

Council Chambers, 25 West Market Street, 7:30 p.m. Mayor Umstattd presiding.

Council Members Present: Kelly Burk, David Butler, Thomas Dunn, Katie Sheldon Hammler, Marty Martinez, Kevin Wright and Mayor Umstattd.

Council Members Absent: Council Member Dunn arrived at 7:33 p.m.

Staff Present: Town Manager John Wells, Deputy Town Manager Kaj Dentler, Deputy Town Attorney Barbara Notar, and Clerk of Council Lee Ann Green

AGENDA

ITEMS

1. **CALL TO ORDER**

2. **INVOCATION:** Council Member Wright

3. **SALUTE TO THE FLAG:** Mayor Umstattd

4. **ROLL CALL:** Showing Council Member Dunn absent (arrived at 7:33 p.m.)

5. **MINUTES**

a. Work Session Minutes of May 12, 2014

On a motion by Vice Mayor Butler, seconded by Council Member Burk, the minutes of the work session meeting of May 12, 2014 were approved by a vote of 6-0-1 (Dunn absent).

b. Regular Session Minutes of May 13, 2014

On a motion by Council Member Wright, seconded by Vice Mayor Butler, the minutes of the regular meeting of May 13, 2014 were approved by a vote of 6-0-1 (Dunn absent).

6. **ADOPTING THE MEETING AGENDA**

On the motion of Council Member Martinez, seconded by Vice Mayor Butler, the meeting agenda was approved by the following vote:

Aye: Burk, Butler, Hammler, Martinez, Wright and Mayor Umstattd

Nay: None

Vote: 6-0-1 (Dunn absent)

7. **PRESENTATIONS**

a. Certificate of Appreciation – Ricky Keech

On a motion by Council Member Hammler, seconded by Council Member Martinez, a Certificate of Appreciation was approved for Ricky Keech for his service on the Technology and Communication Commission.

b. Proclamation – Western Loudoun Relay for Life

On a motion by Council Member Martinez, seconded by Council Member Wright, the following was proclaimed:

PROCLAMATION

American Cancer Society's Western Loudoun Relay for Life May 31st – June 1st, 2014

WHEREAS, 2014 marks the 30th Anniversary of Dr. Gordy Klatt's first step of his 24-hour walk/run around a track in Tacoma, Washington which raised \$27,000 to support the American Cancer Society in May 1985; and

WHEREAS, the following year, 220 supporters on 19 teams joined Dr. Klatt in this overnight event, and the American Cancer Society Relay for Life was born; and

WHEREAS, each of the more than 5,000 Relays nationwide is a fun-filled, overnight event that mobilizes communities to raise money for the fight against cancer; and

WHEREAS, this event celebrates the lives of those who have battled cancer as the strength of survivors inspires other to continue the fight, remembers loved ones lost to the disease and allows people who have walked alongside those battling cancer to find healing and allows participants to fight back and put an end to the disease; and

WHEREAS, the Relay for Life of Loudoun County is being held on May 31st – June 1, 2014 at Heritage High School in the Town of Leesburg; and

WHEREAS, the theme for the 2014 Relay for Life is "**Carnival of Hope**"; and

WHEREAS, Relay for Life of Loudoun County is celebrating its 15th Anniversary this year and has raised over **\$2,353,084** to aid in the fight against cancer since 2000.

THEREFORE, the Mayor and Council of the Town of Leesburg in Virginia hereby congratulate the organizers and participants of the Relay for Life of Loudoun County and urge the citizens of the Town of Leesburg to support the American Cancer Society.

PROCLAIMED this 14th day of May, 2013.

8. PETITIONERS

The Petitioner's Section was opened at 7:40 p.m.

Diane Hinnant, 1008 Nelson Court, NE, stated that her neighbor had begun raising chickens. She stated that it is not appropriate to have chickens in duplexes or townhomes because of their close proximity. She requested that Council institute regulations controlling where chickens can be raised.

The Petitioner's Section was closed at 7:43 p.m.

9. APPROVAL OF THE CONSENT AGENDA

On a motion by Council Member Burk, seconded by Vice Mayor Butler, the following items were moved for approval as the Consent Agenda:

- a. Lowenbach Improvements, Ph. V – Construction Contract Award

RESOLUTION 2014-061

Awarding the Construction Contract for Lowenbach Street Improvements Phase V to Arthur Construction Co., Inc. in the Amount of \$2,699,987.75

- b. Potomac Crossing Park – Construction Contract Award

RESOLUTION 2014-062

Awarding the Construction Contract for the Potomac Crossing Park Project to Arthur Construction Co., Inc., in the Amount of \$452,747.25.

- c. Lower Sycolin Sewage Conveyance System, Ph. II – Design Change Order Authorization

RESOLUTION 2014-063

Lower Sycolin Sewage Conveyance System Phase II Project Change Order No. 7 for Design and Engineering Services

- d. Making an Appointment to the Planning Commission (Burk)

RESOLUTION 2014-064

Making an Appointment to the Planning Commission (Gigi Robinson)

The Consent Agenda was approved by the following vote:

Aye: Burk, Butler, Dunn, Hammler, Martinez, Wright and Mayor Umstatt

Nay: None

Vote: 7-0

10. PUBLIC HEARINGS

- a. None.

11. RESOLUTIONS AND MOTIONS

- a. None.

13. UNFINISHED BUSINESS

- a. None.

14. NEW BUSINESS

- c. None.

15. COUNCIL COMMENTS

Council Member Butler disclosed a meeting with Molly Novotny. He warned everyone to be careful of dehydration as the weather is getting warmer.

Council Member Burk stated the Memorial Day ceremony was very moving. She requested that staff look into the possibilities for regulation of chickens being kept on residential properties.

Council Member Martinez stated the Memorial Day ceremony was great.

Council Member Hammler noted that the Utility Rate Advisory Committee has met three times regarding the consultant's recommendation, which will come before Council soon. She stated she attended the VML Executive Committee meeting and a teleconference with the Governor's Secretary of State regarding the state budget situation. She stated she and the Mayor participated in Meghan's Walk to benefit cystic fibrosis research.

Council Member Wright stated the Memorial Day ceremony was moving. He stated he enjoyed seeing the veterans. He noted Relay for Life is coming up next weekend.

16. MAYOR'S COMMENTS

Mayor Umstatted stated that there is a potential request for fee waiver for the National Guard picnic, which may be held at Ida Lee. She requested that Council consider a \$500 waiver, if they chose Ida Lee. It was agreed to put this on a future agenda, if necessary. She stated the Memorial Day ceremony was a great event.

17. MANAGER'S COMMENTS

John Wells noted that the annual reader's poll in Virginia Living chose several Leesburg businesses in several categories. He stated Leesburg was also named the second friendliest town – second to Warrenton. He stated a press release is forthcoming.

18. CLOSED SESSION

On a motion by Mayor Umstatted, seconded by Vice Mayor Butler, the following was proposed:

Pursuant to Section 2.2-3711(A) (3) of the Code of Virginia, I move that the Leesburg Town Council convene in a closed meeting for the purpose of receiving information and discussion regarding:

- a. *Real Estate*

The motion was approved by the following vote:

Aye: Burk, Butler, Dunn, Hammler, Martinez, Wright and Mayor Umstatt

Nay: None

Vote: 7-0

The Council convened in Closed Session at 8:01 p.m.

The Council reconvened in Open Session at 8:40 p.m.

On a motion by Mayor Umstatt, seconded by Council Member Martinez, the following was proposed:

In accordance with Section 2.2-3712 of the Code of Virginia, I move that Council certify that to the best of each member's knowledge, only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and such public business matters as were identified in the motion by which the closed meeting was convened were heard, discussed or considered in the meeting by Council.

The motion was approved by the following roll call vote:

Aye: Burk, Butler, Dunn, Hammler, Martinez, Wright and Mayor Umstatt

Nay: None

Vote: 7-0

19. ADJOURNMENT

On a motion by Council Member Martinez, seconded by Vice Mayor Butler, the meeting was adjourned at 8:40 p.m.

Kristen C. Umstatt, Mayor
Town of Leesburg

ATTEST:

Clerk of Council
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