TOWN OF Herndon VIRGINIA

HERNDON TOWN COUNCIL
Regular Meeting Minutes
Tuesday, February 3, 2026

1. Call to Order

Mayor LeBlanc called the February 3, 2026, Town Council meeting to order at 7:00 p.m. in the Herndon Council Chambers Building, 765 Lynn Street, Herndon, Virginia. In attendance were: Mayor Keven LeBlanc; Vice Mayor Clark Hedrick; and Councilmembers Cesar del Aguila, Kelvin Garcia, Michael T. Lloyd, and Alex Reyes.

Councilmember Alam was absent.

Staff present during the meeting: Dan Hoffman, Town Manager; Lesa Yeatts, Town Attorney; Kirstyn Jovanovich, Deputy Town Manager; Captain Charles Findley, Herndon Police Department; Brent Heavner, Chief Communications Officer; Marjorie Sloan, Director of Finance; Bob Williams, Director of Parks and Recreation; Tammy Chastain, Deputy Director of Public Works; Mike Shindledecker, Transportation Engineer, Department of Public Works; Joselin Santana, Police Officer, Herndon Police Department; Margie Tacci, Deputy Town Clerk; and Amanda Kertz, Town Clerk.

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

Mayor LeBlanc led the audience in the Pledge of Allegiance to the Flag of the United States of America.

Determination of a Quorum

Mayor LeBlanc determined a quorum, with six members present.

Amend the Agenda

Councilmember del Aguila moved to amend the agenda, to add an item to discuss the performance of a Councilmember. Motion seconded by Councilmember Reyes.

There were brief comments from Council on the motion.

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

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3. Presentations/Reports/Comments

a. Resolution of Censure of Councilmember Naila Alam for violation of the Town's Code of Ethics related to faithful performance of councilmember duties (agenda amended to include this item during the meeting)

Mayor LeBlanc asked if there was a motion regarding the action on the amended agenda. Councilmember del Aguila moved that the Council censure Councilmember Naila Alam for a violation of the code of ethics related to the performance of Councilmember duties, particularly with attendance. Motion seconded by Alex Reyes.

There were comments from Council.

Councilmember del Aguila stated the item had been discussed in detail during closed sessions, and he wished all members good health, but in budget season, attendance from all councilmembers is imperative for a properly functioning and voting body.

Councilmember Reyes stated that constituents rely on councilmembers to vote on important matters.

Mayor LeBlanc provided comments reflecting on the difficulty of navigating this issue. He affirmed Councilmember Alam's humanity, emphasized the need for empathy and privacy, while underlining the need to carry out the duties of a representative for the Town of Herndon. He stated that this vote is to hold a councilmember accountable and that censure is a formal decision by the Council that expectations of duty have not been met.

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

Mayor LeBlanc announced that the Council approved an action of censure, and asked if a Resolution of Censure had been prepared.

Amanda Kertz, Town Clerk, read the Resolution of Censure into the record, which was dated February 3, 2026, and is on file in the Town Clerk's office.

Vice Mayor Hedrick moved to approve the proposed Resolution of Censure of Councilmember Naila Alam for violation of the Town's Code of Ethics related to faithful performance of councilmember duties. Motion seconded by Councilmember Reyes.

The question was called on the motion, which carried by 6-0 roll call vote. The vote was: Councilmembers del Aguila, Garcia, Reyes, Lloyd, Vice Mayor Hedrick, and

Mayor LeBlanc voting "Aye". Councilmember Alam was absent.

Mayor Announcements

Mayor LeBlanc offered congratulations to Clearview Elementary School for their hard work and accomplishments at the Virginia Science Olympiad in January, during which the Hovercraft Team won first place in the hovercraft competition.

Mayor LeBlanc provided information on the following events at the Herndon Community Center:

1. The Hobby Exchange on February 7, 2026: a fun, community-driven event where neighbors can meet up to swap gently used hobby supplies and discover something new to enjoy.
2. The Teddy Bear Tea Party on February 9, 2026; an event for preschoolers and their grown-ups to enjoy bear-themed stories, hands-on crafts, tasty treats, and tea.
3. The VIP dance on February 21, 2026: a fun dance event for kids ages four to 12 and their very important person. Registration is required.

b. Proclamation to recognize Black History Month, February 2026 (rescheduled from January 27, 2026)

Mayor LeBlanc read the Proclamation to Recognize Black History Month, February 2026, into the record. He stated that members of the audience are invited to comment on the proclamations during the “Comments from the Audience” portion of the agenda.

c. Town Manager Report

Dan Hoffman, Town Manager, provided comments on the following:

1. Parcel H: Mr. Hoffman stated that the Town entered into litigation with the property owner of Parcel H last summer. On January 23, 2026, the Town filed a motion for summary judgment with the Fairfax County Circuit Court, and the property owner filed a similar motion in January. He noted that the property is privately owned and that proper notice and deadlines were provided. He expressed appreciation for residents’ engagement on this matter and stated that the Town is taking the appropriate steps to address the parcel.

2. Snow and Ice Response: Mr. Hoffman noted that recent weather conditions, including heavy snow and prolonged frigid temperatures, made removal efforts more challenging. He stated that the Town will review internal

processes and discuss improvements for future snow and ice events, including coordination with downtown businesses.

d. Councilmember Comments

Councilmember del Aguila: commented on the Parcel H lot and the challenging snow removal. He stated that he looks forward to a productive 2026 and asked all those interested to review the Council's approved strategic plan and established priorities as budget season begins. He encouraged everyone to think about the established priorities as the Council enters budget season, to review the Strategic Plan, and provide comments this budget season. He noted his appreciation to the Mayor and the Council for fostering open and honest dialogue.

Councilmember Reyes: congratulated the Clearview Elementary School Science Olympiad team and wished everyone a Happy New Year. He recognized Black History Month and Valentine's Day in February and stated he looks forward to further discussion regarding the recent snow storm.

Councilmember Garcia: echoed congratulations to the Clearview Elementary School Science Olympiad team and noted he shared the accomplishment on social media. He stated he attended Governor Spanberger's inauguration with his Youth Committee. He provided comments on the snow storm and the difficulty of snow removal efforts. He also congratulated the South Lakes High School girls' basketball team, which he coaches, on advancing to a championship game.

Councilmember Lloyd: wished all a Happy New Year. He stated he visited Punxsutawney, Pennsylvania, for Groundhog Day in years past and is hoping the next six weeks of winter are kinder than the past six weeks have been. He provided comments about the ongoing political sentiments and provided personal statements on the matter. He stated his resolution for the year is to work together with his Councilmembers and welcomes feedback anyone has to share.

Vice Mayor Hedrick: expressed appreciation for the students' success at the Science Olympiad and thanked the Department of Public Works and the Herndon Police Department for their efforts during the snow storm. He acknowledged the storm's difficulty and expressed gratitude to staff for their work. He also encouraged the public to provide input during the budget process.

Mayor LeBlanc: echoed comments about the Science Olympiad. Mayor LeBlanc stated that the students had to learn high school level mathematics to craft their items. Mayor LeBlanc thanked the Department of Public Works, the Herndon Police Department, the communications team, and others that worked hard through this storm. The combination of many different elements made this storm exceptionally difficult to manage. Mayor LeBlanc talked to counterparts in other jurisdictions and noted Herndon is in better shape than other jurisdictions. Mayor LeBlanc stated that on Thursday, February 5, 2026, he and the Town Manager are

attending the Virginia Municipal League (VML) Legislative Day in Richmond to lobby Herndon's senator and delegate and others for the bills that impact the Town.

4. Comments from the Audience

Mayor LeBlanc reviewed the process and asked those who wanted to provide comments from the audience to come forward.

The following individuals provided comments:

1. Stephanie Almquist, Principal of Clearview Elementary School: stated that the students of Clearview Elementary have modeled sportsmanship and perseverance. She thanked the students, parents, teachers, and coaches who have supported the team and the Council for the opportunity for the students to see civic participation in action by attending the meeting.
2. Eva Veliz, community leader with the New Virginia Majority and Herndon resident: stated that the organization has taken actions to support the most vulnerable families because high housing costs force people to cut back on other essential expenditures and result in a cycle of poverty. She asked the Town Council to adopt the ordinance the organization provided via written petition to guarantee 40 percent of new construction would be affordable for those earning less than forty percent of the area median income. The petition she brought is on record with the Office of the Town Clerk.
3. Otmaro Alberto Aguirre, Springtide Place, Herndon: a community leader in Herndon with the New Virginia Majority, thanked Mayor LeBlanc and Councilmember del Aguila for attending a recent community meeting about education. He commented on unjust issues facing the community, including ICE and federal actions, that are happening in the Town of Herndon. He said that the immigrant community in particular is suffering from the need to pay 30–50 percent of their salaries for housing and that landowners take advantage of undocumented and other vulnerable people with limited job opportunities by not maintaining properties. He requested the Council adopt the affordable housing ordinance and advocate for affordable housing at the state level.
4. Mia Amado, 12919 Alton Square, Herndon, with the New Virginia Majority: provided comments on what has been occurring with ICE. She asked the Council to publicly oppose the Section 287(g) agreement of the Immigration and Nationality Act (INA).
5. Isabel Ruiz, a Herndon resident and with the New Virginia Majority (address not provided): recently had to move out of her apartment due to abuses by her landlord, not limited to refusing to keep the apartment in working order while repeatedly raising the rent. She requests the Council support affordable housing through action.
6. Alexander Burke, 910 Jorss Place, Herndon: Mr. Burke provided comments about security house at the Herndon Harbor House. He would like to have

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security cameras at the facility and asked the Council to work with Fairfax County Dranesville District Supervisor Bierman to make this possible. He provided comments about crime in the area, stating that cameras would help address it.

7. Jay Hadlock, 515 Alabama Drive, Herndon: provided comments on the Council's discussion about a new donation policy, recommending simplicity. He requested support of Ordinance 26-O-01 to amend the chapter to establish a new photo monitoring system and suggested using data found during the Roadway Safety Action Plan (RSAP) in considering locations for red-light cameras. Mr. Hadlock asked for a status update on ARPA projects, and provided comments on the snow, including support of an agreement with NOVA Parks to clear the snow. He also supports Councilmember del Aguila's comments on Parcel H and Comstock.
8. Laura Pointdexter, 730 Elden Street, Herndon, Chair of Friday Night Live, Dulles Regional Chamber of Commerce,: thanked the Council for approving funding for the 2026 summer season and provided context of the upcoming season before setting the schedule. She expressed concern about changes to this summer's schedule, which she said had been in place the last 30 years. She provided comments on the impact of FNL and also expressed concern about the implementation of a new donation policy.
9. Andy Lacher, 711 Old Hunt Way, Herndon, Chair of the Board of Directors for Cornerstones: Mr. Lacher provided comments about potential solutions to providing affordable housing. He encouraged the Council to examine solutions to codify in the Town Code that are similar to what the County implemented in their affordable housing policies.
10. James Rice, 2103 Ferguson Place, Herndon: read testimony into the record from Jose Antonio Pardo, of Herndon. Mr. Pardo has to rent a room in a house and outlined the impact of the affordable housing ordinance supported by the New Virginia Majority.
11. Molly Cullen, 12856 Fantasia Drive, Herndon: provided comments on support for affordable housing in Herndon. She stated that organizations such as New Virginia Majority are working to support the needs of the immigrant community and requested the Council adopt the affordable housing ordinance which requires that forty percent of new multifamily housing be allotted to families who earn less than $60,000.
12. Brenda Wichman, 925 Vine Street, Herndon: Ms. Wichman thanked the Town Manager for discussing snow removal. She requested that the Town make a clear statement of responsibility relative to Comstock versus Town for Parcel H, share a point of contact with Comstock, and formulate a plan with to clear that lot because of the impact it had on downtown businesses.

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5. General

a. Ordinance 26-O-01 to amend Chapter 42 (MOTOR VEHICLES AND TRAFFIC), Article II (Administration and Enforcement), Division 3 (Enforcement), to add thereto a new section 42-65 entitled "Establishment of photo-monitoring systems to enforce traffic light signals" (rescheduled from January 27, 2026)

Mayor LeBlanc recognized Lesa Yeatts, Town Attorney, who presented the staff report. She stated that the Code of Virginia authorizes localities to include red-light cameras and that the proposed ordinance allows the Town to include red-light cameras and to start charging fees. Key elements include clear signage requirements that must be installed; intersection limits that allow 10 intersections per 10,000 or 10 total — the Town's allowance — to install the cameras. One of the larger requirements is a traffic safety study for each intersection. Private operation of the system is permitted and under contract with the Town. The requirements include that a sworn HPD officer review the footage prior to issuance of a fine, which is sent to the registered owner of the vehicle. All data are purged 60 days after collection; there is an annual certification of the system, and public education campaign is required prior to implementation. Staff recommends approval, as presented.

Councilmember del Aguila moved to approve Ordinance 26-O-01 to amend Chapter 42 (MOTOR VEHICLES AND TRAFFIC), Article II (Administration and Enforcement), Division 3 (Enforcement), to add thereto a new section 42-65 entitled "Establishment of photo-monitoring systems to enforce traffic light signals," as presented.

Motion seconded by Councilmember Reyes.

There were brief comments from Council.

Councilmember del Aguila asked that there be a robust education process.

Councilmember Garcia noted the Town needs the cameras to increase safety and wants to see where the cameras are going to be placed.

Mayor LeBlanc commented that these cameras are not license plate readers and the Town will meet requirements around storage, use, and protection of data.

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

b. Ordinance 26-O-02 to amend the Fiscal Year (FY) 2026 Adopted Budget for General Fund (rescheduled from January 27, 2026)

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Mayor LeBlanc recognized Marjorie Sloan, Finance Director, who presented the staff report. Ms. Sloan reviewed Attachment A which included the budget amendment materials. This third budget amendment included five items impacting the General Fund and did not require a public hearing due to the total amount being less than one percent of the total budget. It is funded partially by the anticipated state grant, sponsorship revenue, PEG fees, and unrestricted fund balance. The amendment includes:

1. Services provided by HCTV, to expand the economic and communications engagement to increase two FTEs.

2. Appropriation of $112K general fund for expansion of tree canopy and environmental sustainability. Expected to be funded by grants.

3. Request for $100K to support continued development of the Roadway Safety Action Plan (RSAP).

4. The traffic signal justification report to guide decision-making in the Sunset Business Park area.

5. The newly established "Polar Heat" event on Lynn Street.

Staff recommends approval of the proposed ordinance.

Responding to Councilmember Lloyd, Bob Williams, Director of Parks and Recreation, provided information on the community "Polar Heat" event. He noted the request for this event came from Council, that details were shared in Council meetings in November 2025, and a formal presentation is coming in the future. Some costs will be offsetting with RFPs in the Consent Agenda for sponsorship to help assist in recouping the funding position.

Councilmember del Aguila moved to approve Ordinance 26-O-02 to amend the Fiscal Year (FY) 2026 Adopted Budget for General Fund, as presented.

Motion seconded by Vice Mayor Hedrick.

There were brief comments from Council.

The question was called on the motion, which carried by a 6-0 roll call vote. The vote was: Councilmembers del Aguila, Garcia, Lloyd, Reyes, Vice Mayor Hedrick, and Mayor LeBlanc voting “Aye.” Councilmember Alam was absent.

c. Resolution 26-G-07 to declare a State of Local Emergency

Mayor LeBlanc recognized Lesa Yeatts, Town Attorney, who presented the staff report. Ms. Yeatts indicated that the resolution is required following the Governor's

declaration of the state of emergency. Chief Pihonak, as Emergency Manager Coordinator, declared a local state of emergency on January 24, 2026. To utilize the planning, and be afforded powers and benefits pursuant to Virginia code and the Governor's declaration, the Town must demonstrate its consent by ratifying the Chief's actions by approving the adoption of the resolution.

Councilmember del Aguila moved to approve Resolution 26-G-07 to declare a State of Local Emergency and Disaster, as presented.

Motion seconded by Councilmember Reyes.

There were brief comments from the Council.

The question was called on the motion, which carried by a 6-0 roll call vote. The vote was: Councilmembers del Aguila, Garcia, Lloyd, Reyes, Vice Mayor Hedrick, and Mayor LeBlanc voting “Aye.” Councilmember Alam was absent.

6. <u>Consent</u>

a. Ordinance 26-O-03 to amend Chapter 14 (BUSINESSES), Article IV (Massage Therapy), Sec. 14-70 (Massage regulation) and to amend Chapter 30 (FINANCE AND TAXATION), Article VII (Business, Professional, Occupational License), Division 1 (Generally), Sec. 30-211 (Definitions) to update code references to Fairfax County’s Massage Establishments Code (rescheduled from January 27, 2026)

b. Ordinance 26-O-04 to amend Chapter 2 (ADMINISTRATION), Article 1 (In General), Sec. 2.2 (Freedom of Information Act Requests), to delete reference to specific positions serving as FOIA Officers (rescheduled from January 27, 2026)

c. Ordinance 26-O-05 to approve and authorize the mayor to sign a 5-year Lease Agreement between the Town and Michael S. Mueller for property located at 1270 Old Heights Road (rescheduled from January 27, 2026)

d. Resolution 26-G-01 to award Contract RFP #26-02, On Call Engineering Services for Local / State / Federal Projects (rescheduled from January 27, 2026)

e. Resolution 26-G-02 to award Contract RFP #26-03, Sponsorship Management (rescheduled from January 27, 2026)

f. Resolution 26-G-03 affirming commitment to fund the locality share of the South Elden Street Corridor Improvements (UPC 115669) Project, under agreement with the Virginia Department of Transportation, and to provide signature authority (rescheduled from January 27, 2026)

g. Resolution 26-G-04 to appoint a member to the Board of Zoning Appeals (rescheduled from January 27, 2026)

h. Resolution 26-G-05 to reappoint members to the Historic District Review Board and the Architectural Review Board/Historic District Review Boards (rescheduled from January 27, 2026)

i. Resolution 26-G-06 to reappoint a Town of Herndon representative to the Phase II Dulles Rail Transportation Improvements Tax District Advisory Board (rescheduled from January 27, 2026)

j. Approval of the December 2, 2025, Town Council Work Session Minutes (rescheduled from January 27, 2026)

k. Approval of December 9, 2025, Town Council Regular Meeting Minutes (rescheduled from January 27, 2026)

l. Approval of the December 19, 2025, Special Town Council Closed Meeting Minutes (rescheduled from January 27, 2026)

On motion of Councilmember Reyes, seconded by Councilmember Garcia, the Consent Agenda items were approved and carried, as presented, without comment.

The question was called on the motion, which carried by a 6-0 roll call vote. The vote was: Councilmembers del Aguila, Garcia, Lloyd, Reyes, Vice Mayor Hedrick, and Mayor LeBlanc voting “Aye.” Councilmember Alam was absent.

Recess

At 8:34 p.m. Mayor LeBlanc called a brief recess, and at 8:45 p.m., the Town Council meeting reconvened, with six members present and Mayor LeBlanc presiding.

7. Work Session

Amend the Agenda

Mayor LeBlanc asked for the concurrence of Council to add an item, Roundtable, as item 7(b) under the Work Session agenda item. With the consensus of Council, the agenda was so amended.

a. Mid-Year Financial Update and Economic Outlook Discussion (rescheduled from January 27, 2026)

Mayor LeBlanc recognized Marjorie Sloan, Director of Finance, to begin the discussion of the Mid-Year Financial Outlook. Ms. Sloan provided information on the General Fund Revenues, which are split into two sections: operating revenues and other financing sources. Excluding Business, Professional, and Occupational

Licenses (BPOL) and bank stock tax, other local taxes (e.g. meals and occupancy) are running at 50.8 percent, the desired amount for this point in the fiscal year.

Vice Mayor Hedrick asked where collections stand on non-property revenues.

Ms. Sloan answered that other major revenue line items come in monthly, such as permits, fees, and activities as they occur.

Ms. Sloan reviewed General Fund Expenditures for FY 26, contracts and purchase orders, are about midway through the year and are on target for what we would like to see at this point in the fiscal year. The recently approved energy project expenditure will come through later in the year.

Councilmember del Aguila asked about storm-related overtime expenditures.

Ms. Sloan stated that part of the after action will need to isolate the impact of overtime and other expenditures from the storm.

Mr. Hoffman, Town Manager, stated that the Town is waiting for reimbursement, which is the primary reason the Town entered into a state of emergency.

Ms. Sloan provided an update on the Capital Projects and the Stormwater Management Fund. The aforementioned energy project is included in the capital projects fund. The majority will be entered into FY 27. There are also two grants under the Stormwater Management Fund, and other projects may be included, e.g. pipe restoration projects. She provided an additional update on the American Rescue Plan Act of 2021 (ARPA) and noted that an additional ARPA update is coming soon, but outlined that approximately $470K of spending has to occur in CY 26. Some of it is retainage on major or IT-related projects and would like to see spending fully completed by the end of the fiscal year. Several projects in the ARPA fund are funded through the interest — which is a collective fund; e.g. HMC projects.

Ms. Sloan provided an update on the Enterprise Funds: Chestnut Grove Cemetery, Herndon Centennial Golf Fund, and the Water and Sewer Fund and noted that Council will receive a full update on Davenport during their full presentation on February 24 as part of the annual full model update.

Ms. Sloan provided information on the economic outlook for this fiscal year and the remainder of the fiscal year. She stated it was difficult to find current and real-time information which was impacted by the government shutdown. She thought that even the outlooks, while reasonable, had old information and would need more information from the regulatory agencies to provide a more comprehensive view. She acknowledged that lower income individuals remain under pressure due to high prices and commented on awareness of AI investment and speculation

around what is occurring in that field.

Ms. Sloan stated that commercial taxes are up one percent and real estate taxes are up over five percent in Fairfax County.

Councilmember Lloyd expressed concern about the increase in tax revenue and asked about senior and homestead exemptions.

Ms. Sloan stated that she was not aware of those exemptions and noted that with commercial is coming in at one percent; with assessed values of office space going down, multifamily and retail have gone up.

Ms. Sloan continued the presentation and provided a summary of important dates coming up related to the FY 27 budget target date of March 2 for submitting target summary materials for the budget. Presentations on the budgets begin in March with a full proposed budget in April. Adoption is targeted for April 28.

b. Roundtable (item added during the February 3 meeting)

1. Councilmember del Aguila: no comments
2. Councilmember Garcia: looking forward to budget season and seeing how the Council can contribute to programs the Town has to offer.
3. Councilmember Lloyd: no comments.
4. Councilmember Reyes: no comments.
5. Vice Mayor Hedrick: no comments.
6. Mayor LeBlanc: no comments.
7. Dan Hoffman, Town Manager: no comments.

8. Adjournment

There being no further business, Mayor LeBlanc adjourned the February 3, 2026, Town Council Regular Meeting at 9:12 p.m.

Amanda E.M. Kertz
Town Clerk
Minutes approved by Town Council : _____

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