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Loudoun County Board of Supervisors, Business Meeting, Tuesday, July 18, 2023

Date Tuesday, July 18, 2023
Place Board Room, First Floor, Government Center, 1 Harrison Street SE, Leesburg, Virginia
Length 6h (video)

- Official meeting video (county, Granicus): <https://loudoun.granicus.com/player/clip/7354>
- Agenda (Granicus): https://loudoun.granicus.com/AgendaViewer.php?view_id=73&clip_id=7354

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Speech-to-text: whisper.cpp, model large-v3-turbo. Produced 2026-10-20. Each paragraph starts with its time [HH:MM:SS] in the meeting video.

[00:05:18] I'm just annoyed. Good evening, supervisors.

[00:05:36] Good evening, staff. Good evening, Loudon. I'd like to call to order the July 18, 2023 Loudon County Board Supervisors Business Meeting. This room has a hearing loop. If you need hearing assistance, please put your hearing aid to the telecom mode. If you need a headset, we have one of those available as well. Please see the clerk to request one.

[00:05:53] And today, Ms. Glass is going to lead us in words of wisdom and the Pledge of Allegiance. Ms. Glass. Thank you, Madam Chair. I'm going to go ahead and say a quick prayer. Dear Lord, thank you for this day. Thank you for watching over us.

[00:06:09] We ask that you help us to do the work of the county and that you watch over our citizens as we go through the summer. In your name we pray, amen. Please stand for the pledge. I pledge allegiance to the flag of the United States of America and to the republic for which it stands, One nation, under God, indivisible, with liberty and justice for all.

[00:06:38] Okay, Supervisor, we have kind of a changing agenda today, and so I just need you guys to roll with me while I go through some things, okay? We have two additions to the agenda that I need to make before I read the consent agenda.

[00:06:54] One does not need a suspension of the rules, and one does. I'm going to add to the agenda an information item from the Children's Science Center. Ms. Nini Spivey, my friend Ron and others are here. They will be at the table very soon to give an update.

[00:07:10] I think this would be really good, especially for supervisors who weren't here when we approved the Chosen Science Center and maybe haven't seen this yet. And so we will be calling you all up for an information item, but there's no action on that item. We do have one item that needs to have a suspension of the rules because it needs to have action, and that is from Mr. Turner's office.

[00:07:29] There's a gentleman in Mr. Turner's district was turning 100 years old and Mr. Turner has a proclamation for him um that he is going to distribute that has been distributed to the board already so I will add that um information resolution when I read the resolutions but we do have to have a suspension of the rules for that because it is an action item to do the resolution so I want to turn over Mr. Turner to ask for the suspension of the rules Mr. Turner thank you Madam Chair I move the board of supervisors suspend the rules. Motions made in 2nd Supervisor Buffington discussion on that motion.

[00:08:06] Only that Mr. Geritano's 100th birthday is on Saturday. I only found out the other day he's a World War II veteran, and I would like to get this proclamation. Absolutely, absolutely. Great reason to suspend. The only paper for suspension, please say aye. Aye. Any opposed? That motion will pass 801.

[00:08:22] I'm not sure what Vice Chair Saines is. I'm sure he will be here very shortly. And so when I read the consent agenda, I will read that into the consent agenda. The consent agenda is as follows. Item R1, Proclamation to Recognize Americans with Disabilities Awareness Act Day in Loudoun County.

[00:08:40] That's for approval and presentation. Ms. Glass will meet me down front for that. Item R2, Resolution to Recognize Loudoun County Century Farms. That's for approval only for Mr. Kirshner's office. Item R3, a resolution for appreciation for Deputy County Administrator Charles Judd, that is for approval and presentation.

[00:09:00] I'm going to do that resolution actually last, everyone, just so you know, and I think a lot of people are going to join me down front for that, including Mr. Hempstreet. Item R4, a resolution to recognize Madison Whitback as first runner-up in the 2022-2023 Miss Team Virginia Padgett.

[00:09:19] That's for approval and presentation. Item R5, resolution to recognize Katie Rose as winner of the 2022-2023 Miss Virginia pageant, that is for approval and presentation. I will have Mr. Sains come down front for all of those with me. And resolution R3 is for approval only. It is resolution to recognize Jordan Miller and his achievements. If you guys don't recognize the named Jordan Miller. He is a basketball player who went to Loudoun Valley High School, Loudoun Valley High School, played for the University of Miami that went to the Final

[00:09:54] Four. He played a perfect game, and now he has been drafted to go, not to the Washington team, I know, to the LA Clippers. And so we will do the resolution today, and then we're going to take it to them when they do like a homecoming event for him in a couple of weeks and I will let you all know when that is coming up he's a just a fantastic young man and then the resolution we just did item R7 proclamation celebrating Mr. Dominique will you say his last name Mr. Turner how do you say his last name um Madam Chair I would pronounce it Giari now Giar

[00:10:31] Giaratana giaratana it's 100th birthday other uh consent items um item 1a appointments and confirmations. Item two, administrative items report for July 18 to include the supplemental item 2E for

approval. Item four, response to board member initiative, options for demolition of unfinished structure at 25450 Lizzo Center Drive to approve the supplemental item motion number one.

[00:10:59] Item five, Loudoun County Paratransit Boundary Study and Percival status as a non-urbanized area urban cluster. That's a mouthful, Mr. Buffington. Thank you very much. Item six, Belmont Ridge Corridor study and operational study. Item seven, proposed on-street parking restrictions, Whitefield Place. Item eight, CMPT 2022-0009, Prentice Drive substation.

[00:11:23] Item nine, a sidewalk and trail programs, equity study, phase two. Item nine B, federal aviation administering community process to mitigate air traffic noise within the area of the air impact overlay district item 9c planning commission 2022 annual report item 10b luckus elementary wastewater treatment facility feasibility study results item 10c award authority doing august board recess item 10d contract award fire operators ambulance heavy duty equipment equipment light duty vehicle maintenance and repair service item 10e i'm only halfway done

[00:12:02] Item 10E, contract renewal fuel service. Item 10F, beneficial use of landfill gas as a clean energy source. Item 10G, contract award in FY 2024 capital improvement program, amendment construction of the Aldi Fire and Rescue Station.

[00:12:20] Item 10A, and by the way, yay, right, Mr. Buffington? Yay. Item 10H, contract award for the 2024 capital improvement program, Amendment, Loudoun County Animal Service Mechanical System Replacement. Item 10I, FY 2024, Child Protective Services Specialist Budget Allocations.

[00:12:42] Item 10J, FY 2023, Section 8, Management Assessment Program Certification and Submission. Item 10K, Proposed Amendment to the Codified Ordinance of Loudoun County, Chapter 860-06, Exemption from the farm, animals, certain grants, agriculture, products, farm, machinery, farm, implementation, and equipment.

[00:13:03] Item 10L, Proposed Amendment to the Codified Orange of Loudoun County, Chapter 878, Transit Occupancy Tax. Item 10M, Restricted Transit Occupancy Tax, RTOF, Fund Tourism Grant, Funding Recommendations.

[00:13:21] That is to consent agenda. I move the consent agenda. Is there a second? Second. Second in mind, Ms. Brixman. Discussion on the consent agenda. Chair Randall. Yes. I'm sorry. For item R7. He has to make a motion to add it to the agenda. He made the motion, but there's two motions in the packet, so could we...

[00:13:41] Motions 2A and 2B? Yes, ma'am. Yes, okay. 2A and 2B. Discussion on the consent agenda. Wow, a lot of lights on for the consent agenda. Mr. Letourneau. Thank you. I get to go first. So I just really quickly wanted to comment on item four, which is the BMI on demolition of property on the hotel site in Chantilly.

[00:14:01] We've been working the last couple days with staff so that instead of just coming back to this meeting, we could go direct to the September public hearing on a discussion of actually demolishing the item, the hotel structure.

[00:14:17] So I just wanted to thank staff for that work over the last couple days so that we can go direct to the public hearing. We've been working on this issue for many, many years. It's an abandoned structure. I

know that the property owner has taken notice of our actions. I'm hoping that they will be spurred into actions themselves so that we do not have to move forward.

[00:14:37] But given how long, well before I was on the Board of Supervisors, this structure has been sitting there, and the safety risks that it poses to the community with people breaking into it constantly and potential fire risk, the time has come for us to ensure that this is not there any longer.

[00:14:54] So I look forward to the public hearing on this item. Thank you. Ms. Bricksman. Thank you, Madam Chair. I wanted to comment on item number seven, on street parking restrictions on Whitfield Place. I really want to thank staff for working with my office on this issue, which has been an issue in my community.

[00:15:13] I've gotten a lot of complaints about these trucks and trailers and the like, parking on Whitfield Place, which is the frontage street for the Cascades Senior Center and the Cascades Library, and it also is across the street from Cascades Marketplace. So this item allows for daytime use of the street for parking, but it restricts overnight parking between the hours of 8 p.m. and 7 a.m. We have had, like I said, a significant number of complaints, and the Senior center came to my office and said that some of their patrons are having difficulty seeing whether

[00:15:52] they can turn onto Whitfield Place as they're exiting the senior center. And so it became a safety issue as well. They started cropping up a few years ago, these tractor trailers and trucks and work trucks and those sorts of things. So we've tried a couple of measures and this is hopefully the final one that will work. And I appreciate my colleagues supporting it. Thank you.

[00:16:14] Thank you very much. Ms. Glass. Thank you, Madam Chair. I want to thank staff for their work on the Belmont Ridge Road corridor study. Specifically, I know the intersections and road crossings at Briarwoods High School and Legacy Elementary School were of importance to the community.

[00:16:32] We are also looking at those to school intersections in the joint committee as part of the safe passages to school item. I think the short-term and long-term improvements will address the safety concerns from the school populations.

[00:16:49] I also wanted to thank staff in Dominion on the Apprentice Drive substation application. There are no modifications requested with that substation, and the application is solely a commission permit to allow the substation's construction. I would like to thank the data center industry in Dominion to take note of an application that is providing enough space on the parcel to provide all ordinance necessary buffers and screening.

[00:17:15] Thank you, Madam Chair. Thank you. Mr. Turner. Thank you, Madam Chair. I just want to make a comment and thank staff for all the continuing hard work on the airport impact overlay, noise mitigation, attempts to contact the FAA and keep the process moving forward.

[00:17:33] We are like a dog with a bone on this process. And if you remember Tim Robbins and the Shawshank Redemption who sent a letter every week to the state to get his library, we are going to keep this up until we get a strong yes or a strong no from AMLA and the FAA. And if it takes, if I'm lucky enough to get reelected and it takes the entire next term, we are going to keep this up until we get a strong yes or a strong no.

[00:17:57] Thank you. Thank you, Mr. Buffington. Thank you, Madam Chair. As Supervisor Glass so eloquently did, I would also like to thank staff for their work on Item 6, Belmont Ridge Road Corridor Safety and Operational Study. And I'd also like to thank my colleagues for passing it here tonight.

[00:18:13] Thank you. Anybody else? Oh, Mr. Kirshner. Glad I wasn't overlooked. Everybody. I'm sorry, don't put your light on because that would be literally everybody. Okay. I didn't want to feel left out. I just want to thank everybody that's been involved in the wastewater sewer district there in Lockett.

[00:18:30] That's been a solution that we've been working on for about a year and a half, a couple years maybe. And it's especially important for the volunteer firefighters up there and their old building that was used for many years to help protect that community.

[00:18:47] But it's also important. I want to thank everyone at Loudon Water, our staff, my colleagues' support on this. It really was a solution that we took a while to put together. I think Ernie and his team did a lot of work on this in general services. So thank you, everyone. Thank you. Okay, everybody, you good?

[00:19:03] All right. All in favor of the Senate agenda, please say aye. Any opposed? That motion will pass 9, I'm sorry, 801. Again, I'm not quite sure Mr. Sainz is. If somebody can shoot him an email, that would be really, really helpful. Or text him, yeah.

[00:19:19] Mr. Turner, there is one more thing you'd like to add on the agenda for tonight, which is going to be an action item, I do believe. Now, I should say, supervisors, without objection, I'm going to remove the capital intensity factor item 10A from the agenda tonight because it's just actually not ready yet, and we will have the full presentation of the capital intensity factor in October, and so we're going to move this to the September T-Luck meeting and the October meeting, but Supervisor Turner, you had something you wanted to add for this meeting today.

[00:19:58] Thank you, Madam Chair. I move that the Board of Supervisors add a proposed amendment to Chapter 656 of the codified ordinances of Loudoun County to the agenda of the July 18, 2023 Board of Supervisors business meeting. You have to suspend the rules.

[00:20:14] Wait a minute. No, you don't. Okay, no, you don't. I'm sorry. I just made a motion to add that. Yes, and I'll second that motion. Thank you, Madam Chair. We can get into the discussion, and I am really agnostic as to which way we go. I just want to make sure everybody understands the full repercussions of the ordinance on Metro facilities behavior and conduct.

[00:20:36] And so that's why I'm bringing this forward so we can facilitate the discussion. I have a motion, but we'll discuss it in the motion. Okay, wonderful. Motion was made. Anyone have any other thing? Mr. Letourne? I would just say I'm not sure I'm going the same place that he is ultimately, but I'm fine to have the discussion.

[00:20:54] So I'm fine to add to the agenda. Anybody else? All the people who say aye. Any opposed? That motion will pass 8-0-1. Okay, I do have a voice for a cause tonight that I am very, very excited about. My voice for a cause tonight is the Club 12.

[00:21:12] Would they please come to the podium? Everybody from Club 12, please come to the podium, please. While they're coming, let me just say Club 12 is a nonprofit organization devoted to the recovery of alcoholics, drug addicts, and their families. Now, if you ask most people who are me and who are people who do, who are substance abuse therapists like I am, we'd actually say that alcohol is a drug.

[00:21:38] And so people actually say alcohol and drug addiction, but we all know that it's kind of, you know, a drug is a drug, including alcohol. I also see that John, I'm sorry, that Jim Freeman has come back into the room a couple of years ago when he retired.

[00:21:54] I said you won't stay retired. You will do something. I'm sure you will. And here you are back in the room for such a worthy cause. Would you mind introducing everybody who's with you? And then I have a couple of questions to ask you. I sure would. Thank you, Madam Chair. And thanks for this opportunity to recognize Loudoun Club 12. This is Kyle Hoffman and Dion Jorgo. We are three of the nine board members of Loudoun Club 12. We're a 501c3 nonprofit that does all of the things you just described. So why did you all decide to start this organization? Well, the story

[00:22:31] is kind of long. In 2007, there were two specific five-day-a-week, 12-step meetings that met in Leesburg and ran into issues of being displaced from place to place. And over the course of about two years, these meetings became very frustrated that they couldn't last long and they'd go from a church basement to a library to a firehouse. And so they pooled their resources together and decided to see if there was a way to have a permanent location. So they found a location

[00:23:09] on Sicklin Road, very discreet, which is excellent for folks that want to remain anonymous, And rented, signed a lease for a period of time and rented this place. And we've been there since 2007.

[00:23:25] It started out with, I think, about a dozen meetings, meeting each week. And currently, we have 40 peer-to-peer 12-step groups that meet for self-help recovery in our facility. Wow. You say 40?

[00:23:41] 40. Whoa. Yeah. And we've had the same location since 2007. Does that mean like, and this is not the question that's on the paper, that mean like some of them are big book meetings, some of them are closed meetings, some of them? Yes, there's a variety. We even have family night on Wednesdays.

[00:23:58] We have Al-Anon and Alateen meetings meeting at the same time as an AA meeting. We have Codependents Anonymous, Alcoholics Anonymous, Narcotics Anonymous. There's a Catholic group called Calix that's a 12-step oriented group.

[00:24:14] So you just said, I'm going to ask you just a little bit more about some of those services, because it sounds like that you are covering really just so many of the of the addicted substances and then the secondary issues to come for family members and people who love people who are happen to be have the disease of addiction.

[00:24:34] Correct. Yeah. And we have a really dynamic board. Our board changes every three years on a staggered basis. So currently I'm the president Kyle's the vice president. Dion's been on the board for I don't know two years two years We don't want him to leave so We have this board is so energetic that they started a social and this is an element that we really never really developed Consistently, but we have a group of folks that hold a social event every month karaoke night Painting up who we had a paint night recently

[00:25:15] open mic uh dance we hosted several dances there it was like the goal that we must remind people you can have fun while being clean and sober yeah and that's the whole point you know absolutely offer them sober fun outside of that's really important because a lot of people when they when they when they think about getting clean one of the things you hear is will i ever laugh again will i ever have fun again will my life ever be enjoyable so to be able to tell people you can have a you can have a good great fun life

while being clean and sober is really important absolutely And then my last question is, how can people learn more about your club?

[00:25:49] Well, we have a website, and the website is on this really great brochure, which I'm going to, I don't know. Leave with Ruth. I can leave with Ruth, and then people can take them. Our website, we have a weekly newsletter.

[00:26:04] If you go onto our website, which is loudonclub12.org, you can subscribe to our weekly newsletter, which has all of the updates about different activities going on, new meetings that start. We've recently partnered with Loudoun Serenity House.

[00:26:22] We've made kind of a compact with them to share our resources to hold some of our meetings over at their new facility on King Street. I have two questions that are not on the sheet. Do you celebrate recovery anniversaries?

[00:26:38] We do. Wonderful. And a lot of people don't understand why recovery programs are anonymous. Can you just briefly talk about the importance of the amenity of recovery programs?

[00:26:57] Well, that goes back to the founding of Alcoholics Anonymous, Bill Wilson and Dr. Bob. Anonymity is one of the foundational precepts of alcoholism because particularly at that time, the stigma involved was enormous.

[00:27:17] I think there's still a huge stigma. There still is, yeah. So we've remained under the radar for a long, long time. We have a discreet location. It became not so discreet when they built Frederick Douglass School. However, we used to be just off in the woods, which is great for folks that are, you know, they don't, you know, these kinds of meetings are the last place that anybody really wants to be.

[00:27:42] But once they show up and they realize that all of the hope and opportunity for real long-term sobriety is there, it restores people. Well, Jim and Don and Kyle, this disease is cunning and baffling, and the recovery from the disease gives you hope and strength in a whole life.

[00:28:10] And so I thank you so much for what you're doing. you are absolutely absolutely changing lives and i appreciate it very much thank you thank you thanks for the recognition mr hemstreet do you have anything you'd like to share tonight thank you chair randall i have four items for this evening the first is that i'd like to follow up on the notice that board members received last week from uh charles yud our staff is working towards an august 14th go live date for landmark landmark is the new online land management system

[00:28:48] designed to increase efficiency and transparency for Loudoun businesses and residents. In preparation for the launch, some services for land development customers will not be available beginning July 26th and lasting through August 13th.

[00:29:04] So this is about a two-week time period where the permitting system, the system we use for building permits, inspections, and zoning permits will be down. Landmark is the new system. It's replacing LMIS, so I just need to just following up on the message we sent to you.

[00:29:23] We'll have a two-week period where many of our permitting capabilities and inspection capabilities will either be severely impacted or not available. And so we do have a significant communication effort going on with contractors and engineers and architects and those folks who will be directly impacted by the switchover in software.

[00:29:47] As I said, Mr. Yud did send you a detailed explanation on that last week, but I just want to mention it here to make sure you're aware of it. So there's a two-week period between July 26 and August 13 where the new system landmark will be implemented.

[00:30:07] The second is that I'm pleased to announce that Loudoun County is offering new support services for young people and their families at the newly opened Youth Services Center in Leesburg. This includes the new Youth and Family Resource Center, which is designed to help young people from ages 11 to 17 who are facing behavioral challenges either at home, in the community, or with their peers.

[00:30:28] Families can request assistance through the county website at [loudon.gov slash family resource center](http://loudon.gov/slash/family-resource-center). Third, the Loudoun County Joint Architectural Review Board is once again seeking nominations for its Community Blue Ribbon Award, which recognizes historic preservation and restoration projects in the county.

[00:30:43] Nominated projects should illustrate the preservation of a historic resource, landscape, or significant cultural resource. Applications are due July 28th. The application form is available at [loudon.gov slash community blue ribbon award](http://loudon.gov/slash/community-blue-ribbon-award). And then finally, the Government Center Art Gallery is going to the dogs, so to speak.

[00:31:02] The Art Advisory Committee is planning an exhibition showcasing portraits of dogs, cats, and other pets by Loudoun County artists. Artwork in any media will be accepted. The deadline for entries is July 24th. Details on how to enter are online at loudon.gov/petportraits.

[00:31:19] Thank you, Chair Randall. Those are my comments. Thank you, Mr. Hemstreet. I suppose that I need to do my regional comments, of which I have a lot, but really I'll just focus on what we did at the COG retreat. And Ms. Letourneau, you and I maybe would have some more discussions about some of these things later.

[00:31:36] COG this time had, Council of Governments had really two or three topics that we focused on almost exclusively. The first one was the incredible shortfall of Metro funding, which is about \$750 million a year that we believe is the shortfall.

[00:31:53] I want to be careful because in this part of the meeting, I'm just giving the facts. And so I'll talk about, when I do my board comments, I'll talk about some of my thoughts about some of these facts. But right now, let me just give you the facts. There was a, I thought, a very helpful and robust meeting, I mean, conversation about the federal government's share of what they do or don't give to Metro.

[00:32:21] It was said that a couple of things were brought up that were not for Metro running the Pentagon were probably shut down because Metro moves one-third of the federal government workforce. I'm sorry, let me say that differently. That's not correct. One-third of Metro riders are from the federal government's workforce.

[00:32:41] That's how I should say that, and a good deal of those are people who are going to the Pentagon. That's a better way to say that. There are fixed costs to Metro that are there no matter how many riders you may or may not have. There is this kind of discussion about trying to incentivize or really get employees to get back to work and employers to get them back to work in person.

[00:33:10] And the discussion was about whether or not a government agency, any government agencies, should or can, but really should even try to get people who are on from private companies back to work.

And if those companies, if they're experiencing the same amount of productivity from their employees, are going to ever send employees back into the buildings full time, all the time.

[00:33:35] And the conclusion was made that that's probably not going to happen. If you can get just as much productivity, if not more, from somebody who is working from home, you're probably going to allow them to work from home because for a private company, you're saving money in all kinds of ways. And again, we can have a little more of these discussions when we get to the comments section.

[00:33:54] There will be a working group to discuss how finally to approach the decision makers in the federal government to start talking about money for Metro. A lot of this discussion went into these baseball analogies, and I do not understand baseball, so after about two analogies, I was out the game.

[00:34:15] Somebody said, we're going to go to the federal government, and it won't be a home run. it will be a single or a double, and somebody else said, but as of now, we have not even had batting practice. There were many other baseball analogies of which went right over my head.

[00:34:34] I have literally never watched a baseball game in my life, but Matt should have been in that room, so that Ms. Letourneau, since you know baseball very, very well. But that was discussion, and then there was a discussion of why this is simply not at all an issue of the metro workers or unions, that this is a long-term problem that was there even before the union and that needs a long-term sustainable pot of recurring revenue.

[00:35:06] And again, we can have more discussions about those a little later. The second discussion we had was housing and the need for the area of COG to have attainable housing. It said that a study done through the Shara Center at George Mason University said that the number one reason people are leaving the area or companies are not locating in this area is not because of a lack of workforce, although that's also an issue, or because of taxes.

[00:35:34] It is because people cannot find homes. And to my great surprise, and I was really surprised by this, and I need to go check on this. I will say what they said, but I don't know that I believe this. They said that the three states that people are moving to is Texas, Seattle, and Georgia for jobs.

[00:35:50] I thought people were leaving, actually, Seattle, so I'm a little surprised by that. They said the COG region will need 70,000 more homes in our region by 2030 in the entire COG region. And then the third discussion was about child care.

[00:36:07] And the number one reason women are not leaving the area but leaving the workforce is because of a lack of child care, that women are disproportionately negatively impacted by not having child care, and that providing child care when government agencies are your employer, whomever that employer might be, be they private or a government agency, provides child care, it gives that area a net revenue gain because people are not taking off work to take care of their children

[00:36:44] and or they're not taking jobs where they may make less money, like working at night, so that somebody can be home in the day for their children. So there's not as much disposable income going into the economy when you do not provide child care.

[00:37:00] So, metro, housing, and child care were the three things that were discussed. Those are kind of the facts that we discussed, but I will say there was a lot more nuance to those discussions, and I can talk about those a little bit in my board comments.

[00:37:18] All right, we're going to go to information items, but Ron Meyer is walking out of the room. I can do another information item, walk out the room. I'll do another information item and then have you guys come up after. So how about we do the floodplain overlay district current practices level and regulations information item right now.

[00:37:46] Hello, hello. How are you? Good evening, Madam Chair, board members. Good to see you.

[00:38:02] Joining me tonight at the table are Maggie Hour, who is our floodplain administrator, and Gwen Kennedy, who is our Natural Resources Team Division Manager. And I am going to turn it over to Maggie for the presentation.

[00:38:21] All right. Thank you, Mr. Brewer. Good afternoon, members of the board. We're here today with an information item providing responses to questions asked by board members last year at the April 19, 2022 business meeting. These questions focus on the county's current level of floodplain regulation, the program requirements, and the results of our program audit.

[00:38:46] So this slide shows a timeline of critical events in the history of Loudoun County's floodplain program. In 1985, the county adopted FEMA maps that delineated floodways for approximately 4% of the county's streams.

[00:39:03] A community's level of enforcement is determined by the type of floodplain that is available for that community. So communities that have received maps with floodways must regulate their floodplain in compliance with Section 60.3D of the Code of Federal Regulations.

[00:39:21] 63D or D-level communities are required to prohibit any encroachment into the floodway unless there's been detailed analysis showing that the development will not result in an increase to the flood levels. So, in other words, Loudoun County became a D-level community with a no-rise requirement in 1985 with the publishing of the maps.

[00:39:45] FEMA defines a floodway as a channel of the stream and adjacent land that must remain unobstructed so that it can convey the 1% annual chance flood without creating an increase to the water surface elevation. The flood fringe is the remaining portion of the high-risk flood zone outside of the floodway, and the floodway and the flood fringe together create the high-risk flood zone.

[00:40:07] In 2001, the county was remapped by FEMA again, and during this remapping, the county made an agreement with FEMA to regulate all major floodplain as floodway in exchange for floodways being removed from our FEMA maps.

[00:40:24] The county remained a D-level community and continued enforcing the corresponding FIBA standards in all areas that were considered major floodplain. And since that adoption, the county has not mapped or regulated a separate floodway on its maps. Then in October of 2014, FEMA completed an audit and found that our floodplain ordinance did not meet the required standards for a D-level community.

[00:40:48] The county updated the zoning ordinance in 2015, which corrected those deficiencies. And then finally, in 2017, we adopted the FEMA maps that are currently effective today. And these maps do not have floodways on them either. So the next slides are going to address the questions that were asked by the board at last year's meeting.

[00:41:11] So regarding the first question, as described in the item and mentioned earlier, a community regulates its floodplain based on best available data. The more detailed the data, the higher the level of

regulation. So communities that are at a D level have more detailed floodplain information than communities that are at a C level.

[00:41:30] And because of the data that's available, Loudoun cannot unadopt its D-level regulations. For question two, we received guidance from FEMA that confirmed that the county must maintain its current level of enforcement unless the county decides that it would like to map floodways, at which point Loudoun would only need to enforce the minimum standards for a D-level community.

[00:41:55] So in response to question three, FEMA also confirmed that the county can complete a study to delineate the floodways. And I want to note here that adding floodways will not eliminate the requirements for analysis, but it will decrease some areas where it's necessary. And with regards to question four, there is currently no standard best management practice or BMP for tree planting projects. A standardized BMP is challenging because of the different variables that take

[00:42:32] place for these projects. So factors like the size of the planting area, existing conditions, and the number of proposed trees can all vary from project to project. So it's hard to have an engineer sign off on a study that would be applicable to a widespread number of projects.

[00:42:50] Staff with general services is continuing to work with the Loudoun Soil and Water Conservation District on developing standards for BMPs or a standardized BMP for tree planting. Moving on to question five, most comparable communities do not reference or have guidance to tree plantings.

[00:43:10] Communities that do require the projects to demonstrate a no-rise with analysis if the project falls within a floodway. Regarding question six, we did reach out to two Virginia counties, Dinwiddie and Orange, that recently became D-level communities. However, they are smaller and they don't experience the same development challenges as Loudoun does.

[00:43:30] And they stated that they have not encountered tree plantings in the floodway, so they don't have any specific regulations that address it. Question seven, regarding the federal legislation, staff has determined that the requirement for tree planting analysis is nationwide and impacts all localities.

[00:43:52] Staff have been working to identify opportunities and strategies to address the issue. And for the final question, the county had a third-party audit, a third-party complete a mock audit. the results of which are in attachment three of the item.

[00:44:09] The audit found that Loudoun is regulating appropriately based on FEMA's requirements. It also reviewed the county's floodplain enforcement, our program administration, and the floodplain ordinance for comparable communities. The final report outlines the results of the audit, best management practices of those communities, and provides suggestions for the county program, such as updating our zoning ordinance definitions and improving communication with our applicants.

[00:44:39] And staff can implement some of those recommendations through internal changes, but for suggestions that involve updates to the ordinance, the Department of Planning and Zoning will bring forward a zoning ordinance amendment as part of a future work plan. And finally, staff has done a preliminary investigation into the fiscal impacts of remapping floodways.

[00:45:04] We estimate that a project like this could cost between \$3 to \$6 million and take at minimum five years to complete. And those impacts do not include staff time and that the county would be responsible for all the costs. So as I mentioned earlier, and just to reiterate, adding the floodways to the

maps would minimize but not eliminate the issue that we've been having with requiring engineering analysis.

[00:45:30] And that concludes our presentation. Happy to expand on any information or answer any additional questions. Thank you very much. Do me a quick favor. Introduce yourself and the people sitting with you, please. Maggie Auer, and I'm with Building and Development. Alan Brewer, Director of Building and Development.

[00:45:49] Gwen Kennedy, Building and Development. Hi, Ms. Kennedy. Hi, Mr. Brewer. How's everybody doing? You guys, that was really helpful. Thank you. Questions, supervisors, do you have questions? Mr. Turner. Thank you, Madam Chair. Sure. There is a statement in here, and it seems to me to be diametrically opposite sentences back to back.

[00:46:10] So the two sentences are, mapping floodways would allow permitted development in the flood fringe to proceed without engineering analysis. However, adding floodways to the maps will not eliminate the requirement for engineering or analysis for all proposed development.

[00:46:25] I don't understand that back to back. It seems to me if we map to the FEMA firm, then the fringes can be developed without the engineering analysis. But then next sentence, you say, no, that's not true.

[00:46:42] You still need the engineering analysis. So you're correct that development in the flood fringe would not require it. There is still an area of the floodplain. Development in the fringe, not in the floodway, in the fringe. In the fringe. So development that is in the floodway, which is a separate area, it's an area of higher velocity, that would still require the analysis.

[00:47:03] Okay, okay. So the way I read that, when you said for all proposed development, I assumed you were, again, incorporating the fringe, but you're just talking about the floodway itself. Correct. Okay. And so am I correct in the analysis that it sounds to me like remapping at the county level is both, this is my subjective assessment, time restricted and cost restricted, and we're probably not going to do that.

[00:47:33] So the best path forward, if I read this correctly, is to develop the best practices and try and implement our best practices. Is that a reasonable assumption? That's a reasonable assumption. We do have, you know, it's going to be cost prohibitive or very expensive and I take it a lot of time. I mean, there are benefits to both. So, but that is a fair assessment. Okay. Thank you. Thank you. Mr. Letourneau. Well, in addition to, I agree with Supervisor Turner's assessment, but in addition to that, I think we basically are also just waiting for FEMA to do the remapping. So do we have any idea when FEMA may actually do that? So we don't

[00:48:11] have an exact time frame. We did just get new maps in 2017. FEMA's five-year plan does not have Loudon in that plan. So at minimum, it would be at least five years before they even considered remapping us. Okay. Well, that's discouraging. I think that's everybody. Thank you so much for this item. We really appreciate it. So advisors, as I said, without objection, I'd like to try to get two of these three information items done, I'm going to ask the people from the

[00:48:46] Children's Science Center to please come to the table. I will have all, everyone here, everyone here from the Children's Science Center. I will have, yep, Ms. Spivey introduce everyone, but let me say to my former colleague and friend, Ron Meyer, welcome back to the boardroom, sir.

[00:49:10] You have, you were such an obvious person to a point to this particular assignment because you and I, but you did so much work on this when you were here last term. It's just been kind of a heart mission for you to get this done.

[00:49:31] And so thank you so much. Thank you for the update. Thank you for all you've done. I do have four colleagues who really don't know too much about this at all and how we got to be here today. And I no longer say my newer colleagues because they're not new anymore, but they weren't here last year.

[00:49:47] And so I think this is the first time they're getting a full briefing on how we got to this place where we are going forward. So thank you so much. And will you introduce everybody who you've come with? Yeah, well, first of all, definitely it was an honor to have this board put me on as their representative on the Northern Virginia Science Center Board of Directors.

[00:50:06] But what I'll say is that this update I think will not only provide an update for everybody. I think some of the newer members have gotten on-site briefings and all that. But I'll give you up, get everybody up to speed on everything. And plus I think also maybe give some footprints forward on how this board can make its own unique impact like our previous board did.

[00:50:24] And really help solidify finishing the job. So I have with me on my far right Bruce Roberts who's the co-chairman of our campaigns committee. He's been a very successful local business person and someone who's stepped up to help us with making sure we have a lot of private funds raised, which we'll get to in a little bit.

[00:50:42] But I want to introduce Nene Spivey. I know most of you already know Nene. She probably needs no introduction. But just to give you the quick tidbit that I think that's most interesting. So she started Children's Science Center in 2010. That first year, they had 3,500 visitors.

[00:50:58] This last year, they had 75,000 visitors. That's how much it's grown. and obviously has been the impetus for why we now have the Northern Virginia Science Center. And so, you know, our board, we passed in 2015 the partnership that helped get this started where the state pledged to do \$38 million, we pledged \$15 million, and the foundation pledged to do around \$20 million.

[00:51:20] Since then, the state has gone up to \$67 million, and the foundation has gone up substantially too. And so I'm going to pass it off to Nene to talk a little bit about the partnership with the state and where we are on everything with the construction project.

[00:51:36] Thank you so much, Ron. And thank you to the entire Board of Supervisors for being such fantastic champions. This county for being such fantastic champions of this cause. We do have some images to share. If we can start the slideshow.

[00:51:51] Actually, I'm not actually the first slide. For the PowerPoint. For the PowerPoint. There we go. There we go. Yes. So, you might be wondering, who is this Northern Virginia Science Center? A couple of years ago, in the middle of a pandemic, we launched a new brand, a really great time to do that.

[00:52:13] But we will be a regional science center for all ages. And we know that plenty of children don't think they're children past the age of eight or nine. So, we knew that it would be attractive to have this sleek science center and brand.

[00:52:29] But really starting out with why for a moment, you know, why have we been doing this for so many years? Why did we, how did we, you know, get ourselves to this point? And it really started with the

aim to fill a gap in our region and our entire northern Virginia metro area being the largest in the country without an interactive, hands-on science center or children's museum.

[00:52:53] And we knew that without providing that resource, that a lot of our kids were missing out to get really amazing experiences that propel them on a path to being a part of our technology workforce. And so this photo is shortly after we opened our interim site, the Children's Science Center Lab in Fairfax.

[00:53:14] This is one of the first field trips. It was a scholarship field trip. These kids hold a special place in my heart. They're rising seniors, high school. We have so many children who are telling us now who are youth in our youth programs that they've grown up with a science center and it's made a huge difference in their lives and the paths that they're taking. And so I just ask you to imagine the much bigger Northern Virginia Science Center and the kids that will be streaming in there in our first year of operation. It's

[00:53:47] going to be fantastic and we thank you again for being a part of that. So a little more about this project and maybe a little more background. So we are creating a statewide network for STEM learning. We are joining the Science Museum of Virginia family. We are connecting a great museum in Richmond with the southern border Danville Science Center and of course Northern Virginia Science here in Loudoun. And what this means is certainly sharing an extraordinary amount of

[00:54:22] knowledge and know-how, resources, and connecting the Commonwealth and all together making a huge impact. So really excited about being a part of this larger network. What this looks like organizationally on the next slide. So Northern Virginia Science Center is becoming a division of the science museum of Virginia which is the commonwealth's Virginia department of education one of the agencies and we each have a foundation a 501c3 that supports our efforts that really takes us from where the state can make it good to making it great by having great private partners

[00:55:00] and tremendous community impact where are we Ron yeah so this district well supervisor glass knows the district even better I do uh so everybody remembers in 2021 uh when the Concora rezoning for whatever iteration it was came through so Concora obviously is about at 20 the intersection of 28 and route 7 uh you all approved uh the rezoning that helped finalize the site which you can see is on the far north of the site so it's that red portion that you see up there on the screen I will also throw as a pitch I know Nini would love to have each and every one

[00:55:38] of you on site to go see it. We will be having some sort of groundbreaking sometime in the future that Nini will talk about, but that gives you an idea of where the location is. And next slide. Yeah, and this is a tremendous property with the access to the mixed-use development and over 200 acres of Stream Valley parkland. You can imagine how amazing this will be for all the Science Center visitors. So again, thank you for being among the pivotal partners that are making this science center happen. Joining the Commonwealth of Virginia, Northwestville Credit Union, which

[00:56:14] made a \$10 million gift to this project. Concora, with its five acres that are donated to this effort as well. And then a little more about how this looks funding-wise. So private funds raised to date is \$18.4 million. As Ron mentioned earlier, the Commonwealth at this time is approximately 67 million. So as this project has evolved, the Commonwealth has stepped up to basically build the entire structure. Some of our funds will support the extras on the building to make the

[00:56:48] experience what it is. But this is a pretty tremendous investment that the Commonwealth is making in Northern Virginia. Next slide. So title partners. So our big news, exciting recently that was

shared in the Loudon Times mirror as well, is that we have title partners. These are \$1 million gifts to the Science Center and each of our five expansive galleries now have a title partner. So we're really grateful to the families and the companies that have stepped up to make

[00:57:23] this happen. We have additional supporters. One of our favorite ways that folks are supporting the effort is becoming element partners. On the next slide, you can get an idea. We're building a giant interactive periodic table of elements and our supporters can pick their favorite element on the periodic table it's a great way to engage with science and celebrate the community that is bringing this science center to reality still have many elements available if you're interested yes yes yes they are um they are these wonderful um maybe we need a bos uh there i haven't told

[00:58:00] them the number yet, Ron. But we have many families and companies and foundations that have stepped up. These are \$100,000 gifts. These are permanent naming gift to be a part of the Element Partners. I do want to note again, Bruce Roberts and Casey Beach are the co-chairs of our campaign committee. We launched our volunteer leaders into this effort just over a year ago.

[00:58:26] Millions of dollars have been raised in a short period of time, thanks to many of these leaders from Fairfax and Loudoun County. It's really wonderful to work with such an amazing team of community leaders and so much passion.

[00:58:43] A little more on the status of the project. So at this stage, we have completed the design of the building and the exhibits in late 22. The building went through the Commonwealth's approval process, which is never easy, But we got that done, and Concora is very excited about the design that we have.

[00:59:02] And I'm about to fly you through that design quite literally here in a slide or two. But other milestones I wanted to walk through. And thanks to staff who've helped us work through, really, Concora worked through the parcel adjustments to make the whole land transition work.

[00:59:22] And then working drawings. So this is the state's sort of pre-construction phase. all the final engineering before they move into construction. This has just kicked off in the last couple of months. It'll go through the end of the year. There'll be permitting through the state process. There will be a construction start in 2024.

[00:59:41] We will have more specific date for you, I promise. There will be a party next year with shovels. There will be a party next year for sure. We cannot wait. It's been a long time coming. And that puts us on a two-year build-out track, and so we're looking at a 2026 opening.

[01:00:01] And the next slide, just a quick, before I fly you through the Science Center, you're going to fly through five expansive galleries. I would always like to share that our current interim site, the Children's Science Center Lab, would fit into each of these galleries.

[01:00:17] So just to give you an idea, these are really extraordinary spaces. And what's beautiful about modern technology is we can upload the actual design from the architects and the exhibit designers into an animation platform. So you're not flying through sort of an artist's rendering of what this is going to look like.

[01:00:37] You are flying through the design of the Science Center. So why don't we get that rolling?

[01:01:41] I hope you enjoyed flying through.

[01:02:42] We're going to be an element. Yeah, we got some jazz hands. We're going to be a major element, right? So it's really, there's been an extraordinary amount of progress. And so it's a great story to tell. I think it's also, as you might imagine, it's been an extraordinary challenge during the pandemic.

[01:03:00] Not only because we're designing an entire science center on Zoom, but all of the challenges that ensued during that period of time. So in the next slide, we'll talk through, you know, oh, we could watch it again. So we have, as you know, we've certainly experienced delays, inflationary times.

[01:03:24] The county certainly has its own capital projects, and I'm sure you could probably tell this story as well as anyone. All of the challenges have driven higher construction and exhibit fabrication costs. That's very much why the state's now at a level that's much more than they anticipated, Not only at the beginning of this partnership and around the time of 2019, but even since in the last couple of years, they have increased their support and financial investment in this project by 30%.

[01:03:59] So that's where we land at \$67 million. Well, I think that one of the things that has frustrated me, too, as we get later in the process, as all of these sort of costs have gone up on all projects, is that you have to start value engineering. And I don't think anybody on this board wants to look at the Science Center and say, value engineering, that means bad cost cutting, right?

[01:04:18] It means things aren't as good as they should be. And the good thing is that on the private side, you know, Bruce and the people in our committee, we're working really hard. We're getting a lot of private contributions in. The state, when we passed in 2019, our funding side is the county funding side of it.

[01:04:35] We were at a two-to-one match, and we were really happy about it. \$38 million from the state is what we were told we were going to get. The state's now at \$67 million. The private side's upped its game, and we're not necessarily asking for funding tonight, but I think it sort of leaves the opening to say, hey, there could be an opportunity down the road for the county to help finish the job and make sure this thing is done right.

[01:04:55] Ms. Marion, let me stop because you guys are running a little closer. I have a question, and I said this to you all yesterday. I haven't said this to the board yet. Ms. Glassford, do you see your light on it? I know this is your district. The Children's Science Center, it is not going to be the Loudoun Science Center.

[01:05:14] This is a regional science center, and it's not just the Northern Virginia region. This will bring people in from West Virginia, from Maryland, from Pennsylvania, from all over the area. So Loudoun's put \$15 million in, and we should, and that's not an issue.

[01:05:30] And the funding gap is very small. Knowing that not just Loudoun will benefit from this, has there been any discussion with any other counties or localities, with the Council of Government to help with that funding? I talked to you yesterday about perhaps going to NVRC and doing this presentation, but if this was going to be something that I thought even primarily benefited Loudoun, I wouldn't be having a discussion.

[01:05:59] but when you have a regional science center, the state put the money in for a reason, and I actually don't think it's a bad idea to discuss regional money. Yes, yes. In fact, we haven't discussed money when we've presented to NBRC in the past, but we've been keeping them up to date, and it certainly would be due time for another update to that body.

[01:06:22] Do you have any thoughts on that, though, in other regions? Fairfax in particular, there's been a lot of informal conversation around Fairfax being a part of this public-private partnership. Fairfax, Arlington, Alexandria, Stafford, ProCare, all of them.

[01:06:39] I'd say the talks have focused really with the Fairfax County public school system being a partner. Their bar of supervisors has been a little residents to date. What I'll say is Prince William also, I think, is going to be another big opportunity, too, because some of the most impactful programming that's to date right now is actually happening in Prince William to serve their schools.

[01:06:57] Amazon's doing a fantastic program down there now, and that's in their school system. They're seeing that direct impact. And so part of where a group of you all are on various regional bodies having these interactions, you know, Nini and her team can do a lot, but part of it is that this room alone could help open up some really key doors and having those conversations with other regional bodies.

[01:07:19] And so we would love for you all to be a part of helping with that as well. And then my next question before I go to Ms. Glass is, do you have two people from the Fairfax County board on that board, on your board? Dahlia Palchuk is not on our board, but among our advisory board group.

[01:07:36] And then there's the other person? John Palst? No. No, so it's just one. Yeah, and she started out when she was on the school board side. And she was gradually, you know, she stayed. So you have one person for that. Because, you know, you can never have more than two people from Fairfax, because my only goal in life is to be Fairfax in everything all the time.

[01:07:55] You know that, right? Okay, just as long as we're clear. Ms. Glass? Thank you, Madam Chair, and thank you for the presentation. I just want you to know, as an educator, I'm extremely excited to, first of all, have this in the Broadrun District, but for it to be, you know, close to having your groundbreaking and for it to open up in hopefully 26, knock no one wood, that it does happen.

[01:08:26] So you said that you're talking about the funding needed, and the chair mentioned it. So about how much are we talking about? You're saying it looks like there's a small sliver there.

[01:08:42] So about how much are we talking about? You know, we've been looking at filling another \$4 million gap, roughly. Yeah, and just to give some color to that. So originally the board's share was to cover the exhibit costs. The exhibit costs were \$15 million when we started the project.

[01:08:59] The exhibit costs are now \$20 million. So we're not asking, I don't think that, as Nini would say, that we're asking for the county to even look at doing that because we've had really strong private contributions. And so it's just a matter of, I think, trying to say, hey, everybody else has stepped up their game because they realize this is an awesome project.

[01:09:18] And I think this board has an opportunity to make their own impact to help close that gap and make sure that these exhibits are something that we can be extremely, you all can be extremely proud of. So you said there's about 75,000 people that are people, students that visit.

[01:09:34] How much do you, how many folks do you estimate that will be visiting the new facility? Yeah, this facility is designed to support hundreds of thousands of visitors. And, you know, some estimates, you know, conservative or not, are probably close to 300,000, but it could be well north of that as well.

[01:09:53] We've certainly seen extraordinary demand at our interim site in Fairfax, well above industry averages on visitors per square foot. So we've been thinking a lot about how do we manage a lot of people

through this space. But we have the capacity to serve this region.

[01:10:09] We have the capacity to serve students from, you know, all of our jurisdictions. THAT HAS, YOU KNOW, WE CERTAINLY, I THINK, TO CHAIR RANDALL'S POINT. MS. GLASS, IGNORE YOUR CLOCK, BECAUSE THE CLOCK IS ACTUALLY UP. THEY JUST STARTED YOUR CLOCK. I'VE BEEN CLOCKING YOU. I'M SORRY. YOUR TIME IS UP, MAIL.

[01:10:25] I'M SORRY. IGNORE THAT CLOCK. IGNORE THAT CLOCK. YEAH. SUPERVISOR GLASS, WE'RE HAPPY TO CONTINUE THE CONVERSATION WITH YOU WITH ANOTHER UP-TO-DATE SITE VISITOR AND CONTINUE THE CONVERSATION. WELL, THANK YOU. SO, THANK YOU VERY MUCH. WE REALLY DO APPRECIATE IT. We're coming in, and I know you're having people with everyone individually or discussions with everyone individually.

[01:10:43] Keep doing that, and we will have a longer discussion about who's our MVRC member. That's you, correct? We'll have a longer discussion, and Mr. Sange, you also, about going to MVRC. Thank you. So we have three speakers up to 5 o'clock time, and then we can start our – we do have people who are in the room already for our proclamations.

[01:11:01] I see people out there with crowns on their heads, and so we're going to do those as soon as we finish the three speakers for our 5 o'clock time. Those three speakers for 5 o'clock are Madeline Skinner, Mark Nguyen, and Kim Hart. Ms. Skinner, are you in the room? I know.

[01:11:20] There you are. And then after you would be Mark Nguyen and Kim Hart. And then we would do some proclamations. Good evening, Ms. Skinner. Good evening. I decided to have a coughing attack right before that.

[01:11:35] Sorry about that. Good evening, Chair Randall, supervisors. My name is Madeline Skinner, and I am here tonight representing the Philomont Village Foundation as their president. I also wear some other hats as well, Chair of the Loudoun Historic Village Alliance, Executive Committee of the Loudoun Coalition, and member of the St. Louis Small Area Plan Task Force.

[01:11:56] On July 11th, last week, at the Finance Committee meeting, DTCI and Loudoun County Fire Rescue presented the feasibility study on the addition and renovation of the Philomont Firehouse. Just prior to this, on July 6th, Chair Randall met with Delaney Morrison and Bill Ridge, my neighbor, who was a very capable and experienced architect, who would be here tonight, but he is away on vacation.

[01:12:21] Amongst items discussed, Chair Randall mentioned a community meeting and that she would check with Chief Johnson on the status of the study, the feasibility study. None of us knew at the time that the firehouse feasibility study was already online for the July 11th meeting. I am here tonight to say that the Philomont Village Foundation strongly believes that this community meeting should be held in Philomont, hosted by the Philomont Village Foundation.

[01:12:47] This community meeting should not be held 10 miles away at Woodgrove High School, 9 miles away at Franklin Park, a community meeting held in Philomont. I look forward to working with staff to select a date and time for our community to seek clarification and clear up many misconceptions that have been shared over the years.

[01:13:07] we want our only community park and horse show grounds to remain a park we have a concept for a passive park and access to trails for bicyclists walkers and equine this seven acres was

purchased over 60 years ago for six thousand dollars was all raised by donations a fair amount of money for these residents at that time even now it belongs to the community and we should all be involved in its future so we hope that you chair randall supervisor buffington supervisor kirschner and actually we encourage all the supervisors to come to the village of philemont and listen to us let's have a win-win save our green space and still have a viable firehouse that will do right

[01:13:46] by the residents in philemont and keep everyone in our first and second due areas safe thank you thank you miss skinner um appreciate it mr mark win and mr kim hart good evening sir evening the last time i spoke here this is what i received while i was in the audience You are a homophobic, transphobic, religious extremist, hate monger on the wrong side of history and an enemy to all free, all the free world that will burn on the ash heap of history.

[01:14:27] You will be you should be deported to the Middle East where you can be amongst those who share your perverted, backward, barbaric extremist religion belief. you have no place in this civilized liberal democracy of a free world. I sent that all to you guys right after I got it. The reason I did is because it was sent to me before I even spoke

[01:14:59] last time. And it was just amazing to me that evidently somebody that's on your staff or on the board or from Love Warriors or somebody like that, but I've spoke for 20 years in front of this board and my email and phone number has always been available. The only time I've ever received an email like this is when I handed it in. That's the first time I've ever done that. That's amazing.

[01:15:32] I think, you know, free speech is great. Whoever wrote this doesn't have the gall, the word I'll use, to even sign their name, he or she. You know, I spoke scripture. I spoke what this country was founded on. Christian Judeo belief. Where are my fellow Christians? Where are the men of this board?

[01:16:04] Where are the feminists of this board? When you're talking about abusing and mutilating children and doing what's wrong, where are you guys speaking out? I don't know. I don't understand.

[01:16:20] I didn't say anything personal. This is personal. This pagan didn't even have the will or faith put his word behind it. I always stand here where you guys know what I say and how I say it.

[01:16:38] Mr. Wayne, can you just stand there one second because I don't want to have anyone confuse what you just said. Supervisors, did any of us, any of you send Mark Winnet text? Do any of you know anybody in your staff that sent Mark Winnet text? Do any of you know anybody in the county staff that sent Mark Winnet text? Mr. Hemstreet, do you know anybody in the county staff that sent Mark Winnet text? I am not aware of anyone that signed. I'm sorry you got that text, but I thought that needed to be very clear before you walked away. Thank you, Mr. Wynn. I appreciate you being here. It was sent from an email that was... Thank you, Mr. Wynn.

[01:17:14] All right, the next speaker will be Kim Hart. Good evening, Mr. Hart. Madam Chair and members of the board, you know I'm Kim Hart. I live in unison, and I think I'm the managing partner of Good Works, and I think I'm still, so far, the leading developer of attainable housing in the county. I'm not going to be here next week for the public hearing, so I wanted to come tonight and give you just a couple of comments on the zoning ordinance. Number one on the biggest issue you must face is flexibility. The current draft has very little flexibility. In the 1993 ordinance,

[01:17:50] we could modify, we could not modify density or uses within a zoning district, but all else could be modified. Now, with a 30-year-old ordinance, there have been lately been too many ZMODs. The

new ordinance proposes to fix that by, first of all, being highly proscriptive, severely limiting modifications.

[01:18:15] If you look at Appendix C, you will find that out of a 650-page document, there are 79 paragraphs that can be modified. The rest, note, are not allowed to be modified. This approach has three big problems.

[01:18:32] First of all, how do we fix mistakes? Second of all, we in the industry cannot have any creative flexibility. And third, I'd point out you are losing your power to review, guide, and modify so as to get the projects and the site plans that you want.

[01:18:49] This is the biggest number one issue that has to be addressed. Number two, the draft remains untested. The Planning Commission has recommended the staff run some test cases. Mr. Young is committed to do that work. Let's hope it gets done in time. Thirdly, there are still big problems with attainable housing.

[01:19:07] The stakes got bigger, and there are no carrots. You have increased the percentages of ADUs required. That's okay. The industry can handle that. But the other elements of the ordinance are so prescriptive that when you lay all those ordinances on top of one another, you end up with a situation where we cannot get to base density and thus never get to bonus density.

[01:19:31] Where is the affordable housing going to come from? The parking ratios are still too high, even if you take the new ordinance into effect. Of the projects I have in the pipeline in Lyon County, I'm estimating close to a million dollars wasted in unused parking spaces. And finally, again, modifications are not allowed so that I am able to smooth the interaction that I have with Virginia housing. That's all a problem. So I hope that you will address these very carefully in your work sessions and that you will allow industry to speak along with staff. Thank you. Thank you. Thank you very much, Mr. Hart. I appreciate that.

[01:20:04] So advisors, we are going to start the resolutions just a tiny bit early because I do see some of the people who are in the room already, ready for resolutions. And so, Ms. Glass, are your people here yet? Do you know? Everyone? Everyone. Okay.

[01:20:22] So how about Ms. Glass, you meet me down front. We'll do the Resolution for Disability Act, and then we'll do Ms. Madison Whitbeck, and then we'll do Ms. Katie Rose. But while Ms. Rose, when we do Ms. Rose, I want Ms. Whitbeck to stay close.

[01:20:47] How are you? It's good to see you again. Would everyone come down, please, for this resolution that Ms. Glass is going to read, the American with Disabilities Act resolution.

[01:21:25] Oh, you have one in your hand already. Okay. All right. Wonderful. Then I will put you right here. Ms. Glass, anybody else here for us? All right. Thank you, Madam Chair, and thank you all for coming out this evening. I'm going to go ahead and read the proclamation. Whereas the Americans with Disabilities Act, ADA, was signed into law on July 26, 1990, establishing a clear and comprehensive national mandate for the elimination of discrimination to ensure the civil rights of people with disabilities.

[01:21:57] And whereas, the ADA has expanded opportunities for Americans with disabilities by reducing barriers, changing perceptions, and increasing opportunities for full participation and inclusion in

community life. And whereas, continued commitment to the principles of the ADA is necessary to help individuals with disabilities reach their full potential.

[01:22:21] And whereas on July 26, 2023, our county, state, and nation will commemorate the 33rd anniversary of the Americans with Disabilities Act, recognizing and celebrating the progress that has been made. And whereas Loudoun County encourages people to reaffirm the principles of diversity, equity, inclusion, and accessibility laid out in the ADA, and recommit our efforts to reach full ADA compliance so that every person in our county has the opportunity to succeed.

[01:22:55] Now, therefore, be it resolved that the Loudoun County Board of Supervisors does hereby proclaim July 26, 2023 as Americans with Disabilities Act Awareness Day in Loudoun County and urges all residents in Loudoun County to celebrate the many and varied contributions of people with disabilities and support the value and talent people with disabilities add to our community.

[01:23:21] Thank you. Thank you, Supervisor Glass, Chair Randall, Board of Supervisors. My name is Lori Daly, and I chair the Loudoun County Disability Services Board, and thank you to two of our members who are here from our Disability Services Board.

[01:23:44] I really appreciate that. I just want to say a couple of words. The ADA is one of the most comprehensive pieces of civil rights legislation that prohibits discrimination in all areas of public life, including jobs, schools, transportation, and all public and private places that are open to everyone.

[01:24:09] It provides the framework and foundation on being accessible and inclusive to our neighbors, friends, and families, and if you're a business, to your customers and employees, and how to interact more comfortably and easily with people with disabilities.

[01:24:27] There are 61 million Americans that have a disability, and that number is growing, and anyone can experience a disability at any time. It is the largest diverse minority population in our country and in our county that intersects with every race, age, and gender.

[01:24:49] And the third largest market segment in the United States, one in four people around you has some type of disability and in all walks of life. And by the way, July is also Disability Pride Month, which is a time to honor everyone's unique talents.

[01:25:05] So with that said, thank you. Thank you again on behalf of the Disability Services Board for this important proclamation to bring about more awareness on the Americans with Disabilities Act that impacts everyone. Thank you. I think that you have been doing this work with us for such a long time for people with differing abilities.

[01:25:31] And you have brought awareness to it that hadn't been there, I think, as much as before. So I really do appreciate all that you all do to make sure that we have, well, for county government, to make sure that we are aware of it. You know, we recently had a whole discussion on if the county building is not just ADA compliant, but ADA friendly, which is a whole different thing in all county buildings.

[01:25:57] You all were such a big, integral part of that, so I really can't thank you enough. So thank you for being here. I really appreciate you, and we're going to take a picture.

[01:26:43] Hey, would Ms. Madison Whitback and her family please join me down front?

[01:27:18] So, Madison, before I read your resolution, there's just a couple things I want to say to you. First of all, you were just gorgeous. A lot of people know who your father and I am for one reason, But

what they don't know about your father and I is that we have watched one another's children grow up since my kids were little boys and you and your sisters all of our lives.

[01:27:43] And I think it's safe to say that I have, your parents and I, your father and I have admired one another's parenting. And I will tell you, there's something about you that I don't know that you know, and this is important.

[01:28:02] Your father has shared thousands of pictures of you. In so many pictures, what I have found so absolutely extraordinary and wonderful is every time you are with your sisters, the care you show your sisters and the love you show your sisters come through.

[01:28:20] Usually they're standing right in front of you, and you have your hand on each of their shoulders. And a couple of pictures, I can see you like, get over here. And you're clearly keeping them in line. Watching you grow up through your parents' eyes has been such a joy for me.

[01:28:38] And you are just a lovely, lovely young woman and an asset to our county. And I don't think people really realize that when they see adults in one way, they don't know that the adults really do realize that we've got kids, and the kids are really what matter to all of us.

[01:28:54] And so your father and I, and your mother, but your father, Moore, and I, have always bonded around our children. So it is such an honor for me to give you this resolution today. So let me read a resolution in appreciation of Madison Whitback. Whereas, as a native of Loudoun County and a graduate of Riverside High School, Madison Whitback placed in the first runner-up in the 2022 through 2023 Miss Virginia Teen Pageant.

[01:29:22] She was also recognized in the pageant's top five as the outstanding teen for Loudoun County. And whereas Madison Whitbeck demonstrated purposeful leadership in Loudoun through her community service, I Sing for a Cure, in which Madison raised awareness and funds for childhood cancer.

[01:29:40] And whereas Madison exemplifies extraordinary talents during the 2022 through 2023 Miss Virginia Teen Pageant, providing shining examples of Loudoun by competing with the talent, theatric and vocals.

[01:29:58] Is that what it's called? and where it's due to her service to her neighbors in Loudoun County and as the first runner-up in this year's Miss Virginia Teen Pageant, Madison Whitback has displayed tremendous dedication and commitment to her community.

[01:30:15] Now, therefore, we have resolved that the Loudoun County Board of Supervisors thus hereby recognize Madison Whitback for her outstanding achievement in the 2020-2023 Miss Virginia Teen Pageant and for everything else that you've done as well.

[01:30:32] Congratulations. Would you please tell us about I Sing for a Cure? I would love to. So honestly, this is something that I would have never, ever imagined myself doing standing in this room.

[01:30:49] And that's what I've been saying all year. I had no idea that this title could become such a joy and place of growth in my life. And getting to connect with Childhood Cancer Foundation all over the commonwealth has been so incredible i've always been passionate about childhood cancer since i was about 11 years old so it's been about seven years running now and getting to share my love of music and let it be a force for good and light for these children and their families who need it most has been nothing

short of incredible for me and my own personal self-growth and the help that I see myself bring to these families and these children with my fundraisers my toy drives and just being able to sing for them.

[01:31:28] And the thing that I've learned this year is that the best thing that you can do is give your time and your smile and your energy. And that's something that I've been so proud of myself and proud to share with our county and with the Commonwealth of Virginia. Amazing, absolutely amazing.

[01:31:47] You headed off to college now? Where are you going to college and what are you going to study? I'm going to Belmont University in Nashville, Tennessee to study my love of music and commercial voice. And he is cheering me on. I'm cheering on Nashville.

[01:32:02] I'm cheering on Nashville. Just to love music. He likes country. He likes music. He likes music. Although I do got to get some Motown in your life, sir. We really got to get some Motown in your life. You do. You're a music person.

[01:32:18] Madison, congratulations. Let's take a picture. This is yours.

[01:32:55] Next thing, we're all going to do a picture together. Please come up. So what a year for Loudoun County.

[01:33:17] Oh, my gosh. So we have the first runner-up for Miss Virginia team. And Miss Rose is Miss Virginia, who will be going to the Miss America pageant. And you are from Loudoun County also. It's a great, great year for Loudoun County. What part of Loudoun are you from?

[01:33:37] And where do you live now? They put you there for the year while you serve your term. And you kind of go all around Virginia during this next year. Okay. Well, let me read about, give you your proclamation, read about.

[01:33:54] Take a picture, and I'm going to bring Madison back and do a picture with you all, okay? Well, I'm not going to do a picture with you on, but you're going to do a picture with Madison. All right. Whereas, as representative of Loudoun County, Katie Rose was the winner of the 2022-2023 Miss Virginia pageant.

[01:34:11] Thanks to her accomplishment of winning the pageant, she was awarded a \$20,000 scholarship and a spot in the 2023 Miss America pageant. And whereas Katie Rose demonstrated purposeful leadership in Loudoun through a community service initiative of raising awareness for domestic violence issues by empowering women and engaging them and also putting forward reform.

[01:34:37] Whereas Katie exemplified extraordinary talents during the 2022-2023 Miss Virginia Padgett, providing a shining example for Loudoun by competing with the talent of, say, is it Ballet in Point? Yes. Ballet in Point. And whereas, due to her service to those in Loudoun County, and as the winner of this year's Miss Virginia Pageant, Katie Rose has displayed tremendous dedication and commitment to her community.

[01:35:03] Now, therefore, be it resolved that the Loudoun County Board of Supervisors does hereby recognize Katie Rose for her outstanding achievement in the 2022 through 2023 Miss Virginia Pageant. If you don't mind just telling us a little bit about what you want to do with your platform of domestic violence awareness and how you want to use that.

[01:35:30] So the official name of my community service initiative is Ending Domestic Violence by Empowering Women and Enabling Reform. And I created this initiative through my own personal story

combating domestic violence about two and a half years ago, and that lasted for about two years, the better part of two years. And what I want to do as Miss Virginia is go all across the Commonwealth and teach our younger children how to build and maintain healthy relationships, because I think that this starts as an early age.

[01:35:54] to not only look at little girls and tell them what their self-worth is, but to also empower us all to build and maintain healthy relationships. I also want to continue the work that I started with the Loud and Abused Women Shelter, Domestic Violence and Sexual Assault Services, as well as the Resourceful Woman, and continue clothing drives and book drives all across the Commonwealth to, again, educate ourselves on how to build and maintain healthy relationships and empower these women to get on the other side of this, to see the other side and know that there is more out there for them and to let them know their worth.

[01:36:22] Do you help them know what an unhealthy relationship looks like? Because sometimes I'm not sure if every woman, if you have a young girl, knows that she's in an unhealthy relationship. Is any of that done as well? It absolutely is. And I share a little bit more about my story about dealing with domestic violence because it doesn't always have to have, you know, a gun pointed at you or have bruises all over your body for it to be domestic violence and for us to recognize it as so.

[01:36:45] Because my relationship, although it did turn physical, unfortunately, it started out with name-calling and beating myself down. And so that's what I tell other people to look out for. I remember when I was in the situation, one of my friends saw my significant other at the time speaking to me in a poor manner and said, that's not cool.

[01:37:01] Please don't do that. And for me, that was one of the first times that I recognized that I was being emotionally abused. And so by sharing my story, I hope to instill upon these women and educate them that they have self-worth, that they do have the power. They can be on the other side of this and be better than they've ever been in their entire life.

[01:37:18] Thank you. Thank you so much. You know, I wish we didn't need this initiative so much right now in the county and the common within the country, but we do. And I thank you for doing very, very hard work. So we're going to take a picture, and then I'm going to invite Madison back to take a picture as well.

[01:37:34] Let's do a picture, everyone.

[01:38:03] I don't even know how we're going to do this.

[01:39:09] I think everybody in the room might be here for the resolution for Deputy County Administrator Charles Yudd. I think, I know, Mr. Yudd, will you come down? Ms. Tim Street, will you come down? Ms. Myers, are you here?

[01:39:26] Will you come down? Mr. York, are you here? Is Mr. York here? I thought he was coming. He's not here? No? Okay. And I'd like all supervisors to come down here with me. Please, for Mr. Yutt. Actually, you've got to be on this side of me so I can talk on this side.

[01:39:48] It's easier. Oh, well. Actually, there you go. Where's your son? He's working. Okay. Is he firefighting? He's firefighting. Yeah. On either side.

[01:40:06] on either side. Mr. York didn't come. Okay. Oh, that's too bad. That's too bad. Okay. Well, here we are. Here we are doing a resolution for the County Administrator, Deputy County Administrator Charles Yutt. Mr. Yutt, before I read this, I was, somebody called earlier this week and they said, would you mind if Dale came and Mr. York came? And I said, I think all chairs who have worked Mr. Yudd should be in this room right now. I think that is most

[01:40:41] appropriate. And I, you know, it almost feels like there should be a whole lot of supervisors and former supervisors and staff and everybody here. Because the impact that you made on this county, you know, we don't say this often, but some people literally are irreplaceable. Somebody will be here doing your job, but you are not replaceable. Deputy County Administrator Charles Judd. Don't you start either, because we cannot, we cannot, we cannot do this right now.

[01:41:16] Whereas Charles Judd began his service to Loudoun County in 1997 as the county's land use review manager, and his last day in the office of deputy county administrator will be August 15, 2003, having served in progressive leadership roles throughout his exceptional 26-year career under multiple boards of supervisors and two county administrators. And whereas Mr. Yudd's nearly three decades of public service included numerous county department agencies and advisory boards

[01:41:52] and commissions, as well as serving as liaison to many constitutional offices, the Loudoun County Library Board of Trustees, and many state, local, private sector organizations and institutions. And whereas Mr. Yudd held key roles and active memberships in professional organizations, including the American Planning Association and the International City County Managers Association, where he has held the title of credentialed manager since 2014 and served as chairman of the board for the Northern Virginia Criminal Justice Academy since 2018.

[01:42:28] I didn't know that. And whereas Mr. Yudd's many accomplishments, too numerous to list, have included projects that were critical to the prosperity of the greater community, such as fostering the county's comprehensive land and development policies that achieved sustainable growth and facilitating the framework for the county's land use and road network strategies that resulted in well-planned and sustainable communities, which included significant contributions to Loudoun County's 2001 and 2019 comprehensive plans and zoning ordinance revisions in 2022 and 2023.

[01:43:09] And with Mr. Yates' expertise and leadership in linking the county's strategic growth policies to fiscal impact and land use decision serve as a national best practice and a remarkable legacy for Loudoun County, its residents, and its business community.

[01:43:34] Now, therefore, be it resolved that on July 18, 2023, the Board of Supervisors of Loudoun County extends its sincere appreciation to Charles Yudd for his 26 years of professional service and dedication and enduring contributions to Loudoun County.

[01:43:48] Before I hand Mr. Hempstreet the microphone and anyone else who wants to say anything, I will say this, Mr. Yudd.

[01:44:15] I think it was Maya Angelou who said that what people remember about another person is how they make them feel more than anything else. Not what you, maybe not what you say or what you give, but how you make someone feel. Charles, you have an innate, maybe God-given talent of making people feel seen and heard and dignified and respected.

[01:44:40] And I think of all the things you lead with this county, all the many things you've done, I think what is most powerful and impactful is how you've made the people in this county that we all serve feel. And it really cannot be named and cannot be replaced and is so appreciated.

[01:44:59] I so appreciate who you are. So thank you, Chair Randall. Chair Randall, so when I was talking to Charles earlier, he said he actually has two sets of remarks prepared. One set of remarks if I say not nice things about him, and another set of remarks if I say nice things about him. So I am tempted to say not nice things just to see what his other

[01:45:33] set of talking points are that he has prepared. But seriously, Charles, thank you for all of your work absolutely since since i've been here and then as well as for long before i i got here uh you know you've been um you've been one of my go-to people for for many many years you've handled a really high percentage of the top priority highly visible projects that the county has had

[01:46:12] uh many of them not so pleasant um i'm thinking of you know some things around second amendment issues and uh other other land use issues that uh certainly exceeded the capacity of the boardroom and then resulted in hearings that went long into the evening but throughout all of those you always approached every one of those events um and items with a high degree of professionalism

[01:46:45] a calmness definitely down here and in front of of everybody in the public maybe not so calm when we were talking privately but then the other thing that I will always appreciate which as you know is in those that work with me closely know that I value is your your willingness to always be candid

[01:47:11] Right. So I think one of the things that does set you apart, particularly when it comes to why you end up with difficult things to do, is, A, you're ethical. There are definitely all kinds of lines that you're not willing to cross.

[01:47:32] You are very competent. You attack everything with that level of competence that comes from your experience and education. But I think most importantly, you're always truthful. And you're always willing to say the things that all of us need to hear and not necessarily the things we want to hear.

[01:47:53] And then you've always been willing, certainly to me, which is something I'm most grateful for, is to mix it up a little bit when we had tough things that we had to make decisions on in terms of our recommendations and the policy directions that we were taking before the board.

[01:48:08] So thank you for all of that. I will definitely miss you. My baby. I had the privilege of being the chairman that was here when you were hired.

[01:48:28] Chairwoman. I was Dale to him. We'll always be. And one of the things I want to point out is that we always learn in life. We're only as good as the partner we have. Whether it's a man or woman, you're married, you're not married. And one of the things I have to say is that you have a tremendous partner in your life.

[01:48:46] Barbara, thank you for all the hours you've sacrificed, your family sacrificed, You all, for all the late nights, the travels we've had to take to Texas to bring in economic development and other things. You've just been the backbone to him, and I want to personally say thank you. Charles, as you well know, when you were hired, no board member or chairman had support staff.

[01:49:12] Think about that. Had none. You, unfortunately, got me. Because we were in the midst of trying to do economic development. And Charles would sit down, and at that time, if you all remember, our

motto was, we bide our time. As we were trying to do economic development, this philosophy was, I bide my time.

[01:49:32] And Charles would sit down with staff and would say, I understand, here's all the reasons why not to, here's all the reasons we can take all the time we want, but now let's think as a business. How can we work as a partnership to roll up our sleeves and get this done? Most of the economic development that people enjoy today, whether it's the Raytheon buildings down off of Waxful Road, whether it's the Verizon that would have been a racetrack, whether it's the bond development that was a racetrack approved there, you may not know that. Yep, that's what we came into was a racetrack. Remember, Charles?

[01:50:01] It didn't go through because the betting didn't get approved. Then we had the Bond brothers that came. And what we would do is we would sit down. We didn't give money. We gave commitment. We gave a partnership. And we gave predictability. And you led all of that. You changed the footprint of Loudoun. And I am forever grateful. Thank you. Would any other supervisor or anybody else like to say anything yes i agree with everything that was said i've only worked with charles for a few

[01:50:38] years but i think one thing that hasn't been said is that everything charles does is with cheer like every time i see charles in the hallway i have to smile because he's always cheerful and it's some kind of magic it really is it's someone very easy to work with because you're always cheerful even if you're delivering tough messages you're always smiling cheerful so i will really miss that and miss seeing you in the hallways. Thanks, man. Thanks. Charles, I've always in the back of my

[01:51:12] mind thought that bosses require subordinates to perform. Leaders inspire teammates to follow. You are, without question, one of the absolutely finest leaders I have ever encountered. And I've seen some doozies. So you are spectacular. We will never be able to fill your shoes.

[01:51:36] And I'm going to bring a motion tonight that literally I was walking in the hallway three days ago and I said, Charles, I can't figure this out. And he said, well, have you thought about this? And that's why there's going to be a motion tonight because of that little nugget that he passed on in the hallway.

[01:51:52] So it's it's it's I wish you the very, very best. I just really wish you the very best. God bless. Godspeed. And thank you for all that you've done. You've been spectacular. I'm going to go in a different direction, obviously, but thank you for your service to the county, to this board, to the previous board, and all the others that you serve.

[01:52:13] But a question for you, Mr. Yud, is what is next in your next chapter of your life? I hope to be able to announce big plans in the next few weeks of what my upcoming role will be, something that will keep me close to home and be able to continue to serve this great community.

[01:52:32] So stay tuned for more news. I like that. Charles, I'll just say a couple words. When I first came, of course, Stacey Carey had been here for many years, and we would be tackling problems.

[01:52:50] She'd go, oh, let's go to Charles. He just gets things done. And that is, I can't say more, you're just the guy that would go to get things done. But more than that, I've had a couple babies on this board, at least my wife has. And every single time, there's a little baby present and a thank you note that you have sent.

[01:53:09] And that is an incredible personal touch that makes you a leader, just like was said earlier. So I just want to appreciate everything that you've done. Thank you so much. We're going to miss you. And

maybe we'll, I have you on speed dial, so, you know, but I'm sure you'll be on retainer at that point.

[01:53:29] So we desperately wanted to get you to become the new town manager at Leesburg when John Wells left, but you were smart and you stayed with the county. So I would just like to say that traveling anywhere down to Richmond for a Vaco conference or any other conference in the state with you and Gwen Kennedy was always one of the biggest treats that we ever got to enjoy.

[01:54:04] But I will say this, you do not want to be late to meet Charles in the parking garage when he is driving, because if you are, what you get is, I am so happy you're late, because I love nothing more than waiting here for you board members to get in the car when we have a meeting in two and a half hours in Richmond.

[01:54:34] we love you we love your whole family and we constantly hear how proud your dad is of you and your brother so we'll look forward to working with you still Charles I just wanted to say with we are going to miss you and and um I'm I'm thinking of the time that we had taken a trip to aldi and just had that conversation about what how um how loud and was back in the past and what you had done, and I had learned a lot from that little bit on that trip, and I just want to thank

[01:55:10] you for all that you've done for the county, and that we really are going to miss you. Thank you. So Charles, I have served with you the longest of anybody on the board, and I think back to when I started, and I think John Sandy was part of the singer staff then, and of course Tim, but I think everybody else has pretty much moved on. And you were just a generation of staff that truly transformed this county in an absolutely indelible way. The first time that we really

[01:55:44] ever talked was shortly after my election. We took a tour of county facilities, and we were sitting in a bus, and we were sitting in the landfill. I don't know if you remember this. And we, you know, I started talking a little bit about something. You asked me, like, what do you want to do okay you're here you know and I was I had this great you know uh and your response was that's awesome I can't wait to get started and that just sums up you know how you approach the job um one of the things I particularly have to recognize is as a former resident of South Riding I had a great ally for the Dolla South work uh because you understood it you got it you you knew

[01:56:23] some of our unique challenges in the southern part of the county uh and I can't thank you enough for everything that you've done for me personally for my district for the entire county for all the staff here truly you can't be replaced and when I really miss you I'm gonna go go over and drive on y'all drive and it will remind me of everything we're doing so everything we've done so thank you so much um my name is Jennifer I'm his first oldest child um I don't know if he's told this story

[01:57:01] before but um when I was a baby I drove here with my mom to drop off my dad's job application so um he really has been here a lifetime um and um you know there were a lot of times growing up where he wasn't able to be with us and people would wonder oh you know what's Charles doing and we could always turn on local programming and he was right here we always watch we still will um but I think people have their purpose in life and I think God puts people

[01:57:39] on earth for certain reasons and we always had peace knowing that he was here to serve and to be with all of you and I know that that that it was your purpose and you will continue to serve and do great things and it is just the greatest honor to be your child and I certainly won't fill those shoes, but I will be

frequenting Yed Drive, so thank you for everything you've done, and thank you all, you know, for just embracing him and appreciating all of his time. Thank you very much.

[01:58:16] Jennifer, you're about to be married, right? Yeah. Congratulations. When I asked your father, what were your wedding colors? He said, there's wedding colors? And I said, go home and ask your daughter her wedding color shows. And he came back and said, yellow and red?

[01:58:33] And I said, I don't know what they are, but I can tell you, that's not them. That's not them. Mr. Yud. Well, thank you all. I appreciate the honor and recognition. Thank you to the board for the resolution and kind comments.

[01:58:50] And thank you to Mr. Hemstreet. The good speech I have about Mr. Hemstreet is that we, as the senior staff, we do participate in a lot of professional organizations and work with our colleagues in municipalities around the nation.

[01:59:07] And I can tell you straight up, he is one of, if not the best county administrators in the nation, and we are quite fortunate to have him. And, of course, I was very fortunate to serve as his deputy during the time period from 2016 until just recently.

[01:59:28] And what an honor and privilege that was. So thank you, Tim, very, very, very much. Also, I wanted to be able to just say thank you to former Chair Myers for being here.

[01:59:44] I remember one meeting we were at, and we had just reached the approval of what it became, the Verizon campus, and Governor Gilmore was there. And you said, see all of this around here and all that it will become. Loudoun County Parkway didn't even connect through from Wax Pool down toward Shellhorn.

[02:00:05] And we were able to secure commitments for that in a huge economic development wind. And you said, Charles, see, all of that's coming because of what you did. And I'll never forget the feeling that you get from making an impact in your community.

[02:00:21] So thank you, and thank you very much. The 26 years that I've been here have been seven boards of supervisors and seven planning commissions. And it's true, I have gotten some very difficult projects, but it was always an honor to serve and move forward and do the right thing for the community.

[02:00:40] There were also times when you get called into action to help something to avoid negative circumstances and to keep the county's best interest where they should be. And for that, I'm very grateful to have a chance to have participated in that.

[02:00:58] But you didn't really hear about them because they didn't happen. So the thing that I'm the proudest of, really, is our staff and all the folks out there in the room today. Many of them started their careers here in Loudoun in different capacities, and I was so privileged and honored to help them, work with them, give them guidance, give them encouragement, and just say thank you, and I'll help you here for the next problem.

[02:01:28] And it's all great that we're such a terrific team, but that really is what I'm most proud of, is to be able to help them in the development of their careers and help them be the superstars that they are today. So I will be forever honored for that. I also want to thank my wife and my family.

[02:01:47] I couldn't come here every day and do everything if it wasn't for them. And they've just been terrific. Like I said to Supervisor Sains, I hope to announce my next chapter and keep me close to home

and contributing to the community very shortly. And I just want to say thank you to all of you.

[02:02:05] I'm very, very grateful for all the experience. Thank you. Let's figure out a picture.

[02:02:29] We're just going to squish close together. Okay.

[02:03:28] Sorry to cut. So I don't know what happened, but I didn't get a chance. We're biding our time.

[02:03:44] Mr. Yud, I just want to thank you for everything. I've been here since 2016, and you've been one of two really go-to guys for getting the job done. We have plenty of go-to women as well. But, Mr. Yud, thank you from the bottom of my heart. And on behalf of all of my staff, we thank you so much.

[02:04:04] Anytime something needed to get done and we tried and tried and tried various methods, we ended up going to you and you got it done one way or the other. Or you were very honest with us and told us that it probably couldn't be done. So thank you so much. And with that, I just want to let you know that there is an opening for a full-time town manager in the town of Percival.

[02:04:26] And they've been having a really difficult time finding somebody. So if you would please keep your options open, we would love to work with you. Thank you, Mr. Yod.

[02:04:42] Okay, we have two more things to do before we take our first break.

[02:06:33] Actually, maybe three more things. I don't, there was nobody signed up, but is anybody here for the 6 o'clock public comments? I don't think there were, but I just want to make sure. Okay, seeing no one, we're going to go to our second, or rather now our third information item, and then we're going to go to the Ravonna item before we take our break.

[02:06:54] But we will not leave the dais until we do the Ravonna item. This is the Route 50 Long-Term Improvements and Secrets and Corridor Study.

[02:07:10] It is the Blue Ridge and Dallas District. Good evening.

[02:07:27] Good evening. Ready when you are. I would like to start by introducing Ms. Marie Pham, who is our new Transportation Planning Program Manager here at DTCI. She is filling the vacancy that was left by Mr. Lou Moserak when he was promoted to assistant director for transportation planning and traffic engineering.

[02:07:50] So Lou's there on the end, Marie, and then we also have Jeff Giffen, who is with our consultant, Kimberly Horn, and of course, I'm Nancy Boyd, director of DTCI. And with that, I'm going to turn it over to Marie, who is presenting to you for the first time.

[02:08:07] Thank you, Nancy. Can I have the next slide, please? The purpose of this item is to provide the board with information related to the sequencing of long-term improvements along the U.S. Route 50 corridor as you enter into your CIP deliberations later this year related to the transportation improvements.

[02:08:24] The impetus for this study dates back to the January 20, 2016 Board of Supervisors business meeting where DTCI staff was directed to form a task force to address significant Route 50 delays as commuters leave Loudoun County and enter Fairfax and travel from Fairfax back into Loudoun.

[02:08:42] On December 5th, 2017, staff reported back with the 2017 U.S. Route 50 corridor study findings that identified short-term improvements and examined potential parallel roadway connections to help

reduce the congestion on Route 50. Staff was then directed to continue coordination with Fairfax County, VDOT, and EMWA regarding the east-west roadway connection through the EMWA property. It's important to note that the analysis in this study focuses on the congestion and volume data given that this was the direction provided in the previous study. To give the board a brief

[02:09:18] overview of the congestion on Route 50 today per the county's travel demand model estimates, U.S. Route 50 currently fails in the a.m. peak hour traveling eastbound entering Fairfax County from North Star Boulevard. Congestion at this time is heaviest east of Tall Cedars Parkway.

[02:09:34] U.S. Route 50 also fails in the 8 in the p.m. peak hour in the westbound direction as vehicles return to Loudoun County again with the heaviest congestion east of Tall Cedars Parkway but also at Loudoun County Parkway, Arcola Boulevard, and North Star Boulevard. Next slide please. This study analyzed 14 scenarios of various combinations of roadway improvements that are outlined on page four of the staff report. The scenarios studied were studied with two different 2040 roadway

[02:10:04] To be conservative, we analyzed improvements with the constrained CTP network, which only includes existing CTP roadways, roadways with program funding through the CIP, and improvements listed in the regional constrained long-range transportation plan, or CLRP.

[02:10:23] These are roads that staff felt are safe to assume would be constructed by 2040. We also analyzed the improvements with full build-out of the roadway network assumed in 2040 per the CTP. To be clear, this study only analyzed roadway improvements that are within the current CTP.

[02:10:41] No new roadway projects were added since the purpose of this study is to focus on planned improvements and the order to provide those improvements to alleviate the congestion on Route 50. As noted on the slide, three projects were considered with this study that include the North Collector Road, the Byte County Parkway, and widening of Route 606 to six lanes.

[02:11:02] This analysis also looked at the operation of intersections along Route 50 to review the likelihood that interchanges would be needed. Next slide, please. Given the heavy congestion east of Tall Cedars Parkway and previous board direction, a key roadway improvement in this study is the North Collector Road.

[02:11:22] The CIP has funded Segment 1, shown on the slide in red, from Tall Cedars Parkway east to Route 28. Preliminary design on this project is underway. Per feedback from EMWA, the segment of North Collector Road west of Tall Cedars Parkway is not considered, but will remain in the CTP for the time being.

[02:11:41] Based on the congestion and volume analysis conducted with this study, DTCl is presenting two sequencing scenarios for the Board's consideration. One with the North Collector Road and a second scenario without the North Collector Road, given that this improvement is not solely in Loudoun County's control.

[02:11:58] Thank you. In both scenarios, the first improvements assumed are those that are currently funded in the CIP, as shown in the light orange color. The color of the circles on the map corresponds to the road improvement, and the number depicts the recommended sequence of that improvement.

[02:12:16] Assuming the North Collector Road moves forward from Tall Cedars Parkway east to Route 28, this improvement shown in red is recommended to be completed second, followed by the interchange at

Route 50 in the North Collector Road depicted by the green diamond. The sequencing of improvements progresses from east to west with the interchange at Route 50 in Loudoun County Parkway, represented by the yellow diamond.

[02:12:38] Then the interchange at Route 50 in Arcola Boulevard with the magenta diamond, followed by the widening of Route 606 to six lanes with the potential interchange at the intersection of Route 606 in Arcola Boulevard in blue. Then the widening of Arcola Boulevard to six lanes depicted by the purple dashed line.

[02:12:56] And finally, the interchange at Route 50 in North Star Boulevard in light blue. Next slide, please. Scenario 2 depicts the recommended sequencing of improvements without the North Collector Road. Again, the first improvements are assumed are those that are currently funded in the CIP, as shown in the light orange color. It is anticipated that without the North Collector Road, trips will use Arcola Boulevard or Loudoun County Parkway or Route 606 to travel north to access east-west routes such as Dulles Greenway or Route 7. As such, without the North Collector Road, the widening of Route 606 to six lanes

[02:13:36] with a potential interchange at 606 in Arcola Boulevard, shown in red, becomes a more critical improvement. This is followed by the interchange at Route 50 and Route 606, shown by the Green Diamond, then the interchange at Arcola Boulevard and Route 50 in the Yellow Diamond, the widening of Arcola Boulevard to six lanes in the purple dashed line, and finally, the interchange at Route 50 in North Star Boulevard, shown in blue.

[02:14:01] Next slide, please. The study shows that full build-out of the CTP roadway network provides a sufficient network in Loudoun County. The North Collector Road will provide significant benefit for travel between Loudoun County and Fairfax County. However, if that improvement is not feasible, capacity improvements to Route 606 become more imperative.

[02:14:22] Next slide, please. Staff recommends the following next steps in this process. Once Arcola Boulevard is completed and open to traffic, it is recommended that the operation of this corridor be assessed to better determine the need to widen it to its ultimate six-lane condition and provide an interchange at Route 606.

[02:14:43] Continue ongoing coordination with Fairfax County, MWA, and VDOP regarding the North Collector Road and consider the sequencing of improvements provided in this study as the board recommends projects to include in the upcoming CIP. This concludes my presentation.

[02:14:58] I'm happy to answer any questions that the board may have. Supervisors, there's like five more slides if you want to look at them just for your reference to have them. But I will take questions now, and I will start with Mr. Letourneau. Thank you for this presentation of what is clearly the most important item to come before the board, other than Mr. Yud's retirement.

[02:15:20] But I always welcome a chance for the plight of Route 50 to be discussed with the whole board, including the failing condition that we have in the AM and PM. But the good news is we do have projects, as discussed today, to try to solve this, and we've been making progress on a lot of them. Madam Chair, I may actually, I know this is an information item, I may actually have a motion, and I think it's an appropriate motion that I have discussed a little bit with staff, but let me bring up the point first.

[02:15:46] This is solely a congestion relief discussion to this point, which is what the direction that staff has been given is. The purpose, and I had a briefing yesterday to talk through this, The purpose of this item is really to provide scenarios for the boards for the future CIP discussions and how to prioritize these things.

[02:16:06] What I would like to do is try to add the next layer in and inject both safety and multimodal mobility, pedestrian bicycle mobility, into this discussion. And the reason I bring it up, and I think it's so critical, is the Loudoun County Parkway and Route 50 intersection, in this analysis of looking solely at congestion, is actually prioritized after some of the other improvements.

[02:16:32] However, that intersection, that interchange project, is the only way that any of Dulles South ever gets connected to the entire trail network that exists elsewhere in the county. And I hear all the time from people who would love to be able to cross Route 50 with their bicycle or something, and they cannot do that. So in addition, when the Sheriff's Office released its list of top 10 intersections with crashes, Loudoun County in 50 is either number one or number two every year. And so I don't know if it changes this discussion for us, and certainly the North Collector Road, which is kind of something that I was the one who put it on the map in the

[02:17:10] first place, and I couldn't be fighting harder for it, and I really want it to happen, and it probably does need to happen soon because of some of the other improvements we're making on the north-south connectivity will alleviate Loudoun County Park, William 50. But I also want to make sure we have the full spectrum of kind of data to understand the 360 degree view of impacts and benefits that we can have from some of these projects. So I would like to ask staff to sort of add that component into this analysis before the board gets to the CIP budget process at the end of the year and i can do that now or at the end or whatever but um or i can just ask informally

[02:17:48] however you you choose but i did want to raise that and also get their reaction to that that piece of it as well we can get staff reaction mr 20 if you're going to make a motion you have to suspend the rules to make a motion to make an action item that's certainly something with board direction that we'd be happy to okay would you like me to do that now then or to suspend the rules? Right. Yes. Okay. I have a move to suspend the rules. Well, actually, if it's just staff, if it's just staff direction. Yes. Then you don't need a motion for staff direction unless somebody

[02:18:24] has an objection with that. Okay. Without objection. All right. Thank you. Mr. Letourneau, I mean, sorry, Mr. Buckingham. Thank you, Madam Chair. I certainly agree with that train of thought, Supervisor Letourneau. And while I won't be here for future CIP discussions, I do think you guys came up with exactly the right analysis with the exception of what Mr. Letourneau brought up. I think the Route 50 and Old Ox Road 606 interchange is the key to the whole thing.

[02:18:56] Obviously continuing to build what's already funded, what we're already working on, Northstar, etc. But I think you really have to get that interchange at 50 and Loudoun County Parkway and 606 in there to really make a difference here. And I hope future boards will continue to focus on this we've done a lot of focus on route 7 which which should have been the primary focus at the time we've made a lot of improvements on route 7 we've not done nearly as much on route 50 corridor and as you just heard it's failing morning and night already and we know how long these road projects take so north star will help but it's also probably going

[02:19:36] to add some more traffic on the route and already failing Route 50. So, you know, my colleagues who are here today and who end up here next year and the next term, please don't forget about Route 50. We need those improvements very badly. So thank you. Wonderful, wonderful. Ms. Bricksman. Thanks. I just had a quick question. The dotted line that says U.S. Alternative 50, is that a definite alignment or it's just sort of my well let me get to the real question didn't we just approve a

[02:20:10] bunch of solar panels for dulles airport there is it not going to be a conflict so lou are you going to well there it is it is aligned it is shown on the 2019 ctp but our work with emwa after that has indicated that they would only entertain the road from tall cedars parkway to the east which is shown in red oh so that's not going to happen it may not happen oh i oh Okay. All right. Okay. Thank you. That's okay. Don't worry about it. Okay. That's the only question I had. Thanks. Mr. Turner.

[02:20:44] Thank you, Madam Chair. This was a very depressing item for me.

[02:21:03] I mean, if I look at Table 2 and Table 3, I'm looking at tens of millions of dollars in road expansion and potential intersection improvement before 2040, so that we can achieve straight Fs in multiple columns. I mean, I know this is probably simplistic, but it's like an argument, the biggest argument in the world is looking at these two tables, it's the best argument for induced demand that I've ever seen, is that we improve these roads and we improve these intersections and we arrive at an F all across the board by 2040.

[02:21:36] And I don't know, the problem with the induced demand argument, and we just got an email from someone with some really nice information about induced demand. The problem with that is I always find myself asking, Ann, what's the alternative? What's the alternative?

[02:21:52] What are you going to do? Are you going to provide millions of dollars in grants to pay people not to get in their cars and drive around? Are you going to expect two-thirds of the population to get on bicycles all of a sudden? So what is the answer to induced demand? I don't see the answer, but I'm drawn continually to the question.

[02:22:11] If we spend all this money on these improvements, which we clearly need to do, and I would not want to not do that because I think we need to do this for just the reasons everybody's brought out. I just, I'm scratching my head thinking in 10 years, we're going to be sitting here having this exact same conversation after tens and tens and tens of millions of dollars.

[02:22:32] I'm just stumped. Sorry, you don't have to reply. That's why I was so depressed when I finished the table. I did want to clarify tables two and three show their analysis results. if the intersections stay at grade and without grade separation. So this doesn't paint a picture of wet improvements, right.

[02:22:53] Okay, thank you. I think that's it. Thank you very much. Did you have one thing you wanted to say? Because your light's on. Oh, okay. All right, thank you very much. Okay, supervisors, we're going to do our first action item and we'll probably take a break after this because it's a fairly long action item and one that we've all been kind of waiting for for a while.

[02:23:15] It is the RIVANA action item. at innovation station, creation of community development authority, appointment of community development authority, board of approval, random agreement. With everyone who's, I said all that and just airing in, I think, yeah, here we go.

[02:23:39] Okay, we are ready when you are. Thank you, Madam Chair, board members. We're pleased to be finally bringing this item to you. This item brings forward a proposed public-private partnership on the future development Ravonna Innovation Station.

[02:24:01] In May of this year, the board approved the entitlements for Ravonna and consistent with the type and density of the proposed development, the developers have petitioned the board to create a community development authority and provide financial contributions that would help the developer achieve the densities and characteristics called for in the urban areas by your 2019 comprehensive plan.

[02:24:24] The developer's petition to the board to create a CDA and contribute financially to the project was heard in public hearing on June 14th, and the board forwarded that discussion to tonight for action. Per the board's fiscal policy, any potential partnership and CDA of this type is required to be fiscally positive for the county.

[02:24:47] This means that any financial investment by the county should be recovered and potentially exceeded in the future through growth and revenues generated by that development. Staff from county administration, budget, finance, economic development have been working with the developers of Ravana for over five years to evaluate their development as it has changed and as the market has changed.

[02:25:09] We've done many analyses to ensure that this partnership and potential framework that we're bringing to you tonight is, in fact, meeting all of the requirements set by the board and is fiscally responsible. To do this, staff engaged with financial and legal consultants, and as I said, we've conducted multiple studies and modeling exercises to confirm that the proposal meets or exceeds the standards set by the board.

[02:25:37] We do expect it to provide a long-term fiscal positive benefit to the county. An executive summary of the net fiscal impact is provided as attachment four, if you're interested in that. This evening, what we are asking the board to do is to take a couple actions.

[02:25:54] First off, in establishing a CDA, this board needs to appoint the board of the CDA. Staff proposes that that be a five-member board, and the individuals proposed for the first slate for the board are listed in your item.

[02:26:11] Their names are specifically called out in the draft motion. Second, the board needs to adopt the ordinance that's presented as attachment two, which would actually create the CDA for Ravana at Innovation Station. And then finally, we have provided a resolution as attachment five that would approve the memorandum of agreement between the county and the developers of Ravana at Innovation Station.

[02:26:37] And this sets the terms by which the county's public-private partnership would go forward, including the financial terms. We've provided a great deal of information in the item and the attachments that I will not go through unless the board has specific questions that we can answer for you.

[02:26:55] I have Elaine Crawford from Finance with me and, of course, Courtney Sidnor from the County Attorney's Office. We have all been involved in this project for multiple years and hopefully can answer any questions that you might have about it. So with that, Madam Chair, we'd love to take your questions on going forward.

[02:27:12] Before we go to questions, I just will say to the board this. I made the decision after giving it a lot of thought to have Mr. Sainz be the supervisor representative on the authority for a couple of reasons.

[02:27:28] One, it will be his district. Now, that definitely was not my main reason because something as big as Ravana, I don't really believe it's district-specific. It's like Dulles Airports in Dulles. I don't think Dulles Airports is district-specific. I don't think metro district specific, so that wasn't the main reason, but that was a consideration.

[02:27:47] Also because I was checking schedules because it's important that this person, whomever this person is, has time to do this. I talked to Mr. Sains about his schedule. He said that with the exception of two days a week, Tuesdays and Thursdays, he's pretty open, and I knew some of the other people that I was considering were not really quite as open.

[02:28:08] It's really important. term is the one-year term. I never talk politics from Nadeus, but I will say that the fact that he doesn't have an opponent made a difference because we know if he starts, he'll be here next year, next term. I think we can guarantee that two people will be here next term because they don't have opponents. You really can't guarantee anything else because that's just how you just never know and so the fact that we know he was not going to be here the fact we know he is going to be here next year because he doesn't have an opponent went

[02:28:48] to it I liked his background in human resource as we get through some of the stuff and I have so much confidence in and the staff that are going to be the two if we vote for this to two staff members who are going to be part of this we would do a great job keeping anybody all of us updated if Mr. Sains has questions. I know that Mr. Sainz has no trouble at all saying that he doesn't know what he doesn't know when going and asking questions to get clarity. And so those were the reasons that I came down to Mr. Sainz. So I called him and we talked about it. But I did want you all to know

[02:29:24] that it wasn't a decision kind of made lightly. I gave it a lot of thought before I came to those conclusions. But that is why it is Mr. Sainz is the board's board members representative on the authority. So I'll say that and I'll open up the questions. Do we have any questions? Ms. Bricksman.

[02:29:45] Thank you, Madam Chair. So your briefings have been so thorough and you've answered at least all my questions. And I think that, you know, when we've talked about this, that your answers have been great. And I think that we are very well informed for taking this move. Could you just say for in layman's terms, like what is a public-private partnership? In this case, the board would be partnering with the developer by creating a community development authority,

[02:30:21] which would be a vehicle for financing to assist the developer with public infrastructure. So infrastructure that benefits the public. In this case, we're considering components of the developments such as public parking, parks, open space, streets, streetscapes, things of that nature that would benefit the public as part of the development. So the establishment of the CDA provides a way for the board to, in this case, contribute some future tax revenue from real

[02:30:57] property development that the developer would create. So the developer, as they develop the property would create additional value that can be taxed. And then that tax revenue could be shared through the CDA with the developer to help create the type of development the board is looking for, for the urban areas, as well as the densities and the value that you're looking for through the comprehensive plan. Perfect. And then just another question, just kind of for the record, Overall, like why and how do we believe that this will be a fiscal positive for the county in kind of like layman's terms?

[02:31:36] So first off, per the board's fiscal policy, which has been set for many decades, that is something that sets a bar for staff when evaluating these types of partnerships. So we're directed through your fiscal policy to evaluate the development aspect, the timing, and then the costs, the cost of county services versus the potential new revenue that can be generated from a development, which we've done in this case.

[02:32:07] And in this case, we've done county staff evaluations as well as outside third-party consultants. Both county staff and the developer have done those studies, multiple iterations of those studies. Our final one, which is presented to you in this item.

[02:32:26] So we have a good degree of confidence based on the plan that the developer is committed to that it is fiscally positive. That's great. Okay, thank you. I know that you're probably ready to stop talking about it because you've had to answer so many questions. But I really appreciate all the work that went into it, and I'm looking forward to it.

[02:32:44] Thank you. Mr. Letourneau. Thank you. Oh, I appreciate that Supervisor Brissman asked some of those questions because I do think this is such an important item with a lot of implications that it's the type of thing that we should have some transparency on in terms of what we're doing and why we're doing it. The bottom line is to try to build the type of project that Ravonna is and especially in today's market but really even over the last decade or two is really difficult really expensive and so ultimately we have to make a decision about our policy priorities

[02:33:19] and the type of development that we want to see in the county and really where we want our most dense development and where it's most likely to succeed and near our metro stations has been our answer we created an urban policy area so now the question is what do we have to incentivize to do it and I don't necessarily mean literally incentivize but but you know what policy do we need what framework do we need we started this conversation when I was chair of the finance committee and we looked at some of the models that existed for this type of development including several of these at our neighboring county in Fairfax County and so this is modeled after many

[02:33:56] of those. It is revenue positive for the county starting in year seven. I'm comfortable that the risks involved for the county are minimal, quite frankly, not to be pessimistic, but if it doesn't fully materialize, it's not as if we're going to be out money. It's just, you know, money that won't be coming in, but it wouldn't have been anyway. But the reality is, unless we do this, we're not going to have the type of project that we want to have and when you look at you know the entire financial analysis and the opportunity that's there it's it's tremendous for us and it will

[02:34:33] also help incentivize other development that's around it so I appreciate all the hard work that went into this certainly Aaron and Tim buddy riser you know without buddy we are not sitting here from the very beginning on this project so thank you buddy for for all this work I'm glad we've gotten to this point and I will look forward to supporting this and to being part of hopefully the successful development for a long time to come thank you so although I'll leave it to somebody else to make the motion although you really think you should all let me make this motion right this time to be

[02:35:09] honest let me say this first of all I will associate myself to everything mr. letourneau said I will also say we are talking about we have been talking about building an urban policy area in our county for four years and years and if we're really going to invest in that invest in an urban policy area a development like this is exactly what we need we what we do not want in these areas are data centers what we do not

want is light industrial we do not want is manufacturing we really do want to have mixed-use developments that are that are metro-centric or mass transit-centric.

[02:35:49] We really want to have dense vertical development in these areas. We want to look at different types of development. We want to look at urban schools. We want to look at hotels where half the building's a hotel and half the building is residences. We want to look at pocket parks and lots of interesting and new ways to do open space.

[02:36:10] That's what we're looking for in the urban policy area. And this development does a lot of that. And, you know, we have a long way to go. There will be years and years from now, you know, somebody will take their child there and go, that board approved that.

[02:36:25] Some things, you know, one board does and two boards down the road, you'll see it come to fruition. It may be that our board will never really see all of this come to fruition because it's going to take a long time. But we will get there. And it is going to be, I think, magnificent when we do.

[02:36:41] And you do not get to something like a Ravonna without taking chances. You just don't. You have to take a chance. You have to believe in your staff. I do. I believe in Buddy Riser. I believe in Aaron McClellan. I believe in Tim History. And I know that they want what's best for the county for years from now.

[02:36:56] So I am very happy to be supporting this. I also would say to the team from Ravonna, I have never seen a developer so willing to just hold on. right i mean like like you know some things went bad some things went up some things went down at one point it was like development on the shoestring but you all just knew you had a vision you knew what you wanted you knew that you could do it and you stayed in there and stayed in there even when it looked like there were times when it just might not happen so i give you a lot of a lot of credit for that everyone who's here today but everyone who's worked on this

[02:37:32] in the past i give you credit also supervisors we we are you know we are what we're doing here we're starting here is something that is kind of legacy building in in many ways that will last for a very long time so i am thrilled to support this however having said all that i will go to the county and to the district supervisor who really should let me make this motion because i've been here from the very beginning but i'll go to the district supervisor for the motion miss glass madam chair do you yes i do haven't i been clear yes i do want to make this motion you want to

[02:38:09] second it? I'll second it. Okay, thank you. I move that the Board of Supervisors adopt the ordinance creating the RIVANA Innovation Station Community Development Authority as presented in the attachment to the July 18, 2023 Board of Supervisors business meeting action item with the names and terms of the initial CDA board members identified as approved in this motion. I further move the Board of Supervisors appoint board member to the RIVANA Innovation Station Community Development Authority for the following terms.

[02:38:41] Karan Sains, Vice Chair and Sterling District Supervisor for a one-year term. Aaron McClellan, Deputy County Administrator for a two-year term. Buddy Reiser, Executive Director of Loudoun County Combat Development for a three-year term, which, good, we're lucky, man, he can't go anywhere.

[02:38:57] And developer representatives, Andrew Marshall, James Stanford, next to a four-year terms respectively. I further move the Board of Supervisors to adopt the resolution approving the form of a

memorandum agreement regarding the Ravana Innovation Station Community Development Authority as providing Attachment 5 to the July 16, 2023 Board of Supervisors Business Meeting action item.

[02:39:22] Eighteenth, I'm sorry, eighteenth. That motion is made, second by Supervisor Glass. I don't have an opening. Mr. Letourneau? Real quick, this is also an important legal framework. And so I didn't thank Courtney Sindner specifically, but I should have because that part has to be right as well.

[02:39:41] And I know how much work the county attorney's office did on this. So thank you very much. Ms. Glass. Thank you, Madam Chair. I want to thank everyone who has been involved in the Ravonna process for the last several years. The Community Development Authority will really help get Ravonna off the ground and develop quickly.

[02:40:00] The Dulles Town Center CDA has been very successful and is getting close to being dissolved. as most of the bonds have been paid back. I look forward to seeing the Ravonna CDA be successful as well, enabling transit-oriented development near Metro.

[02:40:16] I also want to recognize my colleague in the Sterling District for his appointment. Thank you, Madam Chair. Wonderful. Anybody else? Thank you. Thank you to everybody. All the people say aye. Any opposed?

[02:40:32] That motion will pass 9-0. Yes. Yay. Super. Supervisors, we have one more action item besides like our comments and things like that that we can do.

[02:40:52] How about we? Yeah, I know that. How about we do this? How about if anyone has an appointment? We turn the light on. Let's do those right now. Appointments. Appointments. Nominations. I'm sorry. Nominations. Thank you. Nominations. Put your light on.

[02:41:20] no nominations okay mr. Sains will you please read us into closed sessions three and four okay I'm with the board of supervisors recesses public meeting enter into closed session pursuant to section 2.2 dash 3711 a 3 of the code of virginity consider acquisition disposition of parcel of properties for parcels of property within the 2011 Blue Ridge election district and the 2022 Kentucky Election District.

[02:41:51] Further move that the Board of Supervisors recess this public meeting and enter the closed session pursuant to Section 2.2-3711A3 of the Code of Virginia to consider acquisitions, disposition of parcels of property within the 2011 and 2022 Leesburg Election District.

[02:42:08] Motion was made and seconded and first by Mr. Buffington. Discussion on the motion. All in favor say aye. Any opposed? We are in closed session.

[02:42:21] Okay, we are back.

[04:01:18] Mr. Sainz, would you like to read us out of closed session? I sure would like to read us out of closed session. I move 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 closed session, and further move that the resolution certifying the closed session be adopted and reflected in the minutes of this public meeting.

[04:01:37] Motion was made. Second, Mr. Supervisor Umstead. Discussion on the motion. All in favor say aye. Any opposed? Would everyone please affirm? Mr. Letourneau? Affirm. Affirm. affirm affirm affirm affirm affirm and i affirm as well we are back in open session um let's do um uh we've done nominations let's do board comments uh mr kirschner thank you madam chair i don't have any mandatory disclosures

just a little bit of news from catoctin um and uh this is coming up next week because long county fair is returning

[04:02:17] tuesday july 25th through saturday the 29th and the fair has been held every year without fail does anyone want to make a guess since 1936 they even managed to go online during the pandemic and keep their unbroken street and they have been at the current fairground since 1956 it of course is one of the big 4-H fundraisers the fair and the 4-H programs are very much aligned you're going to be able to see the cattle pigs goats rabbits and other farm animals if you come out 4-H of course is a big deal to me because my parents met at 4-H congress and the rest I

[04:02:54] guess is history um and uh and what's that um on top of helping the 4-h the fair has a packed schedule of activities this year you can go out and they'll be having live music they'll have a carnival rides the rodeo um you'll be able to do a petting zoo they'll have the demolition derby i think two nights and a pig scramble and if you've never seen a pig scramble you should certainly come out and watch one i was in my one myself uh when i was about eight years old and caught my first pig. So it's fun to watch my kids do it and many of the other young youth,

[04:03:32] especially those in 4-H, but it's open to anyone with a \$20, I believe, entry fair. Most importantly, and I wanted to bring this up kind of in my comments, we passed a resolution earlier of the Loudoun Century Farms. I'm going to be presenting that at the fair on Tuesday at opening ceremonies to a number of the century farm individuals. And the resolution honors Loudon's century farms, which are farmers that have been continuously owned and operated by the same family for over 100 years or more. At our last count, Loudon had 13 of these century farms,

[04:04:11] plus several more that we're waiting to get a fiscal designation from the state program. And this is most interesting. One of the farms, I believe, is as much as 260 years old in continuous use as a farm. Mr. Christian, when are you going to do that resolution?

[04:04:30] It'll be Tuesday night, Tuesday evening at the opening ceremony at the fair. I'd like to join you if possible. What's that? I'd like to join you if possible. Okay, great. I'd love to have you out there. And so if you can make it, great. I know my kids are going to be showing some lambs, and a lot of other kids will be.

[04:04:45] And the sale, if you would like to buy yourself a steer for the year or a lamb or a hog or other animals that they will be selling, the sale is on Friday at 6 p.m. Do you plan on kissing a pig again this year?

[04:05:02] I didn't kiss the pig, but we can sign you up for that competition. I have a picture. I know. I was very good at it, too. I raised more money than anyone ever had to kiss a pig and still lost that competition. The last time I went to the fair, a cow stepped on my toe.

[04:05:22] We'll keep you away from the bovine this time. Let's do that. Madam Chair. Thank you very much. Thanks. Thank you. Ms. Umstead. No comments and no disclosures. Thank you. Wonderful. Ms. Brixman.

[04:05:38] Thank you, Madam Chair. By way of disclosures, I had a phone conversation with Ben Miller on July 13th about Dogwood Farm Station. Chair Randall covered almost everything about the COG leadership as far as regional updates, the leadership retreat.

[04:05:57] One thing that I wanted to highlight, though, was that we really talked a lot about child care and the fact that things come to a grinding halt when we don't have child care, and every jurisdiction around us is having this issue. And we did agree that COG would look into some efforts around that area.

[04:06:19] Although it's going to be a difficult issue to solve regionally, there may be some resources that we could put together and resolutions that we could pass. I am happy to announce that Ethan Gardner has been promoted to chief of staff in my office.

[04:06:37] Say hi. Ethan's been doing a great job since taking over as chief of staff in mid-April. He's really been working hard, and we are both very relieved that we will have a new staffer starting on August 3rd. So congratulations, Ethan, and please congratulate him when you see him.

[04:06:56] I was saddened to learn of some recent secretive moves by our governor to reverse progress on several fronts. He took down critical information and resources for our LGBTQIA community from the state health department website, which literally could save lives.

[04:07:12] And we found out today that the administration has failed to post the teacher diversity grants that have been offered in the state since 2018 to help minority teachers achieve full licensure. Studies have shown that students of color are more likely to borrow money to finance their undergraduate education and carry more loans in general, making it more difficult to fund the training and testing required to get full licensure.

[04:07:38] Studies also have proven that students, especially black and brown students, benefit from having teachers that look like them. This subject came up at my recent town hall with the NAACP and ADL, where we had a 20-year-old VP of the NAACP say the one thing he was missing from his excellent education in Loudoun County Public Schools was teachers that look like him. The Young Kid Administration is doing a disservice to our community by failing to consult with experts on both of these issues and unilaterally pulling information from the health department website

[04:08:12] and ending a grant program that was mandated by the General Assembly and a bill that was signed by the governor. I've already reached out to our health department to learn how we can make sure those resources are available on our now locally operated health department website.

[04:08:30] This is not the only administration making these sorts of moves. In Tennessee, the AG has literally taken medical records from LGBTQIA students, not redacted, and did not ask permission, just took medical records of human beings that they think are bad people, apparently.

[04:08:48] And 19 AGs have signed a letter to the president demanding the right to medical records of women who travel out of state to receive reproductive health care. The right to medical records of someone who chooses to travel out of state.

[04:09:06] Think about that. Imagine if someone did that to you or your family members. You may not be LGBTQI. You may not be getting a teacher's license. You may not need to travel for reproductive health care. But when someone thinks they have the power to stop you, get your medical records, or anybody else's, they can do it to anybody.

[04:09:28] Where does it stop? Ask yourself, where does it stop? maybe someday soon they'll ask for what your religious affiliation is. It may not be you now, but it sure as heck could be later. Gun violence. So far

this year, we've had 390 mass shootings in this country, 23,506 total gun deaths, 10,412 were homicide, murder, or unintended, 13,134 were

[04:10:00] suicides. The deaths include 156 children under the age of 11 and 845 teens ages 12 to 17. Thank you, Madam Chair. Thank you, Ms. Brixman. Mr. Letourneau. Thank you. I have no disclosures.

[04:10:21] Just a reminder, I will not be attending the zoning ordinance hearing next week due to travel out of town that was scheduled prior to the hearing, but we will be monitoring. My staff will be monitoring and I will be watching comments. I know there are quite a few strong opinions about we heard one tonight and I'm looking forward to hearing the rest of those and seeing what we can do to get to a good product.

[04:10:49] That is it for me. I hope everybody has an enjoyable August recess. Thank you. Ms. Glass. Thank you, Madam Chair. I have a couple of disclosures. On Wednesday, July 8th, my staff met with representatives for the hidden Wood assemblage application. On Tuesday, July 11th, I met with Steve Wilson of SCG Development to discuss the Commonwealth Center residential application. Oh, please join me in welcoming Mama's Canine Mix that recently opened at Dulles Town Center in the district.

[04:11:28] Mama's Canine Mix specializes in manufacturing wet and dry dog food toppers and treats. Mama's serves fresh farm-to-bowl food using ingredients that are locally sourced. For more information about Mama's Canine Mix, visit mamaskaninemix.com.

[04:11:47] I also had the pleasure of touring an attainable housing rental community that was recently completed in Herndon. Here I had positive discussions with the real estate development firm as they look to explore attainable housing projects in eastern Loudon.

[04:12:03] Attainable housing is needed in Loudoun, and I will continue to advocate for our veterans, our teachers, people with disabilities, and families earning below the area median income. Finally, as part of the 4th of July festivities, Loudoun County, in coordination with the Virginia American Revolution 250 Commission, held a few activities to put a spotlight on Loudoun's contributions to the American Revolution.

[04:12:31] I'm honored to participate in the reading of the Declaration of Independence at the Loudoun County Courthouse Grounds. This was, along with a couple of my colleagues, a few of my colleagues, this was a great educational event in learning how Loudoun residents supported the revolution through military capacities and provisions, as well as learning the several roads in the county that were frequently traversed by military units and others.

[04:12:57] Also, as part of the traffic calming process, I initiated in the Broadlands community speed humps along Ridgeway Drive and a watch for children signs have been installed. I would like to thank residents for coming to me with these concerns and their engagement through the process in helping these speed humps get approved by the full neighborhood.

[04:13:22] If your community is interested in exploring traffic calming in your neighborhood, please reach out to me directly at sylvia.glass@loudon.gov. Information on Loudon County's residential traffic calming program is also available online at loudon.gov/slash/5324.

[04:13:41] Thank you, Madam Chair. Thank you, Ms. Glass. Mr. Turner. Thank you, Madam Chair. On Tuesday, July 11th, my staff and I met with Mark Baker from Bowman Consulting and David Buxbaum

from TA Realty to discuss the application for Loudoun West. On Monday, July 17th, I met with Michael Capretti from Capretti Land, Inc.

[04:14:00] to discuss his application for Old Arcola Residential. I attended the NVTC meeting at the beginning of the month. Key takeaways, ridership is back up, and it's looking very good. People are starting to ride Metro again. That's the good news. The bad news is Randy Clark went into some detail on the revenue cliff.

[04:14:21] For purposes of an illustrative, and this is not quite accurate, but there are three major factors that are affecting the revenue cliff. One is pandemic ridership dropped off. It's coming back, and I think that will probably come back close to what it would be. One piece is a combination of inflation and the collective bargaining agreement combined.

[04:14:42] Those are locked in. contract inflation, we can't control and the contracts are locked in. So we really don't have a lot of control over that piece. The third piece is reduced regional subsidies. It was clear to me from that conversation that the answer, the only answer going forward is increased regional subsidies. Chairman Kay from Fairfax said that can't be through real property taxes, but it's going to have to be a serious discussion about increasing regional subsidies if we're going to do that and somehow getting the federal government to weigh in, although that sounds like a non-starter to me. If we reduced, if we balanced the budget by reducing service, it would cut the service on

[04:15:17] metro by 67%. There's both an operating shortfall and a revenue, capital funding shortfall and operating revenue shortfall. This is not a one-time fix. If we fix it one time, it's still going to stay broken. It's systemic. And then Mr. Clark did say that we could really save a lot of costs if we integrated the system across various jurisdictions, same ticketing, buses, processes, infrastructure, which I thought was a really interesting comment. I've got three minutes left really quickly. I want to let everybody know, I pulled the item tonight that I was going to introduce, and the genesis that I was talking when I made my comments about Mr. Yudd. I've been

[04:15:57] trying since the TLEC discussions last spring to come up with some kind of an answer as to how the board can reassert managerial control over rapid, almost uncontrolled data center growth in the county. We have an obligation, I think, to the people of this county to somehow assert our managerial control over that process it's an unusual situation it's completely unique it's it's the it's unique in the world the amount of data center growth we have going on in Loudoun County right now and I'm just getting tired of it being by right and sitting here twiddling my thumbs and telling my constituents I'm sorry I can't do anything about it we've got to get our hand it doesn't mean we stop it it doesn't mean we prevent them but it does mean we have to have

[04:16:35] some legislative authority over this process so I have tried everything I can think of I tried the TDR tool, and that got voted down. I've tried, and we talked about Dulles Cloud South. Hang on, Surprise Bustington, I'm not going there, but we have talked about Dulles Cloud South.

[04:16:52] And I was in the hallway the other day, and I bumped into Mr. Yudd, and I said, Charles, I've tried everything I can think of. He said, look at the item, the last item on the DPC work plan, and in the verbiage, staff says the proper way to do this is to combine the CPAM for the data center map that we passed at the last DPC work plan meeting, the design standards that we want to impose, and these are design standards that we're going to write outside of the ZOR process.

[04:17:16] We can put some in the ZOR, but a lot of them have to be another CPAM. Those items, both of those CPAMs were listed separately in the DPZ work plan. And then third was a ZOAM written in the DPZ work plan, which is do the ZOAM simultaneously with the two CPAMs. Combine those three into a single project and advance it with urgency.

[04:17:36] Fund as much consultant help as the staff needs to do that and move it forward. I sent around a spreadsheet, a project sheet, a bunch of boxes as my second email the other day. When I sent that around, I just, at the start of the evening, if you take the single track of just the data center map or you take all three tracks combined and move them forward, the minimum time you can do either one track or three tracks is 14 months and the maximum time is 21 months.

[04:18:05] I know they verbally said when we passed the data center map last time, we can get it done by next summer. But if you flow out just the data center map flow on that flow chart, it's going to take 14 to 21 months, whether we do a single track or all three tracks combined. So rather than try and cram that down everybody's throat tonight, I pulled it.

[04:18:25] I talked to staff. I talked to Chair Randall. We're going to reintroduce it at the TLUC in September. We're going to bang it around at TLUC, and then we will bring it forward in October when the DPC work plan update occurs in October. But this is, the staff says this is the correct solution. I think it is the correct solution once and for all, and I want everybody to take a close look at it, and we will see it again.

[04:18:47] Thank you, Madam Chair. Thank you very much. Mr. Buffington. Thank you, Madam Chair. No required disclosures and no comments. Okay, I think that is Mr. Sainz. I think that's you. No mandatory disclosures and no comments okay so I have talked to Mr. Capretti from Capretti land about the Arcola application a couple times most specifically this morning as it relates to regional road the regional road contribution item I

[04:19:19] just want to do a couple things one I want to say that miss Brixman and I've said this to you before you know sometimes when you say something a lot of people stop hearing you but never stop talking about these guns never stop talking about it because it is a scourge and it is a scourge only in America other countries have mental health issues other countries have video games other countries have broken families other countries have people who are just not good human beings but no other country has the gun violence that we have in this country and and you know we may never get a handle on it but we certainly shouldn't

[04:19:58] stop saying their names and talking about it and so um I know you probably have been criticized for doing it every meeting I admire you for doing it every meeting do not stop doing that um I do want to just put a little more a little more flavor around what happened in COG because what I talked about before was just a fact so for a very long time when discussions of funding have come up I have asked many, many, many, many times, why aren't we talking to the federal government more?

[04:20:31] And I always get a yes, but answer. Well, we could, but they're not going to do it. We could, but we don't want to lose the PREA fund and take a possibility of that. We could, but, I mean, there's always a yes, but answer. So when we started going around the table in COG, I said exactly that. I said, you know, there's two people, Mr. Mayor Snyder and I, who talk about the fact that the federal government is not ponying up enough money.

[04:20:53] And it was like uncorking this huge discussion. And I was so glad that Mr. Clark was there because I don't think he's ever heard anybody say that but me or Mr. Snyder. And no kidding, I think every single locality in COG said, oh, my gosh, yes, and gave a lot of different reasons why they hadn't before but why we should now.

[04:21:19] So then the ideal came of, well, maybe some kind of work group or task force that gets together, not so much of elected officials, but people who are money people. And Mr. Turner, I actually believe we should be talking about the federal government pushing more money in there before we start talking about the locality, any localities.

[04:21:45] And so I was so, for the first time, so gratified and pleased when I think it was Christian Dorsey that might have said that the ridership in Metro, one-third of it is the federal government workforce, and they had talked about the fixed cost.

[04:22:02] And a lot of things I hadn't even thought about, you know, when we have big festivals, inaugurations, all those types of things, how it's really, really important for Metro to be working. And so I think finally it might not happen all at once, but that's the baseball analogies of it will be a two-header instead of a home run.

[04:22:22] Is that the right term? Okay, something, something, something. Some two people are one people instead of a home run. But it at least was the first time we actually said, okay, we need to work on the federal government not doing this piece.

[04:22:40] The second thing of the Metro conversation was that it's a really hard funding mechanism to understand because there are four entities who are funding, well, actually, that's not true. There's the federal government, there's Maryland, there's D.C., and then there's this weird funding mechanism in Northern Virginia where it's just by locality.

[04:23:02] And let me say this again, if if if the if northern Virginia is the economic economic center and engine of the train that is the Commonwealth of Virginia and Metro is important to northern Virginia, then Virginia should have some stake in what's happening in Metro, not just northern Virginia.

[04:23:25] And, you know, if I need to start beating that drum, I'll start beating that drum, too. And thirdly, I am really not happy with this continual bashing of the workers as if they are the entire problem. Metro has not been, I don't know when it's been last solvent, if ever, but you don't have a system that is \$750 million in debt year over year, year over year over year, just from the workers.

[04:23:53] Something has been happening that shouldn't have been happening, and something that should have been happening is not happening. And we, Metro, it's too important to our region to let it go under. We've got to figure Metro out. That is all I have. Thank you very much.

[04:24:09] Okay, we have our next item, which is also our last item, action item. Is that right? Is, so, Mr. Turner has asked to, is it a reconsideration?

[04:24:35] It's not a reconsideration that no new absence in addition to the agenda because it's, I'm sorry, the what? Oh, yeah, I'm not there yet. I'm trying to explain it. So it's the discussion on the establishment of the new section of the Cullivergian for Loudoun County as it pertains to the Washington Metropolitan Area Transit Authority.

[04:24:57] And there's an issue he'd like to discuss, and we will see where we come down on that discussion after we ask some questions, but it's in addition to the agenda from Mr. Turner. Mr. Turner, can you very succinctly describe why you want to bring this back and then make a motion, and we can discuss it within the motion?

[04:25:16] I was just going to make the motion. Well, you should probably describe the motion while you're making the motion before you make the motion. Okay, if you remember the last meeting when we passed the ordinance, or not the last meeting, the meeting when we passed the ordinance, it was Supervisor Sains' motion, and I proposed a friendly motion to make the fines prepayable.

[04:25:35] I said, can I add the word prepayable? He was amenable to that. And I think generally all of us thought if it's a \$50 fine for jump on a turnstile, you make the fine prepayable, and that way they pay the fine, they've gotten their warning, and they move on. Well, we did some research, and Virginia Code states that if you prepay a fine, you're admitting to guilt for an unclassified misdemeanor.

[04:26:00] And that becomes a criminal record that stays with you. And the first time you have an opportunity, you can't expunge it, you can seal it, but you can't do that until seven years is up, and then you must petition the court to seal your record.

[04:26:17] And you have to have a clean, completely clean record for that seven-year period if you're going to submit before you can submit that petition. And so my thought process when I added prepayable was it's a warning sign, you pay your \$50, and now you've been warned, when in fact it's creating potentially a permanent criminal record for this person who did this crime for \$50. And so my motion really is to amend the ordinance that we passed and remove the term prepayable from that paragraph

[04:26:55] in the ordinance that we passed so it's not prepayable anymore. I have discussed this with Chair Randall. I've discussed it at length with staff. There have been some comments about some options that we have I can talk about into the motion, but I am really, once we all understand exactly what the implications are of including we're prepayable in the fines, in the offenses, and then we can vote it up or down however we want to do, however we want to proceed, but that's what the motion is to make sure we all understand that prepayable has pretty serious consequences. Okay, would you like to make the motion? Yes, ma'am. My motion is I move that the

[04:27:34] Board of Supervisors direct staff to advertise for the September 13, 2023 public hearing a proposed amendment to paragraph 656.04, Parins A, of the codified ordinances of Loudoun County, Chapter 656, quote, conduct in the Washington metropolitan area transit authority facilities and vehicles, unquote, as adopted at the 7-12-23 Board of Supervisors' public hearing, the proposed amendment being the removal of the term prepayable.

[04:28:02] Oh, oh, that was the motion? You're going to move the term prepayable? Correct. Oh, okay, I'm going to second this because I want to have the discussion.

[04:28:19] I won't vote for this, but I want to have the discussion and maybe bring a friendlier member or another motion. How's that sound? That's fine. Okay, all right. So I'll second it so we can have the discussion. Would you like to open it? And then I'll need to ask Mr. Rogers a question. Yeah, I've explained the situation.

[04:28:36] I think if you have a single mom who's in a hurry and pushes through a turnstile with her kids and gets stopped, and someone in the court system is simply going to say, look, it's \$50. Pay your \$50 and

be done with it. She'll pay her \$50 and will not realize the long-term repercussions.

[04:28:54] So that concerns me. An alternative is, if we can assure that in prepaying that fine, she is forced to sign a document or is given a document that says, you understand you are pleading guilty to an unclassified misdemeanor and you will not be able to petition to seal this record for seven years, and she signs that, well, then at least they know that.

[04:29:17] So that is one option. Alternatively, you can remove the term prepayable. If you remove the term prepayable, then they enter the court system in however benign that can be. It could be you go to court and the judge dismisses the charges, you have no record.

[04:29:35] It could be a warning by any point in that process, and they let you go and you have no record. It's not the default that you create a criminal record of an unclassified misdemeanor right off the bat with the prepayable fine. There are arguments on both sides.

[04:29:50] I'm amenable to a number of arguments. Right now, I come down in the position of, I don't want someone who is in a hurry and wants to just pay their \$50 and be gone to inadvertently set themselves up with a long-term criminal record. Therefore, if we remove the term prepayable, they're going to have to come to court.

[04:30:06] That's kind of punitive in and of itself, but there's a whole lot of discretion for the court system to say, okay, now you know we're serious, don't do it again. And they walk out and they don't have a criminal record. So that's my thinking. So I see lots of lights. And before we get there, because I might be able to do this without, let me ask Mr. Rogers. Mr.

[04:30:22] Rogers, is it possible for someone, if we left the prepayable option in, as an option, it doesn't have to happen, but as an option, is it possible to ensure, legally possible, to ensure that someone knows what they are doing when they say prepayable?

[04:30:49] Is it possible that we can say, you say prepayable, this policy is handed to you, and you need to know that now you have pled guilty and you have this misdemeanor criminal record for life. Can that happen at the prepayable moment?

[04:31:07] Mr. Sproul is here as well, but what I will say is that, yes, when you prepay, it indicates that that means it's an admission of guilt. I understand that, which is why I'm asking you that question. His issue is not that. His issue is now they have a parental record for the rest of their lives.

[04:31:24] I'm asking, is it possible to let someone know that this is what prepaying means to them if they go on and prepay? I'm going to let Mr. Sproul answer that, but as we looked at this, it just addresses the item of guilt. Chair, that wouldn't be possible from the county's perspective.

[04:31:43] What happens when the fine becomes prepayable? it's administered by the executive secretary of the Supreme Court of Virginia. So it's actually paid through the state system. It's not paid through the county system. I haven't had to prepay anything, fortunately, so I don't know exactly what it says. I've reached out to the executive secretary and I'm waiting to hear back from them on that. But there's nothing outside of of advising somebody as their attorney or in person.

[04:32:21] I don't know how that would happen. It couldn't be done at the county's level. So I guess I'm asking, if a person's paying it prepayable, do they know that this is on the record? Do they know that? I

couldn't answer for the individual, but there are things to say you are, by paying this fine, you are admitting that you are guilty of the offense.

[04:32:42] I don't know the rest of the verbiage. OK. But there's nothing that goes into any length about whether or not it's expungible or how long it will be on your record. Thank you. All right, Mr. Letourneau. Yeah, I think we're overthinking this.

[04:32:58] When you pay a fine for anything, you're admitting guilt to it. I mean, if you're in a traffic accident, and I realize that's not part of the criminal code, but if you're in a traffic accident and you end up and they cite you for following too closely or whatever, and you're at fault, and you pay that fine, you are then admitting that you are responsible for that accident, and that will stay on your driving record forever, and your insurance rates are going to go up and all that stuff. Or you can choose to contest it, which is still an option here. You don't have to prepay it. You could choose to contest it. We're talking about the method of payment if you're going to pay the fine here. And so I don't think the answer is to make people have

[04:33:38] to go to court in order to pay the fine. If they were receiving a citation for this offense, quite frankly, if they think they did it, they did it. And, you know, they may just want to dispense with it, understanding the implication. I also think these kinds of crimes are, frankly, all over the code and lots of people have these offenses and it doesn't prevent them from moving forward in life. It's not, this is not a felony type of conviction that is a concern or a security clearance or anything like that as long as you're straightforward about it you know there's there's

[04:34:14] employers out there all the time that deal with this kind of thing and including the county so i think we're making this a bigger deal than it is um of course in the hypothetical that supervisor turns set up i don't think that individual is going to receive a ticket in the first place because that's just not how mtpd police is but putting that aside um i'd certainly entertain a discussion about exactly what the verbiage is and whether there's anything we can do to make sure people understand but I don't think removing prepayment as the option is a good idea because you're forcing everybody into into a court process at that point and that has significant impacts on them you know

[04:34:52] beyond just having to pay the fine so I would not be supportive of the motion as it was me okay mr. Kirshner thank you madam chair yes I agree with mr. letourne on the sense we're way way overthinking this so the first the first question I think we need to ask is, does this affect in any way the end user? I've been doing criminal law for 15, going on 20 years now, and I've never seen, even for the most part, even misdemeanors, unless they're crimes of moral turpitude, ever impact anybody's ability to get

[04:35:25] jobs, anybody's ability to get security clearances, as long as they're honest, etc. So I don't think this really has a significant impact. The second thing I would note is I've looked at literally thousands of criminal histories and the only class four misdemeanors for the most part and Mr. Sproul can correct me if I'm wrong because I know he's done this work before that I generally see on there are drunken publics and that's a class four so these lower things oftentimes may not even show up on the criminal history. That's correct class three and class four and then unclassified misdemeanors that don't carry jail time aren't reported to the right Commonwealth's

[04:36:05] criminal records exchange. So if someone ran a background check on you, what they would find is what's listed in the general district court. And that pretty much goes away after 10 years, unless it's captured in some other spider web type of thing. So I don't think it's really good. I mean, if you're running, you go to work for the FBI and they pull your, they pull everything, they're going to see it. I just don't see

that really having a huge impact on people. So, I mean, I don't really care either way. I just think it would probably be a little bit of an inconvenience for folks when they just want to prepay it. There's a lot of prepayable stuff that are considered low-end, non-jailable misdemeanors in the criminal code, and so I think it's probably fine the way it is, but I

[04:36:43] understand the concern that Mr. Turner has, and I don't fault him for bringing him forward for discussion. Okay, Ms. Brixman. Thank you, Madam Chair. I don't think I'm going to support the motion, especially with what you just said about unclassified misdemeanors and what my colleagues have said about the impact an unclassified misdemeanor might have on somebody's ability to get a job or get clearance but i mean i've had to prepay tickets fairly recently a ticket fairly and it and it says it my chief of staff's like don't say that no

[04:37:23] i i mean it says right there on it like it says right there on the piece of paper that you get in the mail that if you prepay this, you are admitting guilt and it will be an XX misdemeanor and, and, and. And I don't want to force people or drag people into court. Of course, they must have the option. I mean, we are the United States of America. You have to have your day in court if you want it. But if you pay the fine, then it's on your record. But I think people

[04:38:01] reading it and writing the check or putting their credit card in there are going to understand the consequences. I can't imagine any prepayable ticket or letter coming from the state of Virginia. Mine happened to be from the state of Maryland, I think. But coming from a state that doesn't say you're admitting to an unclassified misdemeanor and yada, yada, yada. They all say that. So I don't think it's needed. And I'm not going to support the motion and as a single mom i would rather pay 50 bucks than go go to the courthouse

[04:38:33] thank you mr buffington thank you madam chair in these situations the person uh who has to decide how they're going to handle this would have received a notice of infraction or ticket we call it no i um in dc right so what do they get here some something from the officer that says here's ticket yes it'd be a virginia uniform summons okay and so that's that's what they have once they've committed this crime that we've already made the lowest possible crime possible uh the

[04:39:11] lowest level of misdemeanor there pretty much is um so they're going to look at that and that tells them their options right and one of them it would be prepay and then when it and as part of that it tells them that doing this is an admission of guilt. And if you do this, then you don't have to go to court for the thing. Yes. And so we're going to remove that option if this passes. Is that right? Yes. This, this would remove the ability to prepay these offenses. Yeah. You

[04:39:46] would have to go to court. I feel like that would be a negative thing for the quality of life of these folks. I mean, I, I'm either way on this. If you remove that option, fine, but I'm not going to support it um i think that people are that's how they're going to figure out whether they're going to prepay it or not that's how they're going to figure out what their options are looking at that summons and it says right there on the summons that this is an admission of guilt and it just seems that the summons explains everything to me so why remove that option from them and now

[04:40:23] if we remove it then they're going to have to take a day off work hopefully they have a job i know a lot of them don't, but they would have to, even if they don't have a job and have to take a day off of work to go to court, even if they don't have a job now, they still have to get to court. Probably don't have a car. How am I going to get to court? Who knows what else they have going on? Now they miss court, and

that could be an issue. So I don't think this is a good idea. I think it's better to let them have all their options written on the summons, let them read those options and decide

[04:40:57] what they want to do. This is more options for the people. Thank you. Okay, Mr. Sainz. Thank you, Madam Chair. Yeah, I have to actually agree with Supervisor Buffington and his comments. I understand what Supervisor Turner is trying to do. I applaud him for his efforts, but to me, it's better to have options than taking away options. Yes, again, if you get a summons, it says it right on there. If it's prepayable, if you pay the fine, you're admitting guilt, it goes on your record, there are ways to get things removed or hidden on your record, the offenders would have to go through that

[04:41:36] process, or they don't want to prepay it, then they have the option to take the day off of work, come from, if you're living in D.C., Maryland, or wherever, come to Loudoun County, go to court, have your day in court, leave your case, maybe the judge might throw it out, maybe the judge says, nope, do the guilty fee, give you a guilty verdict and have you still pay the fine.

[04:42:01] But I think giving people the option, so either having it prepayable or having them come to court, but I think we need to leave it there. I'll even use myself as an example. It's no hidden secret in my past. I've had some charges on my record. Those charges are definitely more serious than jumping a turnstile.

[04:42:21] The charges on my record did not prevent me not one bit of getting jobs at very reputable companies here in Northern Virginia. I even had, at one point, a public trust clearance. Didn't prevent me from getting the public trust clearance either. Yes, I had to answer questions and tell the details of the story of what happened in my past, but it did not prevent me from getting the public trust.

[04:42:43] So I fully feel that if I can get public trust and get job opportunities, that folks will, if this happens and they decide to prepay it, they will have no new issues getting opportunities either in the workforce, in my personal opinion, but I feel we should keep this as an option, but I would suggest to Mr. Turner that we remove this motion and make another motion to give staff direction to verify what all the language says, if it's prepayable, and then bring it back, and then if it's not what we're all saying here about walking you through the steps and explaining

[04:43:22] everything, then we can take action from there, but that'll be my suggestion. And I may make that suggestion, too. When I was 18 years old, I was driving in Denver, Colorado without a license.

[04:43:39] I got pulled over. Stuff happened. And the cop took me home, which, truthfully, I would rather he had locked me up and take me back to my mother's house, drive without a license. He would have done me better if he just put me in jail.

[04:43:57] But he took me home and told me, this is nothing. Here, you take care of her. Last cycle, election cycle, when Mr. Whitbeck was looking, did an OR on me, he found that. He found that. It happened in Denver, Colorado, when I was 18 years old, and he found it.

[04:44:15] Do not tell me things don't last on records, because they do. And my campaign manager said, explain this to me. So I did. And he said to me, you should tell that story. That works really good for you, actually, more better. I was 18 years old talking about a license in Denver, Colorado, and my opponent doing DOR on me found it.

[04:44:35] That's probably the extent of what you're going to find in my DOR. But don't tell me you can't find things because you absolutely can. I also think we're being a little too blasé about people's lives here, like that's not going to happen, that's not going to happen. We had a guy in Loudoun County, in our county, who was paying hundreds of thousands of dollars he didn't have to pay because he didn't know how to read the statements from us about his tax statements that we were sending to him every year.

[04:45:01] He couldn't read it, and so he was just paying it until he couldn't pay it anymore. So we are assuming that everyone who gets this stuff has the ability to read, the ability to read English and all these things. That's not true. We are putting who we are on everybody else, and we shouldn't do that.

[04:45:17] We really should never do that. I also want to say one thing else I learned at COG is that most of the people who are fare evasion is not people who are riding trains. People who are getting on buses, not paying the fare in the buses right into the back and sitting down.

[04:45:33] So I just think we've been a little too blasé about what people know, what people can read, what people will understand people's lives. And I don't think we should be that blasé. Having said that, I don't like taking away the only option they have. But I am concerned that they fully understand that option.

[04:45:51] So while I don't think taking away the option is correct, I do think for staff to go research what they receive, as Mr. Sains has said, when they are about to sign something, is it little tiny letters on the bottom?

[04:46:07] Is it, you know, the things you don't, is it wide up top so people understand it? I'd like to see what people get when they're about to prepay something so that they know what they're doing. I won't take away their option, but I want them to really have an option. Because that same lady who doesn't want to come back to court because she can't find a car is that same lady who sends some money in and not know that she now has a record for the rest of her life.

[04:46:31] So I would like to know what's there and how does it look. So I won't support this, but I may make another motion or have another motion made. Mr. Turner, would you like to close? Thank you, Madam Chair. Well, this is obviously going to go down. Let me clear up one real big misconception.

[04:46:47] If you remember the discussion with the sheriff's deputies that were here last time, they made the distinction. They said that in traffic citations, there is a whole realm of citations underneath a misdemeanor that are only traffic citations. They don't rise to the level of misdemeanor.

[04:47:04] So if you get a speeding ticket and you pay the ticket, you're pleading to a speeding ticket. You're not pleading guilty to a misdemeanor. You're getting a speeding ticket. It's a whole different classification. This is a misdemeanor. You're pleading guilty and establishing a criminal record that is wholly different than prepaying a traffic ticket, just so we're clear on that.

[04:47:24] That said, I'm comfortable with what everybody said here, and I understand that, and I'm happy that the motion went down. I would have liked to have seen it passed, although I've been persuaded by a lot of the arguments. Would you like to withdraw the motion? No, I'm not going to withdraw the motion. Let it go down. If you want to make a motion to clarify or have staff research what the statement says, then I'm sure feel free to do that.

[04:47:43] Okay, that's fair. I appreciate the discussion. It was enlightening, and I'm glad I did it. So that's all I have. Thank you. Okay, thank you. All in favor, Mr. Turner made the motion, and I second the motion.

All in favor, say aye. Opposed. Okay, that motion will fail, 1 to 9, with Mr. Turner voting for the motion.

[04:48:04] Let me try to make this motion on the fly. I move the staff research what a person who is going to get, who was pleading guilty to fair evasion will receive to let them know what their consequence is and bring that back to this board for further discussion.

[04:48:27] Pre-payable, yes, yes. Does that make sense? Did that make sense? No, that did not make sense. Yes, that makes sense. I understand what you're looking for. Okay, that's my motion. All right, I don't want to take away the option.

[04:48:44] I do, but I also want to make sure that the people, the person who is doing this actually knows they have an option. And if you just get something that says, would you like to prepay this, and down the little bottom it has a little work, that doesn't really help.

[04:49:01] And so I'd like to know what it is, how it looks, and what we're doing. I will also repeat what I keep saying. We put everything into the criminal justice system, and while I don't have an answer, it is frustrating that everything goes into the criminal justice system at all times. I think, and I'm not completely correct about this, I think that we also should probably have a discussion with people who are working at the air, for the airlines, because a lot of the, most of the fare evasion is on buses, but the fare evasion on trains, a lot of them are airline employees.

[04:49:39] I don't want to say, I don't want to say, I don't know if they're NY employees. They may be, they may be a Delta airline employees, NY employees. No, their contract, okay, yeah, yeah, so I want to make that, but anyway, I want to know what they're actually looking at, and I don't want us to make assumptions that everyone can read it, and everyone knows what it means, and everyone knows what that legal code means.

[04:50:00] That is not assumptions we should make, people, and I also know this, if somebody's already on probation, and they get even this, it could reverse their probation, that I know for sure, so if you're sitting on six years of backup time, and you jump a turnstile or get in the bus, and you this goes back to your PO you can lose you can get put back in jail for that entire time you were out this is not that is this it's not I don't think we're overthinking this I think we if there's something we should be thinking deeply about it is absolutely this so I disagree that we're overthinking it and I just want to see what comes back to us but I don't want to take away

[04:50:38] options Mr. Letourneau okay Madam Chair before can I get clarification on the motion sure this is something that we could report back to the board by memo in writing or we could bring it back as an information item may not be enough fully for an information item so I have no trouble with you bringing this back to me in a memo if I need to bring it back for something more based on what the memo says it says I'm happy to do that but you can certainly bring it back to a memo for me there's no going to get the information that's fine with me thank you thank you Mr. Letourneau I gotta correct a few things before we start getting angry airline uh employees writing us so

[04:51:14] the fare evasion rate on rail is 13%. So of all the rail trips that are taken, 13% of those are people who did not pay. The fare evasion rate on bus is much higher than that. It's probably between 40 and 60%. So it is true to say it happens more on bus. However, the fare box recovery on bus is so little that the amount of revenue lost from bus fare evasion is actually less than rail, because rail fare evasion costs the system a lot more money.

[04:51:45] Also, if you look about the fare system, if you are fare evading in Loudoun County, you're probably fare evading the entire distance down to the core, which is a \$6 ride. So that's a significant amount of money. So I gave you all the statistics.

[04:52:01] So far, entry, exits, there were 21,000 cases of fare evasion just in the three Loudoun stations. So if you just do some simple math on that, that's a lot of money. That's over a million dollars lost to the system we are doing far greater good for every element of society by having a functioning transit system that is adequately funded you know then going after some people for fare evasion because they are really contributing to the degradation of the system and our inability to provide the service to the people who need it regarding the airport station so the data showed that of the three loudest stations duldest airport did have the most

[04:52:37] fair evasion, and it's probably reasonable to speculate that those may be employees, which is why MWA police did want to and will, now that we've passed an ordinance, begin enforcing this. But more than anything, this is a deterrent so that people don't do it.

[04:52:54] Once they know you can't do it, especially if you're going to the same station every day, they're going to stop doing it. So that's the most important thing here. I mean, the goal is not to write these tickets. It's just to have it not happen in the first place. And then finally, on the point about the criminal records, I just want to be really clear what I was saying anyway.

[04:53:11] It wasn't that you can't find it, and I think several others made this point. It's that it doesn't impact your ability on employment and things like that. And we heard some pretty, I think, clear examples of that. I wouldn't want anybody to be severely impacted by this particular infraction.

[04:53:30] Now, some of the other ones in our code are much more serious, and that's a totally different discussion. So I think the easiest thing, all we need to do, I think, is just provide what the uniform summons says and then what the payment method is, and that is pretty easy to find.

[04:53:45] And I think also, I don't know if the other jurisdictions offer the prepayment option or not that have similar language, but as part of that memo, it probably makes sense just to note if this is also something that happens in Fairfax and Arlington and Alexandria on the same infractions.

[04:54:03] Okay, thank you. Mr. Kirshner. Thank you, Madam Chair. A couple of things just for context and what we're doing here. If you evade a toll on the toll road, your first offense is \$50, your second is \$100, your third is \$250, and your fourth or subsequent are \$500 fines for each evasion on the toll road.

[04:54:24] So this is pretty minor compared to all that. I'm just letting you go. And that's going through a toll. The second thing I would I would I would correct um madam chair is actually a speeding ticket can the speeding ticket will result in favor of good behavior when you're on probation I briefed a whole I made a whole argument on it and lost so um no but you said that you know if you do this it could if you're on probation you could end up getting all your time back well you could do that with a traffic ticket as well believe it or not so I do know that um so even if you got rid of the misdemeanor aspect of this could still be considered fairly good behavior.

[04:54:59] So I think usually probation officers and whatnot look at these matters from a, what are the severity before they would ever bring a probation violation. But again, those are all real practical calls. So I don't mind supporting the motion. Honestly, if you want to look at what it actually says, I think that's a reasonable request. Thank you. Mr. Glass. Thank you, Madam Chair.

[04:55:20] My question is, well, I had made the statement before about people walking with bare feet or someone consuming food or drinks so they could still get a ticket for doing, for walking, for being on the train with no shoes on? Would they be fined with that? Yes, that's one of the unclassified misdemeanors and they would receive a Virginia uniform summons for that. So that would be the same thing of them

[04:55:57] having to pay a fine for that yes ma'am okay i just find that one those two ridiculous um i wonder if if there's a way to i don't know to read to remove that i mean for someone to have a a coke but they i don't know i might be adding one here but yeah i am oh god just ask my thing It's gross.

[04:56:34] Okay. So the fare box recovery versus the rail recovery, are we talking about who's going to pay back what type of money? Are we talking about the violation itself? Because if we're doing this for the violation itself, then the recovery money should be part of the discussion.

[04:56:53] If we're doing it because we're talking about the financial health of the system, it's a different issue, and I wouldn't be doing this at all for that purpose because we shouldn't be doing that. So, you know, that's like saying, you know, if you shoplift this amount, then you're not going to get charged at all.

[04:57:12] And if you shoplift this amount, then that's your misdemeanor charge. That doesn't matter. We're not doing it for an amount. We're doing it because we want to stop this behavior, because actually it can be dangerous in many other ways, according to law enforcement. So I don't quite understand why that argument was pertinent and disagree that it might have been.

[04:57:31] I do just want to see what it actually says. That's all. And then if it comes up in memo, cool. We can find out what we want to do with it after we see the memo. That's also just fine. So thank you, sir. All in favor, please say aye. Opposed?

[04:57:48] That motion will pass 9-0. All right. Eight of us are going back to closed session. You're out. Mr. Sainz, does anyone need a break before you go to closed session? Mr. Sainz, would you please read us into closed session?

[04:58:05] All right, we're going to close session one. I move that the Board of Supervisors recess this public meeting and enter into closed session pursuant to section 2.2-3711A3A7 for consultation with legal counsel and staff regarding potential settlement of probable litigation concerning the ground lease with D.C. Sports Facilities Entertainment LLC and proposed amendment of such lease where discussion in open session would adversely affect the Board's negotiating litigation posture. Closed session number two, I move that the Board of Supervisors recess this public meaning and enter into closed session pursuant to section 2.2-3711 of the code of virginia to

[04:58:41] consider acquisition disposition of parcels parcel parcels of property within the 2011 and 2022 election algonquin election district motion made second by mr bixman discussion on the motion

[04:58:54] i'm pleased to say aye any opposed that motion class 801 with mr buffington off the dais we are

[05:56:48] back i'm out of closed session mr sands will you read us out of closed session sure i can i move 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 former action was taken in closed session and further move that the resolution certifying the closed session be adopted and reflected in the minutes of this public meeting motion made and second by supervisor glass that's just the glass glass on people please say

aye aye any opposed that motion will pass 801 which you all affirm mr letourneau affirm affirm affirm affirm affirm affirm and i affirm as well mr kirschner do

[05:57:25] do you have a motion? I do, Madam Chair. I move the Board of Supervisors approve a fourth lease amendment with DC Sports Facilities Entertainment LLC to accept the team fields and public fields constructed by tenant in their as-built condition, subject to any necessary remedial action, and punchless items identified by staff during inspections and subject to tenant's contribution of \$500,000 towards improvement of an existing field with Boland Park. I further move that the Board of Supervisors authorize the county administrator or his designee to execute such amendment in form approved by the county

[05:58:02] attorney or his designee. Motion made. Seconded by Supervisor Umstadt. Discussion on the motion. Mr. Kirshner. No discussion. Anybody else? Seeing none. All in favor, please say aye. Aye. Any opposed? That motion will pass 801. Supervisors, before we adjourn for this meeting that is the meeting before our break, we will have the public hearing on the zoning ordinance on the 26th.

[05:58:33] I know four people won't be able, no, three people won't be able to make that meeting. I think it's three won't be able to make that meeting. Mr. Turner, you're going to be joining us virtually. It is my intention, after staff gives their presentation and we ask staff questions before the public speaks, to allow each supervisor up to three minutes to just have comments about what they might want to comment about on the zoning ordinance.

[05:59:01] And if you are someone who's not going to be here before our first work session, you can do it at that time. Because I know that, you know, there's a lot of things have happened. There's been a lot of swirling around, and people may want to have just a statement that they want to make before we kind of dive in, and that the public hearing is kind of the start of our process.

[05:59:24] I also want to say to you all what I said in the email, which is one of the things we're going to do is approve the calendar. And I realize what a tight calendar it is, and I definitely realize what a tight calendar it is during this time of this year in office.

[05:59:44] I totally get it. But I told you my reasons that I wanted to get this thing done as much as we can this year. It may be that parts of it may have to go to a CPAM, but I'd like to get as much of it done as I can.

[05:59:59] Having said that, we are realistic up here, and we're going to just see how much we can do and not have to pass on to another board. I think that might be everything I want to say about the zoning ordinance. That is, everybody have a good evening.

[06:00:15] We are adjourned.

