

MEMORANDUM  
COUNTY OF LOUDOUN

DATE: September 23, 2021

TO: Department and Agency Heads

FROM: Tim Hemstreet, County Administrator

SUBJECT: Action Report of the September 21, 2021, Board of Supervisors Business Meeting

Please work with staff to address the Board of Supervisors (Board) action as noted in the Action Report from the September 21, 2021, Board Business Meeting.

Link to webcast of meeting:

<https://loudoun.granicus.com/player/clip/6768>

ADOPTION OF THE CONSENT AGENDA

Supervisor Buffington moved that the Board of Supervisors approve the following items on consent: R-1, R-2, R-3, 1a, 2, 4, 5, 6, 8, 11a, 11b, 11c, 11d, 11e, 11f, 11h, 11i, 11j, 11k, 11l, 11m. (Seconded by Supervisor Glass. The motion passed 9-0.)

REQUESTS FOR ADDITIONS/DELETIONS TO THE AGENDA

None.

REGIONAL ORGANIZATION UPDATES AND VOICE FOR A CAUSE

Supervisors Letourneau, Turner and Chair Randall reported on the various regional meetings they had attended in recent weeks.

Link to full discussion:

[https://loudoun.granicus.com/player/clip/6768?meta\\_id=199179](https://loudoun.granicus.com/player/clip/6768?meta_id=199179)

CEREMONIAL RESOLUTIONS

R-1 Resolution Recognizing the 77th Anniversary of the Waterford Fair (Approval & Presentation)

Supervisor Buffington moved that the Board of Supervisors approve this Resolution recognizing the 77th Anniversary of the Waterford Fair. (Consent Item) (Seconded by Supervisor Glass. The motion passed 9-0.)

Staff Contact: Stacy Carey, Supervisor Kershner's Office

R-2 Resolution to Honor Ms. Leslee King (Approval & Presentation)

Supervisor Buffington moved that the Board of Supervisors approve the attached resolution honoring Ms. Leslee King, the Loudoun County School Board Member from the Broad Run District. (Consent Item) (Seconded by Supervisor Glass. The motion passed 9-0.)

Staff Contacts: Michelle McIntyre, Kent Erwin & Abigail Rivas, Supervisor Glass's Office; Matt Rogers, Chair Randall's Office

R-3 Resolution of Commendation for Broad Run Varsity Baseball (Approval & Presentation)

Supervisor Buffington moved that the Board of Supervisors approve this resolution to commend the Broad Run High School Varsity Baseball team on achieving the Virginia Class 4 State Championship title. (Consent Item) (Seconded by Supervisor Glass. The motion passed 9-0.)

Staff Contacts: Kent Erwin, Supervisor Glass's Office; Joel Gicker, Supervisor Turner's Office

INFORMATION ITEMS

None.

ACTION ITEMS

1. APPOINTMENTS

1a. Confirmations

Supervisor Buffington moved that the Board of Supervisors confirm the following appointments with terms expiring as noted for each committee. (Consent Item) (Seconded by Supervisor Glass. The motion passed 9-0.)

**Animal Advisory Committee**

- Michael McCullion (Broad Run District Representative) nominated by Supervisor Glass (term expires December 31, 2023).

**Historic District Review Committee**

- Elizabeth Ellers (Historic District Resident Representative) nominated by Supervisor Buffington (term expires September 21, 2024).
- Allen Cochran (Historic District Property Experience Representative) nominated by Supervisor Buffington (term expires September 21, 2024).
- Mary Frances Fetzer (Architect Representative) nominated by Supervisor Buffington (term expires September 21, 2024)

**Lyme Disease Commission**

- June Chang (Leesburg District Representative) nominated by Supervisor Umstatted (term expires December 31, 2023).
- Sharon McGroder (Sterling District Representative) nominated by Supervisor Saines (term expires December 31, 2023).

**Loudoun Health Commission**

- Barbara Tombros (Ashburn District Representative) nominated by Supervisor Turner (term expires September 21, 2024).

1b. Nominations

Vice Chair Saines withdrew his nomination of Khurram Shahzad as the at-large Parent Representative to the Community Policy and Management Team (nomination made during the September 8, 2021, Board Business Meeting)

Vice Chair Saines nominated Khurram Shahzad as an at-large Representative to the Family Services Advisory Board

Chair Randall nominated Mark Koblos for reappointment as an at-large Representative to the Loudoun Water Board

Staff Contact: David Street, County Administration

2. Administrative Items Report of September 21, 2021

Supervisor Buffington moved that the Board of Supervisors approve the Administrative Items Report of September 8, 2021. (Consent Item) (Seconded by Supervisor Glass. The motion passed 9-0.)

a. Budget Adjustments

The Board of Supervisors approved the budget adjustments as set out in the September 21, 2021 Administrative Items Report; and, for FY 2021, increased the General Fund by \$6,141,277.37, increased the Transportation District Fund by \$5,531,997.21, decreased the Capital Projects Fund by \$6,879,667.13, and increased the Debt Service Fund by \$69,266.51; for FY 2022, increased the General Fund by \$1,190,758.50, increased the Public Facilities Fund by \$2,811,754.07, increased the Housing Fund by \$1,233,161.29, increased the Transportation District Fund by \$228,229.48, increased the Capital Projects Fund by \$1,588,592.78, increased the Capital Asset Preservation Program Fund by \$2,300,000, and increased the Debt Service Fund by \$997,222.77.

Staff Contacts: Megan Bourke & Janet Romanchyk, Finance and Budget

b. Revisions to Chapter 5 of the Human Resources Handbook - Fair Labor Standards Act (FLSA) Overtime Provisions

The Board of Supervisors approved the revision to the non-exempt FLSA chart in section 5.9, C, 1 of Chapter 5 of the Human Resources Handbook to describe the 40-hour per workweek schedule that exists in Loudoun County Fire and Rescue for non-exempt uniformed employees who are on an administrative assignment or temporarily on restricted duty.

Staff Contacts: Russ Consaul & Jeanette Green, Human Resources

c. Revisions to Chapter 10, Section 4 of the Human Resources Handbook - Grievance Rights and Time Limits

The Board of Supervisors approved the proposed revision to Chapter 10.4 of the Human Resources Handbook.

Staff Contacts: Jeanette Green, Human Resources; Milissa Spring, County Attorney's Office

d. Secondary Road Addition: Tanglewood North

The Board of Supervisors adopted the resolution provided as Attachment 1 to the September 21, 2021, Board of Supervisors Business Meeting Administrative Items Report 2d.

Staff Contacts: Gary Clare & Alan Brewer, Building and Development

3. Legislative Report- Special Session II, Draft 2022 Legislative Program and Federal Update (Countywide)

Chair Randall moved that the Board of Supervisors make recommended changes to the Board's Priority Statements to include in the draft 2022 Legislative Program as found in Attachment 1 of the September 21, 2021, Board of Supervisors Business Meeting Action Item. (Seconded by Vice Chair Saines. The motion passed 9-0.)

Chair Randall moved that the Board of Supervisors retain the current legislative initiative on sanitary districts for garbage disposal services found in Attachment 1 of the September 21, 2021, Board of Supervisors Business Meeting Action Item as part of the draft 2022 Legislative Program. (Seconded by Vice Chair Saines. The motion passed 9-0.)

Chair Randall moved that the Board of Supervisors seek legislation that amends §15.2-2232 B. of the Code of Virginia to 1) extend the timeframe a local governing body has to hear and determine a comprehensive plan permit appeal from 60 days to 100 days from its filing, or such longer time as agreed to by the applicant, and 2) allows an applicant to agree to an extension of time for review by the Planning Commission. (Seconded by Supervisor Buffington. The motion passed 9-0.)

Supervisor Kershner moved that the Board of Supervisors seek changes to §15.2-953 of the Code of Virginia to remove prohibition against donations to churches or sectarian societies, or at a minimum allow donations to faith-based organizations that provide community services within the locality without regard to religious affiliation. (Seconded by Supervisor Buffington.)

Supervisor Kershner accepted Supervisor Turner's Friendly Amendment to remove "to remove prohibition against donations to churches or sectarian societies" from the motion.

Supervisor Turner withdrew his Friendly Amendment.

Chair Randall moved to table the motion to the October 5, 2021, Board of Supervisors Business Meeting. (Seconded by Supervisor Umstattd. The motion passed 8-1: Supervisor Briskman opposed.)

Chair Randall moved that the Board of Supervisors seek legislation that amends § 42.1-36 of the Code of Virginia to add Loudoun to the list of Counties where formation, creation or continued existence of a library board is not mandatory. (Seconded by Vice Chair Saines.)

Chair Randall withdrew her motion.

Chair Randall moved to table this item to the October 19, 2021, Board of Supervisors Business Meeting for action. (Seconded by Vice Chair Saines. The motion passed 9-0.)

Chair Randall moved that the Board of Supervisors include the policy statement amendments as found in Attachment 1 of the September 21, 2021, Board of Supervisors Business Meeting Action Item to the draft 2022 Legislative Program. (Seconded by Vice Chair Saines.)

Chair Randall did not accept Supervisor Letourneau's Friendly Amendment to remove Election Policy Statement b, *automatic vote-by-mail system*.

Supervisor Letourneau moved an amendment to remove Election Policy Statement b, *automatic vote-by-mail system* from the motion. (Seconded by Supervisor Kershner.)

Supervisor Letourneau moved to table his motion to the October 19, 2021, Board of Supervisors

Business Meeting for action. (Seconded by Supervisor Umstatt. The motion passed 9-0.)

The Main Motion, with the exception of Election Policy Statement b, passed 9-0.)

*Board Request:*

Supervisor Briskman requested that staff research and bring forward to the Board a statement on the funding formula related to the Commonwealth's Attorney's Office.

Staff Contacts: Gwen Kennedy & Charles Yudd, County Administration

4. Resolution Approving the Issuance by the Economic Development Authority of Multi-Family Revenue Bonds for Poland Hill Apartments (Dulles)

Supervisor Buffington moved that the Board of Supervisors adopt the Resolution of the Board of Supervisors of Loudoun County, Virginia Approving the Issuance by the Economic Development Authority of Loudoun County, Virginia of up to \$14,000,000 of Multifamily Revenue Bonds for Poland Hill Apartments, provided as Attachment 2 to the September 21, 2021, Board of Supervisors Business Meeting Action Item. (Consent Item) (Seconded by Supervisor Glass. The motion passed 9-0.)

Staff Contacts: Nikki Speight & Janet Romanchyk, Finance and Budget; Courtney Sydnor, County Attorney's Office

5. Resolution Approving the Issuance by the Economic Development Authority of Multi-Family Revenue Bonds for The View at Broadlands (Broad Run)

Supervisor Buffington moved that the Board of Supervisors adopt the Resolution of the Board of Supervisors of Loudoun County, Virginia Approving the Issuance by the Economic Development Authority of Loudoun County, Virginia of up to \$17,000,000 of Multifamily Revenue Bonds for The View at Broadlands, provided as Attachment 2 to the September 21, 2021, Board of Supervisors Business Meeting Action Item. (Consent Item) (Seconded by Supervisor Glass. The motion passed 9-0.)

Staff Contacts: Nikki Speight & Janet Romanchyk, Finance and Budget; Courtney Sydnor, County Attorney's Office

6. Response to Board Member Initiative: Conservation Easement Assistance Program (Countywide)

Supervisor Buffington moved that the Board of Supervisors direct staff to increase the income requirements for all landowners applying to the Conservation Easement Assistance Program to \$155,938 and eliminate the top earner's salary from family LLC and family trust applications.

Supervisor Buffington further moved that the Board of Supervisors direct staff to increase the amount of the assistance award to \$25,000 to accommodate a greater proportion of initial easement fees as outlined in the September 21, 2021, Board of Supervisors Business Meeting Action Item for a more inclusive Conservation Easement Assistance Program. (Consent Item) (Seconded by Supervisor Glass. The motion passed 9-0.)

Staff Contacts: Megan Cox & Janet Romanchyk, Finance and Budget

7. ZMAP-2019-0010 & SPEX-2019-0022, Sycolin Road Distribution Facility (Catocin)

Supervisor Kershner moved that the Board of Supervisors approve ZMAP-2019-0010 & SPEX-2019-0022, Sycolin Road Distribution Facility, subject to the Proffer Statement dated August

26, 2021, and the Conditions of Approval dated August 30, 2021, provided as Attachments 2 and 3 to the September 21, 2021, Board of Supervisors Business Meeting Action Item. (Seconded by Supervisor Umstadd.)

Supervisor Kershner withdrew his motion.

Supervisor Kershner moved that the Board of Supervisors forward ZMAP-2019-0010 & SPEX-2019-0022, Sycolin Road Distribution Facility to the October 20, 2021, Transportation and Land Use Committee for discussion. (Seconded by Supervisor Glass. The motion passed 9-0.)

*The applicant agreed to a timeline extension to November 16, 2021.*

Staff Contacts: Marshall Brown & Alaina Ray, Planning and Zoning

8. Response to Board Member Initiative: Feasibility Study of Constructing a Trail Connection on North Side of Beaverdam Run Under Ashburn Road Bridge (Ashburn and Broad Run)

Supervisor Buffington moved that the Board of Supervisors approve the amendment of the FY 2022 (CIP) by authorizing the execution of a budget adjustment to transfer \$12,000 from the Capital Project Management account to the Trail Extension Ashburn Road Bridge project in the Capital Projects Fund to be utilized for design costs associated with the project.

Supervisor Buffington further moved that the Board of Supervisors forward the balance of the remaining funding that is needed for construction of the trail connection on the north side of Beaverdam Run under the Ashburn Road bridge, currently estimated at \$100,200 to the FY 2023 Capital Improvement Program budget process for consideration and prioritization.

Supervisor Buffington further moved that the Board of Supervisors authorize the amendment of the FY 2022 Capital Improvement Program (CIP) by authorizing the execution of a budget adjustment to transfer \$57,610 from the Capital Project Management account to the Trail Extension Ashburn Road Bridge project in the Capital Projects Fund to fund the analysis of adding pedestrian and bicycle facilities across the Ashburn Road bridge over Beaverdam Run as proposed in Attachment 3 of the Board of Supervisors Business Meeting Action Item. (Consent Item) (Seconded by Supervisor Glass. The motion passed 9-0.)

Staff Contacts: Susan Glass & Joe Kroboth, III, Transportation and Capital Infrastructure

9. Renaming Harry Byrd Highway (Route 7) and John Mosby Highway (Route 50) – Task Force Short List of Name Recommendations (Countywide)

Vice Chair Saines moved that the Board of Supervisors approve the short list of name recommendations provided by the Task Force as presented in Table 4 of the September 21, 2021, Board of Supervisors Business Meeting Action Item, and move forward with the remainder of the renaming process.

Vice Chair Saines further moved that as part of the remainder of the renaming process, staff contact residents on Little River Lane to discuss renaming Little River Lane to comply with the road name duplication criteria of the Ordinance and avoid adverse impacts on public safety if Route 50 is renamed “Little River Turnpike” and Route 7 is renamed Leesburg Pike. (Seconded by Supervisor Briskman.)

Supervisor Turner requested to divide the motion.

**Motion 1**

Vice Chair Saines moved that the Board of Supervisors approve the short list of name recommendations provided by the Task Force as presented in Table 4 of the September 21, 2021, Board of Supervisors Business Meeting Action Item, and move forward with the remainder of the renaming process. (Seconded by Supervisor Briskman. The motion passed 9-0.)

**Motion 2**

Vice Chair Saines moved that as part of the remainder of the renaming process, staff contact residents on Little River Lane to discuss renaming Little River Lane to comply with the road name duplication criteria of the Ordinance and avoid adverse impacts on public safety if Route 50 is renamed "Little River Turnpike" and Route 7 is renamed Leesburg Pike. (Seconded by Supervisor Briskman. The motion passed 9-0.)

Staff Contacts: Kelly Griffin & Joe Kroboth, III, Transportation and Capital Infrastructure

10. Board Member Initiative: Study and Reconciliation for the Operation of Segregated Schools in Loudoun County (Countywide)

Supervisor Briskman moved that the Board of Supervisors direct staff to forward this item to the Joint Board of Supervisors and School Board Committee for discussion and return to a future Board of Supervisors Business Meeting with recommendations. (Seconded by Chair Randall.)

Supervisor Briskman did not accept Vice Chair Saines friendly amendment to forward the item to the Joint Board/School Board Committee for a stakeholder committee to be created to research and return to the board with recommendations.

Supervisor Briskman accepted Chair Randall's friendly to add the following to the motion:

"I move the Joint Committee review and discuss the forced sale by the "county wide league" that conveyed land purchased for \$4,000 dollars to Loudoun County for \$1, and to return to a future board meeting with recommendations to address that injustice."

Seconded by Vice Chair Saines.

Supervisor Kershner requested to divide the motion.

**Motion 1**

Supervisor Briskman moved that the Board of Supervisors direct staff to forward this item to the Joint Board of Supervisors and School Board Committee for discussion and return to a future Board of Supervisors Business Meeting with recommendations. (Seconded by Chair Randall.)

(The motion passed 6-3: Supervisors Buffington, Kershner, and Letourneau opposed.)

**Motion 2**

Chair Randall moved that the Joint Board of Supervisors and School Board Committee review and discuss the forced sale by the then "county wide league" that conveyed land purchased for

\$4,000 dollars to Loudoun County for \$1, and to return to a future Board business meeting with recommendations to address that injustice.

(Seconded by Supervisor Briskman. The motion passed 9-0.)

Staff Contacts: Rey Banks & Ellington Arnold, Supervisor Briskman's Office

## **11. Finance/Government Operations and Economic Development Committee (FGOEDC) Reports:**

### **11a. Contract Renewal/Site Civil and Parks Design Services (Countywide)**

Supervisor Buffington moved the recommendation of the Finance/Government Operations and Economic Development Committee that the Board of Supervisors authorize the Purchasing Agent to renew the Site Civil and Parks Design Services Contracts to Dewberry Engineers, Inc., J2 Engineers, Kimley-Horn and Associates, Inc., and Timmons Group, Inc. in the estimated amount of \$8,000,000 during the period of November 1, 2021, through October 31, 2022. (Consent Item) (Seconded by Supervisor Glass. The motion passed 9-0.)

Staff Contacts: Christopher Bresley & Janet Romanchyk, Finance and Budget; James Zeller & Joe Kroboth, III, Transportation & Capital Infrastructure

### **11b. Proposed End of Fiscal Year 2021 Donations to Day Support and Employment Services Providers (Countywide)**

Supervisor Buffington moved the recommendation of the Finance/Government Operations and Economic Development Committee that the Board of Supervisors approve the donation payments of 65 percent of the remaining FY 2021 contract fund to each locally funded Day Support and Employment Services providers, for services which could not be provided during FY 2021 due to COVID-19 as a provider sustainability measure due to the considerable reduction in provider services caused by the COVID-19 pandemic.

Supervisor Buffington further moved the recommendation of the Finance/Government Operations and Economic Development Committee that the Board of Supervisors direct staff to bring an item in early calendar year 2022 regarding recommendations to continue provider sustainability payments to each locally funded Day Support and Employment Services providers. (Consent Item) (Seconded by Supervisor Glass. The motion passed 9-0.)

Staff Contacts: Lisa Snider & Margaret Graham, Mental Health, Substance Abuse and Developmental Services; Cheryl Middleton & Janet Romanchyk, Finance and Budget

### **11c. Contract Renewal/Traffic Engineering and Operation Services (Countywide)**

Supervisor Buffington moved the recommendation of the Finance/Government Operations and Economic Development Committee that the Board of Supervisors authorize the Purchasing Agent to renew the contracts for Traffic Engineering and Operation Services with Vanasse Hangen Brustlin, Inc. (VHB), Rummel, Klepper & Kahl, LLP (RK&K) and Kimley-Horn and Associates, Inc in the estimated amount of \$8,000,000. (Consent Item) (Seconded by Supervisor Glass. The motion passed 9-0.)



Staff Contacts: Christopher Bresley & Janet Romanchyk, Finance and Budget; James Zeller & Joe Kroboth, III, Transportation & Capital Infrastructure

11d. Contract Renewal/Architectural Services (Countywide)

Supervisor Buffington moved the recommendation of the Finance/Government Operations and Economic Development Committee that the Board of Supervisors authorize the Purchasing Agent to renew the contracts for Architectural Services with Reader & Swartz Architects, P.C., Grimm and Parker Architecture, Inc., Page Southerland Page, Inc., Boorman Kroos Vogel, Inc. and Lemay Erikson Willcox Architects, PC in the total estimated amount of \$8,000,000. (Consent Item) (Seconded by Supervisor Glass. The motion passed 9-0.)

Staff Contacts: Christopher Bresley & Janet Romanchyk, Finance and Budget; James Zeller & Joe Kroboth, III, Transportation and Capital Infrastructure

11e. Contract Renewal/Fuel Services (Countywide)

Supervisor Buffington moved the recommendation of the Finance/Government Operations and Economic Development Committee to the Board of Supervisors that the Purchasing Agent be authorized to renew the contract for fuel services with Quarles Petroleum, Inc. in the estimated amount of \$4,000,000. (Consent Item) (Seconded by Supervisor Glass. The motion passed 9-0.)

Staff Contacts: Allen Weaning & Ernest Brown, General Services; Cheryl Middleton & Janet Romanchyk, Finance and Budget

11f. Contract Award/Leased Dark Fiber Wide Area Network Services (Countywide)

Supervisor Buffington moved the recommendation of the Finance/Government Operations and Economic Development Committee that the Board of Supervisors authorize the Purchasing Agent to award a contract for Leased Dark Fiber Wide Area Network Services to Segra for the period October 1, 2021, through March 31, 2029, in the estimated amount of \$4,573,120. (Consent Item) (Seconded by Supervisor Glass. The motion passed 9-0.)

Staff Contacts: Dave Friedrich & John Bayliss, Information Technology; Cheryl Middleton & Janet Romanchyk, Finance and Budget

11g. Nonprofit Organization's Requests for Property Tax Exemption by Designation (Countywide)

Vice Chair Saines moved the recommendation of the Finance/Government Operations and Economic Development Committee that the Board of Supervisors refer the applications of Dulles Little League Baseball, Inc., Dulles South Neighborhood Closet, Inc., Loudoun Serenity House and Station Stitchers identified in Attachment 1 of the September 21, 2021, Board of Supervisors Business Meeting Action Item to the November 10, 2021 public hearing for consideration of an ordinance granting the requested property tax exemptions. (Seconded by Supervisor Kershner. The motion passed 7-0-1-1: Chair Randall absent for the vote; Supervisor Letourneau abstained.)

Staff Contacts: Darya Thompson & Robert S. Wertz, Jr, Commissioner of the Revenue's Office

11h. Brambleton West Park Improvements – Restroom Facility and Utility Extension (Blue Ridge)

Supervisor Buffington moved the recommendation of the Finance/Government and Economic Development Committee that the Board of Supervisors direct staff to amend the FY 2022 CIP to include the design of a new restroom facility and sanitary sewer extension as a part of the Brambleton West Park Improvements project and execute a budget adjustment that moves \$150,000 from the Capital Improvements Program Contingency account to the Brambleton West Park Improvements project in the Capital Projects Fund.

Supervisor Buffington further moved that the Board of Supervisors direct staff to incorporate the additional construction costs identified for the improvements (\$2,050,000) into the FY 2023 Capital Improvements Program. (Consent Item) (Seconded by Supervisor Glass. The motion passed 9-0.)

Staff Contacts: Scott Worrest & Joe Kroboth, III, Transportation and Capital Infrastructure; Megan Bourke & Janet Romanchyk, Finance and Budget

11i. Dulles South Multipurpose Center Pool Filtration System Replacement (Dulles)

Supervisor Buffington moved the recommendation of the Finance/Government Operations and Economic Development Committee that the Board of Supervisors direct staff to create the Dulles South Multipurpose Center (DSMPC) Pool Filtration System Replacement Phase 5 project in the Capital Projects Fund and execute a budget adjustment to move \$625,000 from DSMPC Phase 2 to DSMPC Phase 5 to replace the competition pool, leisure pool, and spa filtration systems at the Dulles South Multipurpose Center. (Consent Item) (Seconded by Supervisor Glass. The motion passed 9-0.)

Staff Contacts: Scott Worrest & Joe Kroboth, III, Transportation and Capital Infrastructure

11j. Landfill Fee Schedule Authority (Countywide)

Supervisor Buffington moved the recommendation of the Finance, Government Operations and Economic Development Committee that the Board of Supervisors adopt the proposed FY 2022 landfill fee increases as presented in the September 21, 2021, Board of Supervisors Business Meeting Action Item.

Supervisor Buffington further moved that the Board of Supervisors authorize the County Administrator to evaluate and establish all landfill fees (gate fees, transaction fees, and commercial hauler contract fees), based on periodic and regular financial analysis to adjust for market conditions and maintain the Revenue Neutrality Policy and notify the Board of adjustments when they are made. (Consent Item) (Seconded by Supervisor Glass. The motion passed 9-0.)

Staff Contacts: Michael Fairbanks & Ernest Brown, General Services; Erin McLellan, County Administration

11k. Douglass Community Center Playground Replacement Project (Leesburg)

Supervisor Buffington moved the recommendation of the Finance/Government Operations and Economic Development Committee that the Board of Supervisors

approve the enhanced design of the playground replacement project as part of larger renovations at the Douglass School, as described in the September 21, 2021, Board of Supervisors Business Meeting Action Item. (Consent Item) (Seconded by Supervisor Glass. The motion passed 9-0.)

Staff Contacts: Rameir Martin & Steve Torpy, Parks, Recreation and Community Services

111. 2022 Health Plan Update and Premium Review for Countywide Group Health Plan (Medical, Prescription Drugs, Dental, and Vision) (Countywide)

Supervisor Buffington moved the recommendation of the Finance/Government Operations and Economic Development Committee that the Board of Supervisors approve the plan design changes and medical reinsurance level recommended in the September 13, 2021 Finance/Government Operations and Economic Development Committee Action Item, and approve the proposed premiums for the Countywide Group Health Plan and Retiree Health Plan as outlined in Attachments 1 and 2 to the Item for Plan Year 2022 (January 1, 2022 – December 31, 2022).

Supervisor Buffington further moved the recommendation of the Finance/Government Operations and Economic Development Committee that the Board of Supervisors authorize the Purchasing Agent and the Department of Human Resources to take the necessary actions to implement the recommended plan changes and proposed premiums for the Countywide Group Health Plan and Retiree Health Plan. (Consent Item) (Seconded by Supervisor Glass. The motion passed 9-0.)

Staff Contacts: Rob Krouse & Jeanette Green, Human Resources; Cheryl Middleton & Janet Romanchyk, Finance and Budget

11m. Roadway and Civil Design Services for Route 7 and Route 287 Interchange Improvements (Blue Ridge)

Supervisor Buffington moved the recommendation of the Finance/Government Operations and Economic Development Committee that the Board of Supervisors authorize the Purchasing Agent to increase the award authority of the contract for the Roadway and Civil Design Services for Route 7 and Route 287 Interchange Improvements with Volkert, Inc. by \$61,900 for a new award authority amount of \$2,054,702.20. (Consent Item) (Seconded by Supervisor Glass. The motion passed 9-0.)

Staff Contacts: Christopher Bresley & Janet Romanchyk, Finance and Budget; James Zeller & Joe Kroboth, III, Transportation and Capital Infrastructure

CLOSED SESSION – PART 1

Vice Chair Saines moved that the Board of Supervisors recess this public meeting and enter into closed session pursuant to Section 2.2-3711 (A) (5) of the Code of Virginia to discuss the expansion of an existing business or industry where no previous announcement has been made in the Catoctin Election District.

Vice Chair Saines further moved that the Board of Supervisors recess this public meeting and enter into closed session pursuant to Section 2.2-3711 (A) (3) of the Code of Virginia to consider

disposition of parcels of property for affordable housing in the Blue Ridge and Broad Run Election Districts. (Seconded by Supervisor Buffington. The motion passed 9-0.)

Vice Chair Saines moved that the closed session be adjourned, that the Board of Supervisors reconvene its public meeting, that the minutes of the public meeting should reflect that no formal action was taken in the closed session, and further move that the Resolution Certifying the Closed Session be adopted and reflected in the minutes of this public meeting. (Seconded by Chair Randall. The motion passed via roll call vote 9-0.)

#### Resolution Certifying Closed Session

Whereas, the Loudoun County Board of Supervisors this 21st day of September 2021, convened in closed session by an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act:

Now, therefore, be it resolved that the Board of Supervisors does hereby certify that to the best of each member's knowledge, (1) only public business matters lawfully exempted from open meeting requirements under the Freedom of Information Act were discussed in the closed session to which this certification applies; and (2) only such public business matters as were identified in the motions by which the said closed session was convened were heard, discussed or considered by the Board of Supervisors.

#### CLOSED SESSION – PART 2

Vice Chair Saines moved that the Board of Supervisors recess this public meeting and enter into closed session pursuant to Section 2.2-3711 (A) (8) of the Code of Virginia to consult with legal counsel employed or retained by a public body regarding Collective Bargaining, a specific legal matter requiring the provision of legal advice by such counsel. (Seconded by Chair Randall. The motion passed 9-0.)

Vice Chair Saines moved that the closed session be adjourned, that the Board of Supervisors reconvene its public meeting, that the minutes of the public meeting should reflect that no formal action was taken in the closed session, and further move that the Resolution Certifying the Closed Session be adopted and reflected in the minutes of this public meeting. (Seconded by Supervisor Umstatt. The motion passed via roll call vote 9-0.)

#### Resolution Certifying Closed Session

Whereas, the Loudoun County Board of Supervisors this 21st day of September 2021, convened in closed session by an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act:

Now, therefore, be it resolved that the Board of Supervisors does hereby certify that to the best of each member's knowledge, (1) only public business matters lawfully exempted from open meeting requirements under the Freedom of Information Act were discussed in the closed session to which this certification applies; and (2) only such public business matters as were identified in the motions by which the said closed session was convened were heard, discussed or considered by the Board of Supervisors.

ANNOUNCEMENT

Chair Randall announced that the October 5, 2021, Board of Supervisors Business Meeting would start at 2:00 p.m.