

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE ELEVENTH DAY OF OCTOBER, NINETEEN HUNDRED EIGHTY-TWO AT 7:30 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
 Frank M. Morton, III, County Attorney
 John E. McDonald, Assistant to the County Administrator

B. MINUTES - September 27, 1982

Mr. Frink asked if there were any corrections or additions to the minutes. Mr. Mahone noted that Mr. Jackson Darst's name was misspelled. Mr. Mahone then moved for the approval of the minutes.

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

C. CONSENT CALENDAR

Mr. Frink asked the Board members if they wished to have any items removed from the Consent Calendar. Mr. Taylor requested that Item No. 6 be removed. Mr. Frink moved to approved the remaining items on the Consent Calendar with the exception of No. 6.

1. Set Public Hearing - Subdivision Ordinance Amendments S-37-82 & S-38-82
2. Set Public Hearing - Tax Exemption for Elderly and Handicapped
3. Case No. CUP-47-82. Mrs. Martha Tackett

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: Mrs. Martha Tackett
 Tax Map I.D.: (1-22) (15-3)
 District: Stonehouse
 Zoning: A-1, General Agriculture
 Permit Term: N/A
 Further Conditions: None

4. Case No. CUP-48-82. Mr. John Filichki

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. John Filichko
 Tax Map I.D.: (2-4) (12-4)
 District: Stonehouse
 Zoning: A-1, General Agriculture
 Permit Term: Until two weeks after the
 November 2, 1982 election.
 Further Conditions: The mobile home shall be removed
 from the site two weeks after
 the November 2, 1982 election.

5. Case No. CUP-49-82. Mr. James R. Wright

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: James R. Wright
 Tax Map ID: (6-9) (9-3)
 District: Stonehouse District
 Zoning: A-1, General Agricultural
 Permit Term: N/A
 Further Conditions: None

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6. Case No. CUP-50-82. Mr. Chester B. Carter

Mr. Taylor stated that Mr. Carter, the applicant, wanted to present his case to the Board. Mr. Carter requested that the Board change the first condition in the permit to 60 feet from the center of Church Land instead of 150 feet.

Mr. Taylor moved to approve the resolution, amending the first condition to reflect 60 feet from the center line of Church Land.

On a roll call, the vote was AYE: Frink, DePue, Taylor (3). NAY: Edwards, Mahone (2). Motion passed by a 3-2 vote.

R E S O L U T I O NCONDITIONAL 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. Chester B. Carter
Tax Map I.D.:	(1-33) (12-3)
District:	Stonehouse
Zoning:	A-1, General Agriculture
Permit Term:	N/A
Further Conditions:	The mobile home be located at least 60 feet from the center line of Church Lane.

It must be tied down.

It must not be placed over any part of the drainfield.

The system must be connected to public water.

D. BOARD CONSIDERATIONS1. Urban Homesteading

Mrs. Darlene L. Burcham, Assistant to the County Administrator, presented this matter to the Board recommending that the Board adopt the resolution ratifying the amendment to the Urban Homesteading Agreement and thereby increasing the County's allocation of \$157,800.

Mr. Mahone stated that he was opposed to the Urban Homesteading program.

Mr. Frink made a motion to approve the resolution.

On a roll call, the vote was AYE: Frink, DePue, Edwards, Taylor (4).

NAY: Mahone (1). Motion passed by a 4-1 vote.

R E S O L U T I O N

URBAN HOMESTEADING

WHEREAS, the Housing and Community Development Act of 1974 provided James City County, Virginia with Federal assistance in the form of Urban Homesteading funds to carry out eligible homesteading activities under said act; and

WHEREAS, the United States Department of Housing and Urban Development has awarded James City County \$157,800 for Urban Homesteading in the Forest Glen Community Development Project Area:

THEREFORE, BE IT RESOLVED that the Board of Supervisors accept the additional \$107,800 for a total of \$157,800 from the United States Department of Housing and Urban Development for implementation of the Urban Homesteading Program in James City County. This additional funding thus provides for an additional seven homes for a total of ten homes that will be available in this year's homesteading program in Forest Glen.

2. Lease of EOC Office Space - Soil Conservation Service

Mrs. Burcham presented this matter to the Board stating that the terms of the lease were agreeable to the Soil Conservation Service and the County Staff, and recommended approval by the Board.

Mr. DePue moved for the approval of the 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

LEASE OF EOC OFFICE SPACE - SOIL CONSERVATION SERVICE

WHEREAS, the Board of Supervisors of James City County desires to lease space to the United States Department of Agriculture-Soil Conservation Service;

THEREFORE, BE IT RESOLVED that the County Administrator is hereby authorized and directed to execute the attached lease for the period October 1, 1982 through September 30, 1983 at an annual rate of \$2,190.10 for the office space currently occupied by the Soil Conservation Service.

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STANDARD FORM 2
FEBRUARY 1965 EDITION
GENERAL SERVICES
ADMINISTRATION
FPR (41 CFR) 1-16.601

**U.S. GOVERNMENT
LEASE FOR REAL PROPERTY**

DATE OF LEASE

September 17, 1982

LEASE NO.

57-33A7-3-18

THIS LEASE, made and entered into this date by and between
James City County Board of Supervisors

whose address is P. O. Box JC
Williamsburg, Virginia 23185

and whose interest in the property hereinafter described is that of

hereinafter called the Lessor, and the UNITED STATES OF AMERICA, hereinafter called the Government:

WITNESSETH: The parties hereto for the considerations hereinafter mentioned, covenant and agree as follows:

1. The Lessor hereby leases to the Government the following described premises:

Two (2) rooms of office space consisting of approximately
362 square feet located in the County EOC Building, Toano, Va.

to be used for Williamsburg Field Office

2. TO HAVE AND TO HOLD the said premises with their appurtenances for the term beginning on

October 1, 1982 through September 30, 1983, subject to termination
and renewal rights as may be hereinafter set forth.

3. The Government shall pay the Lessor annual rent of \$ 2,190.10

at the rate of \$ 182.51 per month in arrears.

Rent for a lesser period shall be prorated. Rent checks shall be made payable to: James City County Board
of Supervisors, P.O. Box JC
Williamsburg, VA 23185

4. The Government may terminate this lease at any time by giving at least days' notice in writing
to the Lessor and no rental shall accrue after the effective date of termination. Said notice shall be computed commencing
with the day after the date of mailing.

5. This lease may be renewed at the option of the Government, for the following terms and at the following rentals:

N/A

provided notice be given in writing to the Lessor at least N/A days before the end of the original lease term
or any renewal term; all other terms and conditions of this lease shall remain the same during any renewal term.
Said notice shall be computed commencing with the day after the date of mailing.

6. The Lessor shall furnish to the Government, as part of the rental consideration, the following:

362 net usable square feet of space including heat, electricity,
water, janitorial services, and parking

7. The following are attached and made a part hereof:

The General Provisions and Instructions (Standard Form 2-A, May 1970 edition).

Clean Air and Water Provisions

Tax Escalation

Operating Cost Escalation

Failure in Performance

Personal Property Furnished with Leased Property

Disputes Clause

8. The following changes were made in this lease prior to its execution:

None

E. MATTERS OF SPECIAL PRIVILEGE

Mr. Frink asked if there was anyone who had an issue to bring before the Board.

Mr. Paul DeLong of Woodland Farms, spoke concerning the problems he is having with the contractor who built his house and with the County Building Inspections Department.

After further discussion on the matter, Mr. Oliver stated that the staff would look into the matter and report back to the Board.

F. REPORTS OF THE COUNTY ADMINISTRATOR

Mr. Oliver requested that the Board go into Executive Session to discuss real estate, personnel and legal matters.

G. BOARD REQUESTS AND DIRECTIVES

Mr. Edwards made a motion to go into Executive Session to discuss real estate, personnel and legal matters pursuant to Section 2.1-344(a)(1), (2) and (6) of the Code of Virginia, 1950, as amended.

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

The Board convened into Executive Session at 8:30 P.M. and returned to Public Session at 10:45 P.M. at which time Mr. DePue made the following nominations to the Forest Glen Advisory Committee for an indefinite term:

Mr. William Braxton Box 1036 Longhill Road
Williamsburg, Virginia

Mr. William Phillips Route 3, Box 181
Williamsburg, Virginia

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

Mr. Edwards made a motion to authorize the County Administrator to acquire, under negotiated purchase, property entitled Joshua's Glen for an amount not to exceed \$60,000.

On a roll call, the vote was AYE: Frink, DePue, Edwards (3). NAY: Mahone, Taylor (2). Motion passed by a 3-2 vote.

RESOLUTION**ACQUISITION OF JOSHUA'S GLEN**

WHEREAS, the Board of Supervisors of James City County desires to acquire a parcel of property known as the Joshua's Glen Subdivision; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County hereby authorizes the County Administrator to negotiate and execute a contract for the purchase of Joshua's Glen for an amount not to exceed \$60,000.

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Mr. DePue moved to approve a contingency transfer for the property acquisition. On a roll call, the vote was AYE: Frink, DePue, Edwards (3). NAY: Mahone, Taylor (2). Motion passed by a 3-2 vote.

RESOLUTION
CONTINGENCY TRANSFER

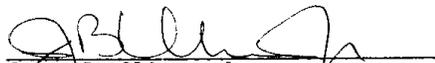
WHEREAS, the Board of Supervisors of James City County has authorized the negotiated purchase of Joshua's Glen; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County hereby authorizes the following transfer from contingency:

From Contingency	\$60,000
To Public Works, Acquisition of Real Property	\$60,000

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

The meeting ADJOURNED at 10:50 P.M.


James B. Oliver, Jr.
Clerk to the Board