

**AT A REGULAR MEETING OF THE DUMFRIES TOWN COUNCIL, HELD ON JUNE 4, 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 R. 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. Foreman moved, seconded by Ms. Forrester, to approve the minutes from the October 23, 2012 joint meeting/work session, November 13, 2012 meeting, and November 27, 2012 work session 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

Mr. Foreman moved, seconded by Ms. Forrester, to adopt the agenda as presented. 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: PUBLIC HEARINGS

A. FY14 BUDGET, TAX RATE, AND USER FEES – DAN TABER

Mr. Taber noted that Council voted at the May 7 Council meeting to move the proposed FY14 budget to public hearing. The proposed FY14 budget is available online and at Town Hall for citizens to view.

The public hearing was opened to public comments.

There being no comments the public hearing was closed.

Mayor Foreman provided the following comments about the narrative to the budget.

1. Under the individual department sections; were the benefits adjusted to cover the 100 percent paid by the Town.
2. Was the fee for the Town Vehicle Tag adjusted?
3. The first sentence under the Community Center Fees needs to be removed.
4. Under Parks & Recreation Fees; it was questioned as to why no funds were budgeted.
5. Under Administration FY14 Goals; it states the Capital Improvement Program (CIP) is going to be updated. It was questioned whether that was another update or a review.
6. Under Department of Information Technology FY14 Goals; they are the same as last year and under number three, it talks about creating better communications for the Town's new website. The word new needs to be removed
7. Under Department of Information Technology Capital Outlay; the first sentence is the same as last year and states that four old cameras will be replaced with four new ones. It was questioned whether this was completed in FY13.
8. Community Development FY14 Goals are the same as FY13 and may be worthy of a review since there is a new person in that position.
9. Under Stormwater Management FY14 Goals; it states the annual MS4 report is posted on the website. It also mentions developing and implementing an illicit discharge detection and elimination (IDDE) program. Is the MS4 report done annually? If the goal is the same as FY13 would the IDDE program already have been developed.

Mr. Taber gave the following responses.

- ❖ Numbers 1 and 2 – the changes have been made.
- ❖ Number 3 – the first sentence will be removed.
- ❖ Number 4 – that is a revenue line item and the park is not complete.
- ❖ Number 5 – that will be changed to reflect a review, not an update.
- ❖ Number 6 – the word new will be removed.
- ❖ Number 7 – four were replaced in FY13 and the other four cameras are being replaced in FY14.
- ❖ Number 8 – last fiscal year, in general, a lot of the departments used a combination of stabilization and putting a system in place to begin to achieve the goals set.

Mr. West, in answer to number 9, indicated the MS4 is an annual report, and like many other jurisdictions, is posted to the Town's website. The IDDE is ongoing. It evolves. Every time they get into it, they find areas where they need to go back and do refinements to what was done the previous year. It

is always being developed, reviewed, redeveloping, and being enhanced. Each year the department is supposed to study twenty percent of the outfalls.

Mayor Foreman mentioned that under the Christmas Parade line item it states this represents the costs associated with the Annual Holiday Parade. It lists Council float decorations, which Council did not have last year, and that a pizza lunch is provided for all parade volunteers and public safety personnel following the parade. He was not sure if that was done last year; however, in figuring the budget that needs to be kept in mind. If these things are not going to happen maybe it needs to be changed. He asked where in the budget you can see what grants are being applied for.

Mr. Taber noted that one of the goals is to increase grant funding. There are some relatively long-standing grants, like the block grants. He explained that many grants staff does not know about until they come up. A considerable effort was made looking for grants and the information was provided in a memo to Council about what grants were applied for and which ones the Town received.

Mayor Foreman suggested having staff list grants applied for on the monthly report.

Mr. Taber noted he would have the topic listed on his monthly report, which will encompass all grants being applied for by staff that way Council only has to go to one report to find the information.

Mr. Foreman moved, seconded by Mr. Wood, to vote on the introduction of the ordinances for the FY14 Budget. 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.

B. JOINT PUBLIC HEARING WITH THE PLANNING COMMISSION ON ZONING TEXT AMENDMENTS TO THE B-1, B-2, AND FB/O-1 ZONING DISTRICTS – CHRISTINE SANDERS

Ms. Sanders noted this was before the Council and Planning Commission (PC) for a joint public hearing for adoption, readoption, confirmation, and ratification of zoning text amendments that were adopted by Council September 2011. It has been alleged, but it is not conceded that the Council and PC failed to adopt a very technical initiating resolution or motion. Having said that the Council and PC went through all of the other substantive due process procedures to properly adopt those zoning text amendments. Advertisements were put in the paper, public hearings were held, meetings were held, feedback was provided from the public, and Council went ahead and adopted the amendments. It is her submission that based on the actions the Council and PC took at the time that any allegation that there is a lacking of an initiating resolution or motion is not timely. Notwithstanding, that has been made and is standing out there in litigation and the best way for the Council and the Town to move forward is to go back and redo that procedural step. The PC, on May 20, adopted an initiating motion for those zoning text

amendments. She invited Council to open the public hearing to adopt, readopt, confirm, and ratify those same zoning text amendments.

The public hearing was opened to public comments.

Penny Graves Rodriguez, owner of Bailey's Soft Ice Cream, was concerned about the rumor she heard that a trailer is coming to the Dumfries Shopping Center. She felt that was a major conflict of interest. Everyone has a right to own a business in Dumfries, but to sell exactly the same product that she has would definitely be a conflict of interest. She is highly upset when she confirmed with the Town that someone was indeed going to put up a trailer in about two months selling soft serve ice cream. She understands that everyone has the right to own a business, but down a little further. Setting up directly across from where she is located is definitely a conflict of interest.

There being no further comments the public hearing was closed.

By roll call, it was noted that John Webb, Louise Waggy, Chris Padberg, Selonia Miles, and William O'Kelly-Russell, members of the PC, were in attendance.

Mr. Foreman moved, seconded by Ms. Forrester, to vote on the introduction of the ordinances for the zoning text amendments to the B-1, B-2, and FB/O-1 zoning districts. 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.

C. TEMPORARY ROADSIDE FOOD VENDORS – CHRISTINE SANDERS

Ms. Sanders noted that staff has been working on the temporary roadside food vendors ordinance for several months now. It is before Council for a public hearing. She pointed out the following changes were made.

- ❖ A Sunset Provision was put in for five years.
- ❖ Item 12, in the first line, "as the" was removed.
- ❖ Item 19, a vendor license fee of \$50.00 was added.

The public hearing was opened to public comments.

Jeremiah Burns was in support of the temporary roadside food vendor ordinance. He was concerned with two businesses being in the same geographical area. He thought there should be a limit on the number of permits issued in the Town.

Pete Singh questioned what the word temporary really means and how it relates to what is being done. He noted Council needs to keep in mind some of the roads are owned by the Virginia Department of Transportation (VDOT), some are Town roads, and some are unimproved roads. He was not sure which road the food vendor would go on. He noted there are ordinances, site plan procedures, and practices in place that any business coming into the Town must abide by. He has asked staff what to expect when you

say the word food vendor. Is a food vendor the same as a restaurant as far as providing a service? The mechanism being used may be a little different. There is a lot of confusion about the words temporary, roadside, and food vendor. It should be part of the zoning ordinance under the B-1 district and a definition of what it means. He mentioned the requirement of parking being based on the square footage of a business, which would similarly apply along with set-back requirements. He asked Council to keep these things in mind moving forward.

Tracy Cox expressed that every business, whether on wheels or not, should be required to pay taxes. She was concerned with the litter that will be generated by the roadside food vendors.

There being no further comments the public hearing was closed.

Mayor Foreman thought Item 15 was discussed regarding the verbal or written warnings. He thought the verbal warning was going to be removed and x amount of warnings were to be given and then revocation of the permit. He asked if a hold harmless clause was being included in the commercial liability insurance for businesses.

Ms. Sanders noted the requirement is indemnification on the business insurance policy.

Mayor Foreman asked if commercial auto insurance on vans and propane tanks was included.

Ms. Sanders noted business liability insurance is being requested up to a million dollars. She indicated the propane tank would be considered part of the business.

Mayor Foreman asked if the Town was an additional insurer on the policy.

Ms. Sanders noted that was correct.

Mayor Foreman asked if a mobile food vendor was being clearly defined. He asked if this was someone with a truck or somebody who puts up a tent, a bbq, three chairs, and a table

Ms. Sanders advised the article title is temporary roadside food vendor. She noted the ordinance clearly states no seating for customers.

Mayor Foreman meant a table for equipment to be put on, like a cash register and handing food out. He noted it is the same type of tent activity the Town does with its festivals.

Ms. Sanders noted no structures are allowed and a tent would be considered a structure.

Ms. Forrester suggested giving the Town Attorney the opportunity to respond to the questions, because most if not all of them, have very detailed answers.

Mayor Foreman wanted to get all of Council's questions so that the Town Attorney could respond to all of the questions and address the comments made by the public.

Mr. Wood clarified a tent is required over food vendors for health and safety reasons, which is a Health Department requirement.

Ms. Sanders pointed out it was just over the food and not large enough to accommodate customers.

Mr. Wood questioned whether it was legal to require a vendor to have a bond to cover private property.

Ms. Sanders clarified the bond is to indemnify the Town to clean up after the vendor, because it is understood that they go away at night and if they leave and do not come back to clean up, the Town has something to cover the time and effort it will take to clean the area.

Ms. Washington wanted to see it written that there would be verbal and written warnings.

Ms. Sanders noted that temporary is defined in the ordinance. It is no more than 12 hours, six days a week. Overnight parking is prohibited. Roadside food vendors are not permitted on any public property or public right-of-ways, only on private property. It is carry-out only and there is to be no seating for people to come and sit down. It is only allowed in the B-1, B-2, and FB/O-1 zoning districts; however, it is not necessarily allowable at every location in those districts. The ordinance tries to speak to the fact that not every location may be suitable for this type of activity. There is a sketch required of the location as part of the application process for the permit. There will need to be adequate parking for customers in order to not make a public safety issue. The Police Department will have to sign off to make sure there is not an ingress/egress issue. Signage is limited. She was not sure how to address that there might be competition. It is not the staff's prerogative, nor would she want it to be, to regulate competition. If the property is suited and the property owner permits the use, there will be no more than two vendors allowed at that location.

A brief discussion ensued about Ms. Rodriguez's concerns from the previous public hearing. It was noted that an application has not been received; however, it is a by-right use in that zoning district. Once a site plan is submitted, it will go through the approval process. It will be a permanent establishment.

Ms. Sanders noted a peddler's license is required rather than a Business, Professional, and Occupational License (BPOL). The vendor will also pay a permit fee and meals tax. Litter is addressed through the bond and is a condition of the permit that the property be kept clean.

Ms. Reynolds asked what happens after a vendor gets a verbal or written warning.

Ms. Sanders hoped the vendors would operate within the terms; however, enforcement is the tricky part of any ordinance. She felt staff would take the position to try to work with the vendor as they generally do with anybody who does not comply with the code. If compliance were not gotten, the permit would be revoked.

Ms. Reynolds asked if there was a certain number of warnings before revoking the permit.

Ms. Sanders noted that could be addressed in the ordinance if Council wanted to provide direction to staff.

Mayor Foreman asked Ms. Washington if she was suggesting that a verbal warning be given along with a written warning.

Ms. Washington agreed.

Mayor Foreman asked for Council's opinion on the number of warnings.

Ms. Washington wanted it to be one and done. She indicated that if this is what you decide you want to do then you know the rules going in.

Ms. Forrester agreed that one warning was sufficient.

Mayor Foreman asked how long are you done for. Is that a fiscal year?

Ms. Sanders noted a business license is for a calendar year.

Ms. Reynolds asked what would happen if it is the last day of the year. The next day the vendor could reapply anyway.

Mayor Foreman suggested 12 months from the date of the violation.

Consensus was to go with 12 months from the date of the violation. He asked what the reasoning was for the roadside food vendors not paying BPOL.

Ms. Sanders noted there are a number of things the temporary roadside food vendor already has to pay for. The bond, the \$250 permit, the peddler's fee, and the meals tax. She was under the impression that Council wanted to encourage these type of vendors so the flat fee seemed like a more encouraging thing than BPOL.

Ms. Forrester did not know why, when the Council has a long-term goal of eliminating the BPOL, Council would put into place BPOL on new items. She felt the meals tax and licensing fee were sufficient.

Mayor Foreman had an issue with roadside food vendors not paying like the other restaurants. He was for making the competition fair and adding the BPOL.

Ms. Sanders clarified that BPOL is based on gross receipts and a new business would pay a flat fee.

Ms. Washington wanted roadside food vendors to pay BPOL.

Ms. Reynolds agreed with Ms. Washington.

Mr. Toney was up in the air about it and Mr. Brewer had no comment.

Mr. Wood disclosed he is a temporary roadside vendor and owns his business and will abstain from voting on the ordinance. He agreed with Ms. Forrester and Mr. Toney.

Mayor Foreman pointed out that Mr. Toney did not decide yes or no on the BPOL.

Consensus of Council was to include BPOL.

Ms. Forrester asked if the BPOL could be voted on separately from the ordinance.

Ms. Sanders did not see how that could be done. Council is creating a special type of use on property in an ordinance. This is not the best place to put the use and it should be in the zoning ordinance, which it will get there eventually; however, that would have been a much more time consuming process. There is a whole host of by-right businesses that might come to the Town or with a conditional use permit (CUP). Some of them are enumerated in the zoning ordinance and some of them are not, because they have not even been thought of yet. At some point a determination will be made as to what type of business the roadside food vendor is. For example, if it is determined to be a restaurant it would fall under that category and there is a section of the ordinance that addresses how a restaurant is taxed through BPOL.

Ms. Forrester asked why it could not just be stated per the tax structure.

Ms. Sanders explained this is the opportunity for Council to decide how to tax this type of use.

Ms. Forrester did not want to vote on anything that has to do with taxes; however, she supports the roadside food vendor. She saw them as two separate issues.

Ms. Sanders mentioned that a peddler's license is considered a business license. It is the same process and is usually a flat fee of \$30.00 until the gross receipts, she believes, are above \$30,000 annually. It is likely most roadside food vendors will be paying a flat fee.

Mr. Foreman moved, seconded by Ms. Reynolds, to vote on the introduction of the ordinance amendment for temporary roadside food vendors with the recommended changes. The motion carried and was approved 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.

IN RE: APPROVAL OF THE CONSENT AGENDA

Mr. Brewer moved, seconded by Ms. Washington, to approve the Consent Agenda as presented.

Ms. Forrester was not asking that anything be pulled from the consent agenda, but she was surprised to see the resolution approving the summer youth internship program. She recalled there was some discussion and a recommendation from the Town Manager was made; however, she did not think Council had made a decision.

Mayor Foreman went back and looked at his notes and all the changes that were requested were made; however, he thought it was going to come back for Council to discuss and vote on.

It was clarified the discussion was that it was too late to do a summer youth internship/summer job program. The Town Manager had stated at the last meeting that the summer youth job program would be something to look at in the future. Council was under the impression that a comparison would be provided of the two programs regarding the risks associated and whether the youth would be working with a department, out in the field, or with a business.

The motion on the floor was withdrawn.

Mayor Foreman requested the resolution approving the summer youth internship program be removed from the consent agenda for further discussion.

Mr. Foreman moved, seconded by Ms. Forrester, that the Consent Agenda be adopted as amended. The motion carried and the following resolutions were 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.

TOWN ATTORNEY CONTRACT RESOLUTION

WHEREAS, the Town of Dumfries (“Town”) acting through its Town Council, is authorized by law to appoint a Town Attorney; and

WHEREAS, the Town Attorney serves at the pleasure of the Town Council, serving as the chief legal advisor to the Council and the Town Administration; and

WHEREAS, Christine Sanders was appointed Town Attorney on May 24, 2011, and has diligently and faithfully served in that position since that time; and

WHEREAS, Ms. Sanders represents that she remains fully qualified to continue to serve as Town Attorney for the Town; and

WHEREAS, the Town and Ms. Sanders, after negotiations, desire to enter into this agreement to provide for the continued appointment and employment of Ms. Sanders as Town Attorney for the Town.

NOW, THEREFORE, BE IT RESOLVED that the Town Council of the Town of Dumfries this 4th day of June, 2013, does hereby authorize the Mayor and Town Manager to enter into the contract which was negotiated during its closed session meeting of May 21, 2013 for continued employment with Ms. Sanders as Town Attorney.

Resolution Authorizing the Clerk to Advertise a Joint Public Hearing with the Planning Commission to Amend the Transportation Section of the Town’s Comprehensive Plan

Whereas, on April 16, 2013 staff brought forward a proposed amendment to the Transportation Section of the Comprehensive Plan to change the name of the Harbor Shores Development to the Potomac Shores Development; and

Whereas, this change also shows a proposed signalized intersection at Tripoli Boulevard and an extension of Tripoli Boulevard to the northeast to connect to the proposed Potomac Shores Parkway; and

Whereas, this very minor amendment is suggested as a placeholder in the Comprehensive Plan to provide general guidance as more specific details of the future Potomac Shores Development relative to the Route 234/Route 1 intersection become available; and

Whereas, Council further discussed the matter on May 21, 2013.

Now Therefore Be It Resolved that the Council of the Town of Dumfries does hereby authorize the Town Clerk to advertise a joint public hearing with the Planning Commission for July 9, 2013.

**A RESOLUTION TO APPOINT THE BUILDING OFFICIAL
FOR THE TOWN OF DUMFRIES**

WHEREAS, *Town Code §14-3(a)* requires the Council of the Town of Dumfries to appoint a Building Official for the administration and enforcement of the Virginia Uniform Statewide Building Code (USBC); and

WHEREAS, the Council of the Town of Dumfries now needs to appoint a Building Official for the Town; and

WHEREAS, Terry Myers, the Town of Dumfries Public Works and Zoning Programs Administrator, together with approved Town Building Code consultants who are supervised and overseen by Mr. Myers, are duly qualified to administer and enforce the USBC; and

WHEREAS, the Council of the Town of Dumfries is prepared to make this appointment.

NOW, THEREFORE BE IT RESOLVED by the Council of the Town of Dumfries on this the 4th day of June, 2013, that Terry Myers be hereby appointed as the Building Official for the Town of Dumfries, and that he shall have all necessary authority on behalf of the Council of the Town of Dumfries to administer and enforce the Buildings and Building Regulations of the Town.

Mr. Brewer asked the Town Manager to explain what was said at the last meeting in order for Council to get clarification on the summer youth internship program versus the job program.

Mr. Taber noted Ms. Forrester is correct in recollecting the discussion at the last Council meeting. He explained that after the Council Meeting staff meets to go over each item and try to determine what the consensus of Council is, because sometimes it is not clear. When a vote is taken, it is very clear. The consensus was that based on the statements that were made there was no clear statements made about discussing the matter further and the reason he placed it under the consent agenda. In looking at the money that was budgeted for the employment program it was determined that there could be up to six participants. The infrastructure to do an employment program, versus the internship program, would require staff taking a very active role in the supervision of the youth when they came to work for the Town. The discussions were about the internship program being more structured to do some of the things that Council wanted to have included, a written paper versus an interview process for the different programs, and liability. Since school is about to get out, staff wanted to get the program going. This would give staff an additional year to explore a summer youth employment program and any liability issues associated, which is how he thought he had finished his recommendation.

Mr. Toney advocated strongly for a job placement program. He recalled that the conversation ended with the resources not being in place in terms of staff and planning. He was under the impression it would come back next year.

Ms. Forrester thought that Council would get the comparison sheet. She suggested that mid-term the comparison be provided so that Council does not find itself in the same situation.

Mr. Taber noted his recommendation during the budget discussions will be to have a summer youth employment program; however, all of the details will be provided by staff at that time.

Ms. Forrester moved, seconded by Mr. Toney, to adopt the resolution approving the summer youth internship program. The motion carried and the following resolution 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.

RESOLUTION FOR THE IMPLEMENTATION OF THE SUMMER YOUTH INTERNSHIP PROGRAM

WHEREAS, the Town of Dumfries (“Town”) recognizes the importance of our youth and the Town Council supports efforts that will better prepare them for successful futures; and

WHEREAS, the Town has implemented this program in past years with high expectations and great success; and

WHEREAS, the Town Council wishes to continue with this practice and has approved an application form and selection process that will provide the opportunity for selected youths to learn about the functions of Town government and demonstrate their skills and abilities in assisting several departments within the Town government; and

WHEREAS, the Director of Community Services will coordinate this program in conjunction with other Town department heads.

NOW, THEREFORE, BE IT RESOLVED that the Town Council of the Town of Dumfries this 4th day of June, 2013, does hereby acknowledge their support for this program and approves its implementation in July and August 2013.

IN RE: CITIZEN COMMENT PERIOD

Pete Singh noted for the last hour and a half Council has had discussions with the budget being mentioned. He pointed out if there was a line item for the internship program and it was budgeted for then it would go forward and if not, then it would not.

Jeff Cox, Croppers Towing Tire and Auto Care, expressed concern over the roadside food vendors signage they are permitted. He indicated that if he needed a windshield repaired or his carpets cleaned all he has to do is go to a utility pole and find one. He asked if the Town was going to do anything about these signs.

IN RE: MAYOR'S COMMENTS

Mayor Foreman read the following comments.

“26 May 2013 was Rolling Thunder also known as the Ride for Freedom, and as usual being a veteran of 25 years of Marine Corps service it was an honor to represent the Town of Dumfries at the Dumfries Harley Davison location. Our Town's Police Department, Prince William County Police & Fire Departments as well as the Virginia State Troopers did an outstanding job. What a class act by the Harley Davison folks. This event is a pilgrimage that seeks to bring full accountability for prisoners of war and missing in action service members of all U.S. wars. It is to remind local, state, and federal governments that American Prisoners of War were left behind and to protect current and future service members from being left behind should they become Prisoners of War or Missing-in-Action.

27 May 2013 was Memorial Day, remembering the men and women who died while serving in the United States Armed Forces. A lot of folks do not know this, we just do not lower the flag to half-mast and leave it in remembrance of our fallen brothers and sisters in arms. Our flag is raised briskly to the top of the staff and then solemnly lowered to the half-staff position, where it remains only until noon. The half-staff position remembers the more than one million men and women who gave their lives in service of their country. At noon the flag in honor of their memory is raised by the living to full-staff for the remainder of the day, this is representative of the resolve to not let their sacrifice be in vain, but to rise up in their stead and continue the struggle for liberty and justice.

14 June in 1775 The United States Army was founded.

14 June in 1777 The Stars & Stripes was adopted as the American Flag.

25 June in 1788 Virginia entered the Union (10th).

I would like to lastly say that in FY14 we as a Council and staff have to do a better job of remember and honoring our active duty and veterans of our armed forces. We have events such as the Multi-Cultural Festival, Black History Month Ceremony, Fall Festival, Easter Day celebration and a Christmas Parade to name a few, but we need to find a way to honor our active duty and veterans. We have Quantico Marine Corps Base – the Crossroads of the Corps right here, we are minutes away from Fort Belvoir and we have a Wounded Warrior program that operates within Town limits. With over \$47,000 in Events and Parks & Receptions monies in FY14 there should be no reason why active duty and veterans of our armed forces cannot be commemorated at an event as well.”

IN RE: COUNCIL MEMBER COMMENTS

Ms. Washington reminded parents that June 18 is the last day of this school year and asked that some summer learning activities be done. She mentioned the Prince William County (PWC) website has a lot of free activities that are available to the youth.

Ms. Reynolds thanked the Fredericksburg Police Department and the Dumfries Police Department for the women's self-defense class held on May 30.

Mr. Wood pointed out in March of 2012, before he was on Council, he came before the then Council about not having an ordinance allowing temporary roadside vendors and that if a temporary event

was held it could only be done every 30 days. That Council started the process of amending the ordinance to allow for temporary roadside vendors. June 7 is National Donut Day. He will be participating at the nation's capital BBQ Battle on June 23 in D.C.

Mr. Toney received a call from a citizen who attended the self-defense class and wanted to thank the Police Department for hosting the class.

IN RE: PRESENTATIONS (NONE SCHEDULED)

IN RE: BOARDS & COMMISSIONS

A. ARCHITECTURAL REVIEW BOARD

There was no report.

B. BOARD OF ZONING APPEALS

There was no report.

C. HISTORIC DUMFRIES

Joann Barron reported the following items.

- She thanked the Council members who attended Charter Day on May 11, Mr. Toney for doing the welcoming introductions, Ms. Washington for introducing the Dumfries Choir, and Emily Love for doing the flag retirement ceremony.
- June 15 – Children's Day at the Museum
- A box of books is located in the entrance of the annex that are free for the children.
- This Sunday a Queens Tea in the Garden will be held. The cost is \$15.00 and reservations are required.
- June 13 – Annual Meeting – Dumfries Community Center at 7:30 pm
- Colonial Camp will be July 15 – 19 – scholarships are available
- On May 11, the Weems-Botts Museum was featured on My Ghost Story.
- CBS Spirited History wants to do a fundraiser with a live on-air investigation on June 28.

D. PLANNING COMMISSION (PC)

William O'Kelly Russell, Chair, reported the following items.

- During the work session, discussions were held on the initiating motion for the zoning text amendments to ratify, confirm, adopt, and readopt the amendments to the B-1, B-2, and FB/O-1 zoning districts that the PC and Council adopted in September 2011. Staff informed the PC that a consultant was hired to help with the update to the Comprehensive Plan who will meet with the PC in the future.
- During the regular meeting, the PC voted in favor to recommend to Council the ratification, confirmation, adoption, and readoption of the amendments to the B-1, B-2,

and FB/O-1 zoning districts. The PC discussed the resignation of the Secretary, Gina Critchley. Two seats are up for reappointment in June.

**IN RE: COUNCIL REPORTS
A. GINN PARK COMMITTEE**

Mr. Toney reported the following items.

- Discussed two locations for the Mayor Yohey Memorial. By the picnic area or between the parking area and the basketball court. It was decided that the picnic area would be more appropriate and William O'Kelly Russell will work on the final design that will come before Council for approval.
- The final parts of Phase II have been ordered, playground equipment that will include a slide and swings, and hope to install in July.
- Proposed in Phase III is finishing the trail system, a perimeter buffer, canopy trees, the pavilion, and split rail fencing along the east side of the park. This will be coming before Council for approval.
- A motion will be made at the end of the report to dissolve the Ginn Park Committee to be transitioned to the Parks and Recreation Commission. The Parks and Recreation Commission will be charged with putting programs together and establishing use policies.
- It was noted the slats provided for screening between the townhouses and the park was well received by the community.

Mr. Wood asked Mr. Toney that with the motion being made for the transition from the Ginn Park Committee to the Parks and Recreation Commission that it be dissolved effective August 1 since the Ginn Park Committee was going to sit in on the first official meeting of the Parks and Recreation Commission.

Mr. Toney explained with the transition a briefing will be provided by the Committee that will include the background, what has been accomplished, and what has been planned for the future.

Mayor Foreman stated the website needs to be updated to reflect the Committee's efforts with current pictures. He noted the website states who was responsible for the funding of the park; however, it does not include the Town or its citizens.

Mr. Toney moved, seconded by Ms. Forrester, that the Ginn Park Committee be dissolved effective August 1. The motion carried by the following roll call vote: Mr. Brewer, yes; Mr. Foreman, no; Ms. Forrester, yes; Ms. Reynolds, yes; Mr. Toney, yes; Ms. Washington, yes; Mr. Wood, yes.

Mayor Foreman felt the motion should wait until the July meeting since that is when Council appoints Council Members to the various Boards, Committees, and Commissions.

B. EVENTS COMMITTEE

Ms. Washington reported the last meeting was a debrief on the Multicultural Festival. She noted the LOVE sign was a hit, the children's activities were enjoyable, and the face painters saved money in the budget while the children enjoyed shorter lines. There was discussion about having more diversity with the vendors. There were problems with the moon bounce, which will be fixed next year. There was discussion held about changing the starting time to a little later to encourage those who attend to utilize the vendors.

Mayor Foreman asked that the Wounded Warriors be invited to participate in the Christmas Parade.

Ms. Washington asked the citizens, if they had any suggestions to get in contact with the Community Services Director.

C. NORTHERN VIRGINIA REGIONAL COMMISSION (NVRC)

Mayor Foreman reported the focus of the meeting was finishing the nominations to the different committees.

D. NORTHERN VIRGINIA CIGARETTE TAX BOARD (NVCTB)

There was no report.

IN RE: STAFF COMMENTS

A. DIRECTOR OF COMMUNITY SERVICES – CYDNY NEVILLE

Ms. Neville reported the following items.

- ✓ Dumfries Cares will have a Family Fun Night June 21 at 7:00 pm.
- ✓ She asked everyone to support the vendors at the Farmers' Market, Dale City is full so they are sending people to the Town, and there is some work to be done.
- ✓ Multicultural Festival was a huge success. She thanked the volunteers, vendors, and the Virginia Tourism Corporation for the Love sign.
- ✓ Thanked Danny Cosner for volunteering to co-host the Bike to Work Day. Six visitors stopped by this year, which was a huge improvement over the two from last year.
- ✓ Movies on the Lawn is still in the planning process with tentative dates scheduled; however, after the Fall Festival, September 14, a movie will played.
- ✓ A volunteer reception will be held at the end of the month and will be by invitation only.
- ✓ Virginia Credit Union will be sponsoring two workshops. One on Building a Better Budget and one about Your Credit Score.

Mayor Foreman asked if the Town was the first to lead off in April.

Ms. Neville noted Dale City's Farmers' Market is year round. She explained the problem with having farmers at the market was the crops being thrown off by the weather.

Mayor Foreman asked what fiscal year meant when it came to building a presence by the end of the next fiscal year. This was noted last fiscal year and this fiscal year.

Ms. Neville noted that was an ongoing goal to grow.

Ms. Washington asked if all of the slots were filled for the Dumfries Cares.

Ms. Neville explained the high school and middle school have been combined until the participation grows. The mentoring has been placed on hold because it would be detrimental to the youth to have one-on-one mentoring without knowing the outcome of the continuation of the grant.

Ms. Washington asked because high school kids are hard to recruit. Usually kids at the high school level, if they have free time, want to work or are busy with other activities. She asked if there was a possibility of extending the ages for the elementary participants if the grant were extended.

Ms. Neville noted the continuation has already been submitted which focuses on elementary and middle school. If the continuation were granted, she would have to look into whether that can be done.

B. PLANNER/ZONING ADMINISTRATOR – LAURA O'DELL

Ms. O'Dell reminded Council that at the last meeting she was provided a list of properties that could be in violation of the zoning ordinance to look into. She has been diligently working on those properties and issuing notices of violation. Most of the violations have come into compliance. The property with the tree service company at the end of Duke Street is being cleaned up and she will be meeting with them next week to follow up. Language for the yard sale ordinance is going to be before the PC at the next meeting. Language is being drafted for a graffiti ordinance that will go under the nuisances section of the code and will come before Council at a work session for review. She wanted to place on a work session a review and adoption of the Virginia Maintenance Code. Currently it has been being enforced although the Town has not officially adopted it. She has met with the consultant, The Berkeley Group, several times this past month who is re-writing the Comprehensive Plan. She has also spoken with several citizens about conditional use permits and with Danny Cosner about rezoning businesses along Old Stage Coach Road. She will be looking at Community Development Block Grant opportunities. She advised Council that there was an invitation extended to everyone to attend the open house/ribbon cutting ceremony of the Matthew Center on June 20 between 1:00 and 2:00 pm.

Mr. Brewer asked if the Town has a proffer schedule.

Ms. Sanders indicated the Town did not.

Mr. Brewer asked if the Town could have one.

Ms. Sanders noted the Town could.

Mr. Wood asked what type of use was being proposed for the second floor of the 7-Eleven.

Ms. O'Dell noted the property owner did not say; however, it would have to be some type of office or retail use.

Mr. Wood asked if the Matthews Center had been inspected to determine whether the safety concerns Council brought up had been addressed.

Ms. O'Dell explained the Health Department and Fire Marshall still had to do inspections and a certificate of occupancy would not be issued until those were completed.

Mayor Foreman mentioned at the last Council meeting the roofing materials that were shoved to the right side of the building toward Quantico Creek at the Kingdom Outreach Ministries at 17832 Main Street.

Ms. O'Dell did not have an address and thought that Terry Myers addressed the matter. She would follow up on it.

Mayor Foreman mentioned at the last meeting the graffiti on the fence in Port-of-Dumfries at the end of Monroe Court.

Ms. O'Dell noted a notice has been issued and staff has been working with them to address the matter. The problem is there is no code that enables enforcement.

Mr. Taber explained some localities have a code that requires graffiti be removed within a certain period of time, if it is not then the locality can come in and take care of the graffiti, and charge the expense back to the property owner.

Mayor Foreman noted that Soft Touch Dentistry has two signs. The sign facing northbound looks good; however, the southbound side is missing letters and color. Yard sales require a permit.

Ms. O'Dell stated the ordinance does not address yard sales.

Mayor Foreman states that across the street, 3940 Main Street, every Saturday and Sunday they are setting up shop.

Ms. O'Dell noted an ordinance has to be in place before enforcement can occur.

Mayor Foreman noted at 17948 Fraley Boulevard, about eight months ago, there were broken windows and missing paneling. What has been done is windows and paneling have been removed from the back of the building to fix the front leaving the back with missing windows and paneling. He mentioned possible blight.

Mr. Brewer asked if the Town had a memorandum of understanding (MOU) with the Prince William County Fire Marshal.

Mr. Taber noted there was a MOU in place.

Mr. Wood asked what was happening with yard sales.

Ms. O'Dell indicated that about a year ago Council directed staff to create a yard sale ordinance. One was drafted and a policy was written; however, nothing was adopted or placed in the Town's Code.

Ms. Forrester asked for a brief explanation about the difference between yard sales and roadside food vendors and why roadside food vendors could not be here since nothing was written about the use, but yard sales could.

Ms. O'Dell noted yard sales have been allowed to operate under a temporary use permit.

Ms. Forrester asked if the one the Mayor mentioned has a temporary use permit.

Ms. O'Dell did not know and would look into it.

Mr. Taber noted if it is the one on the left hand side of Main Street, he spoke with the gentlemen and let him know he had to come to Town Hall and get a permit, which occurred. He was going to research the matter, determine if it is the same one, and will email Council his findings.

Mr. Brewer mentioned when David Moss was here, the previous zoning administrator, he stated that if there was not an ordinance for it then you could not do it. Now it is being said that if we do not have an ordinance you can do it.

Ms. O'Dell explained the zoning administrator cannot enforce an ordinance that does not exist. It is up to the zoning administrator's discretion if there is not a legal ordinance written.

C. DIRECTOR OF PUBLIC WORKS – RICHARD WEST

Mr. West asked Council if they had any questions.

Mayor Foreman asked when the dredging permit expires on Dewey's Run. He asked for the Tripoli Heights project timeline be included in the report and he did not see it.

Mr. West indicated it was scheduled to be placed in the next report.

Mayor Foreman asked if the items that have fallen in the commemorative shadow box, in the Community Center, could be fixed.

Mr. West noted it would be taken care of.

Mayor Foreman noted the stormwater management was completed on Possum Point Road. He asked whether the plants that were there were going to be replaced or Pete Singh was going to be reimbursed.

Mr. West explained the area will be re-vegetated and the trees on the north side will be replaced. There is more work being done in the area with sidewalks and guardrails, so there will be more disturbance before the replanting will take place.

Mayor Foreman had requested that a traffic study be done that included all of the proposed traffic that will be generated from the Potomac Shores development, the east/west bypass, NuStar ethanol plant,

and Prince William County's (PWC) Route 1 efforts. The Town needs to work with PWC, the Virginia Department of Transportation (VDOT), and go before the Commonwealth Transportation Board (CTB).

Mr. Taber noted Council should have gotten a copy of a letter that was sent addressing that exact matter. The one factor that is constant is PWC. He is trying to work through PWC and is encouraging PWC to get a single combined traffic impact study done and go further down Route 1. We all know the impact the Mine Road bypass has on Route 1 traffic. He has not seen anything in the traffic study that says anything about going south through Town.

Mayor Foreman had requested information on what the next phase was going to be and how much money would be needed. This should be piggy backing off the study discussion.

Mr. Taber explained the Town is waiting for the agreement between PWC and VDOT, which has a target date of July 1. Once signed, the Town will enter into an agreement with PWC where the Town will maintain control, to some degree, the decisions that are made on that project. The next logical phase is exactly what has been identified, the timeline and the cost.

Mr. West understood that the ethanol plant would have to go through the conditional use permit process. The Town needs to be sure to get involved in that.

Mr. Brewer asked if the Town could regulate the gross vehicle weight on Possum Point Road because the Town maintains the road.

Mr. West was not sure that the Town could regulate it; however, the Town does have to realize there is a limit. It really depends on the section. We know the road is being pounded every day, but there should be. The fact that it is in the state it is in and that it has a certain road section that it currently has should limit how much weight you can put on it, the size of the vehicle. The speed limit was reduced to help control the damage that was being done to the road. He would look into whether that could be regulated.

Mr. Brewer noted the Town maintains that road and should be able to regulate it.

D. CHIEF OF POLICE – ROBERT FORKER

Chief Forker reported the following items.

- An Officer, on April 26, attended training on trafficking patterns and organized crime on illicit tobacco.
- Kids Academy will be held July 22 and 23 at the Community Center for rising fifth graders.
- National Night Out and motorcade will be held August 6.
- May 30 the third annual self-defense class was held.

Mayor Foreman noted that on the website the Police Department has the FY12 goals listed. He suggested that, since we are going into FY14, the fiscal year be removed. He asked why the Image Church/ACTS 5k run was downgraded to a 2k.

Chief Forker noted the issue is the blocking of intersections where the participants are crossing. Image Church originally proposed starting across Town and had the participants crossing Main Street and Fraley Boulevard, which would tie up traffic.

Mayor Foreman asked what would be the inhibitors for the Town's proposed 5k/10k run. He noted shutting down a side road is easier than shutting down a main road.

Chief Forker indicated that is in theory.

Mayor Foreman explained this was to educate Council and staff when it comes to planning the 5k/10k. He asked that Council be kept aware of the inhibitors, as the time gets closer.

Chief Forker wanted everyone to keep in mind when these type of events are being planned that whoever is planning them should take the time to come down and talk to the Police Department because there may be costs involved etc.

E. TOWN ATTORNEY – CHRISTINE SANDERS

Ms. Sanders thanked the Council for inviting her back to be the Town Attorney. One of the things she thought might be helpful for the Council was to set up some regular times to meet with her to discuss any legal concerns. Perhaps even a quarterly meeting to learn how to better serve Council as the Town's Attorney.

F. TOWN MANAGER – DAN TABER

Mr. Taber reported the following items.

- The Town is seeking volunteers to serve on the Planning Commission and the Parks and Recreation Commission.
- The Town is advertising for two part time positions in the maintenance division of Public Works.
- With the Governor's amendments to the transportation bill, there is language that provides for funding to be distributed to towns for transportation issues. Right now, they are trying to determine the formula to be used to determine the amount of funding to the towns.

Mayor Foreman pointed out that when you call Town Hall the voicemail recognizes that there is an Economic Development Director.

Mr. Taber noted that would be taken off the voicemail tomorrow.

Mayor Foreman asked if there should be a committees tab on the website since there is one that recognizes boards and commissions. On the website under business assistant, it talks about business support and specifically states “the Department of Economic Development offers” which no longer exists.

Mr. Taber noted that he would remove that from the website.

G. TREASURER (MOVED TO WORK SESSION)

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

IN RE: ACTION ITEMS

A. RESOLUTION ADOPTING THE GRAHAM PARK/CURTIS DRIVE/ROUTE 1 INTERSECTION IMPROVEMENT PROJECT DESIGN – RICHARD WEST

Mr. West noted the next step in moving the Graham Park/Curtis Drive/Route 1 Intersection Improvement Project forward is for the Town and VDOT to adopt the design. The public hearing was held. The advertisement for the public hearing and the minutes from the public hearing were included in the packet for information.

Mr. Brewer moved, seconded by Ms. Washington, to adopt the resolution approving the location and design for the Curtis Drive/Graham Park Road/Route 1 intersection improvement project. 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 FOR LOCATION AND DESIGN PUBLIC HEARING APPROVAL FOR CURTIS DRIVE/GRAHAM PARK ROAD/ROUTE 1 INTERSECTION IMPROVEMENT PROJECT

WHEREAS, a Location and Design Public Hearing was conducted on March 28, 2013, with representatives of the Town of Dumfries, after due and proper notice for the purpose of considering the proposed location and design of CURTIS DRIVE/GRAHAM PARK ROAD/ROUTE 1 INTERSECTION IMPROVEMENT PROJECT 0001-212, 102 (UPC#81517), at which hearing road and bridge plan sheets, drawings and other pertinent information were made available for public inspection in accordance with state and federal guidelines; and

WHEREAS, all persons and parties in attendance were afforded full opportunity to participate in said public hearing; and

WHEREAS, the TOWN OF DUMFRIES is an active participant in the Urban Construction Initiative and representatives of the Town were present and conducted said hearing; and

WHEREAS, the Council has previously requested the Virginia Department of Transportation to program this project; and

WHEREAS, the Council considered all such matters.

THEREFORE, BE IT RESOLVED that the Council of the TOWN OF DUMFRIES hereby approves the location and major design features of the proposed projects as presented in the Public Hearing; and

THEREFORE, BE IT FURTHER RESOLVED that the TOWN OF DUMFRIES requests authorization to obtain all necessary rights of ways and easements and to place in the name of the Virginia Department of Transportation along Route 1, and in the name of the TOWN OF DUMFRIES along Curtis Drive/Graham Park Road.

NOW, THEREFORE, BE IT RESOLVED that the Town Council of the Town of Dumfries this 4th day of June, 2013, does hereby authorize the Town Manager to execute, on behalf of the Town of Dumfries, all necessary right of way and utility agreements required in conjunction with acquiring such rights of way.

B. PARKS AND RECREATION COMMISSION CHARTER – DAN TABER

Mr. Taber advised that Council approved the formation of a Parks and Recreation Commission. Council held discussions about there being a charter written to provide direction to that Commission. The charter being proposed talks about how often the Commission will meet, the responsibility to report back to Council, and the fact that Council is the decision maker. This charter provides, at a minimum, a basis for discussion Council can act on the proposed charter or move it to a work session for further discussion. He felt it was prudent to act before the Commission was compiled and meets.

Ms. Forrester moved, seconded by Ms. Reynolds, to move the proposed charter to the next work session for further discussion. 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.

Mr. Taber asked that if Council had any suggestions to email him prior to the work session.

IN RE: INFORMATION ITEMS

A. BOYS AND GIRLS CLUB UPDATE – HELEN REYNOLDS

Ms. Reynolds noted that she had not officially started her term on the Boys and Girls Club Board of Directors. She met with the Regional Director's, Keeyana Mahoney, Glenn Vickers, and Judy Moore for a tour of the facilities and discussed the core projects. On June 7, the 24th Annual Steak 'n' Stake fundraiser will be held from 6:00 pm to 9:00 pm at the Hilton Performing Arts Center in Manassas.

IN RE: CLOSED SESSION

Mr. Wood moved, seconded by Ms. Forrester, 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 June 4, 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 moved, seconded by Mr. Brewer, to reconvene into open session. The motion carried and the following resolution was adopted by the following roll call vote: Mr. Brewer, yes; Mr. Foreman, yes; Ms. Forrester, absent; Ms. Reynolds, yes; 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 June 4, 2013 and certifies the matters set forth in Section 2.2-3712(D) of the Code of Virginia, 1950, as amended.

Mr. Foreman moved, seconded by Mr. Wood, to accept the recommendation of the Town Manager and authorize the Town Manager proceed with negotiating a contract to hire a Chief of Police. The motion carried by the following roll call vote: Mr. Brewer, yes; Mr. Foreman, yes; Ms. Forrester, absent; Ms. Reynolds, yes; Mr. Toney, yes; Ms. Washington, yes; Mr. Wood, yes.

Mr. Wood moved, seconded by Ms. Washington, to authorize the Town Manager proceed with the sole source procurement resolution. The motion carried and the following resolution was adopted by the following roll call vote: Mr. Brewer, yes; Mr. Foreman, yes; Ms. Forrester, absent; Ms. Reynolds, yes; Mr. Toney, yes; Ms. Washington, yes; Mr. Wood, yes.

SOLE SOURCE PROCUREMENT RESOLUTION

WHEREAS, the Town of Dumfries ("Town") has contracted with the consulting firm of Springsted, Incorporated ("Springsted") for more than twenty years on a wide spectrum of consulting services; and

WHEREAS, Springsted has provided such contracted services in the past relating to property acquisition for the Town; and

WHEREAS, the Town desires the continuity of a firm that is familiar with the Town's boundaries and previous property acquisition initiatives; and

WHEREAS, Springsted has performed efficiently and effectively for the Town in years past and is very well qualified to perform the services required; and

WHEREAS, §2.2-4303(E) of the Code of Virginia, as amended, permits sole source procurement upon determination in writing and posting notice.

NOW, THEREFORE, BE IT RESOLVED that the Town Council of the Town of Dumfries this 4th day of June, 2013, does hereby determine for the above cited reasons that there is one source practically available for procurement of property acquisition services; and

BE IT FURTHER RESOLVED that the competitive procurement is waived for the reasons cited above and that the service described in this sole source resolution is authorized as a sole source and may be awarded to Springsted, Incorporated on the 1st day of July, 2013.

IN RE: ADJOURNMENT

Mayor Foreman announced that a regular session would be held prior to the next work session to adopt the FY14 budget.

Mr. Foreman moved, seconded by Mr. Wood, to adjourn the meeting. The motion carried by the following voice vote: Mr. Brewer, no; Mr. Foreman, yes; Ms. Forrester, absent; 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