



**HERNDON TOWN COUNCIL
Meeting Minutes
Tuesday, April 25, 2023**

The Town Council met in regular session on Tuesday, April 25, 2023, at 7:00 p.m. in the Herndon Council Chambers Building, 765 Lynn Street, Herndon, Virginia. In attendance were: Mayor Sheila Olem, Vice Mayor Clark Hedrick, and Councilmembers Naila Alam, Cesar del Aguila, Pradip Dhakal, Keven LeBlanc, and Donielle M. Scherff.

Councilmember Alam left the Town Council meeting at 9:23 p.m.

Staff present during the meeting: William H. Ashton II, Town Manager; Lesa Yeatts, Town Attorney; Kirstyn Barr Jovanovich, Town Clerk; Chief of Police, Maggie DeBoard; Cindy Roeder, Director of Parks and Recreation; Marjorie Sloan, Director of Finance; Scott Robinson, Director of Public Works; Mike Mueller, Golf Course Manager; Anne Curtis, Chief Communications Officer; Dennis Holste, Economic Development Manager; Maria Lee, Budget Manager; Dave Bracamonte, Systems Manager; and Margie Tacci, Deputy Town Clerk.

1. CALL TO ORDER

Mayor Olem called the April 25, 2023, Town Council meeting to order at 7:00 p.m.

2. PLEDGE OF ALLEGIANCE

Mayor Olem led the to the Pledge of Allegiance to the Flag of the United States of America.

Determination of a Quorum

Mayor Olem determined there was a quorum, with all members present.

Amend the Agenda

Councilmember Dhakal asked for Council's concurrence to remove Resolution 23-G-32 to award and disburse funds to charitable or non-profit organizations for Fiscal Year 2023 for the Town of Herndon from the Consent Agenda for separate consideration and action as a General Item at the appropriate time later in the meeting, and that the agenda be so amended.

With Council's concurrence, Mayor Olem stated that the agenda is amended to remove Resolution 23-G-32 listed as item (c) under the Consent Agenda; add #6, General, to the agenda; making Resolution 23-G-32 item (a) under #6 General. The Consent Agenda will therefore be #7 on the agenda to reflect these changes.

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Mayor Olem reminded members of the audience that if they want to comment on Resolution 23-G-32, they may come forward during the “Comments from the Audience” portion of the agenda.

Mayor Announcements

Mayor Olem discussed several upcoming events hosted by the Town, which are: (1) the Town’s annual Spring Clean-Up from April 26 to 28, 2023, on each residents’ trash day, (2) Earth-Day Arbor Day tree planting celebration on Friday, April 28, 2023, where Mayor Olem will read a Mayoral Proclamation and celebrate the 34 years the Town has been named a “Tree City USA,” (3) Big Truck Day on Friday, May 5, 2023, and (4) Bike to Work Day on Friday, May 19, 2023. She stated that information about these events is posted on the Town’s website.

Additionally, Mayor Olem stated that there are two upcoming community events, which are: (1) Independent Bookstore Celebration at “A Thousand Stories” on Saturday, April 29, 2023, where community members including Mayor Olem are reading books to children, and (2) the annual Art and Native Plants Sale hosted by the Friends of Runnymede Park and Arts Herndon at ArtSpace Herndon on Saturday, May 6, 2023.

Mayor Olem reminded those participating to follow the Town’s meeting guidelines that are displayed in the Council Chambers.

3. PRESENTATIONS/REPORTS/COMMENTS

a. Proclamation to Recognize Nepalese American Heritage Day

Mayor Olem recognized Councilmember Dhakal to read the Proclamation to Recognize Nepalese American Heritage Day into the record.

b. Town Manager Report

William H. Ashton II, Town Manager stated that he did not have any updates on the downtown to report at that time. He provided updates on several projects: (1) Van Buren Complete Streets, (2) Trails to Metro from Van Buren Street, and (3) Phase One of the Sugarland Run Stream Restoration, which are all nearing or at completion.

c. Councilmember Comments

Councilmember Scherff: thanked Mr. Ashton for advising that there was not an update on the downtown at that time.

Councilmember Scherff stated that she and Councilmember Dhakal met with Town staff, including the Chief of Police, to discuss distracted driving and speeding, especially on Spring Street to address citizen’s concerns. She is going to continue to provide updates on these matters and thanked staff for painting road lines on Spring Street.

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Councilmember Alam: shared that several residents have complimented the beautiful flowers blooming in Herndon.

Councilmember LeBlanc: thanked Councilmember Dhakal for reading the proclamation recognizing Nepalese American Heritage Day.

Councilmember del Aguila: echoed his Councilmember LeBlanc's comments on the Proclamation to Recognize Nepalese American Heritage Day. He welcomed those in attendance for the proclamation, along with all members of the community.

Councilmember del Aguila provided a summary of the recent Pedestrian and Bicycle Advisory Committee (PBAC), a group of which he is chair. He stated that there was discussion about traffic calming on Spring Street. He stated that PBAC made several recommendations that he is going to provide to the Council. He stated that the Council is committed to pedestrian and bicycle safety.

Councilmember Dhakal: stated that he was honored to read the Proclamation to Recognize Nepalese American Heritage Day. He stated that he is fortunate to be a member of the Nepalese community and thanked those that attended the meeting this evening.

Councilmember Dhakal provided an overview of a memorandum from the Herndon Diversity, Equity, and Inclusion Committee (HDEIC) meeting, a group of which he is chair. He said the Committee provided several recommendations for Council, including: (1) establishing an HDEIC awards program, (2) adding diversity and inclusion components to the Town's Business Survey, (3) asking the Town Council to direct appropriate staff to plan a skating event for the Town's youth, and (4) considering women's only hours at the Herndon Community Center. Councilmember Dhakal stated, for the record, that the HDEIC supports a Juneteenth event initiative.

Councilmember Dhakal stated that he and HDEIC Vice Chair Soma Ramesh met with one of the Directors of the Fairfax County Public School system to discuss Herndon High School's career and technical courses. They are looking at ways the Town can partner with the middle and high school students to provide employment information and job opportunities.

Vice Mayor Hedrick: expressed excitement over seeing many individuals attending the meeting that evening, whether they were there for the recognition of Nepalese American Heritage Day, or to comment on other agenda items.

Mayor Olem: thanked Councilmember Dhakal for reading the proclamation to recognize Nepalese American Heritage Day and all those who are attending the meeting that evening.

Mayor Olem reviewed several events she recently attended, which are: (1) Healthworks Dental Clinic Grand Opening on Wednesday, April 12, 2023, (2) the annual Mayor's Volunteer Reception on Sunday, April 16, 2023, and (3) Metro Monday on April 24, 2023,

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where Director of Community Development Lisa Gilleran spoke about the recent Transit Related Growth (TRG) survey.

Mayor Olem congratulated the award winners from the Mayor's Volunteer Reception: Janet Hulme, who received a special recognition for her many years of service to the community; Distinguished Corporate Volunteers: GAM Graphics and Marketing and BTI360; and Distinguished Service Award Winners: Betty and Bill Arey, George Price, and Elysa Hersch Birman.

Comments and Disclosures for the Record

Mayor Olem asked Margie Tacci, Deputy Town Clerk, if she received comments for the record or Transactional Disclosure Declarations from Council. Ms. Tacci stated that comments were provided to the Town Council and entered into the record on the proposed FY 2024 budget items, and on Resolution 23-G-32 to award and disburse funds to charitable or non-profit organizations for Fiscal Year 2023 for the Town of Herndon.

Ms. Tacci stated that for Resolution 23-G-32, which the Council had amended the agenda to move from the Consent Agenda for separate consideration as a General item, the following members of Council filed signed transactional disclosure declarations: Mayor Olem, Vice Mayor Hedrick, and Councilmembers Dhakal and Scherff. The statements indicate that these members may have been invited to attend events hosted by these organizations as guests, some of which may receive funds from the Town; or may have served as unpaid volunteers for various organizations in the community, some of which may receive funds from the Town. All indicated that they were able to participate in the discussions regarding donations to non-profit organizations fairly, objectively, and in the public interest.

Councilmember LeBlanc filed a statement that he is a member of the Board of Directors for Arts Herndon, and is a volunteer lead for several community organizations, including organizations that have applied for funds from the Town. He has indicated he is able to participate in the discussions regarding donations to nonprofit organizations fairly, objectively, and in the public interest.

Additionally, Councilmember Alam filed a statement that she has previously received grants from The Closet, an organization that has applied to receive funds from the Town. Although she believes that she is able to participate in the discussion and action on this transaction fairly, objectively, and in the public interest, she stated that she will recuse and disqualify herself from voting or participating in the discussions regarding donations to non-profit organizations.

All signed statements have been entered into the record with the Town Clerk and Town Attorney.

The Clerk did not receive additional comments or disclosures from Councilmembers on any other items listed on the agenda that evening.

4. COMMENTS FROM THE AUDIENCE

Mayor Olem reviewed the process and asked those who wanted to provide Comments from the Audience to come forward.

The following individuals provided comments:

- Mohan Uprety, resident of Herndon, on the Proclamation to Recognize Nepalese American Heritage Day on behalf of the Nepalese community.
- Gunaraj Luitel, resident of Sterling, on the Proclamation to Recognize Nepalese American Heritage Day on behalf of the Nepalese community and stated this is the 75th anniversary of diplomatic relations with Nepal.
- Stevan Porter, 905 Vine Street, on the Proclamation to Recognize Nepalese American Heritage Day, offering congratulations to Councilmember Dhakal and the Nepalese community. He also offered wishes to Councilmember Alam and the Muslim community on concluding the month of Ramadan.

Mr. Porter also commented on Resolution 23-G-32 to award and disburse funds to charitable or non-profit organizations for Fiscal Year 2023.

- Jasmine Faubert, resident of Reston and President of the Optimist Club of Herndon, on Resolution 23-G-32 to award and disburse funds to charitable or non-profit organizations for Fiscal Year 2023, and provided written comments for the record.
- Signe Friedrichs, 958 Tympani Court, on the Proclamation to Recognize Nepalese American Heritage Day and Resolution 23-G-32 to award and disburse funds to charitable or non-profit organizations for Fiscal Year 2023.
- Jay Hadlock, 515 Alabama Drive, on Resolution 23-G-32 to award and disburse funds to charitable or non-profit organizations for Fiscal Year 2023. Mr. Hadlock also invited those in attendance to the upcoming Native Plant sale on behalf of the Friends of Runnymede Park.
- Tomoko Azuma, 1370 Dominion Ridge Lane, Director of Development, NextStop Theatre, on Resolution 23-G-32 to award and disburse funds to charitable or non-profit organizations for Fiscal Year 2023.
- Jeff Neuman, Board Member of NextStop Theatre, on Resolution 23-G-32 to award and disburse funds to charitable or non-profit organizations for Fiscal Year 2023.
- Evan Hoffmann, 650 Spring Street, Producing Artistic Director of NextStop Theatre, on Resolution 23-G-32 to award and disburse funds to charitable or non-profit organizations for Fiscal Year 2023.

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- Andrew Snowwhite, 354 Woodgrove Court, on Resolution 23-G-32 to award and disburse funds to charitable or non-profit organizations for Fiscal Year 2023 on behalf of the Herndon High School All-Night Grad party.
- Ann Vayda, 631 Oak Street, on Resolution 23-G-32 to award and disburse funds to charitable or non-profit organizations for Fiscal Year 2023.
- Michael O'Reilly, 761 Monroe Street, Chair of Arts Herndon, thanked Councilmember Dhakal for the proclamation to recognize Nepalese American Heritage Day and commented on Resolution 23-G-32 to award and disburse funds to charitable or non-profit organizations for Fiscal Year 2023.
- Rebecca Borton, 1211 Bond Street, on Resolution 23-G-32 to award and disburse funds to charitable or non-profit organizations for Fiscal Year 2023.
- Eric Boll, 792 Grant Street, on Resolution 23-G-32 to award and disburse funds to charitable or non-profit organizations for Fiscal Year 2023.
- William Campenni, 1104 Iron Ridge Court, on Resolution 23-G-32 to award and disburse funds to charitable or non-profit organizations for Fiscal Year 2023.

5. **PUBLIC HEARINGS**

Proposed FY 2024 Annual Budget

- a. **Ordinance 23-O-09 to amend Chapter 74 (UTILITIES), Article II (Sewers and Sewage Disposal), Division 5 (Sanitary Sewer System Rates and Charges), Section 74-262 (Schedule of Rates); and Article III (Water), Division 2 (Service), Subdivision II (In-Town Service Charges), Section 74-326 (Schedule of Charges), to increase the service and usage charges for sanitary sewer and water, effective for meter readings taken on or after July 1, 2023**
- b. **Ordinance 23-O-10 to Levy Taxes on Real Estate and Manufactured Homes, and Other Subjects for the Fiscal Year 2024 Budget**
- c. **Resolution 23-G-28 to adopt a Fiscal Planning Resolution for the Fiscal Year 2024 Budget for the Town of Herndon**
- d. **Ordinance 23-O-11 to Appropriate Funds to implement the Fiscal Year 2024 Budget for the Town of Herndon, establishing the Pay Plan, and reserving on-going and Capital Funding for this Fiscal Year**

[Note: These items were continued from the April 11, 2023 public hearing]

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Certificates of Publication were filed from the Editor of the *Fairfax County Times Newspapers*, showing that notice of said public hearing items had been duly advertised in the March 24, March 31, and April 7, 2023 issues.

Mayor Olem resumed the four public hearings on the agenda, which had been opened and continued at the Council's meeting on April 11, 2023. She recognized Lesa Yeatts, Town Attorney to outline the voting requirements for next week's public hearing on the FY 2024 budget.

Ms. Yeatts stated that the first public hearing on the water and sewer rates is a separate public hearing, and action on the proposed ordinance requires a majority of the Council, which is four. A separate public hearing will be held on the proposed ordinance to levy the taxes, and action on the proposed ordinance requires a two-thirds vote of Council, which is five. The next two public hearings will be held concurrently, with separate action the Fiscal Planning Resolution, which requires a majority of those present and voting, which is four (if all members of Council were present). The Appropriation Ordinance requires a majority of the Town Council, which is four.

Mayor Olem recognized William H. Ashton II, Town Manager, for additional comments on the proposed FY 2024 Budget.

Mr. Ashton reviewed the development of the proposed budget, starting in January with the Council's Budget Guidance Resolution, continuing through to that evening. Mr. Ashton reviewed the following: (1) General Fund allocations that accounted for the Council's specific priorities, (2) increases to water and sewer commodity costs that led to proposed rate increases, (3) accounting for the costs of inflation, labor, and capital, and (4) Enterprise Funds (Water and Sewer, Golf Course, and Cemetery).

Mr. Ashton stated that while assessments have increased, there are no proposed tax increases. He thanked Director of Finance Marjorie Sloan, Budget Manager Maria Lee, the Town Council, and the Management Team for their hard work on the proposed budget.

There was brief discussion amongst Council and staff on the budget items, including (1) Enterprise Funds, focusing on the Water and Sewer Fund and proposed rate increases, and (2) lead and copper contamination audit, which was discussed at the Council's April 18, 2023 work session.

Mayor Olem indicated she would call the public hearings, which were continued from the April 11, 2023 Town Council meeting.

**Public Hearing on
Ordinance 23-O-09
Sewer and Water Charges**

The public hearing was held, and the following individual provided testimony:

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- Stevan Porter, 905 Vine Street, on the proposed water and sewer rate increases.

Seeing no further comments, Mayor Olem closed the public hearing and moved to Council level for discussion and action.

Councilmember LeBlanc moved approval of Ordinance 23-O-09 to amend Chapter 74 (UTILITIES), Article II (Sewers and Sewage Disposal), Division 5 (Sanitary Sewer System Rates and Charges), Section 74-262 (Schedule of Rates); and Article III (Water), Division 2 (Service), Subdivision II (In-Town Service Charges), Section 74-326 (Schedule of Charges), to increase the service and usage charges for sanitary sewer and water, effective for meter readings taken on or after July 1, 2023, as presented.

Motion seconded by Vice Mayor Hedrick.

There were brief comments from Council.

The question was called on the motion, which carried by unanimous roll call vote. The vote was: Councilmembers Alam, del Aguila, Dhakal, LeBlanc, Scherff, and Vice Mayor Hedrick and Mayor Olem voting “Aye.”

**Public Hearing on
Ordinance 23-O-10, Tax Levy**

Mayor Olem opened the public hearing, and the following individuals provided testimony:

- William Campenni, 1104 Iron Ridge Court, on reducing the real estate tax rate.
- Barry Clendenin, 520 Filmore Street, supplementing written comments he submitted for the record. He discussed reducing the real estate tax rate and how to offset that cost.
- Jay Hadlock, 515 Alabama Drive, on reducing the real estate tax rate by one-half cent and how to offset that cost.
- Steven Porter, 905 Vine Street, on reducing the real estate tax rate.
- Ann Vayda, 631 Oak Street, on reducing tax rates and on dissolving the Town to be absorbed by Fairfax County.

Seeing no further comments, Mayor Olem closed the public hearing and moved to Council level for discussion and action.

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**Motion (Substituted)
to Amend**

Vice Mayor Hedrick moved to amend Ordinance 23-O-10 to Levy Taxes on Real Estate and Manufactured Homes, and Other Subjects for the Fiscal Year 2024 Budget, to reduce the real estate tax rate from \$0.265 per \$100 of assessed value to \$0.26 per \$100 of assessed value.

Motion seconded by Councilmember LeBlanc.

There was discussion on the motion, including: (1) real estate tax assessment amounts, (2) impacts of the tax rates on residents, (3) impact of reducing the real estate tax rate on the budget, (4) how to cover the revenue loss that would be caused by reducing the real estate tax rate, (5) mayor and town council's salary amounts, (6) funding for Town Council initiatives, and (7) feasibility of a reduced real estate tax rate over time.

Councilmember Dhakal stated, for the record, that he thought reducing the mayor and town council's salaries could disproportionately affect those who could not afford to donate their time.

Councilmember Dhakal asked for clarification on the motion, and asked Vice Mayor Hedrick if he intended to cover the revenue gap caused by lowering the tax rate by: (1) reducing the funding for the Town Council initiatives, and (2) reducing the mayor and town council's salaries.

Vice Mayor Hedrick clarified that the amendment was only to reduce the real estate tax rate by one-half cent.

Mayor Olem stated that the Fiscal Planning Resolution and Appropriation Ordinance had to be matched to the real estate tax rate. Vice Mayor Hedrick agreed, stating that those two items will have to be amended to balance the budget, if this motion passed.

**Substitute Motion (Amended)
to Table**

Councilmember del Aguila made a Substitute Motion to table Ordinance 23-O-10 for further discussion at the Council's next work session and regular meeting.

Motion seconded by Councilmember Scherff.

There was discussion on the motion between Council, Mr. Ashton, and Ms. Yeatts.

Responding to Councilmember Dhakal, Mr. Ashton stated that if Council tables the Tax Levy Ordinance, action on the Capital Improvement Program (CIP) will be delayed until the Council adopts the budget. Mr. Ashton stated that he has options he can present to Council that will accommodate a decrease in the real estate tax rate.

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Councilmember Scherff stated that she submitted a work session agenda item that involves capital expenses and potentially adding a staff position. She would like to table this item so that all the information, including her proposal, is included in the budget discussion.

Following discussion and input from Ms. Yeatts, Councilmember del Aguila stated that the intent of his motion is to allow the Council the opportunity to discuss the Tax Levy Ordinance at the next work session and regular meeting. Ms. Yeatts stated that if Councilmember del Aguila's intent was to continue the public hearing, the public hearing has to remain open.

**Amendment to the (Accepted)
Substitute Motion -
to Continue the Public Hearing**

Councilmember del Aguila stated that with the clarification provided by Ms. Yeatts, his intent was to continue the public hearing on Ordinance 23-O-10 to May 9, 2023.

Mayor Olem stated that she had closed the public hearing. Ms. Yeatts stated that since the public hearing is closed, if Council votes to continue it, the public hearing has to be readvertised and reopened.

Responding to Vice Mayor Hedrick, Ms. Yeatts stated that the motion to continue required a majority of Council to pass rather than a super majority.

The question was called on the motion, which carried by a 4-3 roll call vote. The vote was: Councilmembers Alam, del Aguila, Dhakal, and Scherff voting "Aye." and Councilmember LeBlanc, Vice Mayor Hedrick, and Mayor Olem voting "No."

**Concurrent Public Hearings on
Resolution 23-G-28, the Fiscal Planning Resolution; and
Ordinance 23-O-11, the Appropriation Ordinance.**

[Note: Councilmember Alam left the meeting at 9:23 p.m.]

Mayor Olem called the concurrent public hearings and stated Council would take separate action on each item.

The public hearing was held, and the following individuals provided testimony:

- Jay Hadlock, 515 Alabama Drive, asked for more information on a sewer charge he received without notice.

Mayor Olem stated that staff will get back to Mr. Hadlock to answer his question.

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- Steven Porter, 905 Vine Street, on funding for Town Council initiatives along with the Town's Comprehensive Plan. He provided written comments for the record.
- Barry Clendenin, 520 Fillmore Street, on the Fiscal Planning Resolution on funding for the Town Council initiatives. He provided written comments for the record.

Mr. Ashton clarified that since the Town Council did not adopt a tax rate that evening, the public hearings on the Fiscal Planning Resolution and Appropriation Ordinance must also be continued.

Seeing no further comments, Mayor Olem stated that the public hearings will remain open and she moved to Council level for discussion and action.

Vote on
Resolution 23-G-28

Motion to Amend **(Failed)**

Vice Mayor Hedrick moved to amend Resolution 23-G-28, to adopt a Fiscal Planning Resolution for the Fiscal Year 2024 Budget, as follows:

- Reduce the amount allocated for the Town Council strategic initiatives from \$250,000 to \$40,000;
- Reduce the salaries for the mayor and town council, starting on July 1, 2023 through the end of the calendar year, to \$6,000 a year for councilmembers, and \$9,000 a year for the mayor; and
- On January 1, 2024, set the salaries for the mayor and town council at \$9,000 a year for councilmembers, and \$12,000 a year for the mayor.

Ms. Yeatts clarified that while the Council can amend the Fiscal Planning Resolution, the budget still cannot be adopted that evening.

Motion seconded by Councilmember LeBlanc.

Following brief discussion on the motion, Vice Mayor Hedrick asked if he could move to continue the motion to amend Resolution 23-G-28 to a date certain of May 9, 2023.

Ms. Yeatts asked Vice Mayor Hedrick if he intended to both amend the resolution and continue the public hearing. Vice Mayor Hedrick confirmed that was his intention.

Ms. Yeatts stated that the Council has to vote on the motion to amend the resolution first, and then another motion could be made to continue the public hearing.

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The question was called on the motion, which failed by a 2-4 roll call vote. The vote was: Vice Mayor Hedrick and Mayor Olem voting “Aye.” Councilmembers del Aguila, Dhakal, LeBlanc, and Scherff voting “No.” Councilmember Alam was absent.

**Motion to Continue (Approved)
the public hearing
to May 9, 2023**

Vice Mayor Hedrick moved to continue the public hearing on Resolution 23-G-28 to adopt a Fiscal Planning Resolution for the Fiscal Year 2024 Budget for the Town of Herndon to May 9, 2023.

Motion seconded by Councilmember Dhakal.

The question was called on the motion, which carried by a 5-1 roll call vote. The vote was: Councilmembers Dhakal, LeBlanc, Scherff, and Vice Mayor Hedrick and Mayor Olem voting “Aye.” Councilmember del Aguila voting “No.” Councilmember Alam was absent.

**Vote on
Ordinance 23-O-11**

Councilmember LeBlanc moved to continue the public hearing on Ordinance 23-O-11 to Appropriate Funds to implement the Fiscal Year 2024 Budget for the Town of Herndon, establishing the Pay Plan, and reserving on-going and Capital Funding for this Fiscal Year to May 9, 2023.

Motion seconded by del Aguila.

The question was called on the motion, which carried by a 5-1 roll call vote. The vote was: Councilmembers Dhakal, LeBlanc, Scherff, and Vice Mayor Hedrick and Mayor Olem voting “Aye.” Councilmember del Aguila voting “No.” Councilmember Alam was absent.

6. GENERAL

a. Resolution 23-G-32 to award and disburse funds to charitable or non-profit organizations for Fiscal Year 2023 for the Town of Herndon

[Note: Earlier in the meeting, Resolution 23-G-32 was removed from the Consent Agenda item (c), for separate consideration as a General item (a).]

Councilmember Dhakal asked if he needed to first make a motion to propose changes to the item, and Lesa Yeatts, Town Attorney stated that there needed to be a motion on the floor for the Council to discuss any changes.

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Councilmember Dhakal moved to approve Resolution 23-G-32 to award and disburse funds to charitable or non-profit organizations for Fiscal Year 2023 for the Town of Herndon, revised as follows:

- Provide \$1,000 to the Green Lizard Foundation; and
- Distribute the remaining \$79,000 equally between Arts Herndon and Next Stop Theatre:

GL Account	Organization	Amount
420571	Green Lizard Foundation	\$ 1,000
420571	Next Stop Theatre	\$ 39,500
420571	Arts Herndon	\$ 39,500
	TOTAL	\$ 80,000

Motion seconded by Councilmember del Aguila.

There was discussion among Council on the motion regarding: (1) the amounts awarded to the organizations, (2) how to support community organizations, specifically arts groups, and (3) looking at how to make the community donation process more equitable and consistent. In considering the donation process, staff was asked to look at creating a specific budget line item to support Arts Herndon and NextStop Theatre.

Disclosure Comments for the Record:

Councilmember Scherff stated, for the record, that she “did not feel good about what we are doing here” and that she is abstaining from the vote.

Councilmember LeBlanc stated, for the record, that as indicated in his disclosure statement that was entered into the public record, he is a member of the Board of Directors for Arts Herndon. He also stated that he has personally donated to Next Stop Theatre. Because the Council is specifically talking about redistributing funds to those two organizations, he would abstain from the vote on this item.

The question was called on the motion, which carried by a 4-0 roll call vote. The vote was: Councilmembers del Aguila, Dhakal, Vice Mayor Hedrick and Mayor Olem voting “Aye.” Councilmembers LeBlanc and Scherff abstaining. Councilmember Alam was absent.

7. CONSENT AGENDA ITEM CONSIDERED SEPARATELY

b. Resolution 23-G-31 to increase the compensation for certain Boards and Commissions

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Remove from the (Accepted)
Consent Agenda

Lesa Yeatts, Town Attorney, stated that because the Council did not adopt the Tax Levy, item (b) on the Consent Agenda, Resolution 23-G-31 to increase the compensation for certain Boards and Commissions, needs to be withdrawn from the Consent Agenda and then it could be continued.

Vice Mayor Hedrick moved to remove Resolution 23-G-31 from the Consent Agenda for separate consideration, and that the agenda be amended.

Motion to remove the item from the Consent Agenda was seconded by Councilmember LeBlanc.

Mayor Olem confirmed that Resolution 23-G-31 was removed from the Consent Agenda.

Motion to (Approved)
Continue

Councilmember LeBlanc moved to continue Resolution 23-G-31 to increase the compensation for certain Boards and Commissions to May 9, 2023.

Motion seconded by Councilmember Dhakal.

The question was called on the motion, which carried by a 6-0 roll call vote. The vote was: Councilmembers del Aguila, Dhakal, LeBlanc, Scherff, and Vice Mayor Hedrick and Mayor Olem voting "Aye." Councilmember Alam was absent.

8. CONSENT – AS REVISED

- a. Ordinance 23-O-12 to amend Chapter 2 (ADMINISTRATION), Article II (Boards, Commissions, Committees), Division 2 (Planning Commission), Section 2-38 (Compensation)**
- d. Resolution 23-G-33 to approve a Temporary License Agreement between the Town and Dulles Regional Chamber of Commerce for use of Town-owned property for portable toilets and an ice machine for Friday Night Live events**
- e. Resolution 23-G-34 to appoint members to the Architectural Review/Historic District Review Boards**
- f. April 4, 2023 Draft Work Session Minutes**

Mayor Olem stated that two items were removed from the Consent Agenda during the meeting and considered separately, which were (b) Resolution 23-G-31, and (c) Resolution 23-G-32.

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On motion of Councilmember del Aguila, seconded by Vice Mayor Hedrick, the Consent Agenda items (a), (d), (e), and (f) were approved and carried by a 6-0 roll call vote, without comment. The vote was: Councilmembers del Aguila, Dhakal, LeBlanc, Scherff, and Vice Mayor Hedrick and Mayor Olem voting "Aye." Councilmember Alam was absent.

9. ADJOURNMENT

There being no further business, Mayor Olem adjourned the April 25, 2023 Town Council Regular Meeting at 10:00 p.m.

Amanda E. Monaw Kertz

Amanda E.M. Kertz
Chief Deputy Town Clerk



Minutes approved by Town Council: May 23, 2023

[Note: Approved resolutions and ordinances are on file in the Town Clerk's office]