

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD IN THE GOVERNMENT CENTER, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA, ON THE TENTH DAY OF JULY, NINETEEN HUNDRED SEVENTY-EIGHT.

A. ROLL CALL

Mr. Jack D. Edwards, Chairman, Berkeley District  
Mr. Stewart U. Taylor, Vice Chairman, Stonehouse  
Mr. John E. Donaldson, Jamestown District  
Mr. Abram Frink, Jr., Roberts District  
Mr. David W. Ware, Jr. Powhatan District

Mr. James B. Oliver, Jr., County Administrator

Mr. Frank M. Morton, III, County Attorney

B. MINUTES

Mr. Ware corrected Item B-1 of the minutes of June 30, 1978, correcting the name "Mr. Busch" to "Mr. Powell". Mr. Ware also noted that in the minutes of June 19, 1978, Item E-3, the first sentence should read "Mr. Edwards opened public comment" instead of "Mr. Edwards opened the public hearing." Mr. Oliver noted that the last sentence of the last paragraph, Item E-3, should add the word "forestry" after the word "preferential". The corrections were noted. David Ware motioned for approval of the minutes of June 19 and June 30, 1978. The motion carried by unanimous roll call vote.

C. PUBLIC HEARINGS

1. Mr. Paul Fisher, Executive Manager of the Hampton Roads Water Quality Agency, made a presentation on 208 Regional Plan. The purpose of the presentation, Mr. Fisher said, was to provide information on a series of studies which have been made on water quality in the region. Mr. Fisher stated that Section 208 requires identification of pollutants and sewerage treatment. Mr. Fisher said he had been quoted as saying the water quality in James City County is excellent, but what he had actually said was the water quality was "very good." Some bacterial levels were found in the James River, he said, just across from the Jamestown and also high nutrient levels were found. Mr. Fisher showed a map on which was displayed what the projections for the sewerage treatment needs are for the Williamsburg Treatment Plant, the York Plant and the James River Plant. Mr. Fisher said one of the key aspects for success was voluntary cooperation.

Mr. Oliver, County Administrator, thanked Mr. Fisher for his presentation.

2. CASE No. Z-2-78 - Application of Norco, Inc. to rezone approximately 1.8 acres located at intersection of Ironbound Road and Carriage Road.

Mr. Morton, County Attorney, stated that request was made for this matter to be withdrawn. Mr. Donaldson motioned for permission for withdrawal of the matter. The motion carried by unanimous roll call vote.

AAC795

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3. CASE No. Z-3-78 - Application of Mr. Bernard Melton et al., to rezone three subdivision lots located in Woodstock Road.

Mr. William C. Porter, Jr., Director of Planning, presented the matter, stating that joint application had been filed by adjacent property owners to rezone their property. Mr. Porter stated the property owners had been unaware of the industrial zoning of the property on which they intended to build homes.

Mr. Edwards, Chairman of the Board of Supervisors, opened the matter to public hearing.

Mr. Bernard Melton stated that he was given a permit to place a septic tank on his lot which was approved by the County. Mr. Melton stated that he and his adjacent neighbors did not know that the land had been zoned for industrial use.

Mr. Edwards closed the public hearing.

Mr. Ware motioned for approval of the rezoning of the property. The motion carried by unanimous roll call vote.

4. CASE No. Z-5-78 - Application of Mr. Norman Mason, on behalf of Beamer Brothers, Inc., to amend the Master Plan of Croffton.

Mr. Porter requested that this matter be deferred until reviewing agencies could review the impact statements, which had not yet been received.

Mr. Edwards opened the matter to public hearing. There was no one present to speak on the matter, and the public hearing was closed.

Mr. Porter stated that the matter would have to be re-advertised and adjacent owners notified of the new hearing date.

The Board set Case No. Z-5-78 for public hearing on August 14, 1978.

5. CASE No. SUP-1-78 - Application of Mr. John Accardi for a Special Use Permit to allow construction of a single-family home in the B-1, General Business District on 0.85 acre located on Blows Flat Road.

Mr. Porter presented the matter, stating that other similarly zoned property in that area is already used for residences, so the request is consistent with the current land use pattern.

Mr. Edwards opened the public hearing, and no one wishing to speak, the public hearing was closed.

Mr. Taylor motioned for approval of the application. The motion carried by unanimous roll call vote.

6. CASE No. SUP-2-78 - Application of Mr. William J. Bull, on behalf of St. George Grinnan, for a special use permit to allow construction of a professional office building in the R-5 multi-family residential district.

Mr. Edwards opened the public hearing.

Mr. Gaddy stated that he represented the doctors who desire to occupy the area. He said the doctors will have a building of about 3,000 square feet. Mr. Gaddy said both doctors are on the staff of Williamsburg Community Hospital. Mr. Gaddy said neither of the doctors was able to be present, but hoped the request for special use permit would be granted.

Mr. James B. Tabb, Sr. stated that he was a resident of James City County, not very far from Strawberry Plains Road. Mr. Tabb stated that he did not think it was very good judgment on the part of the Planning Commission to think about rezoning the district which is in the residential area of the few people there. Mr. Tabb said from the beginning of Ironbound Road there is State property, Eastern State Hospital, the State maintenance buildings, an oil company, grocery, Vepco, C&P and a roadstand. Mr. Tabb stated that all of these lands are in front of blacks, which he said would be well enough without encroaching on a limited amount of space. Mr. Tabb said it was necessary to preserve the serenity and the tranquility of the residents in that area.

Mr. Edwards closed the public hearing.

Mr. Donaldson stated that he would oppose anything that would be a threat to the area, but he couldn't understand how two doctors treating their patients could impose a threat.

Mr. Frink stated that he thought the matter should be deferred until the next meeting, July 24, 1978. After discussion, it was unanimously agreed that the matter be deferred until that date.

7. An Ordinance to amend and reordain Chapter 18, Taxation, of the Code of the County of James City, Virginia, by amending Section 18-8, Land Use Assessment.

Mr. Edwards opened the public hearing. No one wishing to speak, the public hearing was closed.

Mr. Donaldson and Mr. Edwards voiced their objections to the ordinance, stating that the tax burden would shift from one group of taxpayers to another.

Mr. Ware motioned for approval of the ordinance. Messrs. Frink and Taylor stated their approval. Mr. Donaldson and Mr. Edwards voted against the ordinance. The motion passed by a three-to-two vote.

ORDINANCE NO. 80A-2

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 18, TAXATION, OF THE CODE OF THE COUNTY OF JAMES CITY, VIRGINIA, BY AMENDING SECTION 18-8, LAND USE ASSESSMENT.

BE IT ORDAINED by the Board of Supervisors of James City County that Chapter 18, Taxation, of the Code of the County of James City, Virginia, be and the same is, hereby, amended and reordained by amending, Section 18-8, Land Use Assessment, as follows:

CHAPTER 18

Taxation

Section 18-8. Land Use Assessment.

The County of James City declares that the preservation of real estate devoted to agricultural, horticultural or forestry use, within its boundaries is in the public interest; and therefore, such qualifying real estate shall be taxed in accordance with the provisions of Article 1.1 of Chapter 15 of Title 58 of the Code of Virginia, 1959, as amended, (hereinafter referred to as the Code) and pursuant to the terms of this ordinance.

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## 1. Application by Property Owner of Any Real Estate.

- a. The owner as defined in Section 58-769.8 of the Code, meeting the criteria set forth in Sections 58-769.5(a) or (b) and 58-769.7 (b)(1) of the Code, may on or before November 1, of each year, apply to the Commissioner of the Revenue for the classification, assessment and taxation of such property for the next succeeding tax year on the basis of its use, under the procedures set forth in Section 58-769.9 of the Code. Such application shall be on forms provided by the State Department of Taxation and supplied by the Commissioner of the Revenue and shall include such additional schedules, photographs and drawings as may be required by the Commissioner of the Revenue.
- b. Each application shall be accompanied by a fee of ten dollars (\$10.00) per parcel plus ten cents (.10¢) per acre or portion thereof contained in such parcel. For purposes of this paragraph contiguous parcels owned by the same applicant or applicants shall be treated as a single application.
- c. A separate application shall be filed for each parcel listed in the land book.

2. Valuation of Real Estate. Upon receipt of any application, the Commissioner of the Revenue shall determine whether the subject property meets the criteria for taxation of agricultural, horticultural or forestry land under Section 58-769.9 of the Code. If the Commissioner of the Revenue determines that the subject property does not meet such criteria, he shall determine the value of such property for its qualifying use, as well as its fair market value, such qualifying use to be determined as follows:

- a. In addition to use of his personal knowledge, judgment and experience as to the value of agricultural, horticultural or forestry real estate, he shall, in arriving at the value of such land, consider available evidence of agricultural, horticultural or forestry capability and the recommendation of value of such real estate as made by the State Land Evaluation Advisory Committee.
- b. In determining whether the subject property meets the criteria for "agricultural use", "horticultural use" or "forestry use" the Commissioner of the Revenue may request an opinion from the Commissioner of Agriculture and Commerce for the first two categories and the Director of the Conservation and Economic Development for the last category. Upon the refusal of the Commissioner to issue an opinion, or in the event of an unfavorable opinion which does not comport with standards set forth by the director, the party aggrieved may seek relief from any court of record wherein the real estate in question is located. If the court finds in his favor, it may issue an order which shall serve in lieu of an opinion for the purposes of this ordinance.
- c. The use and fair market value of any qualifying property shall be placed in the land book before delivery to the treasurer, and the tax for the next succeeding tax year shall be extended from the use value.

## 3. Change in Use of Real Estate Assessed; Roll-Back Taxes.

- a. There is hereby imposed a roll-back tax, with interest thereon, in such amounts as may be determined under Section 58-769.10 of the Code upon any property as to which the use changes from a qualifying to a non-qualifying use.

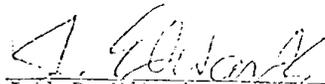
b. The owner of any real estate liable for roll-back taxes shall report to the Commissioner of the Revenue on forms to be prescribed, any change in the use of such property to a non-qualifying use and shall pay the roll-back tax then due.

4. Failure to Report Change in Use; Misstatements in Applications.

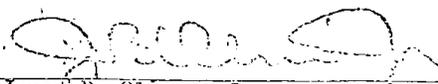
a. On failure to report and pay within 60 days following such change in use, such owner shall be liable for an additional penalty equal to twenty-five (25) per centum of the amount of the roll-back tax and interest, which penalty shall be collected as a part of the tax. In addition to such penalty, there is hereby imposed interest of one-half (.5) per centum of the amount of the roll-back tax, interest and penalty, for each month or fraction thereof during which the failure to comply continues.

b. Any person making a material misstatement of fact in any application filed pursuant hereto shall be liable for all taxes, in such amounts and at such times as if such property had been assessed on the basis of fair market value as applied to other real estate in the taxing jurisdiction, together with interest and penalties thereon, and he shall be further assessed with an additional penalty of one hundred (100) per centum of such unpaid taxes.

5. The provisions of Title 58 of the Code applicable to local levies and real estate assessments and taxation with the necessary changes, including, without limitation; provisions relating to tax liens and the correction of erroneous assessments, and for such purposes the roll-back taxes shall be considered to be deferred real estate taxes.

  
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Jack D. Edwards, Chairman  
Board of Supervisors

ATTEST:

  
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James B. Oliver, Jr.  
Clerk to the Board

APPROVED BY THE BOARD AT ITS PUBLIC HEARING MEETING JULY 10, 1978

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8. An Ordinance to amend Sanitary District #3 User Charge Ordinance to include two additional user categories not covered in the current ordinance.

Mr. Oliver stated that the ordinance was passed as an emergency statute.

Mr. Edwards opened the public hearing. No one wishing to speak the public hearing was closed.

Mr. Donaldson motioned for approval of the ordinance. The motion carried by unanimous roll call vote.

AN ORDINANCE TO AMEND AND REORDAIN A USER CHARGE SYSTEM

FOR SEWER SERVICES

SANITARY DISTRICT NO. 3

JAMES CITY COUNTY, VIRGINIA

SECTION I

FEEES

1-2-2 Sewer Availability Charges

- a) Existing Structures - There shall be a sewer availability charge. The charges shall be payable to the District at the time application is made for connection to the District sewerage system.
- b) Proposed Structures - The charges shall be payable to the District prior to a building permit being issued except as noted below.

The Availability Charges shall be as follows:

<u>Description</u>	<u>Availability Charge</u>	<u>Unit</u>
Single Family Residence	\$ 500	each
Apartments and Townhouses <sup>1</sup>	400	unit
Mobile Homes in Pre-piped Parks	400	each
Hotels, Hotels, etc. \$1,000 minimum +	200	room
Restaurants - \$1,000 minimum +	15	seat
Service Stations - \$1,000 minimum +	250	toilet
Warehouses - \$1,000 minimum or whichever is greater	250	msf
Commercial Buildings - \$1,000 minimum or the following - whichever is greater		
First 30,000 sf	450	msf
Next 10,000 sf	400	msf
Next 10,000 sf	350	msf
All over 50,000 sf	300	msf
Schools - \$2,000 +	20	pupil
Camping Facilities - \$700 +	100	space
Subdivision Developments - all interior piping by developer shall be paid as follows:		

<sup>1</sup>This charge shall also be applied when two or more single family residences are located on the same property and served by one service connection.

- a) \$400 per unit if developer pays for all lots within subdivision at time connection is made to the District's facilities, or
- b) \$500 per unit prior to obtaining a building permit if connection fee is to be paid on a lot-by-lot approach.

All other categories to be established when needed.

The following connection charges shall apply to residents formerly served by Birchwood Utilities, Inc.

Single Family Residence	\$ 200	each
Apartments	150	unit
Rawls Byrd Schools	5,000	

All availability charges noted above shall be increased after the end of one year of operation of the sewer system and shall be as follows:

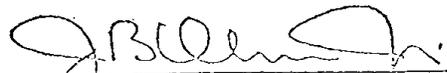
<u>Description</u>	<u>Availability Charge</u>	<u>Unit</u>
Single Family Residence	\$ 700	each
Apartments and Townhouses <sup>1</sup>	500	unit
Mobile Homes in Pre-piped Parks	500	each
Motels, Hotels, etc. \$1,000 minimum +	300	room
Restaurants - \$1,000 minimum +	20	seat
Service Stations - \$1,000 +	400	toilet
Warehouses - \$1,200 minimum or whichever is greater	300	msf
Commercial Buildings - \$1,200 minimum or the following - whichever is greater		
First 30,000 sf	500	msf
Next 10,000 sf	450	msf
Next 10,000 sf	400	msf
All over 50,000 sf	350	msf
Schools - \$2,000 +	30	pupil
Camping Facilities - \$1,000 +	200	space
Subdivision Developments - all interior piping by developer	500	unit
All other categories to be established when needed.		

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 Jack D. Edwards, Chairman  
 Board of Supervisors

<sup>1</sup>This charge shall also be applied when two or more single family residences are located on the same property and served by one service connection.

ATTEST:

  
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 James B. Oliver, Jr., Clerk

ADOPTED BY THE BOARD OF SUPERVISORS AT ITS JULY 10, 1978 MEETING.

July 10, 1978

9. CASE No. CUP-19-78 - Application for conditional use permit by Dr. David B. Bates to build a veterinarian clinic.

Mr. Porter stated that Dr. Bates proposed to build a 2,200 sq. ft. veterinarian clinic and that the subject parcel is within 800 feet of road frontage of land zoned B-1, General Business. Mr. Porter stated that the issuance is conditioned on the premise that all activities be conducted in a completely enclosed soundproof building and that there be no outdoor enclosures for animals.

Mr. Donaldson stated that it should be noted as part of the record that the conditional use permit be granted only providing the veterinarian completely soundproofs the building and permits no outdoor enclosures for animals.

Mr. Ware motioned approval of the issuance of the conditional use permit. The motion carried by unanimous roll call vote.

D. BOARD CONSIDERATIONS

1. Case File No. Z-1-78 - Application of Mr. C. T. Lewis to rezone approximately one-half acre located on Longhill Road.

Mr. Frink motioned for approval of the application. The motion carried by unanimous roll call vote.

2. Emergency adoption of proposed amendment to landfill ordinance and setting a public hearing date for same.

Mr. Oliver stated that this amendment would have the effect of better controlling prohibited refuse or wastes and set up procedures to allow certain materials only upon specific conditions.

Mr. Donaldson moved for emergency adoption of the proposed amendment and set the public hearing date of August 14, 1978 for formal adoption of this ordinance.

ORDINANCE NO. 116A-1

AN ORDINANCE TO AMEND AND REORDAIN THE OPERATING POLICY FOR THE JAMES CITY COUNTY LANDFILL BY AMENDING III, PROHIBITED REFUSE OR WASTES; EXCEPTIONS.

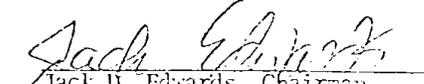
BE IT ORDAINED by the Board of Supervisors of James City County that the Operating Policy for the James City County landfill be amended and reordained by amending III, Prohibited Refuse or Wastes; Exceptions, to read as follows:

III. PROHIBITED REFUSE OR WASTES; EXCEPTIONS

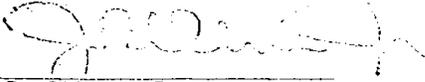
A. Refuse materials or wastes resulting from land clearing, demolition, construction, tree trimming activities at landfill operations *situate on other than county property and under the control of the county* are declared to be incompatible with the method of landfill disposal in terms of volume, difficulty in handling and the potential for damaging equipment and as such shall not be accepted for disposal at the landfill, except as follows:

1. Tree trimming wastes that have been processed by a mechanical chipper; or
2. Tree trimming wastes and home repair wastes from residences within the county in quantities not exceeding 4 cubic yards per month from any one residence; or

- 3. Home repair or improvement wastes from persons so engaged not exceeding 4 cubic yards per month per person, firm or corporation so engaged.

  
 Jack D. Edwards, Chairman  
 Board of Supervisors

ATTEST:



James B. Oliver, Jr.  
 Clerk to the Board

3. Resolution requesting school bus entrance at Lafayette High School to be taken into secondary road system.

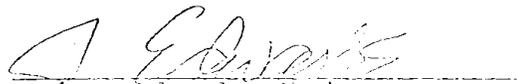
Mr. Donaldson motioned for approval of the resolution.  
 The motion carried by unanimous roll call vote.

RESOLUTION

ACCEPTANCE OF LAFAYETTE HIGH SCHOOL BUS ENTRANCE  
 INTO THE STATE SECONDARY ROAD SYSTEM

WHEREAS, the Board of Supervisors desires the Lafayette High School Bus Entrance be included in the State Secondary Highway System;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia that the Department of Highways and Transportation is hereby respectfully requested to include the Lafayette High School Bus Entrance in the State Secondary Highway System.

  
 Jack D. Edwards, Chairman  
 Board of Supervisors

ATTEST:



James B. Oliver, Jr.  
 Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, on the Tenth day of July, 1978.

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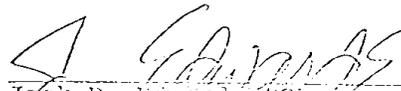
4. Resolution for approval of James City County secondary road construction budget for fiscal year 1978-79.

Mr. Donaldson motioned for approval of the resolution. The motion carried by unanimous roll call vote.

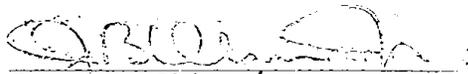
RESOLUTION

VIRGINIA DEPARTMENT OF HIGHWAYS AND TRANSPORTATION  
1978-79 SECONDARY ROAD SYSTEM CONSTRUCTION BUDGET  
FOR JAMES CITY COUNTY

BE IT RESOLVED, by the Board of Supervisors of James City County, Virginia that the Virginia Department of Highway and Transportation 1978-79 Secondary Road System Construction Budget — James City County is here approved.

  
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Jack D. Edwards, Chairman  
Board of Supervisors

ATTEST:

  
\_\_\_\_\_  
James B. Oliver, Jr.  
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, on the Tenth day of July, 1978.

5. Resolution requesting White Oak Drive be taken into the State Secondary Highway System (VDHT maintenance).

Mr. Oliver stated that grading, draining, paving and seeding of White Oak Drive is now complete and the street is ready to be turned over to VDHT for maintenance.

Mr. Taylor motioned for approval of the resolution. The motion carried by unanimous roll call vote.

July 10, 1978

WHEREAS, by resolution of agreement adopted by the James City County Board of Supervisors on April 23, 1973, funds have been committed for the improvement of certain roads in James City County, Virginia, and

WHEREAS, the Board of Supervisors desires a road in Cypress Point Subdivision to be included in the State Secondary Highway System, providing this road meets with the requirements of the Virginia Department of Highways and providing that any alterations, corrections or other matters that might be found desirable by the Virginia Department of Highways are made within a ninety (90) day period from the day that the Department of Highways makes its final inspection;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia in accordance with the above referenced agreement, that the Department of Highways be, and it hereby is respectfully requested, contingent upon the above, to include the following street in Cypress Point Subdivision Stonehouse Magisterial District, James City County in the State Secondary Highway System.

Description: White Oak Drive  
From: State Route 715  
To: River Road  
Distance: 0.4 miles

A right-of-way of 50 feet is guaranteed as evidenced by plat of record, entitled Cypress Point Subdivision, Section V, Plat Book 17, Page 34, dated 6/9/59.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Resident Engineer of the Department of Highways.

Adopted by the Board of Supervisors of James City County, Virginia, this  
day of 1978.

*J. Edwards*  
Jack D. Edwards, Chairman  
Board of Supervisors

ATTEST:

*James B. Oliver, Jr.*  
James B. Oliver, Jr.  
County Administrator

ADOPTED

JUL 10 1978

BOARD OF SUPERVISORS  
JAMES CITY COUNTY  
VIRGINIA

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6. Agreement regarding water main extension with City of Newport News for Old Colony Square.

Mr. Donaldson moved for approval of the agreement. The motion carried by unanimous roll call vote.

7. Resolution authorizing design and use of County logo.

Mr. Donaldson moved for approval of the resolution. The motion carried by unanimous roll call vote.

R E S O L U T I O N

WHEREAS, the James City County Board of Supervisors has unofficially recognized and utilized a County logo for several years and,

WHEREAS, the Board does wish to officially approve and authorize the use of an official County logo,

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that this Board does hereby approve the County Logo design as shown on the attached print, color coordinated as required, but basically brown on tan, and,

BE IT FURTHER RESOLVED, that this Board does hereby authorize the use of this logo to officially recognize the County on such items as flags, pennants, stationery, motor vehicles, and other items as deemed appropriate by this Board and the County Administrator.

  
\_\_\_\_\_  
Jack D. Edwards, Chairman  
Board of Supervisors

ATTEST:

  
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James B. Joliver, Jr.  
Clerk to the Board

ADOPTED BY THE BOARD OF SUPERVISORS AT ITS MEETING HELD JULY 10, 1978.

8. Appointments.

The Board unanimously approved discussion of appointments be postponed to the Executive Session, to be held immediately following the Regular Meeting.

9. Certification of Warrants.

Mr. Edwards moved the approval of the following warrants. The motion carried by a unanimous roll call vote.

General Fund	Checks #5116 through #5385 Totalling \$1,248,050.69
General Fund Payroll	Checks #12507 through #12851 Totalling \$103,731.75
Sanitary Dist. #1	Checks #48 through #49 Totalling \$80.50
Sanitary Dist. #2	Checks #304 through #323 Totalling \$7,445.32
Sanitary Dist. #3	Checks #622 through #650 Totalling \$81,026.28
Subdivision Escrow	-0-
Revenue Sharing	Checks #410 through #426 Totalling \$105,860.61
Anti-Recession	Check #131 Totalling \$1,800.00

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10. Setting a public hearing date for Case No. Z-4-78 (Public Land Rezoning); Case No. Z-6-78 (Burton Woods Rezoning); and Case No. Z-7-78 (A-1/A-2 Lot Frontage)

Mr. Donaldson stated it would be feasible to have these cases heard at public hearing at the August 14, 1978 meeting. After discussion, the Board members decided unanimously to place these cases before the public hearing at that time.

11. Resolution regarding relocating Route 60 East.

Mr. Frink brought to the Board's attention the matter of re-locating Route 60 East in the area of Grove. Mr. Frink introduced a resolution urging the Virginia Department of Highways and Transportation to protect the future relocation corridor, but not to begin construction of relocated Route 60 East in the Grove Area of said County until such time as traffic counts and/or other additional aforementioned is presented by the Virginia Department of Highways and Transportation to the James City County Board of Supervisors that justifies construction of such relocation.

Mr. Donaldson stated that he had some reservations about the resolution since the tone of it implied delay in the undertaking.

Mr. Taylor stated that he thought the resolution stated that nothing would be done until the proposal is brought before the Board of Supervisors again.

Mr. Taylor motioned approval of the proposed resolution. The motion carried by unanimous roll call vote.

July 10, 1978

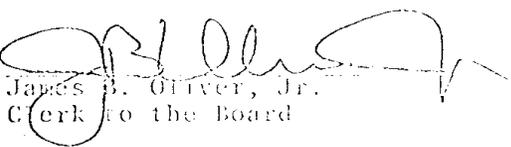
## R E S O L U T I O N

## Route 60 East

- WHEREAS, the Virginia Department of Highways and Transportation is conducting hearings for the purpose of determining the feasibility of relocating Route 60 East in the area of Grove, James City County, Virginia, and
- WHEREAS, James City County by resolution dated March 15, 1978, expressed a major interest construction of a flyover between Route 60 East and Interstate 64 near Busch Gardens, and
- WHEREAS, improvements and relocation of Route 60 East in the Grove Community are shown in the 1975 James City County Comprehensive Plan as programmed for the future when traffic counts and development conditions warrant, and
- WHEREAS, the James City County Board of Supervisors concurs with the Virginia Department of Highways and Transportation in the immediate protection of the right-of-way associated with the future relocation of Route 60 East,
- NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County urges the Virginia Department of Highways and Transportation to project the future relocation corridor, but not to begin construction of relocated Route 60 East in the Grove Area of said County until such time as traffic counts and/or other additional aforementioned is presented by Virginia Department of Highways and Transportation to the James City County Board of Supervisors that justifies construction of such relocation.

  
 Jack W. Edwards, Chairman  
 Board of Supervisors  
 James City County

ATTEST:

  
 James B. Oliver, Jr.  
 Clerk to the Board

Adopted by the Board of Supervisors, James City County,  
 Virginia, on this 10th day of July, 1978.

Mr. Donaldson moved to adjourn into executive session to discuss the James City County Pay Plan and a possible legal matter. The motion carried by a unanimous roll call vote.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD, THE MEETING ADJOURNED AT 9:20 P.M.

  
James B. Oliver, Jr., Clerk  
Board of Supervisors

July 10, 1978

AT A RECONVENED MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY COUNTY, VIRGINIA, HELD IN THE GOVERNMENT CENTER, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA, ON THE TENTH DAY OF JULY, NINETEEN HUNDRED SEVENTY-EIGHT.

A. ROLL CALL

Same as above.

B. APPOINTMENTS

Williamsburg Regional Library Board of Trustees

Mr. Donaldson made a motion to appoint Louise Kale for a term of four years. The motion passed by unanimous roll call vote.

Service Authority

Mr. Edwards and Mr. Ware - renewal of terms.  
Mr. Taylor motioned for renewal of both terms.  
The motion passed by unanimous roll call vote.

Economic Development Advisory Committee Membership

Vacancy caused by resignation of Edwin Stenzel.  
Mr. Taylor moved to appoint Kenneth Anderson. The motion passed by unanimous roll call vote.

C. BOARD CONSIDERATIONS

1. James City County Personnel Regulations and Specifications Pay Plan.

Mr. Oliver presented proposed amendments to the James City County Classification and Pay Plan.

After discussion, Mr. Donaldson motioned for approval of the resolution. The motion passed by a four to one vote, with Mr. Frink voting no.

AAC 795

RESOLUTION

AMENDMENTS TO THE JAMES CITY COUNTY PERSONNEL AND SPECIFICATIONS MANUAL

WHEREAS, the Board of Supervisors of James City County on December 18, 1973 adopted a personnel system entitled the "James City County Personnel Regulations and Class Specifications Manual"; and

WHEREAS, the Personnel Regulations and Class Specifications Manual provides for a periodic review and reappraisal of the classification and pay plans contained therein pursuant to Chapter II, Section 4(E); and

WHEREAS, such review and reappraisal of the classification and pay plans has resulted in several proposed amendments to improve the personnel system of James City County;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County that:

- (1) The James City County Personnel Regulations and Class Specifications Manual be amended to include the proposed amendments attached hereto and made a part hereof by reference;
- (2) The County Administrator is directed to provide for the specific salary adjustments provided for in the proposed amendments in the following manner:
  - One-half of the adjustment as of October 1, 1978; and
  - One-half of the adjustment as of April 1, 1979;
- (3) All other policy and classification amendments be made effective August 1, 1978.
- (4) The portion of the plan relating specifically to the Department of Social Services be submitted to the State Board of Welfare and Institutions for approval and to be made effective upon the date of such approval;

BE IT FURTHER RESOLVED, that a sum of Thirty-Four Thousand Dollars (\$34,000.00) be allocated from unappropriated surplus funds and distributed to the various departmental accounts at appropriate times to cover the costs of the implementation of the proposed amendments to the Classification and Pay Plans.

*Jack B. Edwards*  
Jack B. Edwards, Chairman  
Board of Supervisors  
James City County, Virginia

ATTEST:

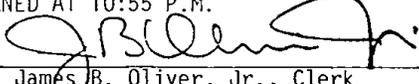
*James B. Oliver, Jr.*  
James B. Oliver, Jr.  
Clerk to the Board

Adopted by the Board of Supervisors of James City County  
July 10, 1978

July 10, 1978

Mr. Donaldson motioned adjournment of the meeting. The motion passed unanimously and the meeting adjourned at 10:55 P.M.

THERE BEING NO FURTHER BUSINESS TO COME BEFORE THE BOARD,  
THE MEETING WAS ADJOURNED AT 10:55 P.M.

  
James B. Oliver, Jr., Clerk  
Board of Supervisors

July 24, 1978

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD IN THE GOVERNMENT CENTER, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA, ON THE TWENTY-FOURTH DAY OF JULY, NINETEEN HUNDRED SEVENTY-EIGHT.

A. ROLL CALL

Mr. Jack D. Edwards, Chairman, Berkeley District  
Mr. Stewart U. Taylor, Vice Chairman, Stonehouse District  
Mr. John E. Donaldson, Jamestown District  
Mr. Abram Frink, Jr., Roberts District  
Mr. David W. Ware, Jr., Powhatan District (absent for roll call)

Mr. James B. Oliver, Jr., County Administrator  
Mr. John W. Watkins, Assistant To the County Administrator  
Mr. Frank M. Morton, III, County Attorney

B. MINUTES

Mr. James B. Oliver, Jr., County Administrator, corrected the minutes of July 10, 1978, stating that Item C-6 should read "Mr. Geddy" instead of "Mr. Bull" and Item C-9 regarding a conditional use permit did not require public hearing. Mr. Oliver stated that a new system of recording the minutes was being tried out by recording this meeting on tape.

Mr. Donaldson motioned for approval of the minutes and the motion carried by unanimous roll call vote.

C. HIGHWAY MATTERS

Mr. Hall, Resident Engineer, said his department has awarded the contract for the construction of the York River State Park access road.

Mr. Frink stated that he did not understand an article in the newspaper regarding Route 60 East stating that the Board of Supervisors was in favor of that relocation.

Mr. Oliver said he had spoken with Mr. Hodge of the Highway Department, who indicated that the Highway Commission had taken the action that was requested by the Board of Supervisors to put the emphasis on the fly-over and that the protection of the corridor was going to be taken but that there was going to be no construction until further information was gathered and until they came back to the James City County Board of Supervisors. Mr. Oliver said Mr. Hodge indicated that they are very sensitive to wanting to stay in touch with the County and he had alerted his people that no construction would begin until they came back and talked with the County.

Mr. Edwards, Chairman, stated that he believed the newspaper article was not accurate and he understood it to say that the State Highway Dept. had taken all of the Board of Supervisors' suggestions except that they were going to go ahead with construction.