is 15 feet.

Mr. Tkac noted the plan is to eradicate the existing stripping on Williamstown Drive between Old Triangle and Route 1 and install a designated parking lane. The road is wide and at the end, you have two travel lanes that are marked with white hash marks that make absolutely no sense because you cannot make a left onto Route 1 at that location. He mentioned there was some discussion with the church about them eradicating and putting stripping in along Williamstown Drive in order to alleviate some of their parking issues. Work is planned for after July 1 and looking at the possibility of the church assisting.

Mayor Foreman asked if the Police Department was working with Williamstown for National Night Out.

Chief Forker indicated the event is going to be held on the recognized date and letters will be sent out to the HOA's inviting them to join.

Mr. Brewer works in the Dumfries Professional Building at the corner of Williamstown Drive and Fraley Boulevard and on Wednesday mornings, the parking lot has no less than 20 cars taking up spaces from the business owners and employees. They are also parked along Williamstown Drive. He asked if any tickets were being written for not having a Dumfries vehicle license decal.

Chief Forker noted the Officers are; however, if the vehicle comes back as registered out of the Town it is very difficult. The reason is the Town will not sell you a decal unless you have a registered vehicle with a Dumfries address.

Mr. Brewer questioned whether the Police Department was working with Public Works on the signage along Williamstown Drive.

Chief Forker agreed.

Mr. Brewer asked if there was a timeframe that the signs would be installed.

Mr. Tkac did not have one; however, it is being worked on.

Mr. Taber stated it would probably be after July 1. Right now, they are working on the mail issues.

Mr. Tkac indicated the signs should be going up soon along Old Triangle Road.

Mr. Wood spoke about an individual having a current lease, her vehicle is registered in her mother's name, and the Town would not sell her a decal. He mentioned she even brought her lease in and was still unable to get a decal.

Mr. Taber noted the matter would be looked into. If it is strictly a policy decision and there is no ordinance that restricts that position, he will review the policy and make changes appropriately.

Chief Forker wanted everyone to know that the Police Department is hearing the issues with the parking. He stated that in 2009, the Police Department wrote 33 parking tickets and in 2012, there were 669 parking tickets written.

E. TOWN ATTORNEY – CHRISTINE SANDERS

Ms. Sanders reported the following items.

- An increase in appeals with traffic prosecutions that require bond motions and come up quickly requires more of her time in court.
- Half of the properties for the Tripoli Heights Drainage Improvement Project have been closed. She hoped to have the rest closed within six weeks. Since condemnation papers were filed, four property owners have come to an agreement and there are only two outstanding. The other hold up is some of the properties need lien releases in order to obtain the right-of-way.
- The only other item she has will be discussed in closed session regarding litigation against the Town.

Ms. Forrester mentioned there were some concerns expressed to her from some of the property owners who were very agreeable, very quickly. Now, because the project has taken so long since it started, some of the quotes received for restoration work were only good for 6 months and have expired. She asked if those property owners had any recourse if the expense is higher.

Ms. Sanders thought the Town was generous in a lot of its discussions and negotiations in terms of rounding up to come to an agreement with some folks. She was not involved in the negotiations directly and was hopeful that no one was going to feel out of pocket on the matter.

Mayor Foreman asked what the status was on the contract with Comcast.

Ms. Sanders had not heard anything on the other end.

Mayor Foreman mentioned asking if Comcast could open up a service office in Town.

Ms. Sanders had not heard anything back on that either.

F. TOWN MANAGER – DAN TABER

Mr. Taber reported the following items.

- Dialogue continues with the Department of Environmental Quality (DEQ) in regards to the landfill and other related items.

- There has been no further submissions for the First Town Center. This will be dropped from the monthly report until something is submitted.
- Efforts continue on the enforcement of delinquent business licenses.
- All parties involved in the Route 1/Route 234 proposed intersection design and the ethanol plant approval have been notified by letter that the Town wants to be notified of any public hearings or meetings that are scheduled.
- A resubmission of the Potomac Shores Route 1/Route 234 was received and once it has been reviewed, Council will be briefed.
- PWC provided dumpsters for a clean-up event held on April 27. Unfortunately, he did not think Town staff did everything it should have to publicize the event, such as notifying the HOA's.

Mr. Wood was going to ask about the event because this was the first he had heard of it.

Mr. Taber explained the program is sponsored by PWC and places dumpsters all over the County. Public Works was coordinating the event with PWC. Again, staff could have done a better job advertising the program to the Town's residents.

Mayor Foreman asked when Council gets packages, like the one received from Potomac Shores, whether it can be made a requirement to provide it on a CD too.

Mr. Taber did not think it would be a problem asking that be done. He would see about making that a requirement from this point forward.

Mayor Foreman asked if a response was ever made to Leo Lewis who spoke during the citizen comment period. He explained the Council or Town Manager needs to make sure a response is given when a concern is expressed. His next question relates to the 2020 Vision Statement. He asked if there were any green initiatives.

Mr. Taber noted green initiatives as far as the Town's desire to protect the Chesapeake Bay Water Shed and encourage recycling. He noted initiative is a broad word.

Mayor Foreman noted that might want to be defined.

Mr. Taber thought it was clear that staff needed to pull out the 2020 Vision Statement and go through it line by line. Look for opportunities and what can be done to forward the vision.

Mayor Foreman mentioned the vision talks about revitalizing the old port, having a Green Council that conducts studies, public and private partnerships, and the Town's website providing a virtual experience that entreats visitors to understand our history and the progressive opportunities and rich quality of life that is afforded to our residents.

G. TREASURER (MOVED TO WORK SESSION)

**IN RE: COUNCIL REPORT ON MEETINGS WITH ELECTED OFFICIALS
PERTAINING TO THE TOWN**

Mayor Foreman met with Delegate Torian on April 17 and discussed the following topics.

- Route 1 widening efforts
- Ethanol operations and transportation through Dumfries town limits
- Route 234/Route 1 intersection and Potomac Shores
- Zip code name change
- Transportation bill

IN RE: ACTION ITEMS

**A. RESOLUTION TO APPOINT A COUNCIL MEMBER TO SERVE ON THE
BOYS AND GIRLS CLUB BOARD OF DIRECTORS – DAN TABER**

Mr. Taber reminded Council that at the April 16 meeting a desire was expressed to move forward with making an appointment to serve on the Boys & Girls Club Board of Directors. Two Council Members expressed interest in serving. He was looking for direction from Council.

Mr. Wood withdrew his interest in serving and recommended Ms. Reynolds who also wanted to sit on the Board.

Mayor Foreman asked when the meetings were typically held.

Mr. Taber thought it was the last Friday of the month and would verify that. There are other events that require the Board Member to attend and be involved. He noted there is a form in the packet that the individual chosen will have to fill out regarding how they intend to meet the annual give or get requirement. He noted there were several ways that could be done and the list was on the form.

Mayor Foreman asked what time the meetings are held.

Mr. Taber indicated it was noon and generally held at the Boys & Girls Club off Dale Boulevard. In his experience, he recommended setting aside an hour or two and there is an agenda.

Ms. Reynolds recalled when the matter was being discussed that the Town would provide some of the funding.

Mr. Taber agreed. He noted that is part of what needs to be decided by Council tonight.

Mr. Toney made the motion, seconded by Mr. Wood, to nominate Ms. Reynolds to serve on the Boys & Girls Club Board of Directors. The motion carried and the following resolution was adopted by the following roll call vote: Mr. Brewer, yes; Mr. Foreman, yes; Ms. Forrester, yes; Ms. Reynolds, yes; Mr. Toney, yes; Ms. Washington, yes; Mr. Wood, yes.

WHEREAS, the Town Council has been provided an opportunity to have a member sit on the Regional Board of Directors for the Boys & Girls Clubs of Greater Washington – Prince William County/Manassas Branches as a voting member; and

WHEREAS, the mission of Boys & Girls Clubs of Greater Washington is to help boys and girls of all backgrounds, especially those who need us most, build confidence, develop character and acquire the skills needed to become productive, civic-minded, responsible adults; and

WHEREAS, the Council decided at its meeting on April 16, 2013 to move forward with appointing a Council Member; and

WHEREAS, the term will be for March 1, 2013 to February 28, 2014; and

WHEREAS, the Council needs to decide how to provide for the annual “give or get” of \$2,500 as a Board member; and

WHEREAS, the appropriate Council member at the Councils’ shall give a report second meeting agenda after the Boards and Commission reports under Council Committee Reports.

NOW THEREFORE BE IT RESOLVED, that Helen D. Reynolds of the Town Council be hereby appointed to serve on the Regional Board of Directors for the Boys & Girls Clubs of Greater Washington – Prince William County/Manassas Branches.

Mayor Foreman asked if any funds were budgeted for the Boys & Girls Club.

Mr. Taber indicated there were not; however, it could be added as part of the discussion on the budget this evening.

Mr. Wood made the motion, seconded by Ms. Washington, to set aside the \$2,500 for the give or get commitment for serving on the Boys & Girls Club Board of Directors. The motion carried by the following roll call vote: Mr. Brewer, no; Mr. Foreman, yes; Ms. Forrester, no; Ms. Reynolds, yes; Mr. Toney, yes; Ms. Washington, yes; Mr. Wood, yes.

B. DISCUSSION AND DECISION ON THE 2013 VIRGINIA MUNICIPAL LEAGUE (VML) POLICY COMMITTEE NOMINATIONS – MAYOR FOREMAN

Mayor Foreman noted an email was received stating that a Council Member can only serve on one committee. He was slated to serve on the Environmental Quality and Transportation Committees.

Ms. Forrester moved, seconded by Ms. Reynolds, to nominate Mr. Toney to serve on the Environmental Quality Policy Committee.

Mr. Toney was hesitant. He was disenchanted with VML. He was reminded by an old acquaintance who said this is not always about you. In the spirit of supporting the Council, he will accept the nomination. He will attend, participate and do his very best to represent the Council.

Mr. Taber pointed out that there is no requirement to have someone sit on each of the committees.

The motion carried by the following roll call vote: Mr. Brewer, yes; Mr. Foreman, yes; Ms. Forrester, yes; Ms. Reynolds, yes; Mr. Toney, yes; Ms. Washington, yes; Mr. Wood, yes.

C. RESOLUTION FOR MEMBER CONTRIBUTIONS BY SALARY REDUCTION FOR COUNTIES, CITIES, TOWNS, AND OTHER POLITICAL SUBDIVISIONS – DAN TABER

Mr. Taber explained this resolution officially continues the Town’s compliance with the State law that indicated the political subdivision would pick up the added increase in the Virginia Retirement System (VRS). The Town elected to do it in increments over the next five years rather than all five percent at one time.

Mr. Brewer made the motion, seconded by Ms. Washington, to adopt the resolution for member contributions by salary reduction. The motion carried and the following resolution was adopted by the following roll call vote: Mr. Brewer, yes; Mr. Foreman, yes; Ms. Forrester, yes; Ms. Reynolds, yes; Mr. Toney, yes; Ms. Washington, yes; Mr. Wood, yes.

Member Contributions by Salary Reduction for Counties, Cities, Towns, and Other Political Subdivisions

(In accordance with Chapter 822 of the 2012 Acts of Assembly (SB497))

Resolution

WHEREAS, the Town of Dumfries, 55301 employees who are Virginia Retirement System members who commence or recommence employment on or after July 1, 2012, shall be required to contribute five percent of their creditable compensation by salary reduction pursuant to Internal Revenue Code § 414(h) on a pre-tax basis upon commencing or recommencing employment; and

WHEREAS, the Town of Dumfries employees who are Virginia Retirement System members and in service on June 30, 2012, shall be required to contribute five percent of their creditable compensation by salary reduction pursuant to Internal Revenue Code § 414(h) on a pre-tax basis no later than July 1, 2016; and

WHEREAS, such employees in service on June 30, 2012, shall contribute a minimum of an additional one percent of their creditable compensation beginning on each July 1 of 2012, 2013, 2014, 2015, and 2016, or until the employees’ contributions equal five percent of creditable compensation; and

WHEREAS, the Town of Dumfries may elect to require such employees in service on June 30, 2012, to contribute more than an additional one percent each year, in whole percentages, until the employees’ contributions equal five percent of creditable compensation; and

WHEREAS, the second enactment clause of Chapter 822 of the 2012 Acts of Assembly (SB497) requires an increase in total creditable compensation, effective July 1, 2013, to each such employee in service on June 30, 2013, to offset the cost of the member contributions, such increase in total creditable compensation to be equal to the percentage increase of the member contribution paid by such pursuant to this resolution.

BE IT THEREFORE RESOLVED, that the Town of Dumfries, 55301 does hereby certify to the Virginia Retirement System Board of Trustees that it shall effect the implementation of the member contribution requirements of Chapter 822 of the 2012 Acts of Assembly (SB497) according to the following schedule for the fiscal year beginning July 1, 2013:

	PLAN 1 Percent	PLAN 2 Percent
Employer Paid Member Contribution	3 %	0 %
Employee Paid Member Contribution	2 %	5 %
Total	5 %	5 %

(Note: Each row must add up to 5 percent.); and

BE IT FURTHER RESOLVED, that such contributions, although designated as member contributions, are to be made by the Town of Dumfries in lieu of member contributions; and

BE IT FURTHER RESOLVED, that pick up member contributions shall be paid from the same source of funds as used in paying the wages to affected employees; and

BE IT FURTHER RESOLVED, that member contributions made by the Town of Dumfries under the pick up arrangement shall be treated for all purposes other than income taxation, including but not limited to VRS benefits, in the same manner and to the same extent as member contributions made prior to the pick up arrangement; and

BE IT FURTHER RESOLVED, that nothing herein shall be construed so as to permit or extend an option to VRS members to receive the pick up contributions made by the Town of Dumfries directly instead of having them paid to VRS; and

BE IT FURTHER RESOLVED, that notwithstanding any contractual or other provisions, the wages of each member of VRS who is an employee of the Town of Dumfries shall be reduced by the amount of member contributions picked up by the Town of Dumfries on behalf of such employee pursuant to the foregoing resolutions.

BE IT FURTHER RESOLVED, that in accordance with the Appropriation Act, no salary increases that were provided solely to offset the cost of required member contributions to the VRS under § 51.1-144 of the Code of Virginia will be used to certify that the salary increases required by the Appropriations Act have been provided.

NOW, THEREFORE, the officers of the Town of Dumfries are hereby authorized and directed in the name of the Town of Dumfries to carry out the provisions of this resolution, and said officers of the Town of Dumfries are authorized and directed to pay over to the Treasurer of Virginia from time to time such sums as are due to be paid by the Town of Dumfries for this purpose.

D. ORDINANCE ROADSIDE FOOD VENDORS – CHRISTINE SANDERS

Ms. Sanders reminded Council that discussions were held on the proposed ordinance. Changes were made addressing the concerns that were expressed and recommendations that were made. She mentioned there is an option to adopt the ordinance with a sunset provision. If Council chooses to do that,

it will enact the ordinance for a certain period. She suggested allowing a couple of years to see how the ordinance is working. If it is working well the sunset provision could be removed at that time.

Ms. Forrester moved, seconded by Ms. Reynolds, to move the ordinance forward to a public hearing and decide at that time whether to put in a sunset clause.

Ms. Sanders clarified that the ordinance, once advertised for a public hearing, can only be less restrictive rather than more restrictive. She suggested moving the ordinance forward with the sunset provision included.

After a brief discussion, Ms. Forrester amended her motion to include a sunset clause in the ordinance for a period of 10 years.

The motion to move the ordinance forward to a public hearing with a sunset clause provision of 10 years carried by the following roll call vote: Mr. Brewer, no; Mr. Foreman, yes; Ms. Forrester, yes; Ms. Reynolds, yes; Mr. Toney, yes; Ms. Washington, yes; Mr. Wood, abstain.

Mayor Foreman asked what the following sentence meant and why it was in the ordinance. “The Town council finds that solicitation of business by roadside food vendors may on private property interfere with property owners and residents' right to privacy, peaceable enjoyment of their property and quiet.”

Ms. Sanders explained it was a public policy statement. An acknowledgement that this is what people expect when they own their property. She read the sentence that followed and felt it elaborated more on the matter. “The Town council also is committed to leaving open ample opportunities for legitimate roadside food vendors, and prohibits any unlawful discrimination in the application of this chapter.”

Mayor Foreman felt the Council has done everything it can to make it clear that first, and foremost, this type of business will not impede or interfere with citizens’ quality of life. He felt that the word “may” in the sentence implies that the Council condones the possibility of impacting citizens’ quality of life.

Ms. Sanders understood and was open to suggestions.

Mayor Foreman did not have any suggestion except to remove the sentence.

Ms. Sanders indicated that could be done. She had taken the verbiage from another ordinance that had a public policy statement. It may help to change the wording to “finds or understands that it may (might).”

Mayor Foreman noted the property owner has to give permission for the food vendor to use the property and is no infringement; however, it will impact adjoining property owners.

Ms. Sanders indicated that it could.

Mayor Foreman could not vote for an ordinance knowing that may have an impact on someone's quality of life. He asked why a mobile food vendor, who has advertising on the side of the truck, is permitted to have a freestanding sign; however, a business has to come and get a permit for one.

Ms. Sanders had discussions with the Zoning Administrator. She left it as it was. She was not sure if there was consensus about this concern; however, she is prepared to discuss it.

Ms. O'Dell understood that Council wanted this ordinance to reference the sign ordinance the Town has. She noted there are several problems with doing that. The sign ordinance bases signage on the frontage of the building on the property. If it is a vacant lot, you are not allowed any signage according to the code.

Mayor Foreman asked what the answer would be to a business if they wanted a sandwich board sign after the ordinance is passed allowing mobile food vendors to have them.

Ms. O'Dell noted the sign would only be there when the mobile food vendor was in operation. She was trying to allow for a little extra signage for the mobile food vendor since they do not fall under the sign ordinance.

Mayor Foreman made the recommendation to take out verbal warnings. He explained that too many times a verbal warning is given and it is not documented anywhere. He also asked for more clarification on the number of times a verbal or written notice will be given before revoking a permit.

Ms. Forrester pointed out that all of the comments made were good; however, there can be no changes made at this point because it was voted to go to a public hearing. She pointed out that the mobile food vendor would not be allowed to operate in a residential area so it should not affect citizens' quality of life. Mobile food vendors are only allowed in business zoned areas.

Ms. Sanders clarified that a business district may abut residential zoned property.

Mr. Toney asked if sandwich signs were allowed as a temporary use.

Ms. O'Dell clarified that the ordinance does not permit portable or banner signs. Temporary signs that are permitted for 30 days cannot be banners or portable signs. Sandwich boards are classified as portable.

Ms. Forrester noted that was not her understanding of the changes Council recently made. She understood the 30-day sign could be a banner sign because you would not erect a permanent sign for 30 days.

Ms. Sanders had some memory of that as well. She would go back and research the matter. She mentioned it might not have made it into the code yet.

Ms. O'Dell stated the code online only allows banner signs with the approval of Council for special events.

Mr. Tony agreed with the Mayor about needing to have specifics about the number of warnings.

Ms. Sanders pointed out that would be more restrictive and the way it was moved forward tonight is less restrictive.

Ms. Washington recalled during the discussions there was talk about business licenses and how long they would be good for. She did not see anything in the ordinance addressing that. She also recalled Council had different ideas on how the mobile food vendor would operate in terms of whether they could move around the Town or had a specific spot. She did not see anything in the ordinance that clarified that.

Ms. Sanders explained that was not addressed specifically. She had difficulty getting her arms around that in an ordinance. If a vendor wants to vend from more than one location he needs more than one license and more than one bond. She pointed out the following verbiage was added in an attempt to address that matter. "Such guarantee in the amount of \$1500.00 for each permitted vending location shall be required." There would need to be a separate permit for each location.

Ms. Washington agrees with that and remembers there was a lot of discussion about that.

Ms. Sanders recalls talking about temporary and what that meant. She did not get a strong consensus on that and it seems to her what would limit the hours of operation for vending would be what the property owner would allow.

Ms. Washington was hearing that you would have to go through the permitting process for each location.

Ms. Sanders agreed. The permit would incorporate the restrictions that the property owner places on the mobile food vendor. She noted the permit would need to be renewed on an annual basis. She noted a new bond would not be required since the Town could hold the one already provided.

Ms. Forrester recalled the discussion and did not think the Town was going to try to regulate those kind of things.

Ms. Sanders clarified that the Town would not supersede what the property owner allows. She reminded Council that it is being placed under the peddlers and solicitors ordinance and she recommends at some point it being placed in the zoning ordinance.

Mr. Wood asked if a date has been set for the public hearing.

Ms. Sanders noted there was no date in the motion; however, the earliest it could come before Council would be at the June 4 meeting.

There was a brief discussion about the requirements for advertising in a paper and whether or not this was being brought up to our legislators since there are not too many papers left. It was noted that is part of Virginia Municipal Leagues Legislative Agenda.

E. DISCUSSION ON FY14 BUDGET – DAN TABER

Mr. Taber reminded Council that at the last meeting there were some straw votes taken on certain items and he did his best to accommodate those items in the budget. In the revised budget, the total reduction on the real estate taxes is \$.04. The following items were adjusted accordingly.

1. \$25,000 for Parks and Recreation.
2. Health Benefits paid 100 percent for individual coverage for employees.
3. Salary adjustments for four positions.
4. Transfer of \$100,000 from the General Fund for Professional Contracts
5. Vehicle license fee reduced by \$2.00.
6. The \$10,000 for on call IT Specialist was maintained in the budget.
7. There was no reduction to the stormwater management fee.
8. The cigarette tax rate was not reduced.
9. Senior citizen reporting center would not require any additional funding.
10. No money has been added for the blinking light for Dumfries Elementary. The amount quoted was \$25,000 and is not warranted since the speed limit is 25 miles per hour. He will look into additional signage and the possibility of using other funding in the next budget cycle.

Ms. Forrester thanked Mr. Taber for his work on the budget.

Ms. Forrester moved, seconded by Mr. Wood, to move the FY14 budget as presented to a public hearing.

Mr. Taber asked that the motion include finding the \$2,500 for the Boys & Girls Club. The easiest way to do this is to increase the transfer from the general fund from the current budget to the FY14 budget.

Ms. Forrester asked if there was any way to earmark the money so that if the full amount is not used for the Boys & Girls Club that it be returned to the general fund. She amended her motion to include the \$2,500 transfer from the general fund to a dedicated expense line item for the Boys & Girls Club only.

The motion carried by the following roll call vote: Mr. Brewer, no; Mr. Foreman, no; Ms. Forrester, yes; Ms. Reynolds, yes; Mr. Toney, yes; Ms. Washington, yes; Mr. Wood, yes.

IN RE: CLOSED SESSION

Mr. Wood made the motion, seconded by Mr. Toney, to convene into closed session. The motion carried and the following resolution was adopted by the following roll call vote: Mr. Brewer, yes; Mr. Foreman, yes; Ms. Forrester, yes; Ms. Reynolds, yes; Mr. Toney, yes; Ms. Washington, yes; Mr. Wood, yes.

WHEREAS, the Dumfries Town Council desires to discuss a particular subject in Closed Session during the course of its meeting of May 7, 2013; and

WHEREAS, the nature of the subject is the discussion and consultation with legal counsel regarding probable litigation and the discussion of personnel matters; and

WHEREAS, the discussion of same in Closed Meeting is expressly permitted by Section 2.2-3711(A)(7) and 2.2-3711(A)(1); of the Code of Virginia, 1950, as amended.

NOW, THEREFORE, BE IT RESOLVED that the Town Council of Dumfries does hereby convene in Closed Session for the purpose(s) herein expressed pursuant to the legal authorities herein recited.

Mr. Wood made the motion, seconded by Mr. Toney, to reconvene into open session. The motion carried and the following resolution was adopted by the following roll call vote: Mr. Brewer, absent; Mr. Foreman, yes; Ms. Forrester, yes; Ms. Reynolds, absent; Mr. Toney, yes; Ms. Washington, yes; Mr. Wood, yes.

WHEREAS, the Town Council of Dumfries has completed its discussion in Closed Session, and now desires to continue its meeting in Open Session; and,

WHEREAS, each and every member of this said Council who votes affirmatively for the adoption of this Resolution does thereby certify that, to the best of his/her knowledge, only public business matters lawfully exempted from Open Session were heard, discussed, or considered during the Closed Session, and that the only subjects heard, discussed, or considered in said Closed Session were the matters identified in the Resolution by which it was convened.

NOW, THEREFORE, BE IT RESOLVED that the Town Council of Dumfries does hereby reconvene in Open Session at its meeting of May 7, 2013 and certifies the matters set forth in Section 2.2-3712(D) of the Code of Virginia, 1950, as amended.

Mr. Wood moved, seconded by Mr. Toney, to move forward as discussed on the legal issue in closed session. The motion carried by the following roll call vote: Mr. Brewer, absent; Mr. Foreman, yes; Ms. Forrester, yes; Ms. Reynolds, yes; Mr. Toney, yes; Ms. Washington, yes; Mr. Wood, yes.

IN RE: ADJOURNMENT

Mr. Foreman moved, seconded by Mr. Toney, to adjourn the meeting. The motion carried by the following voice vote: Mr. Brewer, absent; Mr. Foreman, yes; Ms. Forrester, yes; Mr. Ms. Reynolds, yes; Mr. Toney, yes; Ms. Washington, yes; Mr. Wood, yes.

Minutes submitted by

Approved by

Dawn Hobgood
Town Clerk

Gerald M. Foreman
Mayor