

**AT A REGULAR MEETING OF THE DUMFRIES TOWN COUNCIL, HELD ON JUNE 19, 2012, AT 7:00 P.M., IN COUNCIL CHAMBERS, 17755 MAIN STREET, DUMFRIES, VIRGINIA:**

**THERE WERE PRESENT:** Mayor Gerald Foreman  
Vice-Mayor Toney  
Dorothea Barr  
Kristin Forrester  
Louis Praino  
Vacant seat  
Daniel Taber, Town Manager  
Christine Sanders, Town Attorney

**THERE WERE ABSENT:** Gwen Washington

**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**

Ms. Forrester moved, seconded by Mr. Toney, to approve the minutes from the March 7, 2012 and March 20, 2012 meetings as presented. The motion carried and was approved by the following voice vote: Ms. Barr, yes; Mr. Foreman, yes; Ms. Forrester, yes; Mr. Praino, yes; Mr. Toney, yes; Ms. Washington, absent; vacant seat.

**IN RE: ADOPTION OF THE AGENDA**

Mr. Taber asked that Item V-B, Resolution Adopting the Northern Virginia Hazard Mitigation Plan 2010 Update, be pulled and discussed after the adoption of the other consent agenda item.

Ms. Forrester asked to add under Discussion Item(s), A, July Meeting Dates.

Ms. Forrester moved, seconded by Mr. Praino, to adopt the agenda as amended. The motion carried by the following roll call vote: Ms. Barr, yes; Mr. Foreman, yes; Ms. Forrester, yes; Mr. Praino, yes; Mr. Toney, yes; Ms. Washington, absent; vacant seat.

**IN RE: APPROVAL OF THE CONSENT AGENDA**

Mr. Toney moved, seconded by Ms. Barr, that the Consent Agenda be adopted. The motion carried and the following ordinance was adopted by roll call: Ms. Barr, yes; Mr.

Foreman, yes; Ms. Forrester, yes; Mr. Praino, yes; Mr. Toney, yes; Ms. Washington, absent; vacant seat.

**AN ORDINANCE TO APPROPRIATE FUNDS FOR FISCAL YEAR 2013 IN THE AMOUNT OF \$3,995,989.00**

WHEREAS, the Town Manager and Town Council have prepared and submitted the budget for the Fiscal Year 2013, beginning July 1, 2012 and ending June 30, 2013, requiring the appropriation of \$3,995,989.00 or so much thereof as may be necessary to provide the operation and management of the Town; and

WHEREAS, this Council has adopted the attached Budget for Fiscal Year 2013 (Exhibit A) after public hearing, and public notice as required by law; and

WHEREAS, Section 15.2-2506 of the Code of Virginia (1950), as amended, provides that no money shall be paid out or become available to be paid out for any contemplated expenditure unless and until there has been made an appropriation for such contemplated expenditure.

NOW THEREFORE, BE IT ORDAINED by the Council for the Town of Dumfries, Virginia meeting in regular session this 19th day of June 2012 does hereby make appropriations of Town revenues as specified and required by the adopted budget (Exhibit A) attached hereto and made a part hereof, or so much thereof as may be necessary for the purposes specified and in the amounts identified therein for Fiscal Year 2013 in the amount not to exceed \$3,995,989.00.

The salaries, wages, and allowances set out in said Budget are hereby authorized as per the terms of the Town's classification and merit system as approved compensation for officers and employees for services rendered or as per the terms of individually negotiated contracts, unless hereafter otherwise provided by ordinance; provided however, that the Town Manager is authorized to make such rearrangement of positions in the several departments named in the Budget, in respect to officers and employees appointed by him, as may best meet the needs and interests of the Town and after approval by Council.

All payments from operating funds provided for in said Budget shall be made in accordance with the Charter and ordinances of the Town and with approval by Council.

The amounts appropriated by this Ordinance shall be expended for the purposes designated under the several groups as shown in said Budget, and with the exception of the items, the payment of which is fixed by law or ordinance, in such proportions as may be authorized by the Town Manager from time to time and with approval by Council.

***ADOPTED***  
***FY 2013***  
**BUDGET**

*Town of Dumfries, Virginia*

*June 19, 2012*



ITEM	Line Item	Revenue							
		FY10	FY10	FY11	FY11	FY11	FY12	FY12	FY13
		BUDGET	ACTUAL	BUDGET	AMENDED	UNAUDITED	BUDGET	AMENDED	PROPOSED
			BUDGET	ACTUAL		BUDGET	BUDGET	BUDGET	
10-311-0101	Real Estate Taxes - Current	1,047,605	950,443	970,071	940,969	973,489	953,129	953,129	971,845
10-311-0102	Real Estate Taxes - Delinquent	50,000	61,241	50,000	50,000	36,917	37,000	25,000	25,000
10-311-0201	Real Estate Taxes - Public Service	14,675	21,645	23,136	24,507	25,833	26,075	27,161	27,161
10-311-0601	Real Estate Taxes - Penalty	10,000	14,871	10,000	10,000	8,734	10,000	10,000	10,000
10-311-0602	Real Estate Taxes - Interest	1,500	3,198	2,383	2,383	3,259	2,500	2,500	2,500
10-312-0101	Sales Taxes	410,000	338,792	335,395	335,395	365,322	328,016	328,016	365,000
10-312-0102	Rental Tax	50,000	49,913	50,000	50,000	55,314	47,000	47,000	50,000
10-312-0103	MVC Rolling Stock Tax	140	9	70	70	64	70	70	70
10-312-0201	Utility Taxes - Electric/Phone	170,000	157,946	155,967	155,967	167,827	155,967	155,967	156,000
10-312-0202	Right of Way Use Fee	26,403	28,624	23,864	23,864	17,010	26,059	26,059	26,000
10-312-0203	Telecommunications Tax	214,000	191,189	190,050	190,050	198,357	180,548	180,548	185,000
10-312-0301	Business License - Contractor	29,923	23,700	26,751	26,751	24,163	26,483	26,483	25,953
10-312-0302	Business License - Retail Sales	101,008	92,346	88,003	88,003	105,029	87,123	87,123	85,381
10-312-0303	Business License - Financial/Real Estate/Prof	97,478	82,136	77,830	77,830	42,539	57,788	57,788	56,632
10-312-0304	Business License - Repair/Business Svcs	77,999	135,487	79,015	79,015	164,041	148,500	148,500	145,530
10-312-0306	Business License, Wholesale, Other	20,319	23,683	20,825	20,825	45,915	44,550	44,550	43,659
10-312-0401	Franchise License	71,000	56,843	42,096	42,096	64,336	63,947	63,947	65,000
10-312-0403	Parking Lot Lease & Maintenance	20,637	18,344	27,516	27,516	29,809	27,516	27,516	27,516
10-312-0501	Vehicle Tags	82,124	53,538	81,000	81,000	52,701	75,000	55,000	55,000
10-312-0601	Bank Stock Tax	29,000	53,101	22,591	22,591	46,235	46,235	46,235	42,800
10-312-1001	Transient Tax	112,500	124,501	123,453	123,453	102,884	97,528	135,000	137,000
10-312-1101	Meals Tax	430,000	509,036	488,635	488,635	523,201	517,953	517,953	535,000
10-313-0300	Building Permits & Fees	20,000	14,856	0	16,395	34,408	19,000	19,000	50,000
10-313-0301	Planning-Zoning Fees	1,600	638	3,069	3,069	4,236	3,069	3,069	3,000
10-314-0101	Court Fines/Forfeitures	94,000	90,043	70,000	70,000	47,077	47,354	47,354	60,000
10-315-0100	Interest	22,000	3,930	4,929	4,929	626	960	960	500
10-318-9914	Miscellaneous Revenue	3,000	6,434	5,000	5,000	2,782	3,000	20,000	3,000
10-324-0406	Street/Highway Maintenance	202,764	215,856	209,360	223,730	223,730	223,730	223,730	239,486
10-324-0407	Litter Control	2,298	2,298	2,298	2,650	2,650	2,650	2,312	2,300
10-324-0409	Sanitation Fees - Delinquent	10,000	13,042	3,000	3,000	1,957	3,000	3,000	2,000
10-324-0410	Blighted Property	0	0	10,000	10,000	1,431	5,000	2,500	1,000
10-324-0411	VDOT Rd Const Funds	0	101,101	35,740	35,740	0	100,000	100,000	0

Revenue (cont)									
ITEM	Line Item	FY10	FY10	FY11	FY11	FY11	FY12	FY12	FY13
		BUDGET	ACTUAL	BUDGET	BUDGET	UNAUDITED ACTUAL	BUDGET	AMENDED BUDGET	PROPOSED BUDGET
10-324-0412	CDAR Road Construction Funds	0	0	100,000	100,000	0	250,000	250,000	0
10-324-0413	Federal Road Construction Funds	0	0	0	0	0	50,000	50,000	0
10-324-0414	Police Aid	143,732	141,541	139,867	139,867	139,876	134,972	134,972	134,972
10-324-0415	DCJS - LLEG	10,000	14,206	0	5,476	5,476	5,535	5,535	4,305
10-324-0416	Jane Byrnes Grant	0	0	0	71,250	54,084	71,250	0	71,250
10-324-0417	DMV Grants	25,000	18,426	25,000	25,000	4,798	12,000	14,000	12,000
10-324-0418	Wal-Mart Grant Police Dept	0	0	0	2,000	2,000	2,000	0	0
10-324-0419	Cigarette Tax	280,000	229,164	254,065	254,065	227,512	241,362	241,362	200,000
10-324-0420	Auxiliary Police	0	0	0	0	0	0	0	0
10-324-0421	CDBG	0	0	0	270,000	0	0	0	0
10-324-0422	Wal-Mart Grant Community Services	0	0	0	0	0	0	5,000	5,000
10-324-0700	Community Center Fees	1,000	958	1,000	1,000	1,293	1,000	500	1,000
10-324-0805	TOWN EVENTS-parade-charter day-festival	4,000	4,460	2,762	2,866	2,636	2,365	2,365	2,500
10-324-0901	Transfer from General Funds	0	0	0	0	0	0	0	0
10-324-0902	Transfer from SWM Funds	70,385	0	50,000	31,521	31,521	0	50,000	0
10-324-0903	Transfer from LGIP	0	0	0	0	0	0	0	0
10-324-0904	VRA Loan Proceeds	0	0	0	0	0	0	0	0
10-324-1201	"Christmas in Dumfries"	9,200	8,225	8,771	8,771	7,198	8,000	14,785	8,000
10-324-1206	Fire Fund Program	13,435	13,621	13,435	12,629	12,629	12,629	13,014	12,629
10-324-1300	Stormwater Management	75,762	128,692	86,102	108,220	145,838	137,566	145,000	145,000
	<b>Grand Total</b>	<b>\$4,054,487</b>	<b>\$3,998,077</b>	<b>\$3,913,069</b>	<b>\$4,268,098</b>	<b>\$4,006,737</b>	<b>\$4,295,429</b>	<b>\$4,314,003</b>	<b>\$3,995,989</b>

ITEM	Expenditures - Governing Body								
	Line Item	FY10	FY10	FY11	FY11	FY11	FY12	FY12	FY13
		BUDGET	ACTUAL	BUDGET	AMENDED BUDGET	UNAUDITED ACTUAL	BUDGET	AMENDED BUDGET	PROPOSED BUDGET
10-411-0100	Town Council/Mayor	28,867	28,868	36,182	36,182	36,181	36,182	36,182	33,501
10-411-0300	Payroll Taxes	2,209	2,209	2,768	2,768	2,768	2,044	2,768	2,563
10-411-0500	Travel/Training	0	-280	8,000	10,738	9,968	8,050	8,050	8,050
10-411-0800	Dues/Subscriptions	6874	9803	5,942	5,942	5,137	7,810	7,810	10,838
10-411-0900	Promotional Expense	0	0	500	262	0	0	0	0
10-411-5600	Other	0	480	1,000	1,000	588	1,400	1,400	1,000
10-411-5700	Council Expense	0	0	500	500	299	0	0	1,750
10-411-5800	Election Costs	0	0	2,500	0	0	2,500	2,500	2,500
	<b>Total</b>	<b>\$37,950</b>	<b>\$41,080</b>	<b>\$57,392</b>	<b>\$57,392</b>	<b>\$54,941</b>	<b>\$57,986</b>	<b>\$58,710</b>	<b>\$60,202</b>

Expenditures - Administration									
ITEM	Line Item	FY10	FY10	FY11	FY11	FY11	FY12	FY12	FY13
		BUDGET	ACTUAL	BUDGET	AMENDED BUDGET	UNAUDITED ACTUAL	BUDGET	AMENDED BUDGET	PROPOSED BUDGET
10-412-0100	Manager	96,101	96,120	106,113	114,079	114,078	106,113	111,113	110,000
10-412-0101	Assistant Town Manager	0	42,541	75,000	82,279	82,279	80,000	48,000	0
10-412-0102	Treasurer	69,309	69,776	74,140	80,476	82,038	74,140	78,836	75,623
10-412-0103	Town Clerk/Executive Assistant	48,156	48,936	40,000	44,159	44,930	51,500	33,000	40,800
10-412-0104	Administrative Assistant	34,492	34,374	35,306	35,306	35,552	36,365	36,365	37,092
10-412-0105	Town Attorney	0	50,817	80,000	80,576	81,057	80,000	80,000	80,800
10-412-0106	Economic Development	0	0	57,000	48,885	48,885	0	0	0
10-412-0300	Payroll Taxes	21,007	25,425	29,649	32,313	37,029	24,189	29,630	26,340
10-412-0301	Workman Comp/Liability Insurance	131,385	137,809	131,385	136,047	136,047	136,047	136,047	150,552
10-412-0302	Virginia Unemployment Tax	550	1,485	1,540	2,110	2,117	2,110	2,110	12,205
10-412-0400	Pensions	64,302	61,436	77,086	81,557	74,148	66,351	56,726	37,657
10-412-0401	Benefits	26,998	35,018	46,630	40,183	31,745	41,676	38,682	29,904
10-412-0500	Travel/Training	2,570	3,279	12,450	17,000	16,578	19,850	10,650	12,100
10-412-0800	Dues/Subscriptions	3,180	2,462	2,248	5,000	4,581	5,575	5,575	5,000
10-412-1001	Legal Services	80,000	54,294	7,500	1,200	2,155	3,000	3,000	2,000
10-412-1002	Independent Auditor	22,500	17,313	33,313	14,826	16,915	14,826	24,610	25,000
10-412-2300	Equipment/Repairs	500	525	10,239	10,239	9,442	5,000	3,000	2,000
10-412-3000	Office Supplies	5,000	7,441	7,000	7,000	9,643	8,000	8,000	8,000
10-412-3001	Ads/Notices	3,000	4,878	3,645	3,645	6,430	4,500	4,500	4,500
10-412-3002	Vehicle Tags Preparation	1,064	1,040	1,040	1,073	1,073	1,073	1,073	1,073
10-412-3004	Ordinance Review	756	1,809	1,500	1,500	4,694	1,500	1,500	6,000
10-412-3006	Postage	5,500	6,764	8,000	8,000	6,772	8,000	8,000	8,000
10-412-3007	Marketing	3,900	4,175	25,000	24,000	9,900	0	0	0
10-412-3301	Telecommunications	0	0	1,704	1,704	2,286	0	4,200	0
10-412-5300	Utilities	64,451	62,480	60,015	58,652	53,024	58,652	58,652	60,000
10-412-5400	Fire Program	13,435	13,621	13,435	12,629	12,629	12,629	12,629	12,629
10-412-5700	Unscheduled Expenses	3,340	4,630	5,000	3,000	2,733	3,000	3,000	3,000
10-412-5800	Capital Outlay	7,926	7,481	18,139	17,139	13,150	10,000	10,000	0
10-412-5900	Property Acquisition	0	0	0	0	71,727	0	0	0
10-412-6000	Maintenance Contracts	17,313	17,828	18,613	18,613	10,169	10,552	10,552	5,500
10-412-6200	Professional Contracts	10,000	5,155	10,000	9,500	8,769	2,500	12,500	2,500
	<b>Total</b>	<b>\$736,735</b>	<b>\$818,912</b>	<b>\$992,690</b>	<b>992,690</b>	<b>\$1,032,575</b>	<b>\$867,148</b>	<b>\$831,950</b>	<b>\$758,275</b>

EXPENDITURES - ECONOMIC DEVELOPMENT										
				FY11		FY11		FY12		FY13
Line Item		FY10	FY10	FY11	AMENDED	UNAUDITED	FY12	AMENDED	PROPOSED	
		BUDGET	ACTUAL	BUDGET	BUDGET	ACTUAL	BUDGET	BUDGET	BUDGET	
10-413-0100	Dir of Econmic Dev	0	0	0	0	0	66,000	72,000	73,440	
10-413-0300	Payroll Taxes	0	0	0	0	0	3,729	5,508	5,618	
10-413-0400	Pensions	0	0	0	0	0	12,580	13,723	18,015	
10-413-0500	Travel/Training	0	0	0	0	0	10,000	7,427	5,400	
10-413-0501	Meetings/Events	0	0	0	0	0	2,000	2,000	550	
10-413-0600	Tradeshows/Conferences	0	0	0	0	0	5,000	3,857	2,200	
10-413-0800	Dues/Subscriptions	0	0	0	0	0	2,000	2,000	1,350	
10-413-2300	Office Equipment	0	0	0	0	0	1,500	1,500	0	
10-413-3000	Office Supplies	0	0	0	0	0	0	68	500	
10-413-3007	Marketing/Promotions	0	0	0	0	0	25,000	25,000	17,500	
10-413-6200	Professional Contracts	0	0	0	0	0	0	0	7,500	
	<b>Total</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>\$127,809</b>	<b>\$133,083</b>	<b>\$132,073</b>	

ITEM		EXPENDITURES - INFORMATION TECHNOLOGY							
					FY11	FY11		FY12	FY13
	Line Item	FY10	FY10	FY11	AMENDED	UNAUDITED	FY12	AMENDED	PROPOSED
		BUDGET	ACTUAL	BUDGET	BUDGET	ACTUAL	BUDGET	BUDGET	BUDGET
10-414-0100	IT Manager Salary	0	0	45,438	45,438	48,180	46,801	53,001	52,837
10-414-0300	Payroll Taxes	0	0	3,476	3,476	3,588	2,644	4,055	4,042
10-414-0400	Pensions	0	0	9,038	9,038	8,614	8,920	10,102	12,961
10-414-0401	Benefits	0	0	5,088	5,088	5,088	5,088	5,088	5,088
10-414-0500	Travel/Training	0	0	2,455	2,455	353	3,000	3,000	3,000
10-414-0800	Dues/Subscriptions	0	0	0	0	0	0	0	0
10-414-2300	Equipment/Repairs	0	0	1,000	1,000	579	3,000	3,000	6,000
10-414-3000	Office Supplies	0	0	500	500	10	0	0	500
10-414-3301	Telecommunications	0	0	1,681	1,681	1,758	18,000	11,800	17,000
10-414-5800	Capital Outlay	0	0	2,500	2,500	2,500	0	0	16,936
10-414-6000	Maintenance Contracts	0	0	12,200	12,200	8,111	30,000	37,007	64,028
10-414-6200	Professional Contracts	0	0	2,000	2,000	2,000	7,000	7,000	8,000
	<b>Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$85,376</b>	<b>\$85,376</b>	<b>\$80,781</b>	<b>\$124,453</b>	<b>\$134,053</b>	<b>\$190,392</b>

ITEM	EXPENDITURES BUILDINGS AND GROUNDS								
					FY11	FY11		FY12	FY13
	Line Item	FY10	FY10	FY11	AMENDED	UNAUDITED	FY12	AMENDED	PROPOSED
		BUDGET	ACTUAL	BUDGET	BUDGET	ACTUAL	BUDGET	BUDGET	BUDGET
10-415-1100	Janitorial Supplies	0	0	1,800	1,196	1,645	1,500	1,181	1,500
10-415-4000	Merchant Park	0	0	200	1,300	1,333	1,000	3,470	1,000
10-415-4001	Garrison Park	0	0	4,200	0	483	0	0	0
10-415-4002	Lockett House	0	0	14,000	14,000	13,858	9,000	6,530	750
10-415-4003	Museum	0	0	3,550	3,550	1,283	5,000	2,000	1,000
10-415-4004	Maintenance Shop	0	0	0	1,340	1,340	500	819	3,000
10-415-4005	Community Center	0	0	19,000	15,000	8,274	11,500	1,500	5,000
10-415-4006	Town Hall	0	0	8,000	19,569	19,872	1,000	21,400	20,000
10-415-4007	Ginn Park	0	0	0	305,000	0	37,500	47,500	37,500
10-415-6200	Professional Contracts	0	0	2,100	2,735	2,964	7,500	7,500	7,500
	<b>Total</b>	<b>\$0</b>	<b>\$0</b>	<b>\$52,850</b>	<b>\$363,690</b>	<b>\$51,052</b>	<b>\$74,500</b>	<b>\$91,900</b>	<b>\$77,250</b>

ITEM	Expenditures - Public Safety								
	Line Item	FY10	FY10	FY11	FY11	FY11	FY12	FY12	FY13
		BUDGET	ACTUAL	BUDGET	BUDGET	ACTUAL	BUDGET	AMENDED BUDGET	PROPOSED BUDGET
10-431-0100	Chief of Police	798,892	883,729	669,946	669,946	609,041	80,000	85,000	85,850
10-431-0101	Captain	40,000	36,942	0	0	0	66,660	43,836	76,500
10-431-0102	Executive Asst to COP	0	0	0	0	0	46,662	46,662	47,595
10-431-0103	Records Specialist	0	0	0	0	0	36,000	36,000	36,720
10-431-0104	Sgt	0	0	0	0	0	59,786	59,786	60,390
10-431-0105	Sgt	0	0	0	0	0	58,334	29,435	53,856
10-431-0106	Sr Police Officer	0	0	0	0	0	54,981	54,981	55,537
10-431-0107	Sr Police Officer	0	0	0	0	0	53,046	53,046	53,582
10-431-0108	Police Officer	0	0	0	0	0	45,451	32,451	44,880
10-431-0109	Police Officer	0	0	0	0	0	45,451	45,451	45,910
10-431-0110	Police Officer	0	0	0	0	0	50,000	50,000	48,000
10-431-0111	Police Officer	0	0	0	0	0	50,000	40,400	46,359
10-431-0200	Night Differential	0	0	0	0	0	0	0	13,500
10-431-0201	Overtime/86	40,000	36,942	40,000	40,000	22,982	45,000	45,000	60,000
10-431-0202	DMV Grants-salaries	25,000	13,877	25,000	25,000	1,704	12,000	14,000	14,000
10-431-0203	Retention	5,800	5,730	6,340	6,340	2,604	3,000	3,000	3,000
10-431-0204	Supplements	2,500	2,692	4,000	4,000	1,211	1,000	1,000	2,000
10-431-0205	Line of Duty Act	0	0	0	0	0	1,871	1,403	4,210
10-431-0206	DCJS-LLEG	0	0	0	0	0	0	0	4,305
10-431-0300	Payroll Taxes	68,087	70,276	56,223	56,223	50,001	40,130	53,130	57,197
10-431-0400	Pensions	163,701	159,418	115,351	101,351	84,903	107,443	107,443	139,656
10-431-0401	Benefits	51,111	55,110	50,879	50,879	38,393	50,880	50,880	50,880
10-431-0500	Travel/Training	842	941	18,367	13,367	11,110	14,000	10,000	15,000
10-431-0600	Physicals & Hiring Costs	1,300	0	13,635	6,635	5,999	10,000	10,000	4,000
10-431-0700	Uniforms/Maintenance	2,000	2,334	5,400	5,400	4,356	10,000	13,000	12,000
10-431-0800	Dues/Subscriptions	750	175	770	770	207	600	600	720
10-431-0900	Court Appointed Attorneys	0	0	0	0	0	0	1,680	0
10-431-2000	Vehicle Maint/Operations	13,367	12,423	18,500	29,183	28,733	25,000	30,000	30,000
10-431-2001	Fuel	35,000	26,286	35,000	18,500	18,790	27,500	27,500	45,000
10-431-2300	Equipment/Repairs	7,500	4,196	7,500	7,500	7,895	8,035	8,035	8,035
10-431-3000	Office Supplies	9,904	7,752	10,000	10,000	9,377	10,000	10,000	8,000
10-431-3100	Contracts	17,354	27,312	21,134	26,134	27,409	4,865	4,865	4,865
10-431-3300	Supplies	7,500	7,467	7,500	7,500	6,484	7,500	7,500	6,500
10-431-3301	Telecommunications	0	0	7,048	7,048	8,775	0	0	0
10-431-4200	"Christmas in Dumfries"	9,200	7,610	8,771	8,771	5,456	8,000	14,785	8,000
10-431-5100	General Orders	3,000	0	30,000	30,000	29,430	0	0	0
10-431-6200	Special Police	12	0	12	12	0	0	0	0
10-431-5400	K-9 Unit	600	694	0	0	0	0	0	0
10-431-5500	ICAC	1,500	617	0	0	0	0	0	0
10-431-5501	HIDTA	2,000	2,012	0	0	0	0	0	0
10-431-5600	Justice Dept Expense	0	1,438	0	0	0	0	0	0
10-431-5700	Chief's Expense	200	161	200	200	191	1,000	1,000	500
10-431-5800	Capital Outlay	10,000	14,374	45,600	55,917	55,917	20,000	78,899	0
10-431-5900	Crime Prevention Program	3,500	2,965	1,500	3,500	2,305	6,500	6,500	7,450
10-431-6000	Petty Cash	100	0	100	100	100	100	100	0
10-431-7000	Vehicle Lease Contract	31,757	31,757	17,951	17,951	15,341	0	0	0
10-431-7002	Training	3,000	600	0	0	0	0	0	0
10-431-7003	Rental Space	56,000	62,331	56,000	70,500	61,274	56,000	56,000	58,000
	<b>Total</b>	<b>\$1,411,477</b>	<b>\$1,478,162</b>	<b>\$1,272,727</b>	<b>\$1,272,727</b>	<b>\$1,109,988</b>	<b>\$1,116,695</b>	<b>\$1,133,368</b>	<b>1,211,997</b>

ITEM		EXPENDITURES - STREET MAINTENANCE							
	Line Item	FY10	FY10	FY11	FY11	FY11	FY12	FY12	FY13
		BUDGET	ACTUAL	BUDGET	AMENDED BUDGET	UNAUDITED ACTUAL	BUDGET	AMENDED BUDGET	PROPOSED BUDGET
10-441-0100	General Eng Administrative Salaries	56,821	69,817	17,055	29,188	27,973	45,164	45,164	0
10-441-0300	Payroll Taxes	4,347	4,606	1,305	1,982	2,114	2,552	3,455	0
10-441-0400	Pensions	11,228	17,717	3,065	3,872	3,442	8,608	8,608	0
10-441-1400	Maintenance Contracts	126,843	84,606	163,277	163,277	177,059	137,899	146,911	205,000
10-441-1500	Engineering	0	0	10,600	10,600	8,513	14,507	14,507	7,323
10-441-2000	Vehicle Maintenance	0	0	0	733	0	0	0	0
10-441-2001	Fuel	0	179	0	0	0	0	0	0
10-441-2300	Equipment/Repairs	0	3,532	0	0	0	0	0	0
10-441-2301	Equipment Rental	0	0	0	0	0	0	0	0
10-441-3300	Materials	3,000	4,734	4,500	4,500	3,474	4,500	6,172	5,000
10-441-4500	Snow Removal & Other	5,000	9,944	7,500	7,500	8,184	7,500	5,828	8,500
10-441-5600	Miscellaneous	1,000	1,419	2,078	2,078	414	3,000	3,000	3,500
	<b>Total</b>	<b>\$208,239</b>	<b>\$196,554</b>	<b>\$209,380</b>	<b>\$223,730</b>	<b>\$231,173</b>	<b>\$223,730</b>	<b>\$233,645</b>	<b>\$229,323</b>

ITEM	EXPENDITURES - DEPARTMENT OF COMMUNITY DEVELOPMENT								
					FY11	FY11		FY12	FY13
	Line Item	FY10	FY10	FY11	AMENDED	UNAUDITED	FY12	AMENDED	PROPOSED
	BUDGET	ACTUAL	BUDGET	BUDGET	ACTUAL	BUDGET	BUDGET	BUDGET	BUDGET
10-442-0100	Director of Community Dev	65,087	65,486	55,000	61,045	61,045	10,000	8,423	0
10-442-0101	Property Maint Official	38,749	39,215	39,664	39,664	44,613	50,000	38,000	0
10-442-0102	Planner/Zoning Admin	36,138	20,329	0	0	0	50,000	65,000	63,750
10-442-0300	Payroll Taxes	10,917	8,547	7,242	7,704	6,892	6,215	6,215	4,877
10-442-0400	Pensions	29,799	25,671	18,829	19,195	19,073	20,966	13,423	15,638
10-442-0401	Benefits	9,293	15,072	15,516	15,516	16,345	17,045	6,545	9,921
10-442-0500	Travel/Training	1,500	1,440	2,500	2,500	680	4,000	4,000	4,000
10-442-0501	Codes & Standards	0	0	0	0	0	1,000	1,000	0
10-442-0600	Inspections	0	0	5,000	5,000	0	4,000	0	0
10-442-0700	Uniforms/Maintenance	0	0	0	0	720	925	0	0
10-442-0800	Dues/Subscriptions	500	425	1,000	1,000	728	1,000	1,000	750
10-442-2000	Vehicle Maint/Operations	1,030	1269	1,300	1,300	594	1,625	0	0
10-442-2001	Fuel	920	327	757	757	533	1,000	41	0
10-442-2300	Equipment/Repairs	500	255	500	500	296	575	0	0
10-442-3000	Office Supplies	1,000	997	4,000	4,000	4,035	0	219	500
10-442-3001	Ads/Notices	2,000	515	2,000	4,100	3,794	4,100	3,881	3,500
10-442-3301	Telecommunications	0	0	1,438	1,438	1,019	0	0	0
10-442-6200	Professional Contracts	12,000	7,314	25,000	16,027	8,355	10,000	10,000	0
10-442-6300	Blighted Property	6,000	-947	10,000	10,000	1,993	5,000	0	2,000
10-442-6400	Comm Enhancement Prog	0	0	0	0	0	215	0	0
	<b>Total</b>	<b>\$215,433</b>	<b>\$185,915</b>	<b>\$189,746</b>	<b>\$189,746</b>	<b>\$170,715</b>	<b>\$187,666</b>	<b>\$157,747</b>	<b>\$104,936</b>

ITEM	EXPENDITURES - PUBLIC WORKS								
	Line Item	FY10	FY10	FY11	FY11	FY11	FY12	FY12	FY13
		BUDGET	ACTUAL	BUDGET	AMENDED	UNAUDITED	BUDGET	AMENDED	PROPOSED
					BUDGET	ACTUAL		BUDGET	BUDGET
10-443-0100	Director of Public Works	218,814	211,698	207,033	220,077	216,725	18,065	18,065	92,134
10-443-0101	Overtime	0	0	4,000	11,211	5,606	17,000	17,000	7,500
10-443-0102	Asst Dir of Public Works	0	0	0	0	0	13,287	16,800	59,160
10-443-0103	Admin Assist	0	0	0	0	0	30,687	30,687	30,389
10-443-0104	Maint Worker	0	0	0	0	0	36,000	31,950	0
10-443-0105	Maint Worker	0	0	0	0	0	32,903	32,903	32,584
10-443-0106	Maint Worker	0	0	0	0	0	28,840	28,840	28,560
10-443-0300	Payroll Taxes	16,048	16,503	16,144	14,949	16,565	9,988	11,038	18,959
10-443-0400	Pensions	45,022	35,712	41,179	40,385	42,932	33,695	24,262	60,792
10-443-0401	Benefits	18,586	20,428	20,352	18,593	15,725	7,632	7,632	10,176
10-443-0500	Travel/Training	502	856	1,000	1,957	2,450	4,000	7,500	3,000
10-443-0700	Uniforms/Maintenance	3,200	3,899	3,500	2,956	3,640	1,500	475	750
10-443-1000	Professional Services	10,000	45,800	1,500	1,500	4,409	2,500	12,700	10,000
10-443-1300	Contract Labor	0	0	0	0	0	8,960	8,960	30,000
10-443-1400	Solid Waste Contract	284,000	252,884	205,000	193,050	193,050	208,950	208,950	215,219
10-443-2000	Vehicle Maint/Operations	2,000	2,045	5,000	5,000	512	5,000	3,000	3,000
10-443-2001	Fuel	4,600	7,242	5,000	5,000	4,231	6,000	4,000	6,200
10-443-2300	Equipment/Repairs	3,000	86	5,000	3,762	4,450	5,000	2,000	2,500
10-443-2301	Equipment Rental	3,000	937	3,000	3,000	999	3,000	3,000	1,250
10-443-2302	Unscheduled Repairs	3,000	2,518	0	0	0	0	0	0
10-443-2400	Tools/Equipment	3,000	255	25,000	14,172	6,527	10,000	10,000	10,000
10-443-2600	Contractor Services	6,200	2,785	0	325	756	1,000	10,433	5,000
10-443-3000	Office Supplies	1,500	1,623	2,500	2,667	2,929	1,500	2,125	1,500
10-443-3001	Ads/Notices	0	0	500	2,077	2,237	6,000	6,000	5,000
10-443-3300	Shop Supplies	3,000	1,083	3,000	938	365	3,000	500	1,000
10-443-3301	Telecommunications	0	0	769	1,466	2,125	0	0	0
10-443-4800	Litter Control	2,298	18	2,298	0	753	0	0	0
10-443-4801	Quantico Creek Clean Up	0	0	0	0	0	0	0	1,500
10-443-9100	CDAR Road Const-Tripoli Blvd	0	41,214	100,000	100,000	51,488	250,000	236,500	0
10-443-9102	MultiModel Phase 2	0	0	0	0	0	50,000	50,000	0
10-443-9103	VDOT Rd Const Projects	0	0	0	0	0	100,000	100,000	0
10-443-9200	Facility Supplies/Mats/Equipment	0	1,520	0	0	0	1,500	700	1,500
10-443-9400	Computer Equipment	0	0	2,000	640	640	0	0	0
10-443-9800	Town Hall Renovation	4,000	5,920	0	0	0	0	0	0
10-443-9700	Museum/Lockett House	300	1,429	0	0	0	0	0	0
	<b>Total</b>	<b>\$612,070</b>	<b>\$656,255</b>	<b>\$653,775</b>	<b>\$643,725</b>	<b>\$579,112</b>	<b>\$896,007</b>	<b>\$886,020</b>	<b>\$637,673</b>

ITEM	EXPENDITURES - STORMWATER MANAGEMENT								
					FY11	FY11		FY12	FY13
	Line Item	FY10	FY10	FY11	AMENDED	UNAUDITED	FY12	AMENDED	PROPOSED
	BUDGET	ACTUAL	BUDGET	BUDGET	ACTUAL	BUDGET	BUDGET	BUDGET	BUDGET
10-444-0100	Salaries	15,381	33,356	26,690	37,980	27,675	27,098	27,098	0
10-444-0102	Asst Dir of Public Works	0	0	0	0	0	31,003	39,200	0
10-444-0300	Payroll Taxes	1,177	2,410	2,042	2,351	2,106	3,283	5,072	0
10-444-0400	Pensions	3,039	5,968	5,309	7,847	5,162	11,074	12,636	0
10-444-0500	Travel/Training	500	600	300	2,020	520	6,000	1732	2,500
10-444-0801	Annual Permit Maint Fee	0	0	0	3,000	3,000	3,000	3,000	4,500
10-444-2000	Vehicle Maint/Operations	3,000	175	3,000	1,800	1,410	3,000	1,500	3,000
10-444-2001	Fuel	1,380	593	1,500	438	275	2,500	500	600
10-444-2300	Equipment/Repairs	1,200	1,031	1,100	479	0	1,500	1,000	0
10-444-2600	Professional Contracts	0	19,946	45,826	45,826	57,262	40,414	89,025	120,950
10-444-3001	Ads/Notices	0	637	0	500	0	1,500	0	800
10-444-3300	Equipment & Materials	500	168	335	335	94	2,000	2,000	0
10-444-4800	Litter Control	0	0	0	2,650	1,602	2,650	2,650	2,650
10-444-5600	Miscellaneous	0	0	0	0	0	0	9,587	10,000
10-444-5700	Vehicle Leases	17,967	17,967	0	2,994	2,994	0	0	0
10-444-5800	Capital Outlay	0	0	0	0	0	0	0	0
10-444-5900	SWM Fee Refunds	0	0	50,000	31,521	31,521	0	0	0
	<b>Total</b>	<b>\$44,144</b>	<b>\$82,851</b>	<b>\$136,102</b>	<b>\$139,741</b>	<b>\$133,621</b>	<b>\$135,022</b>	<b>\$195,000</b>	<b>\$145,000</b>

ITEM	Expenditures - Community Services								
	Line Item	FY10	FY10	FY11	FY11	FY11	FY12	FY12	FY13
		BUDGET	ACTUAL	BUDGET	AMENDED BUDGET	UNAUDITED ACTUAL	BUDGET	AMENDED BUDGET	PROPOSED BUDGET
10-472-0100	Director of Comm Services - Salary	64,388	64,690	0	0	0	0	52,200	61,200
10-472-0300	Payroll Taxes	4,667	5,068	0	0	0	0	3,993	4,682
10-472-0400	Pensions	13,391	13,273	0	0	0	0	9,949	15,012
10-472-0401	Benefits	4,646	4,162	0	0	0	0	5,088	5,088
10-472-0500	Travel/Education	0	646	0	0	0	0	95	2,500
10-472-2300	Equipment/Furnishings	0	26	1,000	1,000	0	1,500	1,500	2,500
10-472-2400	Newsletter	0	0	0	0	0	0	0	5,500
10-472-2800	Programs	9,080	8,541	18,000	18,000	14,967	20,678	27,209	0
10-472-2800	Easter Egg Hunt	0	0	0	0	0	0	0	1,000
10-472-2801	Black History Month	0	0	0	0	0	0	0	1,500
10-472-2802	Multi-Cultural Festival	0	0	0	0	0	0	0	5,000
10-472-2803	Fall Festival	0	0	0	0	0	0	0	5,000
10-472-2804	Volunteer Program	0	0	0	0	0	0	0	1,500
10-472-2805	Summer Employment Program	0	0	0	0	0	0	0	8,000
10-472-2806	Senior Luncheons	0	0	0	0	0	0	0	2,400
10-472-2807	Misc. Community Programs	0	0	0	0	0	0	0	3,000
10-472-3000	Office Supplies	1,500	718	1,500	1,500	1,109	5,852	5,852	1,500
10-472-3001	Ads/Notices	16,000	14,794	21,500	21,897	18,449	23,500	11,405	10,000
10-472-5800	Community Center Maintenance	3,000	649	0	0	0	0	0	0
10-472-6000	Christmas Parade	2,000	1,561	2,000	2,000	1,963	2,000	469	2,000
10-472-6100	Charter Day	500	500	500	500	500	500	500	500
10-472-6101	Special Events	166	534	3,000	3,000	2,004	0	0	0
10-472-6500	Mil/Civ Meeting	0	0	1,500	1,103	1,103	0	0	1,500
10-472-6900	Community Service Grants	0	0	0	0	0	0	0	0
10-472-7001	Quantico Creek Clean Up	1,500	1,345	1,500	1,500	941	1,500	1,500	0
10-472-7002	Jane Byrnes Grant	0	0	0	0	0	0	0	71,250
	<b>Total</b>	<b>\$120,838</b>	<b>\$116,507</b>	<b>\$50,500</b>	<b>\$50,500</b>	<b>\$ 41,036</b>	<b>\$55,530</b>	<b>\$119,760</b>	<b>\$210,632</b>

ITEM	Expenditures - Boards & Commissions				FY11	FY11	FY12		FY13
		FY10	FY10	FY11	AMENDED	UNAUDITED	FY12	AMENDED	PROPOSED
	Line Item	BUDGET	ACTUAL	BUDGET	BUDGET	ACTUAL	BUDGET	BUDGET	BUDGET
10-481-0500	Travel/Training	1,000	744	1,000	1,000	0	5,000	5,000	4,000
10-481-4100	Planning	5,000	2,850	5,000	5,000	4,000	5,000	5,000	6,000
10-481-4300	ARB	2,100	1,300	2,100	2,100	600	2,100	3,350	3,350
10-481-4400	BOZA	750	750	750	750	250	750	1,650	1,650
	<b>Total</b>	<b>\$8,850</b>	<b>\$5,644</b>	<b>\$8,850</b>	<b>\$8,850</b>	<b>\$4,850</b>	<b>\$12,850</b>	<b>\$15,000</b>	<b>\$15,000</b>

ITEM NON-DEPARTMENTAL									
	Line Item	FY10 BUDGET	FY10 ACTUAL	FY11 BUDGET	FY11 AMENDED BUDGET	FY11 UNAUDITED ACTUAL	FY12 BUDGET	FY12 AMENDED BUDGET	FY13 PROPOSED BUDGET
10-491-5600	Other Unbudgeted	2,500	0	0	0				
	Transfer back to LGIP	449,174	0	77,743	42,743	58,877	135,095	189,642	9,985
	<b>Total</b>	<b>\$451,674</b>	<b>0</b>	<b>\$77,743</b>	<b>\$42,743</b>	<b>\$58,877</b>	<b>\$135,095</b>	<b>\$189,642</b>	<b>\$9,985</b>

ITEM	Expenditures - Debt Service								
	Line Item	FY10 BUDGET	FY10 ACTUAL	FY11 BUDGET	FY11 AMENDED BUDGET	FY11 UNAUDITED ACTUAL	FY12 BUDGET	FY12 AMENDED BUDGET	FY13 PROPOSED BUDGET
10-495-8000	Debt Service	203,319	203,319	125,938	125,938	191,349	207,144	69,299	213,251
	<b>Total</b>	<b>\$203,319</b>	<b>\$203,319</b>	<b>\$125,938</b>	<b>\$125,938</b>	<b>\$191,349</b>	<b>\$207,144</b>	<b>\$69,299</b>	<b>\$213,251</b>

ITEM	Revenues	FY10 BUDGET	FY10 ACTUAL	FY11 BUDGET	FY11 AMENDED BUDGET	FY11 UNAUDITED ACTUAL	FY12 BUDGET	FY12 AMENDED BUDGET	FY13 PROPOSED BUDGET
	<b>Total Revenue, Gen'l</b>	<b>\$4,054,487</b>	<b>\$3,998,077</b>	<b>\$3,913,069</b>	<b>\$4,268,098</b>	<b>4,006,736</b>	<b>\$4,295,429</b>	<b>\$4,314,003</b>	<b>\$3,995,989</b>
	<b>Expenditures, Gen'l</b>								
1	Governing Body	37,950	41,080	57,392	57,392	54,942	57,966	58,710	60,202
2	Administration	778,493	818,912	992,690	1,063,940	1,058,159	938,398	896,776	758,275
3	Economic Development	0	0	0	0	0	127,809	133,083	132,073
3	Information Technology	0	0	85,376	85,376	80,781	124,453	134,053	190,392
4	Buildings & Grounds	0	0	52,850	363,690	51,051	74,500	91,900	77,250
5	Public Safety	1,371,477	1,441,220	1,272,727	1,272,727	1,109,986	1,116,695	1,133,368	1,211,997
6	Street Maintenance	208,239	196,554	209,380	223,730	231,173	223,730	233,645	229,323
7	Community Development	215,433	185,915	189,746	189,746	170,714	187,666	157,747	104,936
8	Public Works	612,070	656,255	653,775	643,725	579,111	896,007	886,020	637,673
9	Stormwater Management	44,144	82,851	136,102	139,741	133,621	137,566	195,000	145,000
10	Director Community Svc	120,838	116,507	50,500	50,500	41,036	55,530	119,760	210,632
11	Boards/Commissions	8,850	5,644	8,850	8,850	4,850	12,850	15,000	15,000
12	Non Departmental	451,674	0	77,743	42,743	58,877	135,095	189,642	9,985
13	Debt Svc	203,319	203,319	125,938	125,938	191,349	207,144	69,299	213,251
14	Elections	2,000	2,969	0	0	0	0	0	0
	<b>Total</b>	<b>\$4,054,487</b>	<b>\$3,751,226</b>	<b>\$3,913,069</b>	<b>\$4,268,098</b>	<b>\$3,765,650</b>	<b>\$4,295,429</b>	<b>\$4,314,003</b>	<b>\$3,995,989</b>

**IN RE: CITIZEN COMMENT PERIOD**

There were no citizen comments made.

**IN RE: MAYOR'S COMMENTS**

Mayor Foreman announced the following events.

- June 21, Lions Club Annual Dinner at the Dumfries Rescue Squad
- June 22, 10:30 a.m., ground breaking for Ginn Park
- June 23, Pastor Green's Retirement at Little Union Church
- June 27, Dumfries Rescue Squad Monthly Meeting
- June 29, American Legion Dinner at the American Legion Post

**IN RE: PRESENTATIONS**

**A. RESOLUTION COMMENDING THE SERVICE OF DEE THOMAS AS A MEMBER FOR THE ARCHITECTURAL REVIEW BOARD – MAYOR FOREMAN**

The presentation was not made. Ms. Thomas was not at the meeting.

**IN RE: BOARDS & COMMISSIONS**

**A. ARCHITECTURAL REVIEW BOARD (ARB)**

Mr. William O'Kelly Russell, member of the ARB, gave the following report.

- A certificate of occupancy was approved for Two Guys Antiques to display a limited amount of wares in front of the business.
- Work continues on updating the sign section of the Historic Design Guidelines.

Mr. Foreman asked about the wares.

Mr. Russell noted that an erroneous zoning permit was issued from a prior zoning administrator that allowed the display of wares at that location.

Mr. Foreman understood that the business is working with the Town in limiting the number of wares that are being displayed.

**B. BOARD OF ZONING APPEALS (BZA)**

Mr. Bob Price, member of the BZA, noted the meeting scheduled for the 20th has been cancelled and was not sure whether the meeting in July would be held.

Mr. Toney clarified that the BZA regularly schedules meetings for the third Wednesday of the month to hear appeal cases. If an appeal is not made the BZA does not meet.

**C. HISTORIC DUMFRIES**

Ms. Joann Barron gave the following report.

- She thanked the Prince William County Historical Commission for a grant that will allow for the continuation of the Living History programs.
- She thanked the Dumfries-Triangle Rescue Squad for providing funding to get t-shirts and mugs to offer to the Colonial Camp participants to be held July 9 thru July 13. She noted there are four scholarships available for children between 8 and 10 years old.
- Last year at this time the Weems-Botts Museum had 1,418 visitors and this year they have had 2,803 visitors.
- The Board will have their first retreat Thursday with an expert on museum management to provide some ideas to help the Museum continue to grow.
- In the evening on Friday, July 13, the Museum will be doing a freaky Friday family friendly ghost walk.

**D. PLANNING COMMISSION (PC)**

Mr. Chris Padberg, Chair, gave the following report.

- A work session was held on June 11.
- Reviewed and discussed an amendment to the McDonald's site plan that would add some outdoor seating. The PC felt the change was appropriate.
- A conditional use permit was applied for by the Dumfries Animal Hospital. The PC recommended the applicant hold off on submitting the application until the PC was able to complete its review on business zone permitted uses.
- Discussion continues on text amendments to residential uses on the first floor in business zones, height and setback requirements, parking credit allowances related to mixed uses, and uniform sign package provisions because of an application for the Town Center.
- New Officers were elected as follows: Chair - William O'Kelly Russell, Vice Chair - Louise Waggy, and Secretary - Gina Critchley.

**IN RE:           APPROVAL OF THE CONSENT AGENDA CONTINUED  
RESOLUTION ADOPTING THE NORTHERN VIRGINIA HAZARD  
MITIGATION PLAN 2010 UPDATE - TKAC**

Mr. Tkac explained that every five years each locality is required to update their hazard mitigation plan. The Town has not been a part of that process since 2000. What is before Council started several years ago and for some reason the Town was not contacted. As a result, the consultant wrote the plan with data that was available at that time and not necessarily correct. The problem with making any changes is that all of the localities, except two, have approved the plan and it would not be feasible for all of the localities to back through the approval process. It is important to move forward with adopting the plan because this may hinder the Town applying for and receiving FEMA disaster funds.

Mayor Foreman noted the concern was under the chart for mitigation actions and action plan where there are dates for a mitigation action that have not been met. He pointed out that the Council it is not necessarily saying it does not agree with the plan. He understood that an amendment was going to be sent with the changes to the success dates with the approval of the plan update.

Mr. Tkac explained once the resolution was adopted that staff would forward the amended end dates as an attachment.

Mr. Taber advised that staff will update the information so that it is accurate. The information would be shared with Council and the consultant who developed the plan. He noted that identifying the outfalls has largely been done on a map; however, that has not been converted to an electronic format. He was not sure the reason the Town did not respond two years ago to the request for information. The consultant compiled the information from other sources such as the MS4 (Municipal Separate Storm Sewer System permit) report submitted by the Town. He indicated staff would be before Council, around September, with an update on the data contained in the plan.

Mr. Praino asked if there were any budget impacts. He wanted to know if the plan could be updated with funding sources that will be provided and/or what the Town will have to fund.

Mr. Taber noted that the Town is going to be more active in applying for grants that will help with funding, there is some general funds already approved, and there are stormwater management funds available for mitigation of some of the projects.

Ms. Barr asked how the Town could be in compliance with the MS4 program when the Town does not know where its outfalls are. The Town has been working on the MS4 outfalls since she got on Council and to this day, the Town still does not know where the storm drainage system is going.

Mr. Tkac noted there is a 2007 map and the Town is clear of where its outfalls are. The outfalls simply need to be updated digitally.

Ms. Barr pointed out that she has mentioned this at least three times this year and this is not what she has been told. She noted that earlier Mr. Tkac stated that the outfalls were not identified and that a new target date would be provided in the update.

Mr. Tkac noted that the Town has a fully compliant MS4 program.

Mr. Foreman suggested contacting the consultant, who might have the application to put the data in a digital format rather than having to spend money for a program. He mentioned that Dewberry was the consultant who did some of the drawings that the Town has.

Mr. Tkac noted that Richard West, Assistant Public Works Director, has been updating the map digitally based on the coordinates supplied by the Army Corps of Engineers.

Mayor Foreman asked what the next step would be if Council did not want to pass the resolution.

Mr. Tkac explained that the plan cannot be rewritten with the changes since most of the jurisdictions have already adopted the plan. The next revision to the plan, where updated information can be put in, will be in two years. This is the reason for sending the updated information along with the resolution.

Mayor Foreman asked Mr. Taber to get confirmation that updates cannot be made to the plan and bring back the options to Council at the next meeting.

Mr. Tkac indicated that had already been done.

Mr. Taber was concerned if the Town was not a signature of the plan that there is the potential to not receive funds if funds were to come available for preparing and responding to an incident that may occur. He was shocked this was never done since the plan goes back for several years. He pointed out there have been numerous things that have not been done over the past 40 years that should have been done which cannot be changed. The Town can only move forward from here. He can see no negative effect, other than having non-factual information, of adopting the plan as reported.

Mayor Foreman suggested changing the verbiage so the resolution being passed will state “with the following recommended changes.”

Mr. Taber noted that the updated information and resolution would be provided at the next Council meeting.

**IN RE: STAFF COMMENTS**  
**A. TREASURER – RETTA LADD**

Ms. Ladd was ready to answer any questions that Council may have regarding the monthly financials for May 2012.

There were no questions.

**B. TOWN ATTORNEY – CHRISTINE SANDERS**

Ms. Sanders reported the following items.

- She will be out of the office for the first two weeks of July.
- She attended a meeting with local food vendors on a proposed temporary use permit.
- She consulted with the Public Works Department on the appropriate action to be taken to resolve the issue safely on a hoarding situation.
- She collaborated with the Community Services Director on the initiation of the Dumfries Farmers Market.

Mr. Toney asked if there were any juvenile matters addressed in court.

Ms. Sanders noted there were an increased number of cases this month in the juvenile and domestic relations court, which were the result of adults contributing to the delinquency of a minor.

**IN RE: ACTION ITEMS**  
**A. ORDINANCE TO ADOPT THE NOISE ORDINANCE CHAPTER 26, ARTICLE III, SECTIONS 26-60 THROUGH 26-98 – CHIEF ROBERT FORKER**

Chief Forker noted that in 2009 the Virginia Supreme Court ruled in Tanner v. City of Virginia Beach that its noise ordinance provisions were unconstitutionally vague. Several provisions of the Town of Dumfries Noise Ordinance rely on these unconstitutionally vague provisions, because they prohibit sounds that “annoy or disturb a reasonable person of normal sensitivities.” A public hearing was held on June 5 introducing the ordinance and is before Council for adoption.

Ms. Barr made the motion, seconded by Ms. Forrester, to adopt the noise ordinance, Chapter 26, Article III, Sections 26-60 through 26-98.

Mr. Toney was concerned that the ordinance did not address the difference between commercial and residential noise. He noted that previously the ordinance included a warning and was changed to be a part of policy.

Chief Forker explained the warning would be a part of the general orders, which will be before Council for approval at a later meeting.

Mr. Praino asked if the ordinance was a cut and paste from another locality.

Chief Forker explained a group of attorneys from cities and counties from across the State developed the ordinance. This particular ordinance was adopted by Prince William County.

Mr. Praino noted that the decibel levels are for speed limits of 35 miles per hour or less and speed limits over 35 miles per hour. He mentioned the speed limit in the Town is 35 miles per hour and asked if the over 35 miles per hour was a safeguard in case the speed limit changes in the future.

Chief Forker agreed. He explained this would keep from having to back through the process to make any changes. He recalled at one time that the speed limit was 45 miles per hour between Dumfries Road on Route 1 to Tripoli Boulevard.

Mr. Praino asked if the 35 miles per hour or less would be down to zero, a stopped or parked vehicle, or whether it would be for a moving vehicle.

Chief Forker noted it was for a moving vehicle.

Mr. Praino asked why the ordinance would not apply to any vehicle engaged in interstate commerce.

Chief Forker explained that the Virginia Department of Transportation regulates interstate commerce. There is a separate code of federal regulations governing interstate commerce.

Mayor Foreman pointed out that the car wash has two conflicting signs. One says no noise and the other says watch your noise. He asked Chief Forker to talk to the owner and have one set of signs taken down.

Chief Forker noted that he has spoke to the owner about the signs. He cannot force them to remove them.

The motion on the floor to adopt the noise ordinance carried and the following ordinance was adopted by the following roll call vote: Ms. Barr, yes; Mr. Foreman, yes; Ms. Forrester, yes; Mr. Praino, yes; Mr. Toney, yes; Ms. Washington, absent; vacant seat.

**ORDINANCE TO ADOPT CHAPTER 26, ARTICLE III, SECTION 26, NOISE  
TO REPLACE SUBJECTIVE NOISE STANDARDS IN THE CODE WITH  
OBJECTIVE NOISE STANDARDS**

WHEREAS, in *Tanner v. City of Virginia Beach*, the Virginia Supreme Court held that noise provisions are unconstitutionally vague if the provisions include standards that depend on the “subjective tolerances, perceptions and sensibilities of a listener.”; and

WHEREAS, several provisions of the Town of Dumfries Noise Ordinance rely on subjective standards, because they prohibit sounds that “annoy or disturb a reasonable person of normal sensitivities”; and

WHEREAS, the subjective standards in the Town’s Noise Ordinance should be amended and replaced with objective standards; and

WHEREAS, the Town Council authorized a public hearing on this matter, duly advertised for the purpose, was held on June 5, 2012 and all interested citizens were heard.

NOW, THEREFORE BE IT ORDAINED by the Dumfries Town Council on this 19<sup>th</sup> day of June that the Code of Ordinances, Town of Dumfries, Virginia, as amended, is further amended by deleting Chapter 26, Article III, Section 26-60 through 26-66 and reenacting Chapter 26, Article III, Section 26-60 through 26-66 as attached hereto.

**ARTICLE III. NOISE\***

**Sec. 26-60. – Declaration of policy**

This article shall be known and may be cited as the “Noise Control Ordinance of the Town of Dumfries.” It shall be applicable to the control of noises originating within the jurisdictional limits of the town and from town-owned lands locate outside the jurisdictional limits of the town.

It is hereby declared to be the public policy of the Town of Dumfries to protect its citizens against excessive noise which is detrimental to life, health and enjoyment of property. In order to promote the public health, safety, welfare and the peace and quiet of the inhabitants of the town, the following measurements and standards relating to noise are hereby adopted.

\*Editor’s note- Ord. No. O-2007, § 1, adopted Dec. 4, 2007, repealed the former Art. III, §§ 26-60--26-68, and enacted a new Art. III, as set out herein. The former Art. III pertained to similar subject matter and derived from Ord. of Dec. 18, 2001, § 1(10-71—10-75, 10-78—10-80).

**Sec. 26-61. Definitions and Penalties.**

**A. Definitions**

For the purposes of this chapter, the following words and phrases shall have the meanings respectively ascribed to them by this section:

1. A-weighted decibel means the sound level, in decibels, measured with a sound level meter using the A-weighting network or scale as specified in the ANSI S1.4-1983 (specifications for sound level meters). The level so read shall be post scripted dB(A) or dBA.
2. ANSI means the American National Standards Institute, Inc. New York, New York.
3. Chief means the chief of police of Town of Dumfries or his authorized agents.
4. Daytime means the local time of day between the hours of 7:00 a.m. and 10:00 p.m. weekdays and from 9:00 a.m. to 10:00 p.m. on Saturdays, Sundays and legal holidays observed by town government unless otherwise specified.
5. Decibel means a unit that describes the sound pressure level or intensity of sound. The sound pressure level in decibels is twenty (20) times the logarithm to the base ten (10) of the ratio of the pressure of the sound in microbars to a reference pressure of 1.002 microbar; abbreviated dB.
6. Director means the director of the department of public works or his authorized agent.
7. Nighttime means those times excluded from the definition of daytime.
8. Noise means any steady-state or impulsive sound occurring on either a continuous or intermittent basis that annoys or disturbs humans or that causes or tends to cause an adverse psychological or physiological effect on humans.
9. Noise disturbance means any sound which:
  - (a) Endangers or injures the safety or health of humans; or
  - (b) Annoys or disturbs a reasonable person of normal sensitivities; or
  - (c) Endangers or injures personal or real property; or
  - (d) Exceeds the applicable maximum permissible sound levels as they appear in the table in section 26-62.
10. Sound level meter means an instrument to measure sound pressure levels that meets or exceeds performance standards for a Type 2 meter as specified by the ANSI.
11. Sound pressure level means the intensity in decibels (dB) of a sound.
12. Zoning district classification is the scheme of land use classification contained in the Town of Dumfries Zoning Ordinance.

The following words, terms, and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

13. Ambient noise level shall mean the aggregate of all sound sources impacting at the place where a specific sound generation is measured or evaluated, excluding the specific sound generation itself.
14. Emergency shall mean any occurrence or set of circumstances involving actual or imminent physical trauma or property damage which demands immediate action.
15. Motorcycle and motor vehicle shall have the meanings ascribed to them in Code of Virginia, § 46.2-100.
16. Property boundary shall mean an imaginary line along the ground surface, and its vertical extension, which separates the real property owned, leased, or otherwise legally controlled by one person from that owned, leased, or otherwise legally controlled by another, including intra building real property divisions.
17. Public Space shall mean any real property owned, leased, or controlled by a governmental entity and normally accessible to the public.

18. Vehicle shall have the meaning ascribed to it in Code of Virginia, §46.2-100.

**B. Penalties**

(1) Any person who violates any provision of this article shall be guilty of a class 2 misdemeanor.

(2) Each day of violation of any provision of this article shall constitute a separate offense.

(3) The person operating or controlling a noise source shall be guilty of any violation caused by that source. If such person cannot be determined, then any owner, tenant, or resident physically present on the property where the violation occurs shall be presumed guilty of a violation of this article.

(Ord. No. O-2007, § 1, 12-4-2007)

**Sec. 26.62. Maximum Permissible Sound Pressure Levels.**

A. Except as otherwise provided, any noise which emanates from any operation, activity or source and which exceeds the maximum permissible sound levels established in this section below is hereby prohibited. Such levels shall be measured at the property boundary of the sound source or at any point within any other property affected by the noise. When a noise source can be identified and its noise measured in more than one (1) zoning district classification, the limits of the most restrictive classification shall apply.

MAXIMUM PERMISSIBLE SOUND PRESSURE LEVELS

<i>Classification</i>	<i>Zoning District</i>	<i>Maximum dBA Daytime</i>	<i>Nighttime</i>
Residential		60	55
Mixed Use District		60	55
Commercial		65	60
Office		65	60
Industrial		79	72

B. Heating and cooling systems, including but not limited to air conditioners and heat pumps, shall not be subject to the night levels enumerated above.

C. Any person, with lawfully obtained permits, who between the hours of 6:00 a.m. and 10:00 p.m. weekdays and between the hours of 9:00 a.m. and 10:00 p.m. on Saturdays, Sundays and legal holidays observed by town government operates or causes to be operated any equipment used in construction, repair, alteration or demolition work on buildings, structures, alleys or appurtenances thereto in the outdoors in any residential district within one hundred (100) yards of a lawfully occupied dwelling shall not be subject to the levels enumerated above.

- D. Persons performing construction of public projects, repair or maintenance work for such projects or persons performing work for private or public utilities for the repair of facilities or restoration of services shall not be subject to the levels enumerated above.

**Sec. 26-63. Prohibitions generally.**

The following acts are violations of this chapter:

1. Sounding a horn or other signaling device on any motor vehicle except as an emergency or danger warning signal.
2. Operating a motor vehicle, other than an authorized emergency vehicle or a vehicle moving under special permit, which creates a noise disturbance

Operating or causing to be operated a public or private motor vehicle or motorcycle on a public right-of-way at any time in such a manner that the sound level emitted by the motor vehicle or motorcycle, when measured at a distance of fifty (50) feet or more, exceeds the level set forth in the following table:

(a)

<u>Vehicle Class</u>	<u>Sound level in dBA</u>	
	<u>Speed limit 35 MPH or less</u>	<u>Speed limit over 35 MPH</u>
<u>All motor vehicles of GVWR or GCWR of 6,000 lbs or more</u>	<u>86</u>	<u>90</u>
<u>Any motorcycle</u>	<u>82</u>	<u>86</u>
<u>Any other motor vehicle or any combination of vehicles towed by any motor vehicle</u>	<u>76</u>	<u>82</u>

(b) This section shall not apply to any motor carrier vehicle engaged in interstate commerce.

3. Operating, loading or unloading any vehicle, including but not limited to trucks, or the opening and destruction of bales, boxes, crates and containers in the outdoors for zones other than industrial within one hundred (100) yards of a lawfully occupied dwelling between the hours of 10:00 p.m. and 6:00 a.m.
4. Operating or causing to be operated between the hours of 10:00 p.m. and 6:00 a.m. on weekdays and between the hours of 10:00 p.m. and 9:00 a.m. on Saturdays, Sundays and legal holidays observed by town government any equipment used in construction, repair, alteration or demolition work on buildings, structures, alleys or appurtenances thereto in the outdoors in any residential district within one hundred (100) yards of a lawfully occupied dwelling. This section shall not apply to construction of public projects, the repair of maintenance work performed on such projects or work performed by private or public utility companies for the repair of facilities or restoration of services.

5. Using, operating or causing to be operated mechanical loud speakers or other sound amplification devices on trucks or other moving vehicles or in commercial establishments for the purpose of commercial advertising or attracting the attention of the public during the nighttime. The use of such at all other times shall be subject to the following conditions:
  - a. The only sounds permitted are music or human speech.
  - b. Sound shall not be issued or devices shall not be used within one hundred (100) yards of hospitals, schools, churches or courthouses.
  - c. The human speech and music amplified shall not be obscene.
6. Operating or permitting to be operated any powered model aircraft in the outdoors during the nighttime. Any person desiring to use town parks or facilities to operate such aircraft at any time must first obtain permission from the town zoning administrator.
7. The playing of radio, phonographs, television, tape or disc players, musical instruments or drums, sound amplifiers or similar devices which produce, reproduce or amplify sound in such a manner as to create a noise-disturbance to emit sound audible at a distance of 50 feet outside of a building or audible through partitions common to two (2) or more residences within a building.
8. Talking, yelling, shouting, screaming, singing or any other form of human sounds produced by any person or group of people that creates a noise disturbance-between the hours of 10:00 p.m. and 6:00 a.m. in such a manner as to be audible across property boundaries or audible through partitions common to two (2) or more residences within a building.
9. Playing, operating or permitting to be operated, any radio, tape player, compact disc player, loud speaker or other electronic device used for the amplification of sound, which emits sound within a motor vehicle being operated or parked on a public street, alley, parking lot open to the public or public park and which emits sound audible from outside the motor vehicle at a distance of fifty (50) feet or more. The provisions of this subsection shall not apply to motor vehicle alarms or other security devices, the emission of sound for purposes of alerting persons to the existence of an emergency, or the emission of sound in performance of emergency work.
10. The sounding or permitting the sounding of any exterior burglar or fire alarm or any motor vehicle burglar alarm that continues for more than 15 minutes from activation, unless an emergency.

**Sec. 26-64. Measurement procedures.**

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The measurement of sound or noise pursuant to this section shall be as follows:

- (1) The measurement of sound or noise shall be made with sound level meters Type 1 or Type 2 which meet the standards prescribed by the ANSI. The instruments shall be maintained in calibration and good working order. A calibration shall be made of the system at the time of any noise measurement. Measurements recorded shall be taken so as to provide a proper representation of the noise source. The microphone during measurement shall be positioned so as not to create any unnatural enhancement or diminution of the measured noise. A windscreen for the microphone shall be used when required. A minimum of three (3) sound level readings will be taken. The

geometric mean of these readings will be used as the average sound level. If the background noise is equal to the levels set forth in section 26-62 above, three (3) dB shall be subtracted out of the average sound level.

The slow meter response of the sound level meter shall be used to determine that the average amplitude has not exceeded the dBA readings or the limiting noise spectra set forth in section 26-62 above.

Unless otherwise specified, the measurement shall be made at the property boundary on which such noise is generated, or at any point within the receiving property affected by the noise.

**Sec. 26-65. Exemptions from article.**

Exemptions from the provisions of this chapter may be granted in accordance with the requirements below.

- (1) Any person responsible for any noise from the operating of any equipment used in construction, repair, alteration or demolition work on building structures, alleys or appurtenances thereto shall apply to the director for an exemption or partial exemption from the provisions of this chapter. All other requests for exemptions shall be directed to the chief. The director or the chief may grant such exemption or partial exemption if he finds that:
  - a. The noise does not endanger the public health, safety or welfare; or
  - b. Compliance with the provisions of this chapter from which an exemption is sought would cause a serious hardship without producing equal of greater benefit to the public.
- (2) In determining whether to grant such exemption the director or chief shall consider the following:
  - a. The time of day the noise will occur;
  - b. The duration of the noise;
  - c. The loudness of the noise in relation to the maximum permissible sound levels set forth in section 26-62 of this chapter;
  - d. Whether the noise is intermittent or continuous; and
  - e. Such other matters as are reasonably related to the impact of the noise on the health, safety and welfare of the community and the degree of hardship which may result from the enforcement of the provisions of this chapter.
- (3) Exemptions or partial exemptions issued pursuant to this section shall be granted for such period as the director or the chief made pursuant to this section may obtain review of such decision by the town manager or his authorized agent by delivering a written statement of appeal to the office of the town manager within ten (10) days of the date of the decision. The town manager shall review all statements of grievances and shall, within ten (10) days after receipt of such written statement of grievance,

either affirm or set such decision aside, and make any such further determination as may be necessary to effectuate the provisions of this section. The decision of the town manager shall be final and binding.

**Sec. 26-66. Issuance of permits**

The town manager shall be authorized to issue permits to persons allowing the production of noise that might otherwise be prohibited under this article, provided that such permits shall be limited to a specific event, time period, or activity. Such permits shall be issued in accordance with regulations promulgated by the town manager and published in the town administrative manual.

(Ord. No. O-2007, § 1, 12-4-2007)

**Secs. 26-67—26-98. Reserved.**

**B. DISCUSSION/DECISION ON AMENDING TOWN CODE TO INCLUDE A TRESPASS ORDINANCE CHAPTER 38, ARTICLE I, SECTION 38-15 – CHIEF ROBERT FORKER**

Chief Forker noted the Town recently acquired Ginn Park and there are other parks in the Town. In reviewing code, the Town has no ordinance that prohibits trespassing. Officers have been using State code. He is asking to mirror the State code in Town code to allow Officers to enforce Town code, which would change Town receiving any fines are imposed for a conviction rather than the State.

Ms. Sanders noted having four trespass cases in the past month.

There was discussion about the verbiage that was being presented not transitioning well and whether to add words or periods for clarity without changing the intent of the ordinance.

Mr. Praino moved, seconded by Ms. Forrester, to move forward with scheduling a public hearing to amend Town code to include the amendment to add a comma after the third or, in the eighth line on the trespass ordinance. The motion carried by the following roll call vote: Ms. Barr, yes; Mr. Foreman, yes; Ms. Forrester, yes; Mr. Praino, yes; Mr. Toney, yes; Ms. Washington, absent; vacant seat.

**IN RE: INFORMATION ITEM**

**A. STATUS UPDATE ON STREETLIGHT AT HAMPSTEAD LANDING – GREG TKAC**

Mr. Tkac explained that funding has been set aside in the budget to install a streetlight. The design was completed by Prince William County, placed on queue with Dominion Power,

and will be installed. He was unable to provide a timeframe; however, would keep Council updated on the status as it comes available.

Ms. Barr asked what the cost was for the streetlight.

Mr. Tkac estimated the cost to be around \$6,500.

Mayor Foreman asked that the design plan be provided to the Hampstead Landing Homeowners' Association.

Mr. Tkac agreed to provide the design.

**IN RE:           DISCUSSION ITEM  
                  A. JULY MEETING DATES**

Mr. Toney moved, seconded by Ms. Forrester, that the meeting be moved from July 3 to July 10 and the July 17 meeting be moved to July 24. The motion carried by the following roll call vote: Ms. Barr, abstain; Mr. Foreman, yes; Ms. Forrester, yes; Mr. Praino, yes; Mr. Toney, yes; Ms. Washington, absent; vacant seat.

**IN RE:           COUNCIL COMMENTS**

Ms. Barr thanked the Town for allowing her to be a part of its history.

Mr. Toney thanked the citizens for giving him another four years on the Council. He asked that with the increase in temperatures that citizens look in on their elderly neighbors.

**IN RE:           CLOSED SESSION (NONE SCHEDULED)**

**IN RE:           ADJOURNMENT**

Ms. Barr moved, seconded by Mr. Toney, to adjourn the meeting. The motion carried by the following roll call voice vote: Ms. Barr, yes; Mr. Foreman, yes; Ms. Forrester, yes; Mr. Praino, yes; Mr. Toney, yes; Ms. Washington, absent; vacant seat.

Minutes submitted by

Approved by

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Dawn Hobgood  
Town Clerk

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Gerald M. Foreman  
Mayor