



Town of Vienna

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

Meeting Minutes Town Council Meeting

Monday, August 19, 2019

8:00 PM

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

Regular Meeting

Invocation: Reverend Brenda Burns of the Vienna Assembly of God

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

1. Roll Call

Present: 7 - Council Member Linda Colbert, Council Member Pasha Majdi, Council Member Douglas Noble, Council Member Nisha Patel, Council Member Steve Potter, Council Member Howard J. Springsteen and Mayor Laurie DiRocco

2. Approval of the Minutes:

- A. [19-1406](#) Approval of the Regular Council Meeting Minutes of June 3, 2019, July 1, 2019, July 15, 2019, and the Work Session Minutes of March 18, 2019, March 20, 2019 and April 1, 2019

It was moved to approve the regular Council meeting minutes of June 3, 2019, July 1, 2019 and the Work Session Minutes of March 18, 2019, March 20, 2019 and April 1, 2019 as submitted.

The minutes of the Regular Council Meeting of July 15, 2019 were deferred to the next meeting on September 16, 2019.

A motion was made that the Minutes be approved. The motion carried by the following vote:

Aye: 7 - Council Member Colbert, Council Member Majdi, Council Member Noble, Council Member Patel, Council Member Potter, Council Member Springsteen and Mayor DiRocco

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)

Mr. DiFiore, 207 Owaissa Court SE, addressed Council regarding some concerns that Councilmember Stenicki had provided to Council at the January 28, 2019 Council meeting, regarding a potential purchase of historic property on Mill and Church St. He hasn't heard anything about it since then and thinks it is time that Council tells them what is going on. Mr. Briglia provided some information on the matter.

Ms. Paulina Moore, 104 Tapawingo Road SE, addressed Council regarding trash pick-up being done two times per week during the summer months.

Mr. John Runyon, 315 Courthouse Road, SW, asked what the Town can do to make Courthouse Road safer for everyone. The traffic and speeding is steadily increasing. He believes the town had intended to install a crosswalk at Glenn St. and

Courthouse for the kids to cross but nothing has been done. They need something to stop the traffic on the road.

Local Boy Scouts from Troops 1130, 152 and 1539 introduced themselves to Council. They are working on their Citizenship in the Community and/or the Communications Merit Badge.

4. Reports/Presentations

- A. [19-1373](#) Proclamation for Constitution Week
- Councilmember Colbert presented a Proclamation for Constitution Week designation the week of September 17 through September 23rd as Constitution Week.*
- B. [19-1395](#) Proclamation for 9/11 Remembrance Day
- Councilmember Noble presented a Proclamation for 9/11 Remembrance Day.*
- C. [19-1380](#) Recognition of the Town's certification as the 88th Bee City USA affiliate in the nation. Presented by Rochele Kadish of the Conservation and Sustainability Commission (CSC)
- Ms. Rochelle Kadish of the Conservation and Sustainability Commission presented information on the certification recognizing the Town of Vienna as the 88th Bee City USA.*
- D. [19-1308](#) Presentation on status of Patrick Henry Library/Town of Vienna Public Parking Garage Feasibility Study
- Mr. Mike D'Orazio, Deputy Director of Planning and Zoning along with Allison Terezini of Fairfax County, Jessica Hudson, Director of Fairfax County Public Libraries and Consultants of Grimm and Parker Architecture, Inc. presented a feasibility study on the Patrick Henry Library Public Parking Garage study.*

A. Report and Inquiries of Council Members

Councilmember Noble reported on a couple things that he heard about at the VML Legislative Policy Meeting in July. He provided a couple of points regarding some items that will be coming up for Vienna.

Councilmember Noble asked Mr. Gallagher when the pedestrian hawk signal at James Madison Drive is going to be operational. Mr. Gallagher stated that the developer still has some improvements to do in the right of way, which include line markings and signage, and until those are up they will not allow it to be functional.

Councilmember Springsteen asked if they could get a comparison in BPOL Tax between Vienna and the County.

Councilmember Patel stated that she is looking forward to the discussion regarding scooters coming to Vienna.

B. Report of the Town Manager

Mr. Payton thanked the IT Department for the work that they do which is usually

behind the scenes but tonight they had the work session prior to the meeting with all the technical aspects in place and then very quickly got it set up for the Council meeting.

Mr. Payton reported that he sent an email out to Council last week regarding agenda's going forward through December and in trying to keep the number of agenda items on work session to 4 or less, he has added a work session on September 16th prior to the Council Meeting. He wanted to confirm with Council that they are ok with it.

Mr. Payton reported that Council will be receiving a draft of the proposed Council meeting schedule for next year, 2020, so that Council will be prepared to make a decision at the September 16th Town Council meeting.

Mr. Payton reported that Deputy Chief Janickey will be providing an update on some activity that has been going on with the W & OD Trail. Deputy Chief Janickey reported that they have some pretty promising leads and should be able to close the case in a couple of days. He also provided some information on the theft of the benches.

Mr. Payton asked Mr. Gallagher to come forward and provide information on an upcoming meeting with TSC. Mr. Gallagher reported that there will be an open forum discussion held by the Transportation Safety Commission to understand what some of the issues are that can be addressed.

C. Report of the Mayor

Mayor DiRocco reported that the Department of Parks & Recreation have been very busy this summer organizing and hosting Kids on the Green ever Tuesday morning, Big Screen on the Green, which shows kids movies and Summer on the Green which is music and bands. They also help run Chillin on Church. These are fun events that are wonderful for families, adults and kids. She thanked the Parks & Rec Department for all of their efforts.

Mayor DiRocco also reported that Parks & Rec was also involved with another project called the "Story Walk" project. This is a collaboration between the Town of Vienna, the Patrick Henry Library, the Rotary Club and Dave Nichols, a local Eagle Scout candidate. A Story Walk is to set pages of a book along a path, typically in a park and the town selected Glyndon Park which already has a trail going through it. With the financial help of the Vienna Rotary Club David Nicohols was able to build twenty frames and platforms for this Story Walk. He used a 3D computer modeling program to design the prototype. The current book in the Story Walk is "Tap the Magic Tree" by Christie Matheson. The library plans to change the book out quarterly. She encourages everyone to go out and see how it works.

Mayor DiRocco congratulated Mary Lillis, Manager of Orange Theory in Vienna, who was named as the 2019 Manager of the Year for the Orange Theory franchise in our region and is now in the running nationally.

Councilmember Potter asked that they also recognize and congratulate the American Legion Post 180's baseball team for their back to back State Championships and for being runners up in the mid-atlantic tournament.

D. Proposals for Additional Items to the Agenda

None

E. Closed Session

None

5. Regular Business

A. [19-1378](#) Request to consider amended proffers for 380 Maple MAC project

It was moved to accept the amended proffers as submitted for the 380 Maple rezoning application.

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

Aye: 7 - Council Member Colbert, Council Member Majdi, Council Member Noble, Council Member Patel, Council Member Potter, Council Member Springsteen and Mayor DiRocco

B. [19-1394](#) Directive to Town staff to research amending requirements related to commercial parking, parking lot landscaping, and streetscape.

It was moved to direct town staff to draft amendments to the MAC as its top priority and simultaneously to consider amendments to the regular commercial code C.1, C.1A, C.1B, and C.2 in Chapter 18 of the Town Code that affect the MAC. It was further moved to direct staff to draft amendments to the regular commercial code that require the MAC street scape, require landscaping for parking lots and direct staff to consider changes to parking requirements or other incentives to encourage economic growth on Maple Avenue when drafting these amendments.

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

Aye: 4 - Council Member Majdi, Council Member Patel, Council Member Potter and Council Member Springsteen

Nay: 3 - Council Member Colbert, Council Member Noble and Mayor DiRocco

C. The Police Department requests approval for payment not to exceed \$84,620.37 to Tyler Technologies for a standard software maintenance agreement.

It was moved to approve payment not to exceed \$84,620.37 to Tyler Technologies for the second-year payment of a standard maintenance agreement for the Police Department's computer-aided dispatch, law enforcement records management, and mobile data systems.

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

Aye: 7 - Council Member Colbert, Council Member Majdi, Council Member Noble, Council Member Patel, Council Member Potter, Council Member Springsteen and Mayor DiRocco

D. Request to set a public hearing on September 16, 2019 related to amending Town Code Chapter 1, Section 1-9.1, Fee Charged for Passing Bad Checks to Town

It was moved to set a public hearing on September 16, 2019 to allow public comment on proposed changes to Town Code, Chapter 1, Section 1-9.1 and it was further moved to direct the Town Clerk to advertise the public hearing.

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

Aye: 7 - Council Member Colbert, Council Member Majdi, Council Member Noble, Council Member Patel, Council Member Potter, Council Member Springsteen and Mayor DiRocco

E. [19-1379](#) Renewal of maintenance agreement with Tyler Technologies

It was moved to renew the contract for maintenance, support, and training services with Tyler Technologies for \$94,075

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 Colbert, Council Member Majdi, Council Member Noble, Council Member Patel, Council Member Potter, Council Member Springsteen and Mayor DiRocco

F. Request approval to publish Annual Report of Delinquent Real Estate Properties as of June 30, 2019

It was moved that the FY 2019 delinquent real estate property tax list, as submitted by the Director of Finance/Treasurer, exclusive of those taxes paid since June 30, 2019, be published in a newspaper of general circulation in Town and posted on the Town's website. It was further moved that the list be transmitted to Fairfax County with a request that it be posted and entered into county records according to law. It was further moved that delinquent real estate property taxes be recorded as a tax lien against said properties. And it was further moved direct the Director of Finance/Treasurer to write off annual taxes due for \$5 or less.

A motion was made by Council Member Howard J. Springsteen, seconded by Council Member Pasha Majdi, that this was approved.. The motion carried by the following vote:

Aye: 7 - Council Member Colbert, Council Member Majdi, Council Member Noble, Council Member Patel, Council Member Potter, Council Member Springsteen and Mayor DiRocco

G. [19-1386](#) Request approval of the Bear Branch Stream Restoration funding agreement with Fairfax County

It was moved to approve the agreement as presented with Fairfax County for the Bear Branch Stream Restoration Project, and it was further moved to authorize the mayor to execute the agreement pending final legal review by the Town attorney.

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

Aye: 7 - Council Member Colbert, Council Member Majdi, Council Member Noble, Council Member Patel, Council Member Potter, Council Member Springsteen and Mayor DiRocco

H. [19-1387](#) Award sanitary sewer relocation IFB 20-02 at Northside Property Yard

It was moved to award Sanitary Sewer Relocation IFB 20-02 for sanitary sewer relocation at the Northside Property Yard at a cost of \$246,933.50 (bid + 10% contingency) to Anchor Construction Corporation.

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

Aye: 7 - Council Member Colbert, Council Member Majdi, Council Member Noble, Council Member Patel, Council Member Potter, Council Member Springsteen and Mayor DiRocco

- I. [19-1388](#) Request approval for construction of Center Street S and Battle Street drainage improvements

It was moved to approve expenditures of \$54,000 with US Concrete and Paving, Inc. for construction of Center Street S and Battle Street drainage improvements utilizing IFB 19-06.

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 Colbert, Council Member Majdi, Council Member Noble, Council Member Patel, Council Member Potter, Council Member Springsteen and Mayor DiRocco

6. Meeting Adjournment

It was moved to adjourn the meeting at 11:04 p.m.

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.