

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA HELD ON THE TWENTY-SIXTH OF APRIL, NINETEEN HUNDRED EIGHTY-TWO AT 3 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

A. ROLL CALL

Abram Frink, Jr., Chairman, Roberts District  
 Perry M. DePue, Vice Chairman, Powhatan District  
 Jack D. Edwards, Berkeley District  
 Thomas D. Mahone, Jamestown District  
 Stewart U. Taylor, Stonehouse District

James B. Oliver, Jr., County Administrator  
 John E. McDonald, Assistant to the County Administrator

B. MINUTES - April 5 and April 7, 1982

Mr. Frink asked if there were any corrections or additions to the minutes. As there were none, Mr. Taylor moved in favor of their adoption. On a roll call, the vote was AYE: Frink, DePue, Edwards, Mahone, Taylor (5). NAY: (0).

C. PROCLAMATION - James City County 4-H Month, May, 1982.

Mr. Frink read this proclamation proclaiming May as 4-H Month in James City County, and moved its adoption and endorsement by the Board. On a roll call, the vote was AYE: Frink, DePue, Edwards, Mahone, Taylor (5). NAY: (0).

A group, representing 4-H leaders within the County, was there to accept the proclamation from Mr. Frink.

P R O C L A M A T I O N

May as James City County 4-H Month

WHEREAS, 4-H is an international youth educational program sponsored in Virginia by the Virginia Cooperative Extension Service, and

WHEREAS, the 4-H program is sponsored and administered by the James City County Extension Service to meet the specific needs of the youth in James City County, Virginia, and

WHEREAS, the 4-H program is open to all youth ages 9-19 for the purpose of providing learning for life by doing experiences to over 2,000 County youth, and

WHEREAS, the 4-H program depends on the significant support of volunteer teen and adult leaders in teaching skills and promoting personal growth and development, and

WHEREAS, teachers of the public and parochial schools provide leadership for the utilization of 4-H projects in the many 4-H school enrichment programs,

THEREFORE, in recognizing the significant impact the 4-H educational program has on James City County's youth and adults, I, Abram Frink, Jr., Chairman of the Board of Supervisors, County of James City, Virginia, do hereby proclaim the month of May as James City County 4-H Month.

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D. HIGHWAY MATTERS

Mr. Frank Hall, representing the State Department of Highways and Transportation was present at the meeting. The only item with which he wished to acquaint the Board concerned the planned work on Route 60 at Norge. Mr. Hall said that the contractor would start work on May 3, 1982. It will be posted for "No Parking" and will go through the five-lane pavement area.

E. CERTIFICATE OF ACHIEVEMENT - Deborah Alison Meyers

Mr. Frink read this certificate of achievement for Deborah Alison Meyers who was the winner of the Peninsula Spelling Bee and a pupil in the Williamsburg-James City County school system. Miss Meyers will be traveling to Washington shortly to participate in the national event and the Board extended to her their very best wishes for success.

Certificate of Achievement

WHEREAS, Deborah Alison Meyers received top honors in the Peninsula Spelling Bee held April 10, 1982; and

WHEREAS, she will represent James City County at the National Spelling Bee on May 31, 1982 in Washington, D.C.; and

WHEREAS, Deborah Alison Meyers demonstrated superior scholarship and dedication in her achievement; and

NOW, THEREFORE BE IT RESOLVED that the Board of Supervisors of James City County wishes to extend its recognition and congratulations to

DEBORAH ALISON MEYERS

for her outstanding and superior participation in the Peninsula Spelling Bee.

BE IT FURTHER RESOLVED that this resolution be spread on the minutes of this Board and a copy be presented to DEBORAH ALISON MEYERS.

F. CONSENT CALENDAR

Mr. Frink asked the Board members if they wished to have any items removed from the Consent Calendar. All were satisfied to allow the calendar to remain intact. Mr. Frink made a motion to approve these items. On a roll call, the vote was AYE: Frink, DePue, Edwards, Mahone, Taylor (5). NAY: (0).

1. Case No. Z-13-78. Definiiton of a Family  
A public hearing was set for June 14, 1982.
2. Certification of Warrants

RESOLUTION  
CERTIFICATION OF WARRANTS

WHEREAS, the Board of Supervisors of James City County must certify warrants under the Code of Virginia;

THEREFORE, BE IT RESOLVED, that on a motion made by Abram Frink, Jr. and carried by a majority roll-call vote, the Board of Supervisors of James City County hereby certifies the following warrants for the month of March 1982:

GENERAL FUND	Checks	#103267-103641
	Totalling	\$1,202,117.29
GENERAL FUND PAYROLL	Checks	#205764-206340
	Totalling	\$234,641.76
SANITARY DISTRICT NO. 1	Checks	#500015-500016
	Totalling	\$4,536.81
SANITARY DISTRICT NO. 2	Checks	#600078-600086
	Totalling	\$5,077.55
SUBDIVISION ESCROW		-0-
COMMUNITY DEVELOPMENT	Checks	#380-383
	Totalling	\$9,083.45
REVENUE SHARING	Checks	#400019-400020
	Totalling	\$149,132.00
JCC BOND SINKING FUND		-0-

3. Transfer of Funds for Social Services

RESOLUTION

WHEREAS, the Welfare Board of James City County has requested certain budget transfers that do not require additional local funds,

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County authorizes the following budget adjustments:

From:

7081-2001 Fringe Benefits-Reg. Adm.	\$3,482.00
7081-5401 Office Supplies-Reg. Adm.	4,411.00
7082-5706 ADC-FC	900.00

To:

7080-1001 Salaries-Food Stamps	\$7,893.00
7082-5705 ADC-Manual Payment	900.00

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4. Case No. CUP-16-82. Mr. Charles W. Dozier

R E S O L U T I O N

CONDITIONAL USE PERMIT

WHEREAS, it is understood that all conditions for the consideration of an application for a Conditional Use Permit have been met;

THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County that a Conditional Use Permit be granted for the placement of a mobile home on property owned and developed by the applicant as described below and on the attached site location map.

Applicant:	Mr. Charles W. Dozier
Tax Map ID:	(20-2) (1-5)
District:	Stonehouse
Zoning:	A-1, General Agriculture
Permit Term:	N/A
Further Conditions:	None

G. BOARD CONSIDERATIONS

1. FY 1983 Budget Appropriation Resolutions

Mr. McDonald, Assistant to the County Administrator, presented this matter to the Board. He said that the resolutions before them authorized the activities of the various funds of the County as proposed by the County Administrator and amended through Board of Supervisors' action at work sessions.

The second resolution, he explained, is separate because of the restrictions of the Office of Revenue Sharing. The Board action will appropriate revenue sharing funds.

Also attached, he said, is a reconciliation of the figures that are being presented to the Board for appropriation.

Mr. McDonald added that he would be happy to answer any questions about these resolutions.

Mr. Mahone questioned if adoption of these resolutions would result in approval of the proposed changes and Mr. McDonald replied that it would. The only exceptions might be when architectural designs have to be brought back for changes.

Mr. Mahone then expressed a desire to read several pages of comments he had with regard to the forthcoming budget.

His main objection was that the real estate tax had been decreased by only one cent. He said that he was in favor of reducing capital improvements. He added that the County proposed to spend a lot of money on human services in the next few years. His feeling was that people in mobile homes will be moving into the County to avail themselves of these services.

He was not in favor of extending water lines down Lake Powell Road until a developer could assist in this construction.

He also felt that County employees were among the highest paid on the Peninsula; the proposed cost of living raise plus merit increase would result in higher wages for County employees than even those received by Virginia State employees.

He wants the personal property rate to be \$3.75 rather than \$4.00. In other words, Mr. Mahone explained that he is still interested in cutting taxes for County residents.

The question was then asked by Mr. Taylor if this resolution had to be adopted at the meeting. It was explained that the State requires the school budget to be ready by May 1 which puts a certain amount of pressure on the Board to complete adoption of the proposed County budget.

Mr. Frink then made a motion to adopt the budget resolution. On a roll call, the vote was AYE: Frink, DePue, Edwards (3). NAY: Mahone, Taylor (2).

RESOLUTIONS (2)

Revenue Sharing Appropriation

WHEREAS, the Administrator has prepared a Proposed Capital Improvements Budget for the fiscal year beginning July 1, 1982, and ending June 30, 1983; and

WHEREAS, it is now necessary to appropriate funds to carry out the activities proposed therein.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of James City County, that the following amounts are hereby appropriated from the Revenue Sharing Trust Fund for the purposes as set forth in the FY 1983 Capital Improvements Budget and as indicated below:

TOTAL REVENUE SHARING REVENUES:	\$542,000
TOTAL REVENUE SHARING EXPENDITURES:	
Federal Grant Development	\$ 17,000
Transfer to James City Service Authority	525,000

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RESOLUTION OF APPROPRIATION

WHEREAS, the Administrator has prepared a Proposed Budget for the fiscal year beginning July 1, 1982, and ending June 30, 1983, for information and fiscal planning purposes only; and

WHEREAS, it is now necessary to appropriate funds to carry out the activities proposed therein and to set tax rates on real estate, tangible personal property and machinery and tools to provide certain revenue in support of those appropriations;

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

- (1) The following amounts are hereby appropriated in the General Fund for the offices and activities in the amounts as shown below:

GENERAL FUND EXPENDITURES

Legislative Services	\$ 684,307
Management Services	154,789
Elections	50,230
General Services	656,023
Financial Administration	571,473
Planning and Development	266,728
Judicial Administration	192,494
Public Safety	2,454,914
Public Works	734,346
Schools	7,020,810
Public Health and Welfare	491,515
Code Enforcement	194,188
Community Services	553,951
Non-Departmental	815,700
Total General Fund Expenditures	\$14,841,468

GENERAL FUND REVENUES

General Property Taxes	\$ 9,581,978
Other Local Taxes	1,890,400
Licenses, Permits and Fees	955,150
Fines, Interest and Rent	532,700
Revenues from the Commonwealth	1,703,640
Revenues from the Federal Government	2,500
Charges for Current Services	155,200
Miscellaneous Revenues and Refunds	19,900
Total General Fund Revenues	\$14,841,468

- (2) That the tax rates be set on the following property for the amounts shown below and revenues appropriated in the following classifications:

TAX RATES

Real Estate on each \$100 Assessed Value	\$ .73
Tangible Personal Property on each \$100 Assessed Value	4.00
Machinery and Tools on each \$100 Assessed Value	4.00

(3) That the following amounts are hereby appropriated for the funds as indicated in the amounts as shown below:

CAPITAL PROJECTS FUND

Revenues:

FY 1982 Carryforward .	\$1,772,000
FY 1983 Carryforward	585,000
Repayment - Utility Advances	<u>30,000</u>

Total Capital Projects - Fund Revenues	\$2,387,000
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Expenditures:

To James City Service Authority	\$ 500,000
Dirt Streets	140,000
Sidewalks	5,000
Dumpster Site	35,000
Recreation	938,000
School Roof Repairs	162,000
Human Services	560,000
School Handi-vans	27,000
Landfill Erosion Control	<u>20,000</u>

Total Capital Improvement - Fund Expenditures	\$2,387,000
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DEBT SERVICE FUND

Revenues:

From Sanitary District No. 1	\$ 12,755
From the General Fund	655,900
Bond Sinking Fund Balance	100,000
Interest	<u>1,375</u>

Total	\$ 770,030
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Expenditures	\$ 700,030
Transfer to James City Service Authority	<u>70,000</u>

Total	\$ 770,030
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VIRGINIA PUBLIC ASSISTANCE FUND

Revenues:

From the Commonwealth	\$ 961,091
From the General Fund	<u>243,615</u>

Total Virginia Public Assistance Fund Revenues	\$1,204,706
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Expenditures:

Administration and Assistance	<u>\$1,204,706</u>
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Total Virginia Public Assistance Fund Expenditures	\$1,204,706
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COMMUNITY DEVELOPMENT FUND

## Revenues:

Federal Grants - Forest Glen	\$ 327,126
Federal Grants - Grove	1,053,997
Section 8	<u>24,381</u>
Total	\$1,405,504

## Expenditures:

Administration	\$ 119,239
Street Improvements	817,000
Rehabilitation	368,100
Recreation	26,165
Acquisition/Clearance	45,000
Relocation	<u>30,000</u>
Total	\$1,405,504

SANITARY DISTRICT NO. 1

Revenues	\$ 70,243
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## Expenditures:

Contract Services - York County	\$ 51,488
Transfer to Debt Service Fund	<u>18,755</u>
Total	\$ 70,243

SANITARY DISTRICT NO. 2

## Revenues:

Sewer	\$ 55,000
Water	<u>87,000</u>
Total	\$ 142,000

## Expenditures:

Operations and Maintenance	\$ 41,880
Debt Service	57,815
Capital Outlay	23,500
Fund Revenue	<u>18,805</u>
Total	\$ 142,000

- (4) The County Administrator be authorized to transfer funds and personnel from time to time within the offices and activities delineated in this Resolution as he may deem in the best interest of the County in order to carry out the work of the County as approved by the Board of Supervisors during the coming fiscal year.
- (5) The County Administrator be authorized to administer the County's Personnel Policy and Pay Plan as previously adopted by the Board of Supervisors with a 6.0% cost-of-living increase, to be granted effective July 1, 1982.

2. Summer Food Service Program

Ms. Burcham presented this matter to the Board. She said that the summer food program had been an integral part of the County's summer program, but that now it can no longer be administered by the Community Action Agency. Because of this, the County has taken the initiative and is applying to the U.S. Department of Agriculture for funds to conduct our food program.

Mr. Mahone asked if the County had any idea who might be contracting for these services and Ms. Burcham told him that the County would have to bid this item because of the amount of money involved. She added that the bid package would include the federal government's specifications regarding the content of meals.

Mr. Mahone made a motion to approve this resolution. On a roll call, the vote was AYE: Frink, DePue, Edwards, Mahone, Taylor (5). NAY: (0).

R E S O L U T I O N

WHEREAS, the U. S. Department of Agriculture provides funds for the operation of a Summer Lunch Program, and

WHEREAS, the Board of Supervisors of James City County acknowledges the benefits of such a program to participants of the summer recreation program,

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County authorizes the County Administrator to file the necessary application and to execute the required assurances to secure funding for this program.

3. Continental Cablevision for James City County - Request for Extension of the Construction Deadline from June 30, 1982 to July 30, 1982

Mr. Dan Lynn, Assistant to the County Administrator, presented this matter to the Board. He said that Continental Cablevision had been delayed in construction through no fault of its own. First of all, head-end equipment had been lost in transit and was late getting to the County. The second reason was an unduly wet season which made outdoor work impossible at times. Mr. Lynn concluded by saying that the staff and the Cable Communications Committee both recommend approval for this extension. He added that Mr. R. Turnamian, a representative of Continental Cablevision was present to answer any questions the Board might raise.

Mr. Mahone mentioned that the completion date was a matter of some significance when the Board had made the decision about releasing the franchise. Then he added that a number of County residents would be very disappointed at the delay.

Mr. Taylor noted that he would support the resolution and made a motion to that effect.

On a roll call, the vote was AYE: Frink, DePue, Edwards, Mahone, Taylor (5). NAY: (0).

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R E S O L U T I O N

Extension of Cable Television Construction Deadline

- WHEREAS, James City County has granted a non-exclusive cable television franchise to Continental Cablevision of James City County; and
- WHEREAS, attachment A of above indicated franchise sets forth construction schedules for completion of the cable television system with a final completion date of June 30, 1982; and
- WHEREAS, Section 4-86.1.17(f) of the franchise agreement provides that Continental Cablevision may request an extension of construction deadlines due to conditions beyond their control; and
- WHEREAS, Continental Cablevision has made a request for extension of the construction deadline by thirty days, as a result of abnormally inclement weather and unforeseen equipment delays.
- THEREFORE, BE IT RESOLVED that the Board of Supervisors agrees that an extension of the construction schedule for the cable television system be granted and that extension shall be for thirty days or until July 30, 1982.

4. Resolution for Intended Abandonment of a Portion of Lake Powell Road (Route 617)

Mr. Stephens presented this matter to the Board. Mr. S. M. Nichols, a developer, seeks to build an office complex in this area where the road dead ends. Since road abandonment, by State Law, is a local governing function, it is necessary for the Board to concur in a Resolution of Abandonment. Mr. Stephens noted that this construction and road abandonment would in no way cut off the public access to Jamestown Road being used by residents in the neighborhood.

Mr. Taylor asked if the developer was going to purchase this property, who would receive the money? Mr. Stephens said that the Department of Highways and Transportation would be the recipient.

Mr. Edwards made a motion to adopt this resolution. On a roll call, the vote was AYE: Frink, DePue, Edwards, Mahone, Taylor (5). NAY: (0).

R E S O L U T I O N

Abandonment in the State Secondary Road System

Route 617

- WHEREAS, it is proposed that a development known as Jamestown Commons encompasses a segment of Route 617 at the end of the street known as Lake Powell Road; and
- WHEREAS, the developer, S. M. Nichols, intends to acquire from the Virginia Department of Highways and Transportation a segment of Route 617, otherwise known as Lake Powell Road, measuring southeast 210 feet centerline from the northwest end of the referenced street, as outlined in red on the attached map; and

WHEREAS, the Planning Commission of the County of James City has reviewed the requested abandonment and has recommended its approval subject to the condition of continued pedestrian and bicycle access to Route 31 from the new termination of Route 617.

NOW, THEREFORE, BE IT RESOLVED that the portion of Secondary Route 617 shown in red on the attached map, a distance of 210 feet, be designated as intended to be abandoned as a public road pursuant to Section 33.1-155 of the Code of Virginia, as amended, and the condition of such abandonment shall preserve pedestrian and bicycle access to the public sidewalk along the right-of-way of Route 199 to Route 31.

H. MATTERS OF SPECIAL PRIVILEGE

None.

I. REPORTS OF THE COUNTY ADMINISTRATOR

None.

J. BOARD REQUESTS AND DIRECTIVES

Mr. Taylor said he had received a letter from Mr. and Mrs. DeShazor requesting that "No Wake" water markers be placed in Diascund Creek in front of their property.

Mr. Oliver requested Mr. Taylor to allow the County staff to look into this matter.

Mr. Gibson Allen, a James City County resident who buys water from Williamsburg, spoke to the Board about some of the restrictions that the City places upon its water customers. He was concerned about the fact that the rules against lawn sprinkling have not been relaxed even though the reservoir is now quite full. He doesn't think this is fair to County residents who even have to pay 50 percent more than the City customers for the Williamsburg water. He was there to ask if the County could give him some help in alleviating this condition.

Mr. DePue said that he would like County staff to give him a report on the situation with the C & O Bridge on Mooretown Road. He thinks that since the fire occurred, it might be an opportunity for the railroad to upgrade this bridge. He added that a resolution from the Board of Supervisors might be helpful in getting the C & O to upgrade the bridge to safer standards.

Mr. DePue then talked about the utility development that he wished the Board to address. Mr. Oliver urged that this matter be put off until next month when the staff could present a work session. Mr. DePue added that if the Board members would like to attend that would be fine, but he is desirous of having this meeting include the local developers, staff and those Board members who want to attend.

Mr. Oliver pointed out that at the meeting of May 10, there would be a work session on Resource Recovery and Mr. DePue questioned if the utility meeting could be included. A decision was made that there wouldn't be sufficient time to do both at that work session.

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Mr. Frink brought up the matter of a letter he had received from Mayor Walker of the City of Williamsburg concerning the Recreation Center and the need for the two jurisdiction to meet in order to make some important decisions on this matter. A decision was made for the Board to meet at 4 P.M. on May 13 in order to proceed with a meeting with the City.

Mr. DePue moved to recess and meet at 4 P.M. on May 10, 1982. On a roll call, the vote was AYE: Frink, DePue, Edwards, Mahone, Taylor (5). NAY: (0).

Meeting recessed at 4:35 P.M.



James B. Oliver, Jr.  
Clerk to the Board