

MEMORANDUM
COUNTY OF LOUDOUN

DATE: July 21, 2022

TO: Department and Agency Heads

FROM: Tim Hemstreet, County Administrator

SUBJECT: Action Report of the July 19, 2022, 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 July 19, 2022, Board Business Meeting.

Link to webcast of meeting:

https://loudoun.granicus.com/player/clip/7010?meta_id=214527

ADOPTION OF THE CONSENT AGENDA

Supervisor Umstattd moved that the Board of Supervisors approve the following items on consent: R-1, R-2, R-3, 1a, 2, 3, 4, 5, 6, 9, 10, 11, 12, 14, 15, 16, 17, 18a, 19a, 19b, 19c, 19d, 19e, 19f, 19g, 19h, 19i, 19j, and 19k. (Seconded by Supervisor Kershner.)

Supervisor Umstattd accepted Supervisor Glass's Friendly Amendment to add Item 7, *Response to Board Member Initiative: Feasibility Study of County Glass Recycling in Ashburn* to consent (Revised Motion provided at dais).

The motion, as amended, passed 8-0-1: Vice Chair Saines absent for the vote.

REQUESTS FOR ADDITIONS/DELETIONS TO THE AGENDA

Chair Randall announced the addition of a closed session pursuant to §§ 2.2-3711 (A)(3) and 2.2-3711 (A)(7) of the Code of Virginia to consult with legal counsel regarding actual or probable litigation and to consider acquisition of parcels of property for public use in the Catoctin Election District.

REGIONAL ORGANIZATION UPDATES AND VOICE FOR A CAUSE

Supervisor Letourneau and Chair Randall reported on the regional meetings they had attended in recent weeks.

There was no Voice for a Cause.

Link to Regional Updates:

<https://loudoun.granicus.com/player/clip/7010>

CEREMONIAL RESOLUTIONS

R-1 Resolution for Greater Loudoun Babe Ruth World Series (Approval only)

Supervisor Umstattd moved that the Board of Supervisors approve the Resolution to recognize with appreciation the contributions of the Greater Loudoun Babe Ruth World Series to Loudoun County during the six tournaments held in Loudoun County over the past

24 years. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contacts: Christi Maple, Supervisor Buffington's Office; Sarah Tuggle, Chair Randall's Office

R-2 Resolution to Recognize Virginia Cooperative Extension (VCE) Loudoun Master Gardener Demonstration Garden 30th Anniversary (Approval only)

Supervisor Umstatted moved that the Board of Supervisors approve the resolution of appreciation provided as Attachment 1 to the July 19, 2022, Board of Supervisors Business Meeting Action Item for the VCE Master Gardeners. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contacts: Valerie Suzdak, Supervisor Umstatted's Office; Matt Rogers, Chair Randall's Office

R-3 Resolution of Appreciation for Sarah Coyle Etro, Retiring Acting Director, Department of Housing and Community Development (Approval & Presentation)

Supervisor Umstatted moved that the Board of Supervisors approve the Resolution of Appreciation for Sarah Coyle Etro, Retiring Acting Director of the Department of Housing and Community Development, provided as Attachment 1 to the July 19, 2022, Board of Supervisors Business Meeting Action Item. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contact: Matt Rogers, Chair Randall's Office

INFORMATION ITEMS

I-1 Final Legislative Report-2022 General Assembly and Special Session I (Countywide)

Charles Yudd, Deputy County Administrator, and representatives from Troutman Pepper Strategies provided the Board with a final legislative report for the 2022 General Assembly Regular Session and 2022 Special Session I. The presentation included updates on the final status of the Board's priorities, an update on pertinent legislation from the 2022 General Assembly Regular Session and Special Session I, an update on the state budget, including a special session, studies and issues the legislative team will work on during the summer in preparation for next year's session, information on the legislative process for the 2023 General Assembly Session, and bills reviewed and tracked by staff that were passed during the General Assembly Session and 2022 Special Session I.

Board Requests:

With respect to *SB 316 - Juvenile Records; Identification of Children Receiving Coordinated Services*, Supervisor Glass requested that staff provide the reasoning for gathering data on children receiving services.

Supervisor Turner requested staff research and provide information on Perfluoroalkyl and Polyfluoroalkyl Substances (PFAS).

Chair Randall requested that clarification be provided on several additional bill summaries in Section 2 of the action item.

Supervisor Kershner requested that staff research how the State's budget proposal of \$22 million for School Resource Officers will be divided up among localities.

Link to full presentation:

https://loudoun.granicus.com/player/clip/7010?meta_id=214562

Link to final Legislative Report:

[Item I-1 Final Legislative Report-2022 General Assembly and Special Session I](#)

Staff Contact: Charles Yudd, County Administration

I-2 Response to Board Member Initiative: Study to Identify the Impacts of Legalizing Marijuana in Loudoun County (Countywide)

Terry "Chip" Sullivan, Director of Community Corrections, along with Guy Potucek, Chair of Community Criminal Just Board (CCJB) and Neil McNerney, Chair of Community Services Board (CSB), delivered the final report of the joint CCJB/CSB workgroup's literature review outlining the potential impacts of marijuana legalization on Loudoun County services and residents, especially within the fields of behavioral health and criminal justice.

Link to full presentation:

https://loudoun.granicus.com/player/clip/7010?meta_id=214554

Link to Item and Final Report:

[Item I-2 Response to BMI-Study to Identify the Impacts of Legalizing Marijuana](#)

Staff Contacts: Terry Sullivan, Community Corrections; Margaret Graham, Mental Health, Substance Abuse & Developmental Services

ACTION ITEMS

1. APPOINTMENTS

1a. Confirmations

Supervisor Umstattd moved that the Board of Supervisors confirm the following appointments with terms expiring as noted for each committee. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Communications Commission

- Patrick Ryan (Catoctin District Representative) nominated by Supervisor Kershner (December 31, 2023)

1b. Nominations

Community Services Board

- Chair Randall withdrew her nomination of Zerell Johnson-Welch.

Staff Contact: David Street, County Administration

2. Administrative Items Report of July 19, 2022

Supervisor Umstatted moved that the Board of Supervisors approve the Administrative Items Report of July 19, 2022. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

a. Budget Adjustments

The Board of Supervisors approved the budget adjustments as set out in the July 19, 2022, Administrative Items Report; and, for FY 2022, increased the General Fund by \$35,817.96, increased the Route 28 Special Improvements Fund by \$43,472, increased the State and Federal Grant Fund by \$279,838, and increased the Public Facilities Fund by \$43,472. For FY 2023, increased General Fund revenues by \$1,240,119.08, increased General Fund expenditures by \$5,419,569.79, increased the Public Facilities Fund by \$350,000, and increased the Capital Projects Fund by \$350,000.

Staff Contacts: Megan Bourke & John Sandy, Finance and Budget

b. Resolution of the Board of Supervisors of the County of Loudoun, Virginia on the Composition of, and Term Dates for, The Loudoun County Community Criminal Justice Board

The Board of Supervisors approved the term expiration dates for the Loudoun Community Criminal Justice Board seats as shown in Table 1 of the July 19, 2022, Board of Supervisors Business Meeting Administrative Items Report Item 2b.

The Board of Supervisors further adopted the Resolution of the Board of Supervisors of the County of Loudoun, Virginia on the Composition of, and Term Dates for, the Loudoun County Community Criminal Justice Board, as presented in Attachment 1 to the July 19, 2022, Board of Supervisors Business Meeting Administrative Items Report Item 2b.

Staff Contact: Terry Sullivan, Community Corrections

c. Timeline Extension – CMPT-2021-0012, NOVEC Northstar Substation

The Board of Supervisors approved a timeline extension by 127 days to November 3, 2022, for Planning Commission action on CMPT-2021-0012, NOVEC Northstar Substation.

Staff Contacts: Grace Adams & Joe Kroboth, III, Planning and Zoning

d. Secondary Road Addition/Abandonment: Hartland Drive North, Section of Fleetwood Road (Route 616)

The Board of Supervisors adopted the resolution provided as Attachment 1 to the July 19, 2022, Board of Supervisors Business Meeting Administrative Items Report 2d.

Staff Contacts: Coleman Hutton & Alan Brewer, Building and Development

e. Deeds for Approval

- CPAR-2021-0022, AREP Beaumeade Data Center
- ESMT-2021-0033, Belmont Land LP

The Board of Supervisors approved the aforementioned deeds as presented in the Administrative Items Report Item 2e for the July 19, 2022, Board of Supervisors Business Meeting.

The Board of Supervisors further approved that the Chair, Vice-Chairman, or the County Administrator or his designee be authorized to execute and deliver the appropriate aforementioned deed in form as approved by the County Attorney.

Staff Contacts: Haisam Chikalard, Andrew Christensen & Alan Brewer, Building and Development

f. Exception to Courthouse Grounds Rules/Alcoholic Beverages on Courthouse Grounds

The Board of Supervisors approved an exception to the rules regarding use of the courthouse grounds that allows the Town of Leesburg TASTE Leesburg event organizers to allow sample alcoholic beverages on the courthouse grounds on August 13, 2022, from 5:00 PM to 10:00 PM.

Staff Contacts: Emily Watkins & Glen Barbour, County Administration

g. Use of Loudoun Foreign Wars Memorial Trust Fund

The Board of Supervisors authorized payment from the War Memorial Trust Fund totaling \$1,500 to the individuals identified by the Foreign Wars Monuments Committee included in Attachment 1 to the July 19, 2022, Board of Supervisors Business Meeting Administrative Item Report 2g.

Staff Contacts: Megan Bourke & John Sandy, Finance and Budget

3. Route 7/Route 601 (Blue Ridge Mountain Road/Raven Rocks Road) Intersection Improvements (Blue Ridge)

Supervisor Umstattd moved that the Board of Supervisors approve the Resolution of Support for Clarke County's Smart Scale Application for improvements at the intersection of Route 7 and Route 601 (Blue Ridge Mountain Road/Raven Rocks Road), provided as Attachment 1 to the July 19, 2022, Board of Supervisors Business Meeting Action Item. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contacts: James Zeller & Nancy Boyd, Transportation and Capital Infrastructure

4. Proposed Traffic Calming in the Cascades Community (Algonkian)

Supervisor Umstatttd moved that the Board of Supervisors direct staff to proceed with the purchase and installation of traffic calming measures outlined in the July 19, 2022, Board of Supervisors Business Meeting Action Item for the Cascades community in the Algonkian Election District.

Supervisor Umstatttd further moved that the Board of Supervisors approve the execution of a budget adjustment to transfer \$101,135 from the Traffic Calming Contingency account to the Traffic Calming Signs project in the Capital Projects Fund for the purchase and installation of traffic calming measures in the Cascades community in the Algonkian Election District. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contacts: Carolina Siguenza & Nancy Boyd, Transportation and Capital Infrastructure

5. Proposed Traffic Calming Measures in the Loudoun Crossing Community (Blue Ridge)

Supervisor Umstatttd moved that the Board of Supervisors direct staff to proceed with the purchase and installation of traffic calming measures outlined in the July 19, 2022, Board of Supervisors Business Meeting Action Item for the Loudoun Crossing community in the Blue Ridge Election District.

Supervisor Umstatttd further moved that the Board of Supervisors approve the execution of a budget adjustment to transfer \$58,800 from the Traffic Calming Contingency account to the Traffic Calming Signs project in the Capital Projects Fund for the purchase and installation of traffic calming measures in the Loudoun Crossing community in the Blue Ridge Election District. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contacts: Carolina Siguenza & Nancy Boyd, Transportation and Capital Infrastructure

6. Village of Waterford Preserving the Landmark Infrastructure Improvements Master Plan Study (Catoctin)

Supervisor Umstatttd moved that the Board of Supervisors endorse all recommended Village of Waterford improvements for future planning and implementation.

Supervisor Umstatttd further moved that the Board of Supervisors forward the request to fund the Village of Waterford improvements to the Capital Improvement Program FY 2024 budget process for consideration and prioritization. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contacts: Carolina Siguenza & Nancy Boyd, Transportation and Capital Infrastructure

7. Response to Board Member Initiative: Feasibility Study of County Glass Recycling in Ashburn (Ashburn/Broad Run)

Supervisor Umstatttd moved that the Board of Supervisors direct staff to propose expanding the Glass Recycling Program beyond the existing County-operated recycling drop off centers in the FY 2024 budget process and direct the County Administrator to include a proposal for a glass only recycling site in the 20147 ZIP code and initiate a

review of the Capital Needs Assessment relative to Glass Only recycling sites as outlined in the July 19, 2022, Board of Supervisors Business Meeting Action Item.

Supervisor Umstatted further moved that the Board of Supervisors direct staff to study the feasibility and possible locations of expanding the Glass Recycling Program through a glass only recycling site in 1) the Sterling area north of Route 7, loosely defined as the Algonkian District or the 20165 ZIP code; 2) the Ashburn area, loosely defined as the 20148 ZIP code; and 3) moving the Arcola Recycling Center to a location south of Route 50, loosely defined as the Dulles District or the 20152 ZIP code; and to return to the Board with findings as part of the FY 2024 budget process. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contacts: Tony Hayes & Ernest Brown, General Services

8. Response to Board Member Initiative: Review of Section 440.04 of the Codified Ordinances of Loudoun County, Pedestrians: Interference with Traffic Prohibited (Countywide)

Chair Randall moved that the Board of Supervisors suspend the rules. (Seconded by Supervisor Umstatted. The motion passed 8-1: Supervisor Letourneau opposed.)

Chair Randall moved that the Board of Supervisors approve the Resolution included as Attachment 1 declaring Labor Day Weekend, from September 2 through September 5, 2022, as Charitable Giving Weekend. (Seconded by Supervisor Kershner. The motion passed 7-1-0-1: Supervisor Letourneau opposed; Vice Chair Saines abstained from the vote.)

Staff Contacts: Missy Spring & Leo Rogers, County Attorney's Office; Charles Yudd, County Administration

9. Authorization to Advertise: Proposed Amendments to Chapter 484 of the Codified Ordinances of Loudoun County – On-Street Meters and Parking (Countywide)

Supervisor Umstatted moved that the Board of Supervisors authorize staff to advertise and schedule a Public Hearing for September 14, 2022, on the amendments Proposed to Chapter 484 of the Codified Ordinances of Loudoun County, On-Street Meters and Permit Parking, which establishes the ability to provide Virtual Permits to residences acquiring parking permits as shown in Attachment 1 to the July 19, 2022, Board of Supervisors Business Meeting Action Item. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contacts: Zachary Kuchta & Ernest Brown, General Services; Theresa Fontana, County Attorney's Office

10. Authorization to Advertise: Proposed Chapter 485 of the Codified Ordinances of Loudoun County – Residential Parking Management Areas (Countywide)

Supervisor Umstatted moved that the Board of Supervisors authorize staff to advertise and schedule a Public Hearing for September 14, 2022, on the new Proposed Chapter 485 of the Codified Ordinances of Loudoun County, Residential Parking Management Areas, which establishes on-street permit parking and eligibility criteria for purchasing an annual residential parking permit within administratively designated Parking

Management Areas as shown on Attachment 1 to the July 19, 2022, Board of Supervisors Business Meeting Action Item. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contacts: Zachary Kuchta & Ernest Brown, General Services; Theresa Fontana, County Attorney's Office

11. Authorization to Advertise: Proposed Amendments to Chapter 482 of the Codified Ordinances of Loudoun County – Parking Garages and Surface Lots (Countywide)

Supervisor Umstatted moved that the Board of Supervisors authorize staff to advertise and schedule a Public Hearing for September 14, 2022, on the amendments Proposed to Chapter 482 of the Codified Ordinances of Loudoun County, *Parking Garages and Surface Lots*, to include On-Street Parking as shown in Attachment 1 to the July 19, 2022, Board of Supervisors Business Meeting Action Item. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contacts: Zachary Kuchta & Ernest Brown, General Services; Theresa Fontana, County Attorney's Office

12. Proposed Addition of New Section to Chapter 6 of the Codified Ordinances of Loudoun County: Conduct in Washington Metropolitan Area Transit Authority Facilities and Vehicles (Countywide)

Supervisor Umstatted moved that the Board of Supervisors direct staff to advertise and include the proposed new ordinance "Conduct in WMATA Facilities and Vehicles," for the September 14, 2022, Board of Supervisors Public Hearing, as reflected in Attachment 1 of the July 19, 2022, Board of Supervisors Business Meeting Action Item. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contacts: T.J. DeLitta, Dave Hibberd & Michael Chapman, Sheriff's Office; Robert Sproul, County Attorney's Office

13. ZMAP-2019-0016, JK Technology Park #3 (Blue Ridge)

Supervisor Buffington moved that the Board of Supervisors approve ZMAP-2019-0016, JK Technology Park #3, subject to the Proffer Statement dated July 11, 2022, and based on the Findings for Approval provided as Attachments 1 and 2 to the July 19, 2022, Board of Supervisors Business Meeting Action Item. (Seconded by Supervisor Umstatted. The motion passed 5-4: Supervisors Briskman, Glass, Letourneau, and Saines opposed.)

Staff Contacts: Marshall Brown & Joe Kroboth, III, Planning and Zoning

14. Appropriation of State Revenue to Loudoun County Public Schools for FY 2023 (Countywide)

Supervisor Umstatted moved that the Board of Supervisors approve the request from the Loudoun County School Board to recognize \$15,100,000 of state revenue and expenditure authority in the Loudoun County Public Schools' FY 2023 School Operating Fund.

Supervisor Umstatted further moved that the Board of Supervisors direct staff to process a budget adjustment to estimate and appropriate \$15,100,000 of state revenue and expenditure authority to the Loudoun County Public Schools' FY 2023 School Operating Fund. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contacts: Megan Bourke & John Sandy, Finance and Budget

15. Resolution Approving the Issuance by the Economic Development Authority of Loudoun County, Virginia of its Revenue Bonds for Howard Hughes Medical Institute (Ashburn)

Supervisor Umstatted 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 \$160,000,000 of Revenue Bonds for the Benefit of Howard Hughes Medical Institute as presented in Attachment 2 to the July 19, 2022, Board of Supervisors Business Meeting Action Item. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contacts: Nikki Speight & John Sandy, Finance and Budget

16. Board Member Initiative: Proposed Speed Study at Town of Round Hill (Blue Ridge)

Supervisor Umstatted moved that the Board of Supervisors direct staff to identify funding for a speed study for reducing vehicular speeds at main entry points of the Town of Round Hill in the Blue Ridge Election District, and report back to a future Board of Supervisors business meeting with funding recommendations. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Lead Departments responsible for follow up and implementation: Transportation and Capital Infrastructure; Erin McLellan, County Administration

Staff Contact: Christi Maple, Supervisor Buffington's Office

17. Board Member Initiative: Identify Funds to Conduct a Traffic Analysis Study to Address Traffic & Safety Concerns on Esterbrook Circle and Cascades Parkway (Algonkian)

Supervisor Umstatted moved that the Board of Supervisors direct staff to identify funds to complete a signal justification report at the intersection of Esterbrook Circle and Cascades Parkway and return to the Board at a future business meeting with funding recommendations. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Lead Departments responsible for follow up and implementation: Transportation and Capital Infrastructure; Erin McLellan, County Administration

Staff Contact: Rey Banks, Supervisor Briskman's Office

18. Transportation and Land Use Committee Reports:

18a. Route 15 South Safety and Operational Study (Blue Ridge/Catoctin)

Supervisor Umstadd moved that the Board of Supervisors endorse all recommended long-term improvement priorities that are listed in Table 5 of the July 19, 2022, Board of Supervisors Business Meeting Action Item for future planning and implementation. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contacts: Susan Glass & Nancy Boyd, Transportation and Capital Infrastructure

19. Finance/Government Operations and Economic Development Committee Reports:

19a. Contract Award/Dulles West Boulevard from Arcola Boulevard to Northstar Boulevard Cable Duct Bank Relocation (Blue Ridge)

Supervisor Umstadd moved the recommendation of the Finance/Government Operations and Economic Development Committee that the Board of Supervisors authorize the Purchasing Agent to award a sole source contract to Metro Duct Systems VA, LLC for the relocation of a cable duct bank required to construct Dulles West Boulevard from Arcola Boulevard to Northstar Boulevard in the estimated amount of \$1,186,945.49. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contacts: Christopher Bresley & John Sandy, Finance and Budget; James Zeller & Nancy Boyd, Transportation and Capital Infrastructure

19b. Contract Award/Prentice Drive Overhead Transmission Facility Relocation (Broad Run/Ashburn)

Supervisor Umstadd moved the recommendation of the Finance/Government Operations and Economic Development Committee that the Board of Supervisors authorize the Purchasing Agent to award a sole source contract to Dominion Virginia Energy for the relocation of an overhead transmission tower on Prentice Drive in the estimated amount of \$2,483,899. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contacts: Christopher Bresley & John Sandy, Finance and Budget; James Zeller & Nancy Boyd, Transportation and Capital Infrastructure

19c. Contract Renewal/ Architectural Services for Building Renovations (Countywide)

Supervisor Umstadd moved the recommendation of the Finance/Government Operations and Economic Development Committee that the Board of Supervisors authorize the Purchasing Agent to renew task order contracts for Architectural Services for Building Renovations to Karl Riedel Architecture, P.C and Samaha Associates, P.C. in the estimated amount of \$4,000,000.

(Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contacts: Christopher Bresley & John Sandy, Finance and Budget; Andy Bollinger & Ernest Brown, General Services

19d. Contract Renewal/Architectural Services (Countywide)

Supervisor Umstatttd 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., Boarman Kroos Vogel, Inc. and FGM Architects, Inc. in the total estimated amount of \$8,000,000. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contacts: Christopher Bresley & John Sandy, Finance and Budget; Scott Worrest & Nancy Boyd, Transportation and Capital Infrastructure

19e. Contract Renewal/ Site Civil and Parks Design Services (Countywide)

Supervisor Umstatttd 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 with Dewberry Engineers, Inc., J2 Engineers, Kimley-Horn and Associates, Inc., and Timmons Group, Inc. in the estimated amount of \$8,000,000. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contacts: Christopher Bresley & John Sandy, Finance and Budget; Scott Worrest & Nancy Boyd, Transportation and Capital Infrastructure

19f. Award Authority During Summer Recess (Countywide)

Supervisor Umstatttd moved the recommendation of the Finance/Government Operations and Economic Development Committee to the Board of Supervisors that the County Administrator be authorized, through the Purchasing Agent, to enter into any urgent or unforeseen contracts during the Board of Supervisors' summer recess (August 2022) that are fully funded and cannot be delayed until the September 13, 2022, Finance/Government Operations and Economic Development Committee meeting.

Supervisor Umstatttd further moved the recommendation of the Finance/Government Operations and Economic Development Committee to the Board of Supervisors that the County Administrator be authorized, through the Director of General Services, to enter into any leases during the Board of Supervisors' summer recess (August 2022) that are fully funded and cannot be delayed until the September 13, 2022, Finance/Government Operations and Economic Development Committee meeting. (Consent Item) (Seconded by

Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contacts: Cheryl Middleton & John Sandy, Finance and Budget; Ernest Brown, General Services

19g. Proposed Amendments to the Codified Ordinances of Loudoun County, Chapter 840 - Business, Professional and Occupational License Tax (Countywide)

Supervisor Umstatted moved the recommendation of the Finance/Government Operations and Economic Development Committee (FGOEDC) that the Board of Supervisors direct staff to advertise a public hearing for September 14, 2022, to consider proposed amendments to the Loudoun County Codified Ordinances Chapter 840, Business, Professional and Occupational Tax as shown in Attachment 1. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contacts: Philip McAleavy, Commissioner of the Revenue's Office; Robert Wertz, Commissioner of the Revenue

19h. FY 2023 Restricted Transient Occupancy Tax (RTOT) Fund Tourism Grants Funding Recommendations (Countywide)

Supervisor Umstatted moved that the Board of Supervisors approve the recommendation from Finance/Government Operations and Economic Development Committee that the Board of Supervisors approve the FY 2023 Restricted Transient Occupancy Tax Fund Tourism Grants at the funding levels recommended by staff, included in the July 19, 2022, Board of Supervisors Business Meeting Action Item. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contacts: Megan Cox & John Sandy, Finance and Budget

19i. Establishing Affordable Housing Land Development Application and Development Permit Fee Waiver Program Through New Chapter of Codified Ordinances (Countywide)

Supervisor Umstatted moved the recommendation of the Finance/Government Operations and Economic Development Committee that the Board of Supervisors adopt the program design of the new Affordable Housing Land Development Application and Development Permit Fee Waiver Program.

Supervisor Umstatted further moved that the Board of Supervisors authorize staff to advertise a public hearing for consideration of the associated Ordinance. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contacts: Rebekah King & Valmarie Turner, Housing and Community Development; Belkys Escobar, County Attorney's Office; Evan Harlow, Building and Development

19j. Transfer of Funds for Land Acquisition Costs for the Northstar Boulevard – Shreveport Drive to Route 50 (Phase I) (Blue Ridge)

Supervisor Umstatt moved the recommendation of the Finance/Government Operations and Economic Development Committee that the Board of Supervisors direct staff to proceed with the Northstar Boulevard – Shreveport Drive to Route 50 (Phase I) project by proceeding to land acquisition.

Supervisor Umstatt further moved the recommendation of the Finance/Government Operations and Economic Development Committee that the Board of Supervisors amend the FY 2023 Capital Improvement Program and approve a budget adjustment that 1) appropriates \$516,204 of cash proffers in the Public Facilities Fund and transfers those funds to the Capital Projects Funds, moves \$24,266,155 from various existing capital projects to the Northstar Boulevard – Shreveport Drive to Route 50 (phase I) project, and move \$29,751,780 from the CIP Contingency project to the Northstar Boulevard – Shreveport Drive to Route 50 (Phase I) project. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contacts: Marie Caraballo & Nancy Boyd, Transportation and Capital Infrastructure; Megan Bourke, Finance and Budget

19k. Contract Renewal/Personal Computer Workstations, Servers, and Services (Countywide)

Supervisor Umstatt moved the recommendation of the Finance/Government Operations and Economic Development Committee that the Board of Supervisors authorize the Purchasing Agent to renew a one-year contract for the purchase of Personal Computer Workstations, Servers and Services with Dell Marketing, LP in the amount of \$3,349,700. (Consent Item) (Seconded by Supervisor Kershner. The motion passed 8-0-1: Vice Chair Saines absent for the vote.)

Staff Contacts: Cheryl Middleton & John Sandy, Finance and Budget; Julie Crim & John Bayliss, Information Technology

CLOSED SESSION

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)(3) of the Code of Virginia to consider acquisition/disposition of parcels of property for public use in the Leesburg 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 acquisition of a parcel/parcels of property for Blue Ridge 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 acquisition of a parcel/parcels of property for Sterling Election District.

Vice Chair Saines further moved that the Board of Supervisors recess this public meeting and enter into closed session pursuant to §§ 2.2-3711 (A)(3) and 2.2-3711 (A)(7) of the Code of Virginia to consult with legal counsel regarding actual or probable litigation and to consider acquisition of parcels of property for public use in the Catocin Election District. (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 Supervisor Buffington. The motion passed via roll call vote 9-0.)

Resolution Certifying Closed Session

Whereas, the Loudoun County Board of Supervisors this 19th day of July 2022, 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.

MOTIONS FROM CLOSED SESSION

Closed Session Item 2 - Use of Condemnation and "Quick Take" Procedures for Acquisition of Property required to construct Arcola Boulevard between Arcola Mills Drive and Loudoun County Parkway

Supervisor Buffington moved that the Board of Supervisors direct staff to advertise for the next available public hearing to consider the exercise of eminent domain to acquire certain property rights located on the property identified as follows:

Parcel 001 – PIN#162-38-5163, Loudoun Industrial Land Investment, LLC

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

Closed Session Item 4 – Selma Estates

Supervisor Kershner moved that the Board of Supervisors approve \$75,000 for the settlement agreement and property acquisition with Joseph M. and Rebecca A. Turner, 15774 Berkhamstead Place in Selma Estates.

Supervisor Kershner further moved that the County Administrator, or his designee, is authorized and directed to execute such settlement agreement, deed, and other documents, approved as to form

by the County Attorney, to effectuate the settlement and acquire an easement over the Turner property. (Seconded by Supervisor Buffington. The motion passed 9-0.)