MIDDLEBURG TOWN COUNCIL
Regular Monthly Meeting Minutes
Thursday, October 22, 2026

PENDING APPROVAL

PRESENT: Mayor Trowbridge M. Littleton
Vice Mayor Chris W. Bernard
Councilmember Pamela Curran
Councilmember J. Kevin Daly
Councilmember Deborah Scott Gallagher
Councilmember Chris Hersh
Councilmember C. Darlene Kirk
Councilmember Cindy C. Pearson

STAFF: William M. Moore, Interim Town Manager
Tracy Gallehr, Deputy Town Attorney
Rhonda S. North, MMC, Town Clerk
Shaun Jones, Chief of Police
Amy Rogers, Planner

The Town Council of the Town of Middleburg, Virginia held their regular monthly meeting on Thursday, October 22, 2026 in the Town Hall Council Chambers, located at 10 West Marshall Street. Mayor Littleton led Council and those attending in the Pledge of Allegiance to the flag. The roll was called at 6:00 p.m.

Public Comments

Megan Gallagher, 214 E. Marshall Street, thanked the Council, Utility Committee, and IES for developing a recommendation for a sustainable solution on water conservation restrictions moving forward. She noted that this would allow people to address their homes before the winter. Ms. Gallagher reported that the veterans banners were installed on twenty-one light poles on Route 50 and reminded Council of the ceremony that would be held on November 7th at the Community Center. She reviewed the location of some of the banners. Ms. Gallagher noted the passing of Asbury Lloyd and advised that he was the inspiration to get the rest of this project done. She opined that more banners could be installed in the future on Madison Street once light poles were installed as a part of the South Madison Street Improvement Project.

Scott Little, General Manager of Salamander, reported that Chief Jones conducted Acts of Violence training at the Salamander Resort for thirty-five of their managers. He advised that his presentation was an excellent one. Mr. Little reported that they planned to hold another session in the future. Mr. Little noted the Mayor's recent State of the Town Address and commended the Council on their great stewardship of the Town. He noted that the presentation showed that $3 million of the Town's $5.224 million in revenues came from transient occupancy and meals tax revenues and opined that there was a tremendous amount of business volume in Middleburg. Mr. Little thanked the inn keepers and restauranteurs for their hard work. He thanked the Council for finding the right balance between fiscal responsibility, growth, and the preservation of the quiet enjoyment of Middleburg. Mr. Little reported that the resort continued to spend millions of dollars annually marketing to families and attractions at the resort, as they saw the benefit of the relationship between the resort, the town, and the community.

Public Hearing

Zoning Text Amendment 26-02: Definitions for Restaurant and Outdoor Dining; Associated Use Regulations and Design Standards

Planner Rogers reviewed the history of the proposed zoning text amendments. She reported that ultimately, the Planning Commission advanced an amendment that would prohibit outdoor dining on rooftops and allow it at street level. Ms. Rogers noted that the Salamander Resort had concerns that the proposed language could prohibit some of their events and advised that it was amended to apply only to commercial districts. She reviewed the proposed definitions for outdoor dining and a restaurant. Ms. Rogers also reviewed the proposed outdoor dining standards and noted that the Planning Commission felt it was important to have such standards for rooftop dining as well since there would be one rooftop dining establishment. She noted that different standards were proposed for rooftop and ground level dining because noise and light traveled differently depending on the location. Ms. Rogers opined that the only noise that would be heard from rooftop dining would be people eating, in the form of forks and knives hitting the plates. She advised that rooftop dining would not be allowed for events and would be strictly for dining purposes. Ms. Rogers advised that the height of any lighting would be limited to being no higher than eight feet above the roof, with bollard lighting being limited to four feet and pointed toward the roof surface.

Megan Gallagher, 214 E. Marshall Street, advised Council that she was in full support of the amendments and design standards and asked that they be adopted during this meeting. She thanked the HDRC for addressing something no one ever imagined and opined that they did an incredible job in designing the parameters of how to make rooftop dining compatible with the character of the town and the Comprehensive Plan. Ms. Gallagher noted that the Planning Commission took their charge seriously and was responsive to the public. She acknowledged the work of Planner Rogers and Interim Town Manager Moore and opined that the proposed ordinance was an excellent one that balanced the needs of the community and the town.

Scott Little, General Manager of Salamander, expressed appreciation for the opportunity to work with the Planning Commission on the concerns he raised about the potential impact of the amendments on the Salamander Resort. He acknowledged that the ordinance would apply to other inns and restaurants in the town. Mr. Little advised that as long as the language did not change, the resort would not take exception to what was proposed.

There being no further public comments, the public hearing was closed.

In response to an inquiry from the Council, Interim Town Manager Moore explained that when the ordinance was first drafted, the staff was only thinking about the core downtown area, not the resort. He agreed with Mr. Little that had the language not been changed, it could have been interpreted to impact them. Mr. Moore advised that an amendment was made by the Planning Commission to apply the ordinance and design standards to the commercial zoning districts, which would include the C-1, C-2, and C-3 Districts, as well as the Mixed-Use Village (MUV) District. He further advised that if the resort was ever to develop their MUV property, the ordinance would be applicable. Mr. Moore noted that the resort was in the Agricultural Conservancy District; therefore, the proposed use and design standards would not be applicable to them.

Vice Mayor Bernard thanked Councilmember Hersh, Planning Commission Chair Jacobs and the members of the Commission for getting into the details. He also thanked Interim Town Manager Moore and Planner Rogers for leading the charge.

Councilmember Hersh also thanked Mr. Moore and Ms. Rogers. He noted that the Planning Commission spent a lot of time on it. Mr. Hersh also noted the feedback the Commission received from the Town's commercial partners, which helped them to refine the language in a way that would make it work well. He noted the time the citizens and Planning Commissioners spent on this, as well as the feedback from the citizens, which influenced what the Commission brought forward to the Council. Mr. Hersh opined that this was an example of how government worked well.

Mayor Littleton opined that everyone did a great job with the proposed amendments. He noted that he had not heard from any in-town residents who were not concerned about the impacts of rooftop dining. Mr. Littleton advised that he was in favor of approving the amendments and design standards during this meeting. He noted that Mr. Little raised a concern to him recently about any rooftop dining establishments that would be grandfathered and suggested they not be allowed to have glassware or glass plates or metal eating utensils that could cause sharp noises that would carry. Mr. Littleton opined that this was a great point. He noted the Council could not include such restrictions at this time, as they could not make the ordinance more restrictive without a new public hearing; however, he suggested this be addressed in the future. Mr. Littleton further suggested the Council consider limiting the hours of operation for any grandfathered rooftop dining establishments to no longer than sundown, which would restrict the operations to daylight hours.

Councilmember Hersh moved, seconded by Vice Mayor Bernard, that Council adopt AN ORDINANCE TO AMEND ARTICLES II AND XI OF THE MIDDLEBURG ZONING ORDINANCE PERTAINING TO DEFINITIONS FOR RESTAURANTS AND OUTDOOR DINING AND ASSOCIATED USE AND DESIGN STANDARDS.

Vote: Yes – Councilmembers Bernard, Curran, Daly, Gallagher, Hersh, Kirk, and Pearson
No – N/A
Abstain: N/A
Absent: N/A
(Mayor Littleton only votes in the case of a tie.) (by roll call vote)

Mayor Littleton thanked everyone for their hard work, including the members of the community who made sure the Council got the right input.

Councilmember Pearson noted that there were differing opinions at the beginning. She further noted the amount of work that went into the development of a zoning text amendment and advised that it was not something the Town took lightly.

Mayor Littleton agreed. He noted that some of the items in the zoning ordinance were many years old and were written for a different world. Mr. Littleton opined that things were harder because they had changed.

Staff Reports

Special Projects Report

Interim Town Manager Moore reported that the only change from last month's report was the project to remove the large stones on South Madison Street in front of a couple of businesses had been moved to the spring. He reminded Council that the original plan was to get the work done this fall; however, between some coordination issues with the private entity who would remove the stones, the schedules of the stone mason and the Town's sidewalk contractor, and some concerns by business owners, the work was moved to the spring. Mr. Moore noted that he was working to solidify a date with the contractors. In response to an inquiry from the Council, he advised that the contractors anticipated the work would take a week to complete. He noted that it would require a lot of coordination of all the moving parts.

September Utilities Report

Vince Gugliotta, of Inboden Environmental Services, reported that the wastewater treatment plant had an average daily discharge of 88,000 gallons, for a monthly discharge of over 2.6 million gallons of waste. He further reported that the water system saw an average daily production of 123,000 gallons, for a total monthly volume of over 3.7 million gallons of water. Mr. Gugliotta reviewed the maintenance items associated with the wastewater system, which included the repair of an air compressor; resolution of some issues with the RAS pump; and repairs to the SCADA server after lightning destroyed it. He reported that he spoke with a vendor about doing a free manhole rehabilitation at the intersection of Sycamore Street and Blue Ridge Avenue. Mr. Gugliotta advised that the system had a slight ammonia exceedance early in the month and opined that it may have been a laboratory anomaly. He reported that the results for the remainder of the month were fine. In response to a comment from the Council, Mr. Gugliotta noted that the manhole, which had a cover dated 1937, was still

in service. He reviewed the maintenance items associated with the water system, which included the installation of a temporary pump at Well 2 in order to study the aquifer; updates to the safety data sheets at both plants; repairs to a private service lateral on Chestnut Street; repairs to the chlorinator pumps; and, repairs to the propane tanks at the Stonewall plant. Mr. Gugliotta reported that Well L was turned off on September 24th and was still off. He noted that it had recovered greatly.

Interim Town Manager Moore noted that Well 2 was located on Landmark School Road in Fauquier County. He reminded Council that it had been out of service for a number of years and explained that the Town was testing its production and quality to determine whether it was worth investing money into to put it back into production. Mr. Moore noted the need to also evaluate the water main that ran from Well 2 into town. He opined that they were making good progress and advised that the well was showing a good yield thus far.

Mr. Gugliotta displayed the most recent drought map produced by the Virginia Department of Environmental Quality (DEQ). He reported that the State downgraded the drought status from a warning to a watch in this area, which was great news. Mr. Gugliotta reminded Council that in August, he reported that Well 4 was seeing a steady decline and advised that since turning on Well 3, it was showing a good, strong, positive increase. He advised that Well 3 continued to show it was a strong aquifer. Mr. Gugliotta reported that after pumping it at a slow rate of 42 gallons a minute over two weeks, it recovered almost immediately when it was turned off. He reiterated that Well 4 had remained off since September 24th, with the water level having increased by 85 feet. Mr. Gugliotta reported that Well P had shown a steady decline since Well L was turned off, which was expected, as it must run twice as much. He advised that he expected it would recover once Well L was turned back on. Mr. Gugliotta noted that even in its state of decline, it still had 160 feet of water available. In response to an inquiry from the Council about the difference in the graphs, he advised that the one in the written report was printed at the end of the month, before the well had started to recover.

Interim Town Manager Moore noted the graph that was on display on the monitors. He advised that after running for fifteen straight days at 40 gallons a minute, Well 3's level did not decrease and as soon as it was turned off, it increased. Mr. Moore explained that the graph in the written report only included the first day of the drop when the well started being run.

Mr. Gugliotta explained that the graphs in the slideshow were up to date, whereas the written utility report was just for the month of September. He noted that the graphs being displayed included an additional fifteen plus days of data.

Action Items

Drought Status Report/Revision to Water Conservation Status

In response to an inquiry from the Council, Mr. Gugliotta opined that the Town was in a place where it could safely lift the mandatory water restrictions.

Interim Town Manager Moore noted that the Council had a summary of the Utility Committee's discussion. He reported that they reached a consensus, after studying the data that confirmed the system had reached a level of stability, to recommend the Town reduce from the mandatory water conservation to a voluntary conservation status effective November 1st. Mr. Moore noted that this recommendation was subject to Mark Inboden doing further study of the updated graphs, which he did and confirmed he was okay with the recommendation. He advised that the recommendation was not to fully come out of water conservation, but rather to declare voluntary water conservation in effect again and encourage residents to be mindful of their usage.

Vice Mayor Bernard explained that the consensus of the Utility Committee was that everyone should not go into a full free-for-all usage mode. He noted the need to be cognizant that the Town was still in this position; however, it wanted to allow people to do what they needed to do to prepare their homes for winter. Mr. Bernard stressed the need for everyone to be mindful of the fact that users should still conserve water.

Councilmember Hersh noted that residents were confused as to why the Town was still concerned about the water levels given the rain it had experienced. He opined that it may be worth it to touch base on the issue of the aquifer recharge.

Interim Town Manager Moore explained that unless the rainfall occurred over an extremely long, sustained period, at a good but not overly heavy pace, it did not recharge the aquifers significantly. He further explained that the recharge only occurred over a long, wet season. Mr. Moore noted that this occurred over a season of heavy snowfall in the preceding winter; however, it did not occur just by having rain over fourteen days. He explained that while this was great for lawns, it did not have a recharge effect on the aquifers. Mr. Moore reiterated the need for a long, sustained process to refresh the aquifers.

Councilmember Hersh moved, seconded by Councilmember Daly, that Council remove the mandatory water conservation status effective November 1, 2026. Councilmember Hersh further moved, seconded by Councilmember Daly, that Council declare voluntary water conservation status at that time and request all users to continue to take best efforts to reduce the use of water throughout the town.

Vote: Yes – Councilmembers Bernard, Curran, Daly, Gallagher, Hersh, Kirk, and Pearson
No – N/A
Abstain: N/A
Absent: N/A
(Mayor Littleton only votes in the case of a tie.)

Consent Agenda

A. Council Approval – October 8, 2026 Regular Meeting Minutes

Vice Mayor Bernard moved, seconded by Councilmember Hersh, that Council adopt the consent agenda as proposed.

Vote: Yes – Councilmembers Bernard, Curran, Daly, Gallagher, Hersh, Kirk, and Pearson
No – N/A
Abstain: N/A
Absent: N/A
(Mayor Littleton only votes in the case of a tie.)

Action Items (continued)

Council Approval – Award of Contract – Agenda Management Software

Town Clerk North reviewed the history of this item. She reported that the Town received nine proposals in response to the Request for Proposals (RFP) – six for custom software and three for off-the-shelf software. Ms. North noted that the custom software was beyond the Town's needs. She reported that the vendors for the off-the-shelf software were interviewed, with the review committee ranking Granicus as the number one ranked firm, based on the cost and because the Town would not have to develop a new system. Ms. North reported that the only concern with Granicus was their recent customer service issues and advised that although the Town issued the RFP as a five year contract, they asked that Granicus agree to a one-year contract, with the option to renew annually for up to a total of five years, so the Town could cancel the contract if their customer service did not improve. She reported that Granicus had been more attentive when contacted and were proactively reaching out to her when there was an issue. Ms. North opined that they were trying to resolve their issues. She noted the national security vulnerability issue that arose earlier in the week and reported that Granicus was very responsive to her inquiries. Ms. North reported that Granicus agreed to a one-year contract, with renewal options; therefore, the staff was recommending the award of the contract to them. In response to an inquiry from the Council, she advised that Granicus was in the process of preparing a notice for its customers when she contacted them about the system being down. Ms. North advised that proactively contacting customers during a system-wide issue was one of the concerns she had been raising with them over the past year. She advised that they have reported that they were working to improve on that.

Councilmember Daly moved, seconded by Councilmember Pearson, that Council approve the award of a contract to Granicus, LLC for agenda management software effective January 27, 2027. Councilmember Daly further moved, seconded by Councilmember Pearson, that the Interim Town Manager be authorized to sign the contract with Granicus as negotiated by the Town staff and presented to the Council.

Vote: Yes – Councilmembers Bernard, Curran, Daly, Gallagher, Hersh, Kirk, and Pearson
No – N/A
Abstain: N/A
Absent: N/A
(Mayor Littleton only votes in the case of a tie.) (by roll call vote)

DISCUSSION ITEMS

Financing – Asbury Church Restoration Project

Town Clerk North reported that the Asbury Church Fundraising Committee met with representatives from Convergent Nonprofit Solutions, the Town's fundraising consultant, to identify a strategy for the fundraising efforts, as well as to work on the marketing materials. She noted that the Council had an initial draft of the case study and advised that it needed further work. Ms. North reported that the plan was to also develop a one-page summary.

Town Clerk North reported that the Committee wanted to focus their initial fundraising efforts on raising enough money to complete the construction, which was estimated to cost an additional $1.8 million above the $1 million the Town had already set aside for the project. She reported that once the construction was underway, the focus would shift to raising an additional $2 million that would be used to create an endowment for future maintenance and operational costs. Ms. North advised that the fundraising would be divided into two phases – a quiet phase and a public phase. She explained that under the quiet phase, two members of the Committee would reach out to individuals in the community to specifically ask that they make donations, with the hope of raising three-quarters of the amount needed. Ms. North further explained that the public phase would involve two receptions – one targeting specific potential donors seeking donations that while still large, would be less than those sought in the quiet phase and one that would be open to the general public so anyone could contribute any amount. She advised that the donations sought during the quiet phase would range from $300,000 to $150,000. Ms. North opined that this would be the most critical part. She advised that the consultant recommended, and some members of the committee agreed, with the need to solicit these larger donations over a three-year period in order to be successful. She advised that the consultant and committee also felt it was important to provide a project schedule. Ms. North reminded Council that the Asbury Church would celebrate its 200th birthday in 2029 and advised that in order to have it open for this celebration, the project would require some short-term financing. She reminded Council that the Town budget contained approximately $600,000 in bridge money for the project, anticipating that the Town may receive grants and would have to make payments before it could be reimbursed. Ms. North reported that the Committee was asking for $1.82 million in bridge money. She advised that they were not asking for a commitment at this time but rather were asking whether the Council was comfortable with the Committee reaching out to potential donors based on this proposed strategy. Ms. North reported that the Committee anticipated having its fundraising materials ready by the end of the month and wanted to begin reaching out to potential donors immediately, before they made their donation commitments for 2027. She noted that if the Town did not get to them within the next month, it would lose a year.

Councilmember Pearson noted that while the Committee was proposing a three-year donation period, some people may want to stretch that out to five years. She suggested this be an option for larger donations.

Town Clerk North advised that the Committee would try for three years; however, if the individual said they needed to do it over five, this would be allowed. She noted that the consultant did say that donation pledges were legal obligations that the Town could present to a bank for a short-term loan.

Councilmember Hersh suggested this be presented to the Strategic Finance Committee to discuss short-term loan options.

Town Clerk North noted that the Finance Committee was scheduled to meet in a couple of weeks. She advised that if the Council was comfortable with the Fundraising Committee continuing to pursue this path, she would put it on the Finance Committee's agenda for discussion.

Mayor Littleton agreed that it would be a great idea.

In response to an inquiry from the Council, Town Clerk North confirmed there was no discussion of the need to raise 70% of the funds before beginning work. She noted that the idea of seeking short-term financing caught her off guard, as she thought the goal was to raise all the money as quickly as possible.

Mayor Littleton noted that some people liked to take the maximum tax benefit when they had a gain but not lose the benefit the following year. He further noted that they may want to commit to $300,000 over a three-year period; however, they may end up giving it over two years because they had a big gain. Mr. Littleton suggested the need for flexibility and advised that this was very common in fundraising. He opined that as long as the pledges were legally binding on the donors, the Town could take them to the bank and use them as collateral for the financing. He opined that no one in the community would leave the Town high and dry.

Town Clerk North advised that the members of the Committee who would be reaching out to people during the quiet phase expected to have their work completed by the end of December. She opined that the Town would know by then whether the quiet campaign would be successful.

Mayor Littleton suggested the Town could pursue short-term financing for half of the amount and see how things went.

Town Clerk North advised that this was just an update on the project. She further advised that if the Council was comfortable with what was proposed, the Committee would continue to proceed on this path. Ms. North noted that it would not commit the Town to doing any financing and explained that this would allow the Committee members to have information, if everything fell into place as anticipated, that they could present to potential donors.

Mayor Littleton suggested the Finance Committee provide two or three scenarios for the Council's consideration.

Town Clerk North advised that even if it was determined that the Town would raise three-quarters of the amount needed during the quiet phase, it would still take time to pre-qualify general contractors, solicit bids, and award a contract.

<u>Report – Police Vehicle Take-home Program</u>

Chief Jones reported that the vehicle take-home program continued to be a success, with no significant issues or problems during the report period. He advised that it remained a valuable recruitment and retention tool. Chief Jones noted that other police chief's were envious of the Town's program and were closely monitoring it. He reported that since the program began, there had been no major mechanical issues, with only routine maintenance being required. Chief Jones advised that after noticing the cost of tires, he was able to find a vendor on the State Contract, which cut the cost in half.

Mayor Littleton suggested the Chief look at all of his more expensive purchases, not just those related to cars, and compare them to the State Contract to determine if he could get better prices.

Councilmember Pearson questioned whether the tires obtained through State Contract lasted as long as the ones the Town paid more for. She noted the need to look at the worth of the item.

Chief Jones advised that he would not shortchange the tires to save money, particularly if he had to replace them constantly. He noted that he was making sure they provided the same or better mileage. Chief Jones advised that before he bought equipment, he tested it to see if it was durable. He noted that he researched products before he spent money on them. Chief Jones advised that he was always looking at ways to save money. He reported that the vehicles were being inspected monthly to ensure they were in proper working order.

In response to inquiries from the Council, Chief Jones reported that the bicycle program was working well during special events. He further reported that they would be deployed during Halloween. Chief Jones advised that he had a certified rider on staff and expressed hope of having an officer on the bike and an officer in a car to assist when the department was fully staffed. He confirmed the department had two bicycles and two certified riders – one on each squad.

In response to an inquiry from the Council, Chief Jones reported that he kept the spare tires for the police vehicles stored at Fox Automotive and at one of the Town's wells.

Councilmember Pearson cautioned about purchasing too many tires.

In response to inquiries from the Council, Chief Jones reported that he and Officer McCord were inspecting the vehicles to make sure they were in working order. He reported that he instructed the officers to leave their vehicle in Middleburg and use a spare vehicle to go home in order to make sure they were also kept in working order. Chief Jones confirmed he did make inspections of other items that were in inventory for the vehicles to make sure each vehicle had the appropriate equipment.

In response to an inquiry from the Council, Chief Jones advised that he could not name someone as an Interim Lieutenant, as it would take time to train them. He noted that the officers worked in rotating shifts, which also made it difficult to name one as an Interim Lieutenant.

Councilmember Kirk opined that a lot of people would apply for the Lieutenant position. She thanked Officer McCord for getting rid of the trucks that were parked all over and created an obstacle course in the Ridgeview area. Ms. Kirk asked that the officers continue to do this. She noted that the drivers were also taking items out of the back of their trucks and sitting them in the other travel lane.

In response to inquiries from the Council, Chief Jones noted that his written report contained a chart of gas expenditures for the police vehicles, which compared last year's costs to this year's. He opined that when people looked at whether to apply at a police agency, they looked at whether the agency had a take-home car program. Chief Jones noted that he did a thorough screening and background check on individuals before they went any further in the hiring process.

Information Items

Repaving of Route 50

Interim Town Manager Moore reminded Council that during the last meeting, he reported that the Virginia Department of Transportation (VDOT) anticipated milling and paving Route 50; however, that work was delayed. He reported that operations would begin the night of October 22nd. Mr. Moore noted that they would not work on Friday or Saturday nights, which were busy evenings for the restaurants. He reported that absent any delays, the contractor would be finished by the morning of October 30th. Mr. Moore advised that the staff would be monitoring the work, in particular the milling operations where there were obstacles, such as curb, gutter, and the brick crosswalks. He reported that the staff has had many conversations with the contractor; however, he reiterated that it would monitor their work. Mr. Moore noted the number of complaints the Town had received about the contractor's unsightly signs and advised that the Town was asking for everyone's patience during this operation. He noted that the restriping of the pavement markings would be another project that would occur a few weeks after the completion of the paving work.

Replacement of Utility Poles

In response to an inquiry from the Council, Interim Town Manager Moore advised that he did not have a schedule from Dominion on the replacement of their utility poles. He noted that when there were issues, such as the routing of traffic improperly through the resort, Dominion was very responsive. Mr. Moore reiterated that he did not have a final date for when the work would be complete.

Burning Smell

In response to inquiries from the Council, Interim Town Manager Moore reported that Maintenance Supervisor Cole drove around to investigate the complaints about a burning smell. He advised that while he could also smell it, he could not locate its source. Mr. Moore opined that it may just be someone's fireplace.

Passing of Asbury Lloyd

Mayor Littleton noted that Asbury Lloyd passed away and advised that visitation and his memorial service would be held on October 31st in Purcellville.

Closed Session

Vice Mayor Bernard moved, seconded by Councilmember Hersh, that Council go into closed session as authorized under Section 2.2-3711 of the Code of Virginia for (1) consultation with legal counsel pertaining to actual litigation involving Cooper Building Services vs. the Town of Middleburg, (2) consultation with legal counsel pertaining to actual litigation involving Salamander Farms LLC vs the Town Council of Middleburg; and (3) consultation with legal counsel pertaining to actual litigation involving Salamander Resort LLC vs the Town Council of Middleburg, all three as allowed under Subsection (A)(7); and, (4) the performance of the Middleburg Sustainability Committee, as allowed under Subsection (A)(1). Vice Mayor Bernard further moved, seconded by Councilmember Hersh, that Council thereafter reconvene in open session for action as appropriate.

Vote: Yes – Councilmembers Bernard, Curran, Daly, Gallagher, Hersh, Kirk, and Pearson
No – N/A
Abstain: N/A
Absent: N/A
(Mayor Littleton only votes in the case of a tie.)

Mayor Littleton asked that Council certify that, in the closed session just concluded, to the best of each member's knowledge nothing was discussed except the matter or matters (1) specifically identified in the motion to convene in closed session and (2) lawfully permitted to be discussed in a closed session under the provisions of the Virginia Freedom of Information Act as cited in the motion, which each member so did. He reminded those present for the closed session that any discussion that occurred within it should be treated as confidential.

There being no further business, Mayor Littleton declared the meeting adjourned at 7:51 p.m.

APPROVED:

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Rhonda S. North, MMC, Town Clerk

Attachment: Transcript of the October 22, 2026 meeting.

October 22, 2026 Middleburg Town Council Meeting

(Note: This is a transcript prepared by a Town contractor based on the video of the meeting. It may not be entirely accurate. For greater accuracy, we encourage you to review the video of the meeting that is on the Town's website – www.middleburgva.gov)

Bridge Littleton: All right. I will call the meeting to order. First item is Pledge of Allegiance.

All: 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.

Bridge Littleton: All right. Next item is roll call.

Deborah Gallagher: Deborah Gallagher.

Chris Hersh: Chris Hersh.

Darlene Kirk: Darlene Kirk.

Bridge Littleton: Bridge Littleton.

Chris Bernard: Chris Bernard.

Cindy Pearson: Cindy Pearson.

John Kevin Daly: John Kevin Daly.

Pam Curran: Pam Curran.

Rhonda North: Rhonda North, Town Clerk.

Will Moore: Will Moore, Interim Town Manager.

Tracy Gallehr: Tracy Gallehr, Deputy Town Attorney.

Bridge Littleton: Okay, next item is public comment. Real quickly, we also have a public hearing tonight on a zoning text amendment. So, for the public comment, if anybody would like to address the Council on any matter other than the item for public hearing. They may do so now. So, Rhonda, I think we have people signed up.

Rhonda North: We do. First speaker would be Megan Gallagher.

Bridge Littleton: Okay.

Megan Gallagher: Hi, I'm Megan Gallagher, 214 East Marshall Street. Two quick things tonight. First, many, many thanks across the board that in a month it seems there's a recommendation for a sustainable solution on water conservation restrictions going forward. And it starts with the Utilities Committee. Chris Bernard, Will, Mark. [off mic]. Vince then Mark with a memo. [off mic] And who else? Many people worked on this to get a

response. You know, a great response that I think is sustainable. So, we can put our houses to bed before winter. So, thank you, I'll address it later. But I really wanted to come for my second and final nag about [laughter] the veterans' banners which will go up. Thank you, Tim. On Monday morning. They are. We did in fact fill every single all 21 light posts on route 50. And lots of new people we, you know, under the wire we got them all done. Most important this year is that the ceremony we hope you might drop by for and that Chris will be speaking on behalf of the town is Saturday, November 7th, 10:00 to 11:00 on the terrace of the community center. I will point out that our favorite librarian, Coco Karen Warner's dad, will be facing that library as well as one of Early and Haley Coleman's relatives so. But most importantly is two weeks ago, we lost Asbury Lloyd Junior, who was really the inspiration to fill all the lampposts because all of us were riveted when he, from his wheelchair, was the first speaker at the massive community meeting on the wrong plan for Mickie Gordon Park. And he, you know, told us about playing 200 games with his Middleburg Braves and the Negro Leagues. He did it while wearing his veteran's cap, and I never saw him without it. And he was the inspiration to get the rest of it done. So, very exciting. And if we get Madison Street finished, it looks like from the Mayor's State of the Town report, there'll be more lampposts to put more veterans on. Thank you.

Bridge Littleton: Thank you. Rhonda, was there anybody else signed up?

Rhonda North: Yes, sir. Scott Little.

Scott Little: Good evening everyone. Mr. Mayor and Council, nice to see you all tonight. A couple of things to quickly just mention. So, this week we did have Chief Shaun Jones with us in the resort for a training on acts of violence, where about 35 of our 45 managers attended. And I really do just salute the Chief for that. He did an excellent presentation, research and it did it did exactly what we hoped it would stimulate a lot of questions, a lot of action. And the team is coming together very quickly for our, our next session. Chief doesn't even know this yet, but [laughter] we're going to have another session because we want to expand the people that were able to participate in that. Really great use of the resources and appreciate, appreciate that very, very much, Chief thank you. And then on the Mayor's State of the Town address this week what a great address. I congratulate you on just great stewardship of the town and truly, this Council with those kind of surplus revenues. You know I'm sure you all pay attention like I do. That's not happening everywhere in this country. And it's not happening that real estate taxes come down because of those surpluses consecutively, am I right? Ten years coming down. I mean, it doesn't happen to a lot of our neighbors. So, I just commend the Council and the Mayor on this great stewardship. I did notice and I think it's worthy of pointing out that transient occupancy tax and meals tax makes up you know, $3 million of that 5.224 in revenues, a tremendous amount of business volume in this town. And you know, and that helped to drive this down. And these restaurants and innkeepers in town really I think you know, there's a lot of work that goes into those operations especially the smaller they get, the harder they get. Right? So, just thank you for finding a balance between fiscal responsibility and growth and the preservation of the quiet enjoyment of beautiful Middleburg. For our part at the resort we continue to spend millions every year, literally millions every year in marketing to families and attractions at the resort. Oh my word. So, with that, I can get real close. Just, I we'll continue to do that. We see the benefit in the community. We see the benefit of the resort and really all these things that the Mayor addressed in his address this week really go to this crucial symbiotic relationship between the resort and the town and the community. So, with that, I thank you very much.

Bridge Littleton: Thanks, Scott. Rhonda was anybody else signed up? Okay, now it's open mic night. So, if anybody else would like to address Council for the public comment, you may do so. [off mic]. No, you don't want me to sing. Okay. We will close public comment. And now we will go to the public hearing on Zoning Text Amendment 26-02. A zoning amendment to update the ordinance regarding outdoor dining and associated use regulation and design standards. So, Will, if you or Amy, I'm not sure who was going to do it. Amy, if you want to give us the quick precis and then we can have the public hearing.

Amy Rogers: Great [off mic]. Mayor, members of Council, you have the staff report in front of you. We discussed this two weeks ago at your work session. This is one of your strategic initiatives to look at rooftop dining and outdoor dining. In May staff presented you all some options for that and you chose to send those to the Planning Commission for review. The Planning Commission took a few months to deliberate. Looked at other ordinances, had several work sessions about this. Staff ultimately provided them some options of what they could choose. Originally they were leaning towards outdoor dining as a special exception. Ultimately they chose to move with a prohibition for outdoor dining on rooftops and allowing it at street level. Currently it is just service or consumption outside a fully enclosed structure. So, it could be anywhere on the ground or on a roof. In the, at the September meeting, they deliberated on this text amendment and chose to move it forward to you all with a modification. The resort had concerns about the language and how the outdoor dining may be for some of their events that some of their events would be prohibited based on the standards. Therefore it was amended at the September meeting at the time of sending it forward to you to exclude it to only commercial districts, the standards. So, briefly, we can go over what we are proposing. We have definitions for outdoor dining. And in the outdoor dining definition, it states that areas adjacent to a restaurant or on the ground at street level or a basement would be permitted and outdoor dining on a rooftop would be prohibited. Then we added a definition for a restaurant which is the preparation of food or beverage and consumption on or off site, and gave examples of that in the definition for bakeries, cafes, coffee shops, ice cream shops of those like that or that we find within the town limits. Then we of course added outdoor dining standards. The Planning Commission felt it was important to keep outdoor dining standards for rooftop because of our proposed one outdoor dining place that we will have within the town. There are different standards for rooftop and for ground level because they're located differently, of course, ground level and above the ground and noise and light will of course travel differently depending on where the dining is taking place. So, the street level or patio level dining would be on private property on a hard surface not located on a sidewalk, a parking space or on the right of way, would be in operation while the principal restaurant is in use. Could not have kitchens, bars, service areas, screens associated with that use and the music or live entertainment of any kind, they would have, would have to be amplified without electronic means, meaning acoustic. And the noise not audible before 7:00 or after 10:00 Friday and Saturday or before 7:00 or 9:00 Thursday through Sunday. Then the rooftop standards, no part of the operation would be above the maximum height in the district. And this is because some localities do allow outdoor dining above using a rooftop penthouse or something. So, very important that it stayed below the maximum height accessible only when the underlying restaurant is in use. So, when the restaurant is not in operation that the outdoor dining space could not be in operation. Similar to the outdoor dining, no kitchen service areas, food prep, television screens, or any type of electronic displays on the rooftop. No live entertainment, music speakers, public address systems on the on the roof that would generate any kind of amplified sound. So, you're only going to be hearing people eating the plates and the forks and knives hitting the plate. You would not be hearing music or anything amplified from the rooftop. The rooftop is not for events, weddings, wedding receptions, birthday parties. Again, strictly for dining and use of the patrons for dining. And then lighting standards were provided such that the lights no higher than eight feet above the roof, and that if there's any bollard lighting that is limited to four feet and would have to be pointed toward the roof surface. I'd be happy to answer any questions about the amendment.

Bridge Littleton: Anybody have any questions for Amy on the ordinance? Okay. So, we will open the public hearing on this item. And Rhonda, let me guess, someone signed up.

Rhonda North: We have a couple of people signed up.

Bridge Littleton: [multiple speakers] Oh! Excellent. Okay. Who's first?

Rhonda North: First one would be Megan Gallagher.

Bridge Littleton: All right.

Megan Gallagher: Hi again. Megan Gallagher, 214 East Marshall Street. I fully support the amendments to the ordinance for outdoor dining and the standards and land uses attached to it. And literally, please pass it tonight. So, let me use a little time to thank. Let's start with the Historic Review Board, which had an unenviable job of addressing something we never imagined you'd have to address and did I thought an incredibly thoughtful job in designing the parameters about how do you make this compatible with the character of the town and the comprehensive plan. And then you all spoke and sent it on to the Planning Commission, which took it really seriously and was unbelievably responsive to the public, at least those with my point of view, thank you. And now you have, you discussed it in your last meeting, and you have this great ordinance, but it couldn't have happened without Deputy Zoning Administrator Amy Rogers and Deputy Interim Town Manager Will Moore. But Amy Rogers we are so happy we stole you from Fauquier County. Because this is an excellent ordinance that balances the needs of the community and the town. So, yay. Thank you. Please pass soon.

Bridge Littleton: Thank you. Rhonda who's next?

Rhonda North: Scott Little.

Bridge Littleton: Mr. Little.

Scott Little: Hi. Good evening again, Scott Little at 500 Pendleton, North Pendleton. Thank you for just letting me speak about this for a few minutes. And I recognize that this is the resort's first opportunity to come in a public setting to the Council about this. So, forgive me if I'm repetitive of my Planning Commission comments. And we appreciated being able to work with the Planning Commission as we did live with Bud and the team that evening. The we recognize, and I think it's worth amplifying that this does apply. This, this ordinance or this text amendment applies to other inns and restaurants in town. That are at ground level. Not just the one that was maybe the genesis of the amendment. And that is why we looked at it just critically to ensure that it was something that we needed to pay attention to. A couple of examples of how the text amendment would have, or if it was at all modified tonight, the way that it would encumber the resort is by requiring or prohibiting any events on anything but a hard surface, changing its hours of operation and the resort's operation outdoor kitchens and bars and service areas and food preparation areas. And also the outdoor music would also change how the resort would operate. And with that, you know, if the Council were not to modify what Amy and Will worked so hard on, and I think Amy did the vast majority of that drafting. If it didn't this evening change any of that resort wouldn't take any exception to what's been proposed. And, but, and as again, I appreciate being heard on the subject. Thank you.

Bridge Littleton: Thanks, Rhonda was anybody else signed up?

Rhonda North: No, sir.

Bridge Littleton: Okay. Would anybody else like to speak on this public hearing matter? Going once, going twice. Okay. We'll close the public hearing. And I guess the I mean, I know we have the Planning Commission and Chris, you guys worked on this a lot. We've talked about it several times. Any other thoughts, questions, input for, you know, Council or Amy or will on the proposed amendment? Pam.

Pam Curran: I just want to.

Bridge Littleton: [multiple speakers] Ladies first.

Pam Curran: Oh, thank you. I just want to get a point of clarification. This doesn't apply to the resort though, right? It's no in the zoning. You know, right? So, if I understood that I'm not sure.

Will Moore: Yes. So, let me first start by saying, when we crafted this ordinance, we were specifically thinking of the core of downtown. We were not contemplating the resort. The concerns that Mr. Little raised during the Planning Commission were right on that there was a potential that if the ordinance were not worded slightly differently, that it could have been interpreted to impact them. However, we made a change on the fly during the Planning Commission and specifically in Section 170.1.E as in the proposed ordinance, it specifically says outdoor dining areas at or below street level or on the first-floor deck or patio shall be subject to the following use and design standards, when located in commercial zoning districts. Commercial zoning districts are. A dedicated chapter in our ordinance includes C-1, C-2, C-3. It does include the mixed-use village zoning district. So, if Salamander were to ever develop that portion of their property with a restaurant, it would be applicable in the MUV. But as far as the resort, the resort is in the agricultural conservancy district. That is not a commercial district. So, these use and design standards would not be applicable to the resort.

Pam Curran: Thank you. Thank you.

Bridge Littleton: Chris.

Chris Bernard: Yeah. Just more comment than anything. I've followed the Planning Commission the past few months as they've talked about this and just wanted to say thank you to Chris and Bud and all those guys for taking such great care and getting into the detail on this. And then Will and Amy, obviously, for kind of leading the charge on that. So, thanks, guys.

Bridge Littleton: Yeah.

Chris Hersh: I was just going to say. Amy, Will thank you. The Planning Commission spent a lot of time on it, and also the feedback from our commercial partners that helped refine this in a way that makes it work very well. And the Commission itself, just the time that the citizens spent on it and the feedback from the citizens of the town in terms of influencing what the Planning Commission was initially going to bring forward, and then what ultimately came forward. So, I think it was kind of showing how government works well so.

Bridge Littleton: You know? thanks. The two things I would add is, number one, I think everybody did a great job. I have not, well, [laughter] there's been one person I've heard from who really wants it. I've not heard from anybody who is, you know, an in-town resident that, that is not concerned about what the impacts could be on rooftop dining, especially if it becomes multiple places. So, I think you again. You guys did a great job. You know, I'm all in for us getting it approved tonight. The only thing I would throw out to everybody for us to think about and we can do this down the road. Scott and I were talking at the film festival, and he actually brought up a really good point in that you know, if there is anybody who's going to be grandfathered on this, there might also, it also might be a good idea to require that on the rooftop, you can't use glassware or metal where, you know, it has to be some type of material that, you know, for plates and forks and knives that doesn't bang and clang. And, you know, because those sharp noises carry a lot or break yeah. And, that's a great point, right? It falls off or breaks. Yeah. And you get 40 people on there, you know, with glasses and metal. It was like, I thought, yeah, that's a really great point. So, again, we don't have to, I know we can't make it more restrictive tonight. Because you have to have another public hearing, so but I think we should absolutely think about that you know, and maybe address it in our next meeting or two. And then the other one would be just to consider, would we want to limit the hours of operation? No longer than sundown, you know. So, what's that? [off mic]. Well, I mean, but like, you know, that's. Yeah. You know, lots of stuff is restricted to just, you know, during

daylight hours, like you can't go to parks, you can't. So, anyway, it's just a thought. And we, but we can think about some other time. Does anybody have any concerns or want to make any proposed or want to propose any changes? Okay. If there's nothing else, Chris would you like to make the motion? [off mic] Thanks.

Chris Hersh: I move that Council adopt the Ordinance to amend Articles II and XI of the Middleburg Zoning Ordinance, pertaining to definitions of restaurants and outdoor dining and associated use and design standards.

Chris Bernard: Second [multiple speakers].

Bridge Littleton: Okay. Any discussion? Rhonda, you want to call the roll?

Rhonda North: Vice Mayor Bernard.

Chris Bernard: Aye.

Rhonda North: Council Member Curran.

Pam Curran: Aye.

Rhonda North: Council Member Daly.

John Kevin Daly: Aye.

Rhonda North: Council Member Gallagher.

Deborah Gallagher: Aye.

Rhonda North: Council Member Hersh.

Chris Hersh: Aye.

Rhonda North: Council Member Kirk.

Darlene Kirk: Aye.

Rhonda North: Council Member Pearson.

Cindy Pearson: Aye.

Bridge Littleton: All right again, everybody, thank you for all the hard work and pulling that together. And thanks to everybody in the community for, you know, making sure we got the right input.

Chris Bernard: It's nice when it gets here that easy [off mic].

Bridge Littleton: [laughter] Well I mean yeah. [inaudible]. Well, I mean, you know, I think when did we send it to the Planning Commission? May or June? Yeah.

Cindy Pearson: And it.

Bridge Littleton: It takes a while to get it right.

Cindy Pearson: And it is worthy of mentioning how much can you see as you're working through it. Because even I had different opinions in the beginning. And then when you get to special exceptions, you don't know all the things that can come up in that. So, it's amazing how much work does go into something like this. We don't take it lightly. And I hope those people or that one person, [laughter] you know, that you are saying really wants it understands that.

Bridge Littleton: No, you're right. And it's, you know, it's like our zoning ordinance, right? Some of these things are past 20, 30, 40 years ago when the world was one way and it was written for a different world. And now it, it's a lot harder because there's just all these things that change. So, it's a great point. All right. Any staff reports Mr. Moore.

Will Moore: Thank you, Mr. Mayor. Under the Special Projects report, the only real change to update you on from last month is the. The project on South Madison Street to remove the large stones or in front of a couple of businesses. That is likely going to be bumped until the springtime. We had originally hoped to get that done this fall, but between some just coordination issues with the private entity that is going to be removing those, his mason, our sidewalk contractor, and then in particular with some concerns from the business owners, if this gets into a pretty critical time of the year for them we don't want to disrupt their operations. So, we're going to push that to spring, but we're going to move forward with trying to solidify a date with those contractors.

Bridge Littleton: Hey Will, did any of those. Did the contractor have an idea how long it would take?

Will Moore: We were looking at probably within one work week.

Bridge Littleton: Okay, great.

Will Moore: But that requires a lot of coordination to make all those moving parts work.

Bridge Littleton: Got it. Okay. Vince, over to you.

Vince Gugliotta: Give Will a second to pull up the slides here. [inaudible] Got it. Good? All right. Start off with September's Utility Volumes. Our wastewater plant saw an average daily discharge of about 88,000 gallons a day. And we saw monthly discharge a little over 2.6 million. Water systems saw an average daily production of about 123,000 gallons, with total monthly volume of a little over 3.7 million gallons. A couple highlights from the wastewater system. We got our air compressor B repaired. Long story short, there was a small trade show up at the Town of Purcellville. We attended talking with a vendor, may possibly be able to line up a free manhole rehabilitation. We're working on that. We resolved some of the issues with the RAS Pump #1. Fortunately, lightning destroyed our SCADA server yet again, made an emergency call out Valley Automation, our telemetry specialist. They came out and replaced that same day we got the plant, Actually, all the plants back up and running properly. Worth mentioning, there was a slight ammonia exceedance early in the month. We're not really sure what happened with that. It unfortunately might be just like a lab anomaly. The rest of the month was fine. There's our air compressor we got repaired. A check valve on it failed. The [inaudible] control cabinet for our RAS Pump #1. Just touch base on that manhole rehabilitation. A good candidate we have in mind is manhole E16. It's kind of back behind the firehouse off of actually, Sycamore Street and Blue Ridge Avenue intersect. This manhole is an original brick lined manhole back from the 1930s that's still in service. It's still in one piece. It does have a little bit of I&I infiltrating we think it'd be a great candidate to try to fix while it's still pretty decent shape. That's just kind of an idea of what this company would do. They first off, they inject grout to seal off the I&I in several layers of epoxy paint and a closed cell foam

layer. It adds structural support blocks out I&I makes it much easier to clean in the future and button it back up for us.

Bridge Littleton: [multiple speakers] It is amazing seeing some of those sewer covers that say sewer 1937.

Vince Gugliotta: Yeah.

Bridge Littleton: It's literally the original sewer, sewer cover.

Vince Gugliotta: It's still in service. [off mic]. Switching over to the water side I think it was late last month. Valley Drilling came in and installed a temporary pump for us in Well 2. We've been working hard, doing some flushing and studying the aquifer and water quality there on site. Updated the safety data sheets collections at the plants numerous smaller repairs at both plants. There was a private service line repaired on a Chestnut Street that had a small leak that was ongoing and that's been repaired. Also worth noting is we did turn Well L off back on September 24th. And it's still currently off and we've seen a great recovery with it which we'll see later in a transducer graph. A couple pictures from around our water plants. We had our chlorinator pumps repaired. Not that they were in disrepair, but there was a slight issue with a milliamp signal that was controlling them. That's been repaired. They're a great working order. We found a couple small gas leaks on the propane tanks over at Stonewall. Those were repaired just a couple of our safety data sheet binder. And off to the left is a brake valve, which from time to time will give us trouble. We gotta disassemble them, clean them up. And there's a couple shots from, Well 2. See that picture on the left? We have the I guess a discharge pipe coming out of the back of the building where we're flushing the well, getting water samples and flow testing.

Will Moore: It might just be worth mentioning Well 2 for those who might struggle to keep 2 and 3 and L and P and all the different ones. This is the one that is south of town along Landmark School Road in Fauquier County. And it's been out of service for a number of years. So, what we're doing is kind of a testing of both the production of it, as well as the quality of the water as a first step to understanding whether it is worthwhile for additional investment to bring it back online. An additional step will be kind of assessing the condition of the water main line that runs from, Well 2 back into town. But this is a good first step and we're making some good progress. And it's showing good yield, at least so far.

Vince Gugliotta: Yes so far. It's had some really good results. Almost up to date drought map from DEQ. Worth noting the state, I think it was October 2nd. They actually downgraded our drought status from a warning to watch. Which is great news. Looking at some well transducer graphs here is Well 4 you might recall late last month in August report we were seeing a steady decline in Well 4 I was just in the middle of the graph there that's the end of September. Since turning Well 3 on, we've seen a really good, really strong positive increase in Well 4's level off to the right. Here's our graph from Well 3 it continues to show that it's a very strong aquifer. We pump it fairly slow, maybe 38, 42 gallons a minute. But this here is almost what two weeks of straight pumping and it recovers almost immediately after we turn it off. So, it's a very strong reserve. We kind of keep in our back pocket. Well L like I said, I turned it off September 24th and it's remained off for about a month. We've seen a positive increase in it of about 85ft since then, which is a pretty good news for that site. Well P, we have seen a steady decline in it since turning well off. Not a surprise. It does have to run twice as much because Well L is not operating with it. We do expect it to make a recovery once Well L is turn back on. Which we've seen in our historical graphs. And even still, we do have a good 160ft ahead available with it, even in its decline state right now. Open it up for questions.

Bridge Littleton: Any questions for Vince?

Chris Hersh: I just have one on the handout for the meeting. Different than the slideshow on Well 3. At the end, after it's been turned on, it stays down. Is that of any significance? It's different than what that photo showed. This shows October 1st.

Vince Gugliotta: Okay. That was probably the I guess the utility report in the main. [off mic] Okay. I think what happened there is I kind of we caught the graph at the tail end of the month. It was running. Hadn't turned it off yet. So, it haven't started recovering at that point.

Chris Hersh: [off mic] And then that one shows the recovery?

Will Moore: Well, so not only that, but the one that's on screen. It's a lower line but it is almost flat. That's during its constant use. So, yes it does drop down immediately. But the good news is when it's running for those 15 days straight at 40 gallons a minute on average, it's not decreasing in level [multiple speakers] it maintains. And then as soon as you shut it off, it spikes back up.

Chris Hersh: [off mic] So, what was in the report is just a partial of that?

Will Moore: It's, it includes like the very first day of when it drops down, when we start running it. Yes, sir. Thank you [off mic].

Vince Gugliotta: In the slideshow I do have the graphs up to date. The utility report is just September. So, I think it's extra 15 or so days of October. Okay [off mic]. And that's probably the difference.

Bridge Littleton: Any other questions for Vince? So, Vince, in your expert opinion would you say we were in okay shape to come out of water restriction or should we stay in it?

Vince Gugliotta: I think.

Bridge Littleton: [multiple speakers] Yeah, I'm jumping topics.

Vince Gugliotta: Yeah. Yeah I'd say we're in a safe spot to start lifting some of the restrictions. There's several things we had in mind. I'm not sure if we want to roll over to the.

Bridge Littleton: Yeah, let's just go ahead and do it all at the same time [multiple speakers].

Vince Gugliotta: There's a lot of good info in there.

Bridge Littleton: Hey, I'm trying to be efficient so Vince can go home.

Vince Gugliotta: Yeah.

Bridge Littleton: He's got a young one.

Vince Gugliotta: Yeah.

Bridge Littleton: Still just one, right?

Vince Gugliotta: Oh no two.

Bridge Littleton: Two? Oh my God. Sounds expensive. Sounds expensive. [laughter].

Vince Gugliotta: Yeah.

Will Moore: So we don't have a presentation to accompany the drought status report, but it, you do have kind of a summation of the Utilities Committee discussion. They had reached a consensus essentially after studying these same graphs that you just saw in this presentation, which included the last 45 days as opposed to just 30 days that we've reached a level of stability combined with the time of year that we're in where consumption just naturally drops because of cooler weather, less frequent need to water lawns, those kind of things that they were [inaudible] consensus to recommend coming out of drought. The mandatory conservation status, reducing that to voluntary effective November 1st, that was subject to Mr. Inboden doing a little more study over the next 24 hours because he was getting kind of the updated graphs at the same time that we were. He wanted to spend a little more time, but the committee basically said, Mark, if you study this and you're okay with it, then we'll forward that recommendation. And then you have his memo attached to the drought report here where he did study those graphs a little more. And he agrees with their recommendation to remove the mandatory water restrictions effective November 1st and then to declare voluntary again, not to come fully out, but still encourage residents to be mindful at that point.

Bridge Littleton: Anybody have any? Chris.

Chris Bernard: [off mic]. Just to piggyback on that a little bit, I think the consensus of the group was you know, I know everyone's going to be really excited that we're dropping the mandatory water restrictions, but like, let's not go full free for all. You know, try to make sure everyone is still cognizant of that. We're in this situation you know, do what you got to do to, to get your house ready for winter. But we should all still be very mindful of the fact that we should be conserving.

Bridge Littleton: Yeah. Chris.

Chris Hersh: So along those same lines have heard some feedback that citizens with all the rain that we've had may be a little confused as to why we were concerned about the aquifers and the water level. So, in terms of addressing that, the aquifer recharge might be worth touching base.

Will Moore: [multiple speakers] Yeah. So, I mean, I think we've discussed this a little bit before, but rainfall, as great as it is, unless it is extremely long sustained and at a good but not overly heavy pace it doesn't really recharge the aquifer significantly. You can get that over a long wet season. And you can get that certainly over a season when you've had heavy snowfall in the preceding winter, but having rain for 14 days. Even though that's great for your lawns, it's great for your plants, things like that. It has, doesn't have a great recharging effect on aquifers. That's a long sustained process to get aquifers refreshed.

Chris Hersh: Thank you.

Bridge Littleton: Okay. Anybody have any concerns about lifting the restrictions? Okay. So, I think what we'll do is we'll go. The idea here is to lift the mandatory water restrictions to voluntary. Except for Pam's house, she's still mandatory. One extra day. Yeah, if you want to. Yeah, Chris. Go ahead.

Chris Hersh: Yeah. So, I move. The Council removed mandatory water conservation status effective November 1st, 2026. I further move that Council declare voluntary water conservation status at that time, and request all users to continue to take best efforts to reduce the use of water throughout the town.

Kevin Daly: Second.

Darlene Kirk: Third.

Bridge Littleton: [laughter] Any discussion? All those in favor say.

All Council: Aye.

Bridge Littleton: Opposed? Abstentions? Okay. Vince thanks a lot.

Vince Gugliotta: Sure. Well, thanks.

Bridge Littleton: All right. So, next up is the consent agenda. Would anybody like the one item removed from the consent agenda? If not, would someone like to make a motion?

Chris Bernard: I move that we adopt the consent agenda as proposed.

Chris Hersh: Second.

Bridge Littleton: Any discussion? All those in favor, say aye.

All Council: Aye.

Bridge Littleton: Opposed? Abstentions? Okay. Next up is Council approval of an award of a contract for the Agenda Management Software. Miss North.

Rhonda North: Thank you, Mr. Mayor. So, it has been almost ten years since we did our first RFP for our agenda management software. And the staff thought it was prudent to go out and issue a new RFP just to see what's out there. Evaluate the latest and greatest and look at cost as well. So, we issued that, we received nine proposals. Of the nine, six were custom, three were off the shelf. The cost of the custom, quite frankly, were beyond our needs and capabilities. So, we brought in the, the vendors for the three custom they gave their presentation, the committee ranked those and ranked Granicus, who is our current provider as the number one ranked firm. They were the most cost effective. We would not have to obviously go and spend staff time and committee time training everyone with a new system. Our only concern was we have had some customer service issues with them. So, what we asked Granicus to do, we put this out as a five year contract. We had asked them to agree to go with a one year contract with then options to renew each year for up to five years, and to give us the option to not renew that contract or to cancel it should their customer service not improve. I have to say, they have been definitely more attentive when I have contacted them. They are definitely reaching out to me proactively. So, I think they are trying to resolve their issues. Now, I sent you an email yesterday. There was a security bone vulnerability issue did not affect just Granicus affected many companies. But they were, they were very responsive to us. Once I contacted them and then they started responding back to me. So, they've agreed to do the one year with five, you know, four one year renewals. So, with that, the staff is recommending that we award the contract to Granicus.

Bridge Littleton: Any questions for Rhonda? Rhonda, unless you'd like to go back to paper.

Rhonda North: I would not.

Bridge Littleton: [laughter] Cindy.

Cindy Pearson: When you had to contact them to find out why it wasn't working, why couldn't they have sent out an email to all their users?

Rhonda North: They were actually in the process of doing that when I contacted them. They were they were putting all the wording together.

Cindy Pearson: Just a little slow on that.

Cindy Pearson: Yeah.

Cindy Pearson: So that might be the, the suggestion in their suggestion box. Do that first.

Rhonda North: And that, that was, that has been one of my concerns that I've raised with them over this past year was when, you know, you've got an issue that's affecting multiple users, why aren't you immediately sending out an email to say, hey, we know this is happening, we're working on it. So, yeah, it's something they're working to improve.

Bridge Littleton: Any other questions or concerns? Okay. Would someone like to. Kevin why don't you do it?

John Kevin Daly: You got it. I move that Council approve the award of a contract to Granicus LLC for Agenda Management Software, effective January 27th, 2027. I further move that the Interim Town Manager be authorized to sign the contract with Granicus, as negotiated by the town staff and presented to the Council.

Cindy Pearson: Second.

Bridge Littleton: Any discussion? All right. Rhonda, can you call the roll?

Rhonda North: Vice Mayor Bernard.

Chris Bernard: Aye.

Rhonda North: Council Member Curran.

Pam Curran: Aye.

Rhonda North: Council Member Daly.

John Kevin Daly: Aye.

Rhonda North: Council Member Gallagher.

Deborah Gallagher: Aye.

Rhonda North: Council Member Hersh.

Chris Hersh: Aye.

Rhonda North: Council Member Kirk.

Darlene Kirk: Aye.

Rhonda North: Council Member Pearson.

Cindy Pearson: Aye.

Bridge Littleton: Okay. Next up is the financing update for the Asbury Church project. Miss North.

Rhonda North: Thank you, Mr. Mayor.

Bridge Littleton: You're still on stage.

Rhonda North: So, the Asbury Church Fundraising Committee met with Convergent Nonprofit, our fundraising consultant, on October the 13th to sort of set a path for our fundraising efforts as well as to work on our marketing materials. You do have a draft of the case study in your agenda packet. It is a draft. We do know that there are corrections that need to, to be made to it, and those should be forthcoming hopefully later this week. And they're also going to provide us with a one-page summary sheet as well. So, all of that will be put in the marketing materials that will be used. But the committee did make some recommendations with regard to fundraising. And so we'd like to present those to you this evening. They want to focus their initial fundraising efforts on the construction, raising enough money to finish to do the construction. So, we need about an additional 1.8 million. That's above the little over $1 million that the town has already put forward with the project. The committee kind of rounded it up to two to make it a, you know, easier math numbers. So, so they want to focus on that first. And then once the construction is well underway, then start focusing on raising an additional $2 million to create an endowment for future maintenance costs and for operational costs. They also want to divide the fundraising into two phases. The first phase would be what they term a quiet phase. And that would be where a couple of our members would reach out to some individuals in the community and specifically ask them to make donations. And the hope is that that raises about three quarters of what you need of up the $2 million. The second phase would be the public phase where we would have sort of a reception would target some additional folks sort of some smaller donations, but still some pretty significant donations. And the hope is to, to raise about three quarters of the 2 million for that. And then the staff would recommend that we also do a second reception that's just open to the general public so that anyone who would like to, to contribute to the project could do so. So, the committee at the recommendation of the consultant is going to use a fundraising pyramid where they would target, say three donors to donate 300,000, one to donate 200,000, one to donate 150 and you know, so forth and so on. So, they know sort of what their target is as, as they go to folks. And this part and this next part is probably the one that is most critical. The consultant recommended and some of the committee members who are who have done a great deal of fundraising in their careers agreed. They feel like we need to seek the donations over a three-year period in order to be successful. So, they think if we reach out to someone and say, we'd like for you to donate $300,000, that would be more successful if they say 300,000 over three years, where you're writing $100,000 check a year, as opposed to, we'd like for you to write us a $300,000 check right now. But they also, as they make that pitch, need to be able to give folks a schedule for, you know, how things will work out. And if we're asking them to donate over a three year period and we're doing construction, you know, they want to do construction during that time period in order to have the church open for the 200th birthday in 2029. That would require some short term financing or some bridge Money. Now, we do have in the current budget about a little B, not big B [laughter]. We do have $600,000 in the current budget for some bridge money, anticipating some grant money coming in that, you know, we may have to lay out before we got reimbursed. But so we'd be looking for about, you know, $1.82 million in bridge money. We're not asking the Council to commit to anything tonight. But we are asking if you all are comfortable with the fundraising committee going out and reaching out to folks with sort of that thought and that strategy in

mind. They want to start. We anticipate having all of our fundraising materials ready by the end of this month. They want to start reaching out to folks immediately, because pretty soon, folks will have already made their donations for 2027. So, if we don't get to them, you know, within the next month or so, we will have already lost a year. So, that's the recommendations that came out of the committee and Mayor Littleton, Council Member Pearson you all were on that committee. If you have anything to add or if I've missed something, you know, please.

Cindy Pearson: The only thing I think you might have missed is with the three year, then maybe the five year. That we're not going to give them the, if they bring it up, it might be an option because some people who give those larger amounts of money would like five. If they say back five years, it could be an option if you want [off mic].

Rhonda North: Yeah, yeah. So, they suggested, you know, 3 to 5 want to shoot for the 3. But you may have folks like. Council Member Pearson said, who just will just say, I need five years to make it. Now, the one thing the consultant did tell us is that pledges are legal obligations. So, if we did go to a bank for a short-term loan those pledges would be considered you know, valid from their standpoint as, as to monies that would be coming in to repay the debt.

Bridge Littleton: Any questions for Rhonda? Chris.

Chris Hersh: It's more a general question in terms of the Strategic Finance Committee, in terms of the financing of that short term loan, that may be something that needs to come up in that context to discuss different options.

Rhonda North: Yeah and the Strategic Finance Committee is scheduled to meet in a couple of weeks. So, if you all are comfortable with us continuing to pursue this, that could be something that would be on that agenda for their recommendations.

Bridge Littleton: Yeah, I think they'd be a great idea. Yeah Pam.

Pam Curran: I have a question for Rhonda. Is there any discussion on strategy that if we raise, we have to raise 70% of the money before a shovel can go in the ground in terms of trying to expedite and that also protects us from going out before we have money raised. So, is there any discussion around that?

Rhonda North: No, they really did not discuss that. And I'll be honest with you, the idea of coming up with, you know, short term financing was something that caught me a little off guard. I thought we were, you know, trying to raise it all as quickly as possible. But I'm not an expert. They are.

Bridge Littleton: Well, and some of that goes to the way people want to give.

Rhonda North: Yeah.

Bridge Littleton: Right. So, some people like, you know, they want to take the maximum tax benefit. So, they have a gain in one year. They want to, you know, give as much as the gain, but not as much to lose the benefit of the following year or the year after that. So, and you can absolutely have people say, well, I'll commit to 300,000 over three years and then actually give you the money in two years, because the second year they had a big gain. They want to offset it, but they want they do want the flexibility. So, it is very, you know, it's very common in fundraising. So, I think my thought of it was and we brought this up and Rhonda covered it. As long as we can make these obligations legally binding on the donor [multiple speakers] we could take it to a bank

and use it as collateral to do financing. You know, they would take a percentage, you know, they would, they would only give us $0.90 on the dollar or something like that. But worst comes to worst, you know, we do have that back end, that back end cover. But given our community, I don't see, you know, knowing the folks that we're going to reach out to, I don't see anybody leaving us high and dry.

Rhonda North: So, and the two folks who are going to go out and really reach out and talk to folks, they tell us that they could have their, their piece of it finished by sometime in December. So, you know, we're going to know fairly.

Bridge Littleton: [multiple speakers] We'll have a really good idea.

Rhonda North: We're going to. Yeah, we're going to know fairly quickly whether we're going to be successful or not.

Bridge Littleton: And quite honestly, the other thing we could do too, is if we only want to provide the short term financing for half of it for a year and watch how everything goes and then do the second half. We can structure however we want to. All right. Yes, this is just an update.

Rhonda North: So this is just an update. If you are comfortable then we're going to continue to proceed along this this path. It's not committing us. You know, to doing any financing. It's just it gives them some information to be able to present. This is this is our goal. And, you know, this is how we're going to proceed. You know, if all everything falls into place.

Bridge Littleton: And I think it would be good for the, when it goes to the Finance Committee in a couple of weeks, ask them, you know, what would be the 2 or 3 scenarios. They would say, you know, would be the options for us to, you know, consider if there's something we haven't considered. Is there something they would, they would recommend? Yeah. Okay.

Rhonda North: And I mean, even if, even if we found out by the end of December, we're going to raise three quarters of it, it would still take us time to prequalify GCs do the bids, all of that. So, I mean we've still got some windows.

Bridge Littleton: Great. All right.

Rhonda North: Thank you, Mr. Mayor.

Bridge Littleton: Next one is Chief.

Shaun Jones: Good evening everyone. You have my report before you. Just to give you a brief overview of everything. The take home vehicle program is continue to operate successfully with no significant issues or problems during this repeated, I mean, this reported time period. It remains a valuable recruitment and retention tool. I spoke with some other Chiefs today and they were envious of our program here. We're closely monitoring the program. And since the program has been started, we have not had any major mechanical issues of experience, any major problems with our vehicles except from basic routine maintenance, such as oil changes and so forth. One of the things that I did during this operational period is take a look at what we were spending for tires. I started looking at how we could save money on tires. So, I looked at vendors that were under state contract. We initially were paying $250 per tire. Now we have cut that in half to $125 per tire by basically working with vendors that are in approved state contract.

Bridge Littleton: Hey, Chief.

Shaun Jones: Sir.

Bridge Littleton: So that's just a quick note. Let's look at all the stuff we buy.

Shaun Jones: Yes sir.

Bridge Littleton: That is, you know, I don't mean like pencils, but you know the stuff that is expensive. Is there an existing state contract we can ride off of that has a better price than what we're getting right now?

Shaun Jones: So what I'm what I'm doing now.

Bridge Littleton: [multiple speakers] Totally not related to the cars, but like, if you save 50%.

Shaun Jones: Everything that we do, we buy before I make a purchase of anything, I look at the price at different vendors always go for the cheapest price that we can find to save us money and call it savings. I try my best to do that.

Cindy Pearson: But sometimes you have to compare the worth of it.

Shaun Jones: Yeah.

Cindy Pearson: And how long are these tires that you're getting through this lasting. Do they last longer than the ones you were paying? I mean, or the same.

Shaun Jones: There's more mileage on them. I'm not going to shortchange this because if we're going to save money and they have to constantly replace them no, I'm making sure that we have the same mileage, if not more. Same thing if we do with equipment instead of just buying something for just to buy it. No, we need to test it and make sure it's going to be durable. We need to research these products before we start spending money on it. And that's one of the things I started focusing on as well. I always look for ways that we can save money. Other than that, I mean, we're continuing to inspect the vehicles on a monthly basis to make sure the vehicles are in proper working order as well. Any questions? Yes, ma'am.

Darlene Kirk: I have a question on another program. How's the Bike Program going? Is that going really well?

Shaun Jones: The Bike Program is going well when we have special events. So, we will have them out next week for Halloween. So, whenever we have a special event and I have a certified rider on staff we do make that work. So, hopefully when we get up to staffing, I can have, you know, when we have two people here, I can have one out on the bike and then one that's available to respond in the car to assist if needed.

Bridge Littleton: How many bikes do we have?

Shaun Jones: We have two.

Bridge Littleton: Two. How many certified riders do we have?

Shaun Jones: Right now we have two.

Bridge Littleton: Two, okay.

Shaun Jones: Yes, one on each platoon. So, squad A and squad B, we have one on each squad so we can. That's what we have so far.

Bridge Littleton: Got it [off mic]. Okay. Yeah Cindy.

Cindy Pearson: Sure. I'm going back to the spare tires because I did live through when they had spare tires here before and they grew. There was way too many spare tires all the time. Where do you keep the spare tires? And are they inventoried?

Shaun Jones: Yes, ma'am. So, whenever we utilize a tire or change the sets of tires that we have, we have a certain amount on hold. We have them stored at Fox Auto garage and then we have them stored at one of our wells.

Cindy Pearson: Just don't get too far ahead on your buying of those because they, they do grow.

Shaun Jones: I don't want them to dry, right.

Cindy Pearson: Yeah and I think I read that Mark did the inventory and stuff before. Was that right?

Shaun Jones: Yes.

Cindy Pearson: Who takes care of that now?

Shaun Jones: Well, right now so if I'm here, I start checking the vehicles, but also officer McCourt, he started checking the vehicles as well and starting them and making sure they're running not, you know, not just sitting there without running the vehicle. So, we're making sure the vehicles are staying in working order. Also instructed the officers for the spare vehicles that we have to leave their vehicle here and drive their vehicles home instead. So, we can make sure that those vehicles are working and getting aired out as well.

Cindy Pearson: Did you also mention that you have other items in inventory that for the vehicles, was that in there? Did I read that right? Maybe not.

Shaun Jones: No. We do inspections of them and make sure that they have the appropriate equipment that they need in their vehicles.

Cindy Pearson: Okay. So, this is just a general question. I don't know. Can you not name someone an interim lieutenant until you hire someone? Or is that just not? Well, easy to do. I could be totally off on that.

Shaun Jones: I can't because I need to take the time to sit down and train them as well.

Cindy Pearson: Okay.

Shaun Jones: So when I have them rotating shifts and so forth, it's kind of hard.

Cindy Pearson: [multiple speakers] Okay thank you.

Bridge Littleton: Hang on. Darlene.

Darlene Kirk: I was going to say this is a question not for you, but [inaudible]. Also a lot of the guys are probably going to apply for the Lieutenant program. So, that sort of gives them the, you know, they think they're going to get it. [off mic] you. I want to thank you for sending Melvin up and getting rid of the trucks that were parked all over. It was like an obstacle course getting through Ridgeview. And if you could just have your guys keep going through there and moving them along, because today I got through very easily. But the other day I thought I was being smart and took the back street and that was a mess so.

Cindy Pearson: Yeah, we had someone at a meeting. Was that just last night? Whenever they mentioned the same thing. It's hard to get through. Yeah.

Darlene Kirk: [off mic] Taking things out of the back of this truck and putting them in the other lane. And they were like, big, you know, boxes, so. But thank you.

Bridge Littleton: Pam.

Pam Curran: Gas. The cost of gas. Do you know what, how the take home program has impacted the cost of gas if we didn't have it?

Shaun Jones: In your packet I do have a chart of gas expenditures and so forth as well [multiple speakers].

Pam Curran: I just wonder, is it [inaudible].

Shaun Jones: I [off mic]. Yeah, it's a list of what we've been spending from last year compared to this year. So, we have the list of what we were spending in September of 25 to what we're spending now.

Chris Hersh: So is that first column, first row, excuse me, where it says officer and say September of 25, $2.65, and then September of 26, $4.02.

Shaun Jones: That's the difference [multiple speakers].

Chris Hersh: Per Gallon.

Pam Curran: Okay. And then the other question I had is you mentioned it's helping with recruiting and retention. Yeah [off mic].

Shaun Jones: Correct.

Pam Curran: How do you how do you know?

Shaun Jones: Well, I mean, there's a lot of agencies, when we get people that apply for agencies, one of the things that they look at is the fact of agencies that have take home car programs. So, that's one of the things that people look for. But we do thorough screenings and backgrounds on individuals before we go any further with the hiring process.

Bridge Littleton: Any other questions for Shaun? All right. Anybody have any information items? Will.

Will Moore: Thank you, Mr. Mayor. You'll recall at our last meeting, I had indicated that VDOT was anticipated to begin milling and paving. As happens it was delayed. But we are assured by the contractor that

that operation will begin tonight. So, it would be tonight but they are intentionally not going to work overnight, Friday or overnight Saturday night, which will be helpful to our downtown restaurants for their busiest evening. So, we're appreciative of that. Although I think part of that's they just don't want to work Friday and Saturday night either, which fair enough.

Bridge Littleton: Hey, take credit for it if you can [multiple speakers].

Will Moore: It's mutually beneficial. But the operations will continue through next week and absent any additional delays, they're scheduled to finish the paving operation by Friday morning. So, we'll be monitoring that. We're going to be monitoring their milling operations in particular, as we've discussed before, we have some obstacles that companies like this where the bulk of their operations are milling and paving in areas that don't have curb and gutter, rural roads, things like that. We have many more obstacles with curb and gutter, particularly with curb bump outs with our brick crosswalks that are set in concrete cradles. We've had many discussions ahead of time with the contractor. But we're going to be monitoring that closely because they are getting toward the end of their contract with VDOT. So, they need to finish fairly quickly also. And we don't want quick work to turn into to sloppy work and end up with damage to our infrastructure. So, we'll be watching that. I just want to recognize that we've received a number of complaints from some of the businesses. Council Member Kirk also noted that it's a little bit unsightly, the signage, especially when they had delays and the signage has been put out for some time. A lot of complaints because those signs are mounted in cones which are very dirty cones. And all I can tell you is it's a paving company. Everything they have gets very dirty. But we're not happy that that's been out for the length of time that it has been. But just ask everyone's patience as we get through the operation through next week, and hopefully we'll get it cleaned up soon thereafter. One final thing. The restriping of pavement markings will be another project that will be within a month of their completion of, of the paving, but that so probably a few weeks later, mid-November, they'll be coming through doing the final striping.

Bridge Littleton: Okay.

Darlene Kirk: [off mic] I didn't complain because they were dirty. Just so you know.

Bridge Littleton: Oh yes you did. I saw the email.

Darlene Kirk: Okay I'm sorry [off mic].

Bridge Littleton: Yeah Pam. Oh, Cindy sorry.

Cindy Pearson: It was just with the other group that's doing the polls. How much longer are they expected to be here in town? [laughter].

Will Moore: I don't have a schedule from them. I'm in contact on occasion with the person from Dominion that is overseeing the contractor. So, when we have issues, I know we've had a couple issues with them routing traffic improperly through the resort and some others. He has been very responsive and the contractors have been then responsive with him. So, but as far as a final date for their work, we don't have that at this time.

Bridge Littleton: Okay.

Pam Curran: I get almost daily questions from residents about the smell of burning leaves or what's burning and, any information on that?

Will Moore: No. When you called a week ago or so, I had Tim go out and drive all around and investigate. He got the smell also, but he could not locate it anywhere.

Bridge Littleton: Could it just be a fireplace?

Will Moore: Oh, it could be.

Pam Curran: Could be. Maybe it is. I mean, it's every day. [multiple speakers] But I just wonder what we know. Okay.

Bridge Littleton: Okay. The only other information I was going to mention Megan mentioned it earlier Asbury Lloyd passed away last week. I saw the at 97 or 98. Amazing. [off mic]. 97. I saw the notice this morning for his service. I think it's the 30th or the 31st. [off mic]. Halloween day. Well, the visitation is 11, the service is the 12 in Purcellville. So, I've got the details. I'll email it out to everybody if you want to attend. [off mic].

Bridge Littleton: Okay. Anybody have any other information items? All right. Chris, do you want to read the Closed Session?

Chris Bernard: All right [off mic]. I move that Council go into Closed Session as authorized under Section 2.2-3711 of the Code of Virginia. For I'm going to skip a couple things here.

Will Moore: Please, please read all the items.

Chris Bernard: Okay. For 1. Consultation with legal counsel pertaining to actual litigation involving Cooper Building Services versus the Town of Middleburg. 2. Consultation with legal counsel pertaining to actual litigation involving Salamander Farms, LLC versus the Town Council of Middleburg, and 3. Consultation with legal counsel pertaining to actual litigation involving Salamander Resort, LLC versus the Town Council of Middleburg. All three is allowed under subsection (A)(7) and 4. The performance of the Middleburg Sustainability Committee. [off mic]. I further move that Council thereafter reconvene an open session for action as appropriate. That was a mess.

Chris Hersh: Second.

Bridge Littleton: Any discussion? All those in favor, say aye.

All Council: Aye.

Bridge Littleton: Opposed? Abstentions? Okay. [off mic]. All right. I ask the Council certify that in the Closed Session just concluded to the best of each member's knowledge, nothing was discussed except the matter or matters specifically identified in the motion to convene in Closed Session and to lawfully permitted to be disclosed, discussed in Closed Session under the provisions of the Virginia Freedom of Information Act, as cited in the motion. I would like to remind those present for the Closed Session that any discussion that occurred within it should be treated as confidential.

Deborah Gallagher: Aye.

Chris Hersh: Yes.

Darlene Kirk: Yes.

Bridge Littleton: Yes.

Chris Bernard: Yes.

Cindy Pearson: Yes.

John Kevin Daly: Aye.

Cindy Pearson: Yes.

Bridge Littleton: Meeting adjourned.