



Town of Vienna

Meeting Minutes

Town Council Meeting

Charles A. Robinson Jr.
Town Hall
127 Center Street South
Vienna VA, 22180

Monday, June 4, 2018

8:00 PM

Charles A. Robinson, Jr. Town Hall, 127
Center Street, South

Regular Meeting

[18-943](#)

Swearing-in of Newly Elected Officials by Judge Kassabian.

Judge Kassabian swore in the re-elected Council Members.

Invocation: John Russo, Chairman of the Local Spiritual Assembly of the Baha'is of the Town of Vienna

Pledge of Allegiance to the Flag of the United States of America

1. Roll Call

Present: 7 - Council Member Tara Bloch, Council Member Linda Colbert, Council Member Pasha Majdi, Council Member Douglas Noble, Council Member Carey J. Sienicki, Council Member Howard J. Springsteen and Mayor Laurie DiRocco

2. Approval of the Minutes: No minutes for approval

3. Receipt of petitions and communications from the Public that are not on the Agenda. (Limited to 5 minutes per issue and no formal action can be taken this evening)

A local Boy Scout from Troop 987 introduced himself to Council, he is working on his Communications Merit Badge.

4. Reports/Presentations

A. Report and Inquiries of Council Members

Councilmember Noble reported that a good friend of his who is in charge of the Safety Institute at Texas A & M University recently did one of the Ted Talks on traffic safety and one of the interesting points that came out of it was that there are 96 some odd gun violence fatalities per day in this country and there are more than 100 traffic fatalities per day in this country. He thought this was a very telling comparison of statistics. One has a very high level of interest today and the other is just kind of background noise that we hear about.

Councilmember Noble also reported that the ladies at James Madison High School had a tremendous weekend between girl's lacrosse, girl's softball and soccer all winning games. All won Districts and all won the Regional and now moving into the States.

Councilmember Springsteen asked that the Mayor work with the Clerk and Town Manager to make sure that we make all documents available to the public on Thursday night for the agenda.

B. Report of the Town Manager

No report

C. Report of the Mayor

Mayor DiRocco reported that on Memorial Day weekend we hosted Viva Vienna! We as a town as well as the Rotary Club partner and host Viva Vienna as well as a wonderful Memorial Day Ceremony on the Town Green on Monday to remember the reason for Memorial Day. She thanked the town staff, Parks & Recreation and the Police for doing a wonderful job and helping to make this a successful event.

D. Proposals for Additional Items to the Agenda

None

E. Closed Session

It was moved that the members of the Vienna Town Council be polled to affirm that during the first Closed Session convened this date, Monday, June 4, 2018, the Town Council met for personnel matters, specifically discussion of membership on the Planning Commission, and the interviewing of individuals for consideration of appointment and/or re-appointment to a Town Board or Commission.

It was further moved that the Certification Resolution be adopted in accordance with State Statutes, and that the Town Clerk is authorized to execute the Certification Resolution.

And it was further moved that the Closed Session be continued to later this date, Monday, June 4, 2018 at the conclusion of the Regular Council Meeting, in accordance with Virginia Code Section 2.2-3711.A.(3) for discussion or consideration of the acquisition of real property for a public purpose.

*Motion: Councilmember Bloch
Second: Councilmember Noble
Carried Unanimously*

It was moved that Charlie Strunk be re-appointed to the Transportation Safety Commission and the Bicycle Advisory Committee for a two-year term. Said term shall be effective from July 12, 2018 through July 12, 2020.

It was further moved that Keith Aimone be re-appointed to the Transportation Safety Commission for a two-year term. Said term shall be effective from July 12, 2018 through July 12, 2020.

*Motion: Councilmember Bloch
Second: Councilmember Noble
Carried Unanimously*

Item was approved as shown above.

Aye: 7 - Council Member Bloch, Council Member Colbert, Council Member Majdi, Council Member Noble, Council Member Sienicki, Council Member Springsteen and Mayor DiRocco

5. Consent Agenda

It was moved to approve to approve the Consent Agenda as submitted below.

A motion was made by Council Member Linda Colbert, seconded by Council Member Douglas Noble, that this item was approved. The motion carried by the following vote:

Aye: 7 - Council Member Bloch, Council Member Colbert, Council Member Majdi, Council Member Noble, Council Member Sienicki, Council Member Springsteen and Mayor DiRocco

- A. [18-859](#) Renewal of Annual Contract with Day & Night Printing for Printing and Mail Preparation of Town's Monthly Newsletter, Vienna Voice
- Attachments: [Day & Night original purchase order](#)
[2018 Day & Night change order](#)
[2019 Day & Night contract renewal letter](#)
- B. [18-880](#) FY2019 funding of contracts issued by other jurisdictions
- Attachments: [FY 18-19 Table of Rideable Contracts](#)
[Rideable Contracts FY19](#)
- C. [18-881](#) FY2019 funding and renewals of Town contracts
- Attachments: [Town Contracts FY19](#)
[FY 18-19 Table of Town Contracts](#)
- D. [18-885](#) Renewal of annual audit contract with Robinson, Farmer, Cox Associates PLLC
- Attachments: [RFP15-04FINAL](#)
[Vienna Extension 2018](#)
- E. [18-893](#) Request approval to continue to ride VITA contract VA-140331-DELL for purchase of computers, laptops, and maintenance contracts for servers for FY19
- Attachments: [VITA 2018 RENEWAL LETTER](#)
[VITA CONTRACT VA-140331-DELL](#)
- F. [18-898](#) Request approval to ride Fairfax County Public Schools contract 4400006677 for cell and mobile device service with Sprint.
- Attachments: [FFX County Schools Telecommunications Contract 4400006677](#)
[RFP Cooperative Procurement](#)

6. Regular Business

- A. [18-882](#) Northern Virginia Regional Gang Task Force Payment

Attachments: [2017 funding agreement](#)

It was moved to approve the police department's expenditure not to exceed \$25,000 to the Northern Virginia Regional Gang Task Force as provided in the multi-jurisdictional funding agreement.

A motion was made by Council Member Bloch, seconded by Council Member Springsteen, that the Action Item be approved. The motion carried by the following vote:

Aye: 7 - Council Member Bloch, Council Member Colbert, Council Member Majdi, Council Member Noble, Council Member Sienicki, Council Member Springsteen and Mayor DiRocco

B. [18-903](#) 2018 CIP Update**Attachments:** [TOV Capital Budget Update 6-4-18 v2](#)

It was moved to adopt the 2018 CIP plan as revised and with Option 1 as presented or Option 2 if funds from NVTa are received and accepted. It was further moved to direct staff to arrange to borrow funds necessary to complete approved Council purchases during calendar year 2018 under the funding ordinance adopted on January 29, 2018.

Motion: Councilmember Noble

Second: Councilmember Bloch

Councilmember Sienicki asked for a friendly amendment to go ahead and move to adopt the 2018 CIP plan as revised with option 4 as presented or option 5 if funds from NVTa are received and accepted.

Motioner denied amendment.

Councilmember Majdi moved to make an unfriendly amendment to move to amend the underlying motion to the following: It was moved to adopt the 2018 CIP plan as revised and with Option 4 as presented or Option 5 if funds from NVTa are received and accepted.

Motion: Councilmember Majdi

Second: Councilmember Sienicki

Motion to amend the motion carried 5-2

Vote on amended motion

It was moved to adopt the 2018 CIP plan as revised and with Option 4 as presented or Option 5 if funds from NVTa are received and accepted. It was further moved to direct staff to arrange to borrow funds necessary to complete approved Council purchases during calendar year 2018 under the funding ordinance adopted on January 29, 2018.

Motion Carried 5-2

Item was approved as shown above.

Aye: 5 - Council Member Bloch, Council Member Colbert, Council Member Majdi, Council Member Sienicki and Mayor DiRocco

Nay: 2 - Council Member Noble and Council Member Springsteen

C. [18-767](#) Consideration of Intent to Purchase Public Parking Condominium on 223-241 Mill Street NE

Attachments: [Back Elevation Options 02 07 2018](#)
[Mill Street Public Parking Condominium-Traffic and Intersection Analysis...](#)
[Mill Street Development - Trip Generation Memo Review](#)
[Trip Generation Comparison Memo - Mill Street Public Parking and Commercial Building - 9-11-17](#)
[Copy of Copy of Mill Management Budget 052318 \(Kimberly Sperling's conflicted copy 2018-05-23\)-1](#)
[#55472876v4 Active - Tenacity Vienna Mill Street Declaration of Condomi... 05 29 2018](#)
[#55473253v4 Active - Tenacity Vienna Mill Street Condominium Bylaws wSDB Edits 05 29 2018](#)
[Exhibit E Mill St and Neighbors Site Plan Modifications Draft 05 29 2018](#)
[#55450557v5 Active - Tenacity Vienna Mill Street Purchase and Sale Agre... Clean wSDB Edits 05 31 2018-1](#)
[Public Hearing Minutes 2-26-2018](#)
[Mill Street FAQs Updated 3-15-18 final](#)
[2018_0604_Conceptual Plat R3 06 04 2018](#)
[SubExhibit A to Exhibit E Back Elevation Options 02 07 2018](#)

It was moved to approve the proposed purchase of a condominium interest, specifically a second floor public parking garage with 121 parking spaces in the building to be built by Mill Street Development One, LLC at 223-241 Mill Street NE, for the total purchase price of \$4,600,000.00. It was further moved that the Town Manager and Town Attorney are directed to finalize the contract documents, consistent with the terms and conditions of the documents attached to this Agenda Item including clarifying floor to floor heights, being accessible parking, rooftop heights, residential information in the bylaws should be struck, front elevations to be included and street scape elevation be included within the proposal, and authorize the Mayor to execute such documents on behalf of the Town of Vienna.

Mr. Briglia suggested the inclusion of the bylaw condo doc preparation provisions that require employees to use the parking on the basement or the first floor.

Councilmember Sienicki and the seconder accepted the friendly amendment.

Vote taken on the motion as amended.

Motion approved with a 6-1 vote

A motion was made by Council Member Sienicki, seconded by Council Member Bloch, that the Action Item be approved. The motion carried by the following vote:

Aye: 6 - Council Member Bloch, Council Member Colbert, Council Member Majdi, Council Member Noble, Council Member Sienicki and Mayor DiRocco

Nay: 1 - Council Member Springsteen

D. [18-811](#) Request to approve the final plat of 713 Kingsley Road SW and 911 Myers Circle

SW.

Attachments: [Myers Kingsley Traffic Safety Assessment \(5.21.18\) \(003\)](#)

[PCSTAFF REPORT 3-14-2018 4](#)

[PC meeting of March 14 final](#)

[3 LOT RESUB PLAT MARCH REVISION](#)

[Revised Subdivision Plan_03192018_Combined](#)

[PROP LINE ADJUSTMENT MARCH 20 REVISION](#)

[Deed of Boundary Line Adjustment](#)

[Contract Purchaser agreement](#)

[DPW PC Memo 2018-03-08 a](#)

[Zoning Administrator Lot Front2](#)

It was moved to approve the proposed subdivision of 713 Kingsley Road SW and 911 Myers Circle SW.

A motion was made by Council Member Sienicki, seconded by Council Member Colbert, that the Action Item be approved. The motion carried by the following vote:

Aye: 4 - Council Member Colbert, Council Member Majdi, Council Member Sienicki and Mayor DiRocco

Nay: 3 - Council Member Bloch, Council Member Noble and Council Member Springsteen

- E. [18-896](#)** Request to set a public hearing for July 9, 2018 regarding rezoning of 430-444 Maple Avenue W from C-1 Local Commercial Zone and RS-16 Single Family Detached Residential Zone to Maple Avenue Commercial (MAC) Zone for the proposed 444 Maple mixed-use development.

It was moved to set a public hearing for July 9, 2018 regarding rezoning of 430-444 Maple Avenue W from C-1 Local Commercial Zone and RS-16 Single Family Detached Residential Zone to Maple Avenue Commercial (MAC) Zone for the proposed 444 Maple mixed-use development. It was further moved to direct the Town Clerk to advertise a Notice of Public Hearing.

A motion was made by Council Member Colbert, seconded by Council Member Bloch, that the Action Item be approved. The motion carried by the following vote:

Aye: 6 - Council Member Bloch, Council Member Colbert, Council Member Noble, Council Member Sienicki, Council Member Springsteen and Mayor DiRocco

Nay: 1 - Council Member Majdi

- F. [18-865](#)** Renew service agreement for outsourced bill printing with Datamatx

Attachments: [6-2-14 Datamatx contract](#)

[2019 Datamatx costs for Council](#)

[Datamatx 2019 sole source](#)

[Datamatx 2019 waiver](#)

It was moved to approve renewal of the service agreement with Datamatx for

outsourced bill printing for a total of \$25,000.

A motion was made by Council Member Springsteen, seconded by Council Member Noble, that the Action Item be approved. The motion carried by the following vote:

Aye: 7 - Council Member Bloch, Council Member Colbert, Council Member Majdi, Council Member Noble, Council Member Sienicki, Council Member Springsteen and Mayor DiRocco

- G. [18-900](#)** Request to increase FY18 spending with Ross Tree Expert Company, dba RTEC Treecare, for tree maintenance and removal.

Attachments: [RTEC 04.16.2018 Renewal Rate Final](#)
[RTEC PO 2017](#)
[IFB 18-06 SUMMARY AND BID TAB](#)

It was moved to modify the Town's contract with Ross Tree Expert Company, dba RTEC Treecare, and to approve an additional \$11,000 in expenditures for FY18 for tree maintenance and removal from accounts listed above under IFB 18-06.

A motion was made by Council Member Springsteen, seconded by Council Member Bloch, that the Action Item be approved. The motion carried by the following vote:

Aye: 7 - Council Member Bloch, Council Member Colbert, Council Member Majdi, Council Member Noble, Council Member Sienicki, Council Member Springsteen and Mayor DiRocco

- H. [18-904](#)** Request approval for spending \$30,000 with Ross Tree Expert Company, dba RTEC Treecare, for tree maintenance and removal.

Attachments: [IFB 18-06 SUMMARY AND BID TAB](#)
[RTEC 04.16.2018 Renewal Rate Final](#)

It was moved for approval of tree maintenance and removal in the amount of \$30,000 with Ross Tree Expert Company, dba RTEC Treecare, utilizing IFB 18-06.

A motion was made by Council Member Sienicki, seconded by Council Member Colbert, that the Action Item be approved. The motion carried by the following vote:

Aye: 7 - Council Member Bloch, Council Member Colbert, Council Member Majdi, Council Member Noble, Council Member Sienicki, Council Member Springsteen and Mayor DiRocco

- I. [18-907](#)** Appointment of Town Officials for Fiscal Year 2018-19

It was moved to re-appoint the following Town Appointed Officers for Fiscal Year 2018-19:

Mercury T. Payton, Town Manager, pursuant to a contractual agreement; and

Steven D. Briglia as Town Attorney, pursuant to a contractual agreement between the Town of Vienna and Steven D. Briglia for legal and prosecuting services; and

Melanie J. Clark as Town Clerk; and Marion Serfass as Town Treasurer

A motion was made by Council Member Noble, seconded by Council Member Bloch, that the Action Item be approved. The motion carried by the following vote:

Aye: 7 - Council Member Bloch, Council Member Colbert, Council Member Majdi, Council Member Noble, Council Member Sienicki, Council Member Springsteen and Mayor DiRocco

18-921 Second Closed Session

Meeting Recessed into Closed Session at 11:12 p.m.

Mayor DiRocco called the meeting back to order at 11:32 p.m. The Town Clerk called the roll and all members of Council were present.

It was moved that the members of the Vienna Town Council be polled to affirm that during the second Closed Session convened this date, Monday, June 4, 2018, the Town Council met for discussion or consideration of the acquisition of real property for a public purpose.

It was further moved that the Certification Resolution be adopted in accordance with State Statutes, and that the Town Clerk is authorized to execute the Certification Resolution.

And it was further moved that the Closed Session be continued to Monday, June 11, 2018 at 7:15 p.m. in accordance with Virginia Code Section 2.2-3711.A.(1) for personnel matters, specifically the interviewing of individuals for consideration of appointment and /or re-appointment to a Town Board or Commission.

A motion was made by Council Member Bloch, seconded by Council Member Colbert, that the item be approved. The motion carried by the following vote:

Aye: 7 - Council Member Bloch, Council Member Colbert, Council Member Majdi, Council Member Noble, Council Member Sienicki, Council Member Springsteen and Mayor DiRocco

7. Meeting Adjournment

It was moved to adjourn the meeting at 11:33 p.m.

Laurie A. DiRocco, Mayor

Signed/Dated _____

Attest: _____
Melanie J. Clark, Town Clerk

A motion was made by Council Member Douglas Noble, seconded by Council Member Tara Bloch, that the meeting be adjourned. The motion carried.

THE TOWN OF VIENNA IS COMMITTED TO FULL COMPLIANCE WITH THE AMERICANS WITH DISABILITIES ACT STANDARDS. TRANSLATION SERVICES, ASSISTANCE OR ACCOMMODATION REQUESTS FROM PERSONS WITH DISABILITIES ARE TO BE REQUESTED NOT LESS THAN 3 WORKING DAYS BEFORE THE DAY OF THE EVENT. PLEASE CALL (703) 255-6304, OR 711 VIRGINIA RELAY SERVICE FOR THE HEARING IMPAIRED.