

AT A REGULAR MEETING OF THE DUMFRIES TOWN COUNCIL, HELD ON AUGUST 6, 2014, 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
Helen Reynolds
Gwen Washington
Daniel Taber, Town Manager
Olaun Simmons, Town Attorney

THERE WERE ABSENT: Kristin Forrester
Derrick Wood

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 – APRIL 16, 2013

Mr. Brewer moved, seconded by Ms. Washington, to approve the April 16, 2013 minutes as presented. 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, absent.

IN RE: ADOPTION OF THE AGENDA

Mr. Taber requested removing the Resolution Authorizing the Town Manager Advertise a Public Hearing on the Proposed Amendment to the Zoning Ordinance 70-247, 70-281, and 70-282 in order to make a slight revision.

Mr. Foreman moved, seconded by Mr. Toney, to approve the agenda as amended. 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, absent.

IN RE: APPROVAL OF THE CONSENT AGENDA

Mayor Foreman noted that the Resolution Adopting the Citizen Comment Policy that in the policy itself it reads as follows. "All remarks shall be addressed to Town Council as a whole and not to any member thereof." He wanted the verbiage to be changed. He pointed out that citizens tend to want to address the Council, an individual Council Member, staff, a policy, and Council Members have always said, contact me, and let me know how I am doing. The verbiage restricts the individual from addressing

one member. Although Council cannot respond during citizen comments, a Council Member can during the Council Member Comments.

Mr. Toney added that every member makes themselves available whether that be by phone or email. When a person comes to the podium, he does not think they are there to call someone out. They are there to speak to get information to the general Council. He recommended the language stay.

Mayor Foreman requested removing the item from the consent agenda. He suggested discussing it at a work session.

Mr. Foreman moved, seconded by Ms. Washington, to approve the consent agenda as amended. The motion carried and the following resolutions were adopted by the following roll call vote: Mr. Brewer, yes; Mr. Foreman, yes; Ms. Forrester, absent; Ms. Reynolds, yes; Mr. Toney, no; Ms. Washington, yes; Mr. Wood, absent.

RESOLUTION TO AUTHORIZE THE TOWN MANAGER ADVERTISE A PUBLIC HEARING FOR AN UNCODIFIED ORDINANCE MAKING ADDITIONAL APPROPRIATIONS TO THE FY15 BUDGET

WHEREAS, there were funds provided in the FY14 budget that were not expended; and

WHEREAS, these funds did not have constraints on being spent in the fiscal year; and

WHEREAS, the funds reverted to the general fund at the end of the FY14 budget cycle; and

WHEREAS, in order to spend the funds an allocation needs to be made from the General Fund to the appropriate expenditure line item.

NOW, THEREFORE, BE IT RESOLVED by Town Council that the Town Manager is authorized to advertise for a public hearing to be held on September 9, 2014 to introduce the uncodified ordinance making the additional appropriations with adoption scheduled for October 8, 2014.

**RESOLUTION PROCLAIMING SEPTEMBER 1 – 5, 2014
NATIONAL PAYROLL WEEK**

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

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

WHEREAS, payroll departments collectively spend more than \$15 billion annually complying with myriad federal and state wage and tax laws; and

WHEREAS, payroll professionals play an increasingly important role ensuring the economic security of American families by helping to identify noncustodial parents and making sure they comply with their child support mandates; and

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

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

NOW THEREFORE BE IT RESOLVED, that the Town Council acknowledges the week in which Labor Day falls, September 1 through 5, 2014 as National Payroll Week, Council hereby gives additional support to the efforts of the people who work in the Town of Dumfries and of the payroll profession by proclaiming the first full week of September Payroll Week for this Town.

ARCHITECTURAL REVIEW BOARD (ARB) APPOINTMENT

WHEREAS, Town Council is the governing body responsible for appointing members to the Architectural Review Board (ARB); and

WHEREAS, Council has learned that there is an appointment needed to the ARB; and

WHEREAS, Council is prepared to reappoint Tim Jabs to serve a term that shall expire on June 30, 2017.

NOW, THEREFORE BE IT RESOLVED that the Town Council for the Town of Dumfries hereby reappoints Tim Jabs to serve on the Architectural Review Board.

ARCHITECTURAL REVIEW BOARD (ARB) APPOINTMENT

WHEREAS, Town Council is the governing body responsible for appointing members to the Architectural Review Board (ARB); and

WHEREAS, Council has learned that there is an appointment needed to the ARB; and

WHEREAS, Council is prepared to appoint Monaé Nickerson to serve an unexpired term that shall expire on June 30, 2016.

NOW, THEREFORE BE IT RESOLVED that the Town Council for the Town of Dumfries hereby appoints Monaé Nickerson to serve on the Architectural Review Board.

RESOLUTION AUTHORIZING AWARD of PURCHASE ORDER PW14-058 to MOONLIGHT PAINTING

WHEREAS, the Public Works Department was requested to have the curbs painted on Old Triangle Road and Kearsarge Drive in Williamstown; and

WHEREAS, in accordance with the Town of Dumfries Purchasing Policy, Section B.I.b., three written quotes must be obtained or solicited directly by the using department or the Town Manager for work with a total estimated cost of \$5,001 to \$10,000; and

WHEREAS, in accordance with the above section of the Purchasing Policy, a purchase order must be signed by the Town Manager upon approval by Town Council of the expenditure; and

WHEREAS, three Requests for Quotes were issued and three written quotes were received; and

WHEREAS, only one of the quotes was fully responsive to the Request for Quotes; and

WHEREAS, the total expenditure to procure the work will be \$5,311.00; and

WHEREAS, funding is available in the FY 15 Budget for these purchases.

NOW, THEREFORE, BE IT RESOLVED that the Town Council of the Town of Dumfries does hereby authorize the Town Manger to sign Purchase Order PW 14-058, in the amount of \$5,311.00.

RESOLUTION TO AUTHORIZE THE TOWN MANAGER TO ADVERTISE A PUBLIC HEARING TO AMEND THE CODE OF THE TOWN OF DUMFRIES, VIRGINIA, AS AMENDED, BY AMENDING CHAPTER 70 - ZONING, ARTICLE III. DISTRICTS, DIVISION 9. FLOODPLAIN DISTRICTS FP-1

WHEREAS, the Town of Dumfries participates in the National Flood Insurance Program (NFIP); and

WHEREAS, a community that chooses to join the NFIP is required to adopt and enforce minimum floodplain management standards for participation; and

WHEREAS, in return, the Federal Government makes flood insurance available for almost every building and its contents within the community; and

WHEREAS, in developing their floodplain management ordinances, participating communities must meet or exceed the regulatory standards issued by FEMA.; and

WHEREAS, FEMA is in the process of finalizing updated Digital Flood Insurance Rate Maps.

NOW, THEREFORE, BE IT RESOLVED by Town Council that the Town Manager be authorized to advertise for a public hearing to be held on September 9, 2014 for the consideration of amending Chapter 70 - Zoning, Article III. Districts, Division 9. Floodplain Districts FP-1.

RESOLUTION TO AUTHORIZE THE TOWN MANAGER TO ADVERTISE A PUBLIC HEARING FOR THE ORDINANCE TO REQUEST THE GENERAL

**ASSEMBLY TO AMEND ARTICLE III, SECTION 3.01(B) OF THE TOWN
CHARTER OF THE TOWN OF DUMFRIES**

WHEREAS, the Prince William County Electoral Board petitioned the Town Council to consider changing its biennial Town Elections to the November General Election; and

WHEREAS, on October 1, 2013, Council voted to hold a public hearing to seek citizen input on whether a change was desired by the citizens to move the May elections to November before moving forward with a request to the General Assembly to amend the Town Charter; and

WHEREAS, as result of the December 10, 2013 public hearing, Town Council wishes to request the General Assembly to amend Article III, Section 3.01(b) of the Town Charter by moving the Town's elections for Mayor and Town Councilmembers from the first Tuesday in May to the general election date in November which is the Tuesday after the first Monday in November beginning with the 2016 election cycle.

NOW, THEREFORE, BE IT RESOLVED by Town Council that the Town Manager is authorized to advertise for a public hearing to be held on September 9, 2014 to address the Ordinance to request the General Assembly to amend the Town Charter for the Town of Dumfries by moving the Town's elections for Mayor and Town Councilmembers from the first Tuesday in May to the general election date in November which is the Tuesday after the first Monday in November beginning with the 2016 election cycle.

IN RE: CITIZEN COMMENT PERIOD

Chris Padberg thanked Council for the service they provide. A lot of hard decisions are made during the term. He thanked Mr. Brewer and Mayor Foreman for the budget accountability. He expressed his disagreement with any ideas of changing the Election Day for Town officials from May to November. The current arrangements have served the Town well for years and no one has brought forward any legitimate reason for changing the date. Since inauguration occurs in the Summer we would be faced with six months of lame duck Council. This idea is self-serving to the folks who brought it forward. The second issue he wants to talk about is the call for a gross misappropriation of stormwater funds that are earmarked for Quantico Creek restoration. Residents of this Town have been fighting to control creek bank erosion for decades. The problems with this creek are being caused by forces of nature, development upstream, and poorly engineered fill that Town staff approved years ago. The time to fix it is now. It does not just impact property owners; it equally impacts our municipal road. As Main Street floods frequently and its roadbed is being undermined. The notion that you would consider taking creek funds and applying them to a park that you were warned to get an overall plan before developing is sickening. This Ginn Park has been bleeding the Town coffers since the property was purchased. The Council needs to rely on the budget that was set aside for this Park to deal with Park problems or get the money from other Parks and Recreation projects. Before Mayor Foreman stepped in and shut them down the Parks and Recreation Commission was all too eager to go on a \$4,000 training session in Tidewater. If they feel there is this

much money to throw around they ought to be able to find money within their own budget to fund puddling problems at the Park. Maybe we could skip a few concerts, for a few years. In the 20 years he has lived in Dumfries, the population has been static. Meanwhile the revolving Councils have doubled the budget, employees, and vehicle count. This Town does not have a shortage of money; it has a shortage of restraint. It is time for the Council to listen to the fiscally mature majority in this Town, sober up on the spending, and recommit to the problems you agreed to fix in years past. Leave our creek fund alone. There are many neighbors that could not be here tonight. He mentioned that Betty Covington called him and wanted him to express her agreement with the notion that the creek fund be left alone and not applied to other projects within the Town. She went on to discuss the creek filling that she observed decades ago, the concrete cap that was placed on it, and the subsequent failure of that project that the Town staff had approved and the erosion that has occurred from the redirection of that tidal stream on her property as well as others as a result.

Richard Padberg, spoke on behalf of his neighbor, Elsie Garrison, who fell ill earlier and was unable to attend. He grew up with Ms. Garrison as his unofficial grandma, aunt, and mom. She has shared stories about the creek bank being wrongfully filled and capped with concrete upstream. This concrete cap ultimately slid into the creek and directed water in their direction eroding our shore. When he was young, he remembers seeing the trees fall into the creek along Ms. Garrison's shore. Please help us keep the money the Town has set aside to fix the creek. Each project should enjoy its own budget.

Khristina Padberg expressed her disappointment on the motion made to re-appropriate funds that my neighbors and I were reassured were to be used for the restoration of Quantico Creek. Like many others her tonight, she has lived through the troubles of this Creek. Her children grew up watching a new tree fall into the Creek every few weeks until one day her property had no large trees on the creek bank. Her family has been woken in the middle of the night by the horns of stalled cars on Mine Road stuck in rushing water from the Creek overflowing. She watched in horror during the last meeting when Mr. Toney suggested robbing the stormwater fund to address continued development of Ginn Memorial Park. She and her neighbors certainly did not ask for this Park and should not suffer over its existence. She respectfully asked that Council consider how they are spending citizen money. Please remember you were elected to be a good steward of the citizen's money and not spend it as you wish. She watched Ms. Garrison lose her beautiful garden to Creek erosion. She pointed out that is just a matter of time before everything is going to get washed away.

Mary Padberg expressed her great disappointment in some of the more recent decisions coming from Council. Mainly the misappropriation of creek restoration funds and my disagreement on the propose election date change. She asked if any of the Council Members have walked and observed the creek

conditions. The erosion is atrocious. Year after year, she has watched hers and her neighbor's property erode away. They keep being promised that the creek is going to be fixed. They keep waiting and waiting and nothing happens. She pointed out the park was not properly planned, it is a huge liability, and really is something that no one wanted. We have been misled and we do not appreciate it. Perhaps the Council might have second thoughts when Mine Road erodes away. She asked what Council's substantial reasons were for changing the date of the elections from May to November. She has heard no good arguments. She felt that changing the election date is self-serving and Council works for the people. Freedom is not a license to do as you wish, or as you arbitrarily see fit, but it is a God given ability to do what is objectively right; it is the ability to do what you ought. The citizens have entrusted the Council to take care of and watch over the money thus it is your duty to do so prudently. She respectfully asked Council to recognize that and take that into consideration.

Ed McGlothlin agreed with the thought of changing the time for the voting. This is a small Town and he did not want to see the day that it comes to fighting as a party. He would like to see the Town united. He agreed the creek needs to be addressed. Where the money is coming from is really not an issue. It is all coming out of the same pocket. He mentioned Council is elected to do what is best for the Town. He encouraged all to not argue about where the money comes from but to look at what can be done to solve the problem. There are problems on both sides just different depending on where you live. He believes both problems can be solved. He asked why both the problems cannot be solved at the same time. Get your heads together, work it out, that is what you were elected for. He sat on Council, he knows there can be hard decisions, but they need to be made.

Eileen Thrall, Chairman of Friends of Quantico Bay, stated Quantico Bay encompasses Quantico Creek and the wide water of Quantico Bay. Members and property owners live both in and out of the Town. She wanted to provide a brief update and made a request that the Town provide an update as well. In the Fall, Friends of Quantico Bay will be hosting a meeting. Tom Dombrowski, Environmental Engineer with Prince William County (PWC) Department of Public Works Watershed Branch, has requested to make a presentation on the work being done by PWC particularly in reference to the work being done on Dewey's Run, which is a tributary to Quantico Creek. Friends of Quantico Bay sent out a mini newsletter in the Spring. Members participated in the annual Quantico Creek Cleanup. Described their concerns to Delegate Michael Futrell who represents those who live in PWC. Delegate Luke Torian represents the Town. A letter was written in support of the National Fish and Wildlife Foundation grant applied for by PWC in reference to Dewey's Run. They attended a meeting of the Planning Commission (PC) that Daniel Moore, Environmental Planner for the Department of Environmental Quality (DEQ), presented information regarding the Chesapeake Bay Act and development in Town. She reported in

reference to the hydrilla issue, the cold weather has had some effect as it has not been as intense this year, but it is definitely still there. As you know, the concern has to do with the silting caused by hydrilla growth and development in the area, which could put additional pressure on the Town during storms both upstream and downstream as the water comes in it has to go somewhere, and as the water goes out, it has to go somewhere. She hates to say it, but she thinks it is the Town. Her main concern about the Town is that at the May 22, 2012 meeting Mayor Foreman, Mr. Toney, Ms. Forrester, Ms. Jurgenson and Ms. Washington passed a resolution that the Council through the Town Manager would take a lead role on all matters associated with initiating discussions, organizing stakeholders at all levels to work together to identify specific problems and potential solutions associated with Quantico Creek, Port-O-Dumfries, Quantico Bay, and its tributaries. She knows that \$40,000 per year, for a number of years, was set aside for Quantico Creek restoration. For the upcoming meeting of the Friends of Quantico Bay she is asking for an update on what the Council is planning. She stated that they are relying on the Town because of that resolution to help us take care of Quantico Creek Bay. A beautiful resource for the Town, PWC, and the State.

Susie Stanley thanked Mayor Foreman for the great job he does and for conducting the Council meetings with dignity. The \$40,000 funded for Quantico Creek should be used for Quantico Creek only. The \$40,000 funded for Ginn Memorial Park should be used to fix the flooding from the Park and stormwater runoff that was being forced into the Port-O-Dumfries townhomes and did a lot of damage to their property. That should be taking care of out of that \$40,000 from Ginn Memorial Park. The \$4,000 requested to send people who volunteer to help run the gardening in Ginn Memorial Park is a big no. If they volunteer, they should already be qualified to do the jobs they are qualifying for.

Marie Snyder was in agreement with the others comments on the Quantico Creek issue. She feels the Council is wise to set money aside for the creek restoration and encourages the Council to continue restoration.

Teresa Barham agreed that there was poor planning of the park. None of the residents that live primarily around the park were considered. She noted that when the donkey farm was there the fence went all the way across, so the school kids could not come down around their house. When the fence was put in for the park, it did not extend the fence over that way. The problem they have now is not just when school is in session, they come down there, they come by their house, they throw trash in her yard, they are very loud, but they are children. Every child takes a short cut. It is a real inconvenience for her and the house in front of her. Also, people from the other courts that go to the park, they come around her house and go through the shortcut. She talked to HOA and they told her to come to Town Hall about trash outside the park. She spoke to Mayor Foreman and he knows about the issue. She would like a fence to block the

residents, so that they will not have to deal with the short cut issues any longer. She expressed concern regarding the concerts that are held on Sunday in the park and believes that the impacts are unfair to the existing residents. She has observed fights in the park and commented there is no police presence. She did not call and would not call the Police Department unless an individual was critically injured because this is the Town's problem, not hers. She agreed the funds not being take away from Quantico Creek. There is money allocated for the park. Anything that needs to be done at the park those funds should be used. She felt the park was a big mistake. She indicated that there are drug dealers in her court and nothing has been done about them. She can provide addresses if needed. She thanked Council for removing the wooden fence and having the music turned down at the last event in the park. She asked again that people take into consideration the homes that are adjacent to the park.

Tracy Thomas mentioned that she opened an art drama and dance academy in the Dumfries Shopping Plaza in May; however, they moved out in July. She explained that the storms that came through in July were so loud and water was pouring inside her business you would have thought you standing in it. The roof on the building is old and requires work. She was let out of the lease. She wanted Council to know because this hurts the Town. She knows there is nothing Council can do about their situation; however, she felt that the way the building is being kept needs to be looked at.

Mayor Foreman read the following letters/emails from citizens.

Traci Cox, "I am in total agreement that the cost should come out of the budget for the park and NOT out of the general fund for storm water management as the park is what is causing the damage! Not pulling funds for general maintenance, not the answer. I do not think that Park improvements and sending people to a retreat should come first over the repair that are causing people's homes to be flooded. Perhaps Councilman Wood should speak to his neighbors before voicing his opinion and vote in their best interest."

Fred Pattie, "I will be out of town the week of the meeting, I want my voice heard. There was no problem with water run off when it was a donkey farm. Problem started when the NEIGHBORHOOD PARK was designed with no thought of water runoff. Use the money for the park to fix the problem."

Bette Begley, "Where is Common Sense? How can a park take preference over not ONE but MANY MANY flooded homes in Dumfries every time there is a severe rain ---???? I am the owner of one of the flooded homes ---- and recovery over the past 5 years----with each flood getting worse---has cost me roughly \$8,000 for recovery---insurance does not cover this type of flooding!! How can you equate that with flooding/maintenance or even improvement of a

PARK?? The Council needs to rethink where their values are and then appropriate the money with some common sense thinking!!!

Leo Lewis, "The funding to cover the flood in Ginn Park should have come out of park funding, **not storm water management funding**. I cannot understand why only two council members voted to take it out of Ginn Park. The last time we had a storm, Mine Road was closed. That is why the funding should come from Ginn Park. It is my understanding that Ginn Park was funded at \$329,000.00. Where Quantico Creek is at \$95,000.00. For the ones who voted wrong, please explain why you took funding out of stormwater management?"

Wendy Pope, "A citizen's disagreement with Dumfries Town Council regarding Ginn Park/Quantico Creek Funding. I am very upset that I am unable to be at the meeting tonight on 8/6/2014 in person as these issues are of very deep concern to me; however, I have a prior commitment that prevents me from doing so. I am voicing my opinion as a private citizen of this Town for 35 years and not as the President of the Port-O-Dumfries. I will, however, bring these issues to them at our meeting later this month and we, as a group will have a chance to discuss the issues. I have listened to your meeting and the discussion of the council and it amazes me that there are 5 people on this council who cannot see the difference between right and wrong. My questions to you are: 1. On any housing site or other recreation site or parking lot in this community, the TOWN always has many steps that people have to go through *PRIOR* to them being able to go through with the excavation and building. I used to be on the planning commission and we always looked at the consequences of anything being built in the town; i.e. traffic, schools, and any impact that this new building would have upon the town and surrounding communities *INCLUDING* storm water run-off. Did this happen? Now, if you had an engineer design the Ginn Park site and you built the park as it should have been built in the first place, you would have had the proper drainage pipes laid *PRIOR TO THE* final grading of the site. This would have been *INCLUDED* in the cost of the park. So, my question is to all of you 5 people who voted for SWM to be paying for this "fix" at Ginn Park, *WHY* should SWM now be paying for this problem when it was not done properly to begin with? The answer should be, "Of course this should come out of Ginn Park funds." The Rest Room Rental, Bike Rack, Walking Trail, Sit Up station, Push Up station, Step Up Fitness Station and Chin Up station, two additional Grills and two additional benches and playground equipment can wait. You need to fix the mistake you made when you started building the park. 2. Why on earth would you opt to place this money on Ginn Park when you have people along Quantico Creek, some of whom have lived in this town for the majority of their lives and whose homes are being put in jeopardy

because of flooding from Quantico Creek? Is this not more important than playground equipment? Obviously, not one of you lives along the creek or we surely would not be in this situation now. The \$40,000 that is being misplaced on Ginn Park needs to be more aptly used to help our citizens save their property and homes from this constant flooding. I for one am tired of hearing the promises made by this Council that never come to fruition. You all need to stop arguing politics and start thinking about the Town and what you can do to help the town be a better place to live. Stop thinking about yourselves, how you can get a vote at the next election, and think about how you can help someone's house from being flooded out. So what if it is a town person who is helping. Whatever happened to EVERYONE pitching in to help when one of our own is in need. If you all would vote for what is best for the town and not because your "political buddy" is voting a certain way, we as a town would be much better off and the citizens of this town could actually be proud of its leaders and not ashamed. Bottom line to all of this, it is my request, which is the same as that of many people in this town, many of the whom are voters who will be voting for sure at the next election: Set aside your motion to use SWM funds to pay for Ginn Park infrastructure and use the \$40,000 approved for FY15 to correct the drainage at Ginn Park and use that \$40,000 from SWM to help fully fund the Quantico Creek restoration project."

Peggy Hamm "I reside on Tripoli Court. To say that I am disappointed with the way the town council voted last month on the way to pay for the flooding at Ginn Park, is putting it mildly. I have serious flooding in my backyard. Three years ago Public Works, had Olde Town Landscaping put some stones and a ditch to control the runoff, needless to say, it did not work. We are having more flooding because of the work that the town public works did and design. I understand that there is flooding on Mine road, Cameron Street, Fairfax Street, and Williamstown, too. I hope that the town council will take another look at the \$40,000 that was voted last month and use the money to help taxpayers that have flooding problems and use the money already allocated for the park to fix the flooding. Thank you."

IN RE: MAYOR'S COMMENTS

Mayor Foreman thanked the public for coming out and speaking. He is sincerely sorry to hear a business is going to leave. He understands about the environment that you are working in and this is one of the reasons he has been an advocate to have zoning go out and look at these businesses. National Night Out was last night and it was great to drive the town. It is good for the Police Department and Council to get out. He noted there are five military services that protect our Nation. August 4th marked the 224th anniversary of the United States Coast Guard. Your motto of Semper Paratus, Always Ready, is fitting.

To all of the men and woman who have served and are serving happy birthday and thank you for your continued focus of service to the Nation, duty to people, and commitment to excellence.

IN RE: COUNCIL MEMBER COMMENTS

Mr. Toney thanked the citizens who came out to voice their opinion. He is disappointed that some feel that the idea of money is being taken from one pot to correct another problem. He felt someone convinced and created a divisive attitude about what had been discussed. If that is the way citizens feel, there is nothing he can do to correct that. He wanted everyone to know that one community was not slighted to correct something in another community. Council is not trying to pit one against the other. He hoped the citizens would take a little time and listen to what they are saying because he knows what he is doing and saying.

Mr. Brewer was behind the citizens who spoke.

Ms. Reynolds thanked the citizens who came out and spoke. That is your right and your opinion. She thanked the neighborhoods who had them at National Night Out. She was struck by a couple of things that were said and there was no explanation. One of the young ladies stated they were being misled, but there was no explanation as to how. She explained the elections being changed would save the Town money. Council is trying to be good stewards of the money. She stated it was not a political move. If a citizen has a question, she can be reached by email or phone and she would be happy to explain why a decision was made. She is sorry that so many people have the perception that money is being taken from one pot and being put into another. That is not the case because she even asked questions.

Ms. Washington thanked the Police Department for National Night Out. Many excited children participated. She noted the event was planned well. She thanked those communities that participated. She lives on Quantico Creek. She grew up and lived there all through college. She knows all too well about the flooding. They had water up to the windows and her Dad's business was damaged, which was not paid for by insurance. She would not vote for money to be taken from the restoration of Quantico Creek. She feels a budget is a budget and money should be spent where it is designated. She did not want to see money being moved from one place to another because then it becomes impartial. She explained that funds could be pulled when money runs out. She thanked all of the citizens for coming out and speaking. She thanked the woman who not only expressed what concerned her, but also gave praise for things she liked. She feels that kind of feedback is wonderful.

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

Mr. Ksanznak gave the following report.

- A certificate of appropriateness was received for the modification to the existing Town Hall sign. The application was not approved because modifications were only made to the top of the sign. The ARB requested modifications to the posts and wanted to know what colors would be used for the sign.
- Elections were postponed since not all ARB members were present.

Mr. Brewer asked about the sign not being approved.

Mr. Ksanznak explained the sign was installed prior to approval from the ARB. The ARB asked that modifications be made to the sign to make it look historical.

B. BOARD OF ZONING APPEALS (BZA)

There was no report.

C. HISTORIC DUMFRIES

Joann Barron gave the following report.

- The Museum held an African American round table event on July 1. People shared stories and their history here in Dumfries. They were so compelling and heartfelt that they want to keep the momentum going and continue getting more oral history. On August 25, another round table will occur with lavender tea and cookies at 11:00 a.m.
- Children's Day at the Museum will be this Saturday from 1:00 p.m. to 3:00 p.m. and will focus on Native Americans.
- They are working with Prince William County (PWC) with the Explorer Passports. Everyday someone has come in to have his or her passport stamped. All the Dumfries Elementary students and parents were offered a free tour with their passport and people are taking advantage of this.
- The Dumfries Summer Interns will be taking a tour tomorrow.
- Spirited History held a fundraising event that raised \$400 for the museum.
- They have had numerous volunteers. A man helped with the flower gardens. A Girls Scout troop is painting the gazebo/bandstand. Power washing of the Museum has been completed. Within a week, a film is covering the building, which is coming from the landfill. She does not know how much will change for the maintenance of a historic building but she worries about power washing.
- There were 14 children who attended the Summer Colonial Camp and 10 of them received scholarships. Every year PWC provides a scholarship.

- Dumfries Elementary School students used the park for relays and 120 children came to take a tour.
- Each month a history hour is provided at the senior center in Manassas.
- The Sons of the American Revolution put up a sign in Dumfries Cemetery for the Revolutionary War and War of 1812 soldiers buried there.

Mr. Toney mentioned that people have approached him about what she is doing at the Museum and really appreciates all that she does. He commented that the African American round table provided a forum for expression. The struggles that some of the people talked about, some of which are still being endured today, as people of color, but the fact that they have overcome strengthened him. It helped him to understand what his challenges are here and he was encouraged to stay the course. He was looking forward to the next round table discussion on August 25 and he encouraged people to come out and be a part of it.

Ms. Barron thanked Mr. Toney and Ms. Washington for coming. She noted that they plan to write the stories down and have them available for anyone to look at.

Mayor Foreman asked if they had recorded the stories.

Ms. Barron noted that a few of the stories were recorded. The plan is to have the individuals back to record them since this was just an introduction.

Mayor Foreman asked about the docents. He explained the docents are volunteers and this is a good opportunity to let people know that there is a need for more. Ms. Barron is the curator and has a wonderful program for the docents. PWC and Dumfries are rich with history. This is an opportunity for people to get involved at the Museum and the tours change each time.

Ms. Barron explained the tours change in subject and last about one and a half hours.

D. PLANNING COMMISSION (PC)

There was no report.

IN RE: COUNCIL REPORTS A. BOYS AND GIRLS CLUB

There was no report.

B. PARKS AND RECREATION COMMISSION

Mr. Taber stated the Chair was not in attendance. He provided the following information about the concerts.

- August 17, the musicians include Tony Craddock, Jr. & Cold Front and Anthony Clark.
- August 24, the performer is Marcus Johnston.

- The show mobile has been rented from PWC and the artists will be responsible for their own sound and set-up.
- Five non-profit organizations have committed to participating for both events and who will be submitting applications. Two food truck vendors and two business vendors have submitted applications. Application are still being accepted. The goal is to have at least 20 vendors.
- Over 5,000 emails have been sent out advertising the concert dates. The concerts were advertised on the Town's website, Eventbrite, Facebook, Instagram, Twitter, and Inside NOVA. Calendar requests have been sent to Prince William Living Magazine and Prince William Moms. Request are being drafted for other radio and media outlets. All artists have agreed to cross promote the event on their social media platforms, email, and websites.
- There are 163 attendees registered on the Eventbright website.
- They will need 15 volunteers at each of the events. If interested please contact the Director of Community Services.
- There will be a kid's zone with a moon bounce, face painting, and crafts. In Tune Music Studio and Woodbridge Dance Company have volunteered to provide music and dance demonstrations.
- The first event will have no alcohol. Flo Wines will be applying for an ABC permit for a Wine Garden at the second concert.

Mayor Foreman asked what type of genre the second concert performer does.

Mr. Taber replied the performer is a jazz musician.

Mayor Foreman recalled that all four concerts have been jazz music.

Mr. Taber stated he, as the Town Manager, has no control over the types of musicians and that was verified with the Town Attorney.

Mr. Foreman asked when the full build out of the park would be on the website. The last one posted is dated November 13, 2012. The one that was approved is dated July 1, 2014. It does not show the walking trails, etc.

Mr. Taber met with staff this past week and each department has been tasked to go over everything on the website, including the newcomers guide. Things are being updated as they come in.

Mayor Foreman asked about the community use policy and whether there was any additional recommendations provided.

Mr. Taber mentioned the only information received was from the Mayor. He talked to the Chairman of the Parks and Recreation Commission about placing it on their next agenda. He would bring it back to Council at a work session after the Parks and Recreation Commission make changes.

Mayor Foreman stated when a policy is presented from a commission or board it needs to be vetted by staff and have a legal review. The Council should then receive the information through email in order to review and send back comments. He would like to see what comments each Council Member makes too. That policy was clearly a cut and paste. He assumed staff had not reviewed it. Council is supposed to come to meetings prepared. The process needs to be fixed. He asked when the Ginn Park Community Garden Commitment Agreement be brought to Council.

Mr. Taber noted it would be on the work session agenda.

C. NORTHERN VIRGINIA REGIONAL COMMISSION (NVRC)

There was no report.

D. PLANNING COORDINATION ADVISORY COMMITTEE

There was no report.

E. NORTHERN VIRGINIA CIGARETTE TAX BOARD

There was no report.

IN RE: STAFF PRESENTATIONS

A. DIRECTOR OF COMMUNITY SERVICES – RYAN GANDY

Mr. Gandy gave the following report.

- National Night Out was held last night. There was a great turnout at the Community Center of about 25 seniors who enjoyed hot dogs and cake. He thanked the Police Department for providing the decorations. He also thanked the Mayor and Council for their interaction.
- He reiterated that at the first concert there will be a kid's zone with a moon bounce and face painting; however, currently all they have scheduled for the second concert is the moon bounce.
- The Fall Festival is scheduled for September 13. There is a "Water Wars" attraction scheduled that involves 14,000 water balloons. There will be free face painting. He is working on booking a DJ. The show mobile is reserved. There are eight confirmed vendors. Applications are still being accepted for vendors.
- Options for Dumfries Has Talent competition are as follows.
 - Secure sponsors to donate prizes in the form of a gift card. Who will in turn get free advertising and a vendor spot at the festival.

- Community Services Department purchase gift cards and other non-cash related prizes.
- Winners receive a plaque/trophies/ribbons and a signed certificate from the Mayor and Council and recognition on the Town's website and media sites.
- A combination of all three ideas.

Ms. Washington agreed with option four, a combination of all three. Securing sponsors is wonderful and the Town should be ready to fill in if there are not enough sponsors. Certificates are a great idea. She thanked Mr. Gandy for looking into transportation for the youth and seniors.

Mr. Gandy reminded everyone the Dumfries Cares grant was extended through December. He clarified that funding has been budgeted for prizes and awards for the event.

Mr. Brewer felt Council needed to vote on the options to provide direction. He liked option three. Ms. Reynolds was in favor of option four.

Mr. Toney was in support of option four and left the option to Mr. Gandy as to what element from each category is used.

Mayor Foreman noted that plaque, ribbons, and trophies have all been done before. He felt that a first, second, and third place award should be given. He felt everyone should get something for participating. He liked the idea of combining the options. He wanted the decision of what to use presented to Council before the event. He mentioned a Christmas Parade that plaques were presented at the end and it took a long time to pass them out. He suggested there be a separate date set aside to present the awards. It looked like the consensus is for option four. He asked that a place be set up on the Town's website where all of the Town's events can be found in one place. He noted that you have to jump to each department to find the events.

B. PLANNER/ZONING ADMINISTRATOR – LAURA O'DELL

Ms. O'Dell gave the following report.

- She will be working with the strip malls in Town on zoning violations to get them into compliance. She was working with the property owner and has had some success to correct violations and get some graffiti cleaned up; however, working with the business owners in the Old Stage Coach Plaza has been difficult. She will be sending violation notices to the business owners who are unwilling to cooperate.
- The next property she will look at is Dumfries Shopping Plaza.
- The PC is in the site plan review stage of the First Town Center and is waiting for the transportation study from VDOT.

Ms. Washington asked what Council could do to get some teeth into zoning violations.

Ms. O'Dell stated that she is working with the Town Attorney to incorporate civil penalties. In order to get some teeth in the zoning violations the Town will have to go to court if the business does not come into compliance within 30 days. This will allow the judge and attorney to work out how much to fine the business and any penalties to assess.

Ms. Washington wanted to see the Town make an effort so people are inconvenienced enough that they pay attention to their property. There are so many different types of signs on the each buildings in Town. She asked what the Town is doing about the illegal signs.

Ms. O'Dell works on a complaint basis, so not every property is inspected for compliance. Several properties were developed prior to adopting the sign ordinance, so that signage is considered a legal nonconforming sign.

Ms. Washington is talking about the placement of signs. The code allows for one sign. There are buildings with signs in the front and on the side.

Ms. O'Dell explained that it depends on the frontage of the lot and whether there is frontage on more than one road.

Mr. Taber indicated that staff is currently working on code enforcement issues and will update the Council at a work session of the pending cases that will be taken to court. He noted that law requires the Town allow the business that is issued a notice of violation time to rectify the problem before moving forward in the process.

Ms. Reynolds wanted to recommend that citizens who complain be required to come in or fill something out on the website that proves that they live in the Town.

Mayor Foreman asked if the property owner of 17775 Main Street, relating to a Conditional Use Permit (CUP) for a new church, is going to be a part of the process.

Ms. O' Dell commented she has not heard back from the applicant; however, there is a lot of activity occurring in the building. She is not sure if it is the church operating illegally or if it is another business.

Mayor Foreman stated the church is renting the space as an office, they may be doing some marriage counseling, but services are not being held, and that is not his concern. He is concerned with non-profits applying for CUP's. He will ask what the economic impact is to the Town's revenue and what has the property owner done to rent the space to a business that does not need to apply for a CUP. He questioned the statements on the website that the Town is business friendly, offers economic incentives to meet your needs, and fast track and parallel process. If a CUP takes five months to complete, how does that make the Town business friendly?

Ms. O'Dell replied that due to requirements for notification of the public hearing for the Commission and Council it takes several months. Sometimes the Commission holds multiple meetings.

Mayor Foreman indicated that staff needs to update the Town's website. He will ask at next meeting what economic incentives are being offered and what does fast track and parallel processing mean. Many of these things were placed on the website when there was an Economic Development Director. His focus over the next four years is going to be economic development. He understands why it takes five months.

C. DIRECTOR OF PUBLIC WORKS – RICHARD WEST

Mr. West asked if Council had any questions.

Ms. Washington thanked Mr. West for taking the time to check on Mine Road and the fill dirt.

Mr. West stated it is still being investigated.

Mr. Taber noted the cut through along the fence at Ginn Memorial Park has a work order to be closed.

Mayor Foreman asked what the next step is for the Route 1 widening project. He asked if a meeting has been set up with the Virginia Department of Transportation (VDOT).

Mr. West noted the meeting is being scheduled and the Town needs to make sure the project stays in the six-year plan.

Mayor Foreman indicated that when projects stall, they are typically the first ones to go when cuts are made to the budget.

Mr. West stated the Town has a Memorandum of Agreement (MOA) with VDOT to manage the project. VDOT is supposed to be putting out a request for proposals (RFP) for a design consultant. He will look into this.

Mayor Foreman asked about the completion date of August 2014 for the Tripoli Boulevard Drainage Improvement Project.

Mr. West commented that when he updated his staff report he did not extend that date. The project will not be completed by August, but is expected to be finished by the end of the year. The Town is getting closer to having the right-of-way needed, Comcast should be out of the way soon, and the Town is waiting for Verizon to complete their work. The right-of-way work needs to be completed before a notice to proceed can be issued.

Mayor Foreman asked when a letter would be sent to the homeowners informing them when the work will be completed.

Mr. West replied that a preconstruction letter be mailed soon.

Mayor Foreman asked about doing an open house with the homeowners to provide information and timelines. He asked if there was an agreement or stipulation that states the Town cannot block close the access into the Dumfries Shopping Plaza, near the McDonalds, at the Graham Park Road and Curtis Drive intersection.

Mr. West stated there is no agreement.

Mr. Taber stated the McDonalds was a by-right use. He will talk to the Town Attorney and get back to Council.

Mayor Foreman commented that crosswalks were requested for that intersection two years ago, which never happened. The Graham Park Road/Curtis Drive/Route 1 Project has been pushed back until October 2016 and issues remain. He believes that access point needs to be closed off. He asked what the Main Street Project was that was on the report in September 2013 with a completion date in 2014 that is no longer there.

Mr. West stated the Main Street Project was rolled into the Graham Park Road/Curtis Drive/Route 1 Project.

Mayor Foreman asked what the status was on the Multimodal Phase II project along Liberty Village. The staff report indicates the project will begin in August 2014 with a completion date of October 2014.

Mr. West explained the Town is waiting for approval from VDOT. There was a gap between the engineer's estimate and the one bid the Town received. The consultant looked at their estimate and have made some adjustments; however, it is up to VDOT since there is State and Federal funding on the project.

Mayor Foreman asked for an update on the improvements to Cameron Street.

Mr. Taber explained there are improvements planned along Cameron Street from Dumfries Elementary School to Mine Road. A citizen is concerned with stormwater flooding his yard. The citizen provided a letter that the Town Manager wrote ten years ago stating the problem would be rectified. Staff visited the site this morning and determined the solution would require extending the curb and gutter all the way up the citizen's side of the road. This will prevent water from running into his yard.

Mayor Foreman asked if Cameron Street would be 100 percent done once that work is completed.

Mr. Taber indicated yes, except for the resurfacing of the road. He pointed out there will not be sidewalks on both sides. It is not cost effective or required. There will be a sidewalk painted in front of Dumfries Elementary School.

Mayor Foreman asked what the status was on the sidewalks along Possum Point Road and Route 1.

Mr. West stated that is a VDOT project. The consultant has been authorized to resume work on the final design. Staff wanted to make sure the sidewalk on Possum Point Road and around the corner will tie in properly with what VDOT is doing.

Mayor Foreman asked for an update on the lighting on Fraley Boulevard and Possum Point Road sidewalk. He asked how Council could talk about these projects when all of the other projects currently underway are behind schedule. He recalled that Council talked about these two projects, but when was Council presented the plan and when was it voted for. He recalled that staff was directed to come back with a plan for discussion.

Mr. West indicated that during the budget meetings it was decided that the 30 percent funding from the Northern Virginia Transportation (NVTA) would be put toward that sidewalk.

Mayor Foreman remembers all of the discussions; however, he does not recall a site plan or something along those lines coming to Council. He noted this was what was done with Ginn Memorial Park. It was we want and now we got. There was no site plan for Ginn Memorial Park and here Council is years later and there is finger-pointing going on. He wants to see a site plan showing the curb and gutter, sidewalks, setbacks and easements just like what was done for the Multimodal project.

Mr. West stated a cost estimate and a plan need to be put together for the Possum Point Road sidewalk. Once that is complete, it will be brought to Council for input. A plan cannot be provided on the lighting until some of the preliminary work is done to see what the cost it etc.

Mayor Foreman did not want to set a precedence of things being approved without seeing the drawings or site plan. He asked about the cost for the stormwater issue at Ginn Memorial Park.

Mr. Taber indicated that staff is in the process of getting a plan and costs together. A temporary fix consisting of straw bales will be put in place to reduce the direct flow of water and divert it for now. He noted the only money being expended is for the consultants to analyze a solution and provide options to Council. He noted that several citizens spoke about misappropriation of funds. This is not the case. There was \$40,000 a year has been set aside for Quantico Creek, which will not be touched for Ginn Memorial Park. The money will come from the stormwater management funds that were left in one account or come from the money that is collected specifically for stormwater management with the real estate taxes.

Mayor Foreman expressed concern over stormwater management. He wants to know where the funds will be coming from. If the funds being used is stormwater management, he wants to know what projects are not going to be funded. This was not budgeted for; however, it is being said that there is a pot of money to pay for Ginn Memorial Park. His highest priority in stormwater management is Quantico Creek.

Mr. Taber indicated that there are many stormwater projects. For instance, the Town would like to get all of the stormwater lines mapped. He recommended finding out what the cost of the Ginn Memorial Park project is going to be and then staff can provide an overview of projects that will not be completed if the stormwater management funds are used for the Park.

Mayor Foreman asked about the fourteen sites he provided to staff listing possible grants.

Mr. Taber noted a report would be provided at a work session.

Ms. Reynolds asked if PWC provided a timeline for the Fraley Boulevard lighting.

Mr. West indicated they had not.

Ms. Reynolds requested a timeline for the Possum Point Road sidewalk.

Mr. West would provide one to Council.

Ms. Reynolds reiterated the need for an emergency fund for projects like the Ginn Memorial Park stormwater issue. She understood that the issue was an emergency.

Ms. Washington thanked staff for working with the citizen on Cameron Street. She would like a letter sent out to the property owners letting them know what is going on. She noted that a neighbor told her about a letter that was sent out ten years ago. There are new homeowners who are not aware of the details of the project. She was concerned with the parking on Cameron Street. It has been an issue for years that Dumfries Elementary School staff park on Cameron Street, which in essence makes it a one-way street during the day when school is in session. She understood that Dumfries Elementary School would be doing some remodeling and the parking lot is going to be located to the rear of the building. She wanted to know if those parking spaces were going to be removed. She agreed with closing the access to McDonalds. She felt the projects need to be looked at again to make sure that they are being carried out as promised. Case in point, the Cameron Street project was presented ten or twelve years ago and it is not the fault of the staff, Council, or Mayor that the project was never started.

Mr. Brewer commented that three bids were received on June 27 for the Tripoli Boulevard Drainage Improvement Project. There were irregularities in the lowest bid. The Town is now working with VDOT to see if these irregularities can be waived. He asked why the Town would waive irregularities.

Mr. West explained that the irregularities could be waived if they do not substantially affect the cost. This was a sealed bid. A small item was missed that does not affect the contract to a significant degree.

Mr. Brewer stated the Main Street Project was funded through a bond. He asked what stage the Tripoli Boulevard project was in.

Mr. West stated there were some dates that should have been extended out. The bid needs to be finalized. Utilities need to be relocated. Verizon still has their lines on the old poles. The final thing would be the right-of-way.

Mr. Brewer clarified that the poles are done.

Mr. Simmons explained the Town is still negotiating with two property owners. He believes one of the property owners is willing to accept the Town's proposal and just has not signed the documentation. The other property owner had some issue with foliage and trees being removed prior to the start of this project. If need to the Town is ready to issue certificates of take if need be.

Mr. Brewer said something is holding this project up because it has been three years in the making. He asked if someone was being hired to design the stormwater management system at Ginn Memorial Park.

Mr. West stated that all that has been looked at so far is a concept. He needs an estimate before moving ahead with the design.

Mr. Brewer asked who the consultant is.

Mr. West mentioned using Rinker Design Associates (RDA).

Mr. Brewer asked if the Town has a contractor to do the work.

Mr. West was not sure yet whether they will use an on call contractor or bid it out.

Mr. Brewer asked if the flooding problem at Prince William Estates has been addressed.

Mr. West explained the stormwater lines were cleaned out, a tree was removed that was blocking the flow, and work has been completed on some improvements to the existing stormwater pond. The two other ponds are not under the Town's control. They plan to work with the property owner to bring those up to current code. One is at the former church property and the other is on Curtis Drive.

Mr. Toney requested the problem with access to the McDonalds property be rectified. In the past, conversations were had about blocking the entrance. He asked what the status is now.

Mr. West responded it is part of the intersection project; however, they will look at doing something sooner.

Mayor Foreman asked if there was a stormwater pond on the former church lot off Curtis Drive.

Mr. West confirmed there is a pond that is not completely functioning. They are trying to contact the church to discuss the issue. They have not received a response. The pond has not failed but it needs maintenance.

Mayor Foreman mentioned that if Ginn Memorial Park had a site plan they would have seen a stormwater plan. The site plan should not be paid for by stormwater management funds.

D. CHIEF OF POLICE – REBECCA EDWARDS

Chief Edwards gave the following report.

- They had 24 children participate in the Kid's Academy. There were more hands on activities and the kids worked a crime scene. She thanked the Dumfries-Triangle Rescue Squad.
- National Night Out was well attended and received. One homeowners' association (HOA) participated and the citizen on Masthead Trail who hosted a cook out. The interns volunteered at the senior luncheon.

Mayor Foreman mentioned that it has been stated several times about police presence when it is perceived that there is gang activity going on. When the Police Officers are on the way, the gangs know and disperse. He asked about a plain-clothes officer regularly walking the neighborhoods.

Chief Edwards mentioned that when someone sees something and they do not call it does not help the Police Department. It would be helpful if the citizens would reach out to her.

Mayor Foreman asked the HOA's to let the Police Department know when they have their meetings in order for a Police Officer to attend. He wanted to see more visibility and a partnership in the community.

Ms. Washington encouraged people to look out for each other in their neighborhoods.

E. TOWN ATTORNEY – OLAUN SIMMONS

Mr. Simmons noted there is teeth in the Town's code. The Town just needs to enforce the code and take people to court. A letter is being drafted to let the businesses know what is coming in terms of criminal or civil penalties. He hopes that will alert some businesses to take action prior to him filing a suit.

F. TOWN MANGER – DAN TABER

Mr. Taber asked Council if they had any questions.

Mayor Foreman asked if there would be a drug free zone sign at Ginn Memorial Park.

Mr. Taber noted that staff is pursuing this and whether there can be enhanced penalties.

Mayor Foreman asked about cars being parked in the front lawn and what the height was for grass before you are in violation of the code.

Mr. Taber noted the grass height is either 10 or 12 inches. There is an ordinance against cars being parked in the front lawn; however, the ordinance has a loophole in that it does not specify what kind of surface you have to have in order to park a vehicle on it.

Mayor Foreman asked about the minutes for the Ginn Park Committee meetings. He noted that Mr. Webb pointed out there was never a site plan approved or presented to the PC. He would like to see minutes. He is concerned with what the citizens stated they wanted in the Park for amenities.

Mr. Taber recalled that there was a meeting at the firehouse.

Mayor Foreman would like to look at the minutes to know what was officially discussed. He asked about the fiscal year FY unaudited actuals be ready.

Mr. Taber indicated it would be soon.

Mayor Foreman asked what the status was on staff reviewing the 2020 Vision Statement.

Mr. Taber explained it was in the pile. He would make that a priority.

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

Mr. Brewer attended a meeting in Haymarket about projects submitted to VDOT.

IN RE: ACTION ITEMS

**A. RESOLUTION AUTHORIZING THE TOWN MANAGER ADVERTISE A
PUBLIC HEARING ON THE PROPOSED AMENDMENT TO THE ZONING
ORDINANCE 70-247, 70-281 AND 70-282 – OLAUN SIMMONS**

Mr. Taber noted that in the resolution it states the public hearing would be on September 9 and due to scheduling the date does not work. The wording was changed to read the next available date and removing the reference to September 9.

Mr. Foreman moved, seconded by Mr. Toney, to approve the resolution as amended. 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, absent.

**RESOLUTION AUTHORIZING THE TOWN MANAGER TO ADVERTISE A PUBLIC
HEARING ON THE PROPOSED AMENDMENTS TO CHAPTER 70, ARTICLE III,
SECTIONS 70-281 AND 70-282 RELATING GENERALLY TO NEIGHBORHOOD
BUSINESS DISTRICT B-2, INTENT AND USE REGULATIONS AND CHAPTER 70,
ARTICLE III, SECTION 70-247 RELATING GENERALLY TO GENERAL BUSINESS
DISTRICT B-1, USE REGULATIONS**

WHEREAS, Town Council reviewed, discussed, and made a motion to schedule a public hearing and forward the proposed amendments to Sections 70-247, 70-281 and 70-282 at its July 8, 2014 meeting to the Planning Commission (PC) for review; and

WHEREAS, the PC's July 14, 2014 meeting was cancelled by the Chair due to a number of the member's being unable to attend; and

WHEREAS, the PC is scheduled to review, discuss, and hold a duly advertised public hearing at its August 11, 2014 meeting at which time a recommendation will be made and forwarded to Council; and

WHEREAS, in order to hold a public hearing at the September 9, 2014 Council meeting it is necessary to give the Town Manager the authority to advertise the public hearing prior to receiving the recommendation otherwise it would have to be pushed back a month to October.

NOW, THEREFORE, BE IT RESOLVED by Town Council that the Town Manager is authorized to advertise a public hearing to be held the next available date to consider the proposed text amendments to 70-247, 70-281, and 70-282 upon confirmation that the PC had indeed met, reviewed, held a public hearing and made the initiating motion forwarding the recommendation to Council for a decision.

B. PUBLIC HEARING – TEMPORARY USES, SECTION 70-22, BY ADDING PARAGRAPH (3) FOR REGULATING THE USE OF YARD SALES – LAURA O’DELL

Ms. O'Dell noted the ordinance has been reviewed numerous times and the last change was made to clarifying that this section does not pertain to businesses displaying/selling wares outdoors on their property.

The public hearing was opened to public comments.

There being no comments the public hearing was closed.

Mr. Foreman moved, seconded by Mr. Brewer, to introduce the ordinance and place it under the September 9 consent agenda for adoption. 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, absent.

IN RE: ADJOURNMENT

Mr. Foreman moved, seconded by Mr. Toney, to adjourn the meeting. 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, absent.

Minutes submitted by

Approved by

Dawn Hobgood
Town Clerk

Gerald M. Foreman
Mayor