

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE TWENTY-EIGHTH DAY OF FEBRUARY, NINETEEN HUNDRED EIGHTY-THREE AT 3:00 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

**A. ROLL CALL**

Perry M. DePue, Chairman, Powhatan District  
 Abram Frink, Jr., Vice-Chairman, Roberts 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  
 Frank M. Morton, III, County Attorney

Mr. DePue presented Mr. Frink with a plaque for his service as Chairman from January 1982 to January 1983.

**B. MINUTES - February 14, 1983**

Mr. DePue asked the Board members if there were any corrections or additions to the minutes. Mr. Mahone made a motion to approve the minutes as presented.

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

**C. HIGHWAY MATTERS**

Mr. Frank N. Hall, Resident Engineer, Virginia Department of Highways and Transportation, reported that they have received bids for the Route 199 repair work and that the bids were in excess of available funds. He also indicated that he did not have a timetable for the work, but that the project had been rebid.

Mr. Taylor requested improvements to Rt. 622, Racefield and that it be added to the Six-Year Plan.

Mr. Mahone requested that signs be placed at the intersection of Lake Powell Road and Brookwood Drive indicating the location of Rawls Byrd Elementary School.

**D. CONSENT CALENDAR**

Mr. DePue asked the Board members if there were any items they wished to have removed from the Consent Calendar. As there were none, Mr. Mahone made a motion to approve the Consent Calendar.

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

**1. Certification of Warrants**

**RESOLUTION**

**CERTIFICATION OF WARRANTS**

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

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THEREFORE, BE IT RESOLVED, that on a motion made by Mr. Mahone 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 January 1983:

GENERAL FUND	Checks	#107031-107390
	Totalling	\$808,304.38
GENERAL FUND PAYROLL	Checks	#211728-212315
	Totalling	\$264,343.89
SANITARY DISTRICT NO. 1	Checks	#500037-500039
	Totalling	\$13,813.92
SANITARY DISTRICT NO. 2	Checks	#600178-600181
	Totalling	\$1,576.25
SUBDIVISION ESCROW		-0-
COMMUNITY DEVELOPMENT	Checks	#431-439
	Totalling	\$25,101.51
REVENUE SHARING		-0-

2. Case No. CUP-10-83. Donald Hazelwood

R E S O L U T I O N

C O N D I T I O N A L U S E P E R M I T

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. Donald Hazelwood
Real Estate Tax Map No:	(12-1)
Parcel No:	(1-6)
District:	Stonehouse District
Zoning:	A-1, General Agriculture
Permit Term:	5 years
Further Conditions:	The Subdivision must be recorded before the mobile home is placed on lot D.

3. Case No. CUP-11-83. Wayne Terence Ward

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. Wayne Terence Ward
Real Estate Tax Map No:	(31-1)
Parcel No:	(1-52)
District:	Powhatan
Zoning:	A-1, General Agriculture
Permit Term:	N/A
Further Conditions:	None

4. Set Public Hearing Date of April 11, 1983 for the following:

Case No. Z-9-82

Case No. Z-2-83

Case No. Z-3-82

E. **BOARD CONSIDERATIONS**1. Board Compensation

Mr. Oliver presented this matter to the Board stating that in late 1981 the Board approved compensation adjustments for the Supervisors from the Powhatan and Jamestown Districts and that this resolution would complete the previous action by adjusting the compensation for the other three Supervisors.

Mr. Morton noted that the adjusted compensation would be effective as of January 1, 1984 and has to be acted upon before July 1, 1983.

Mr. Edwards requested that the matter be deferred. Without objection, the matter was deferred.

2. Case No. SUP-8-82. Williamsburg Landfill

Mr. Orlando A. Riutort, Director of Planning, presented this matter to the Board stating that staff is still reviewing plans received in the office on February 25, 1983, he recommended deferral of any action on the special use permit.

The matter was deferred by consensus of the Board.

F. **MATTERS OF SPECIAL PRIVILEGE**

None.

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**G.           REPORTS OF THE COUNTY ADMINISTRATOR**

Mr. Oliver requested that the Board consider a late item on the 1983 Preallocation Hearing of the Virginia Department of Highways and Transportation.

Mr. Riutort presented this matter to the Board stating that the staff will prepare a report to be heard at the March 15, 1983 hearing and asked for approval of the resolution repeating the priority list that was used last year. He recommended a board member represent the County.

Mr. DePue said he would attend the hearing.

Mr. Mahone made a motion to approve the resolution.

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

RESOLUTION

HIGHEST PRIORITY HIGHWAY PROJECTS IN

JAMES CITY COUNTY

WHEREAS, the James City County Comprehensive Plan and numerous regional and State transportation plans and studies conclude that the following highway projects are essential to permit the safe and efficient movement of traffic in the Williamsburg-James City County area; and

WHEREAS, there presently exists a pressing need within the community to implement the three projects below in order to relieve traffic congestion which at times threatens the health and safety of County residents and visitors by impeding the actions of emergency vehicles and personnel, which causes inconvenience and delay, and contributes the major source of air pollution to the area; and

WHEREAS, public hearings for the corridor selection of Route 199 were successfully completed early in 1979, and the access point for the Grove Interchange on Interstate 64 was approved in that same year;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors that the following list comprises the highest priority primary highway projects in James City County:

1. The design, construction and completion of Route 199.
2. The design, construction and completion of the Grove Interchange.
3. The extension of Monticello Avenue from its intersection with Ironbound Road to the proposed extension of Route 199.

Mr. Oliver requested at the appropriate time an Executive Session to discuss legal and personnel matters.

**H.           BOARD REQUESTS AND DIRECTIVES**

Mr. Mahone requested information concerning insurance protection for volunteer fire fighters.

Mr. McDonald replied that staff is working with Hall Risk Management to try to get an option to increase the coverage of workmen's compensation for the volunteer fire fighters. He stated the information will be provided on or before the next Board meeting.

Mr. DePue reported that the City of Alexandria had adopted a regulation to hire non-smokers in the public safety positions and that the practice was recently upheld in Court.

Mr. DePue urged the other members to make the meeting with the School Board regarding the budget a more productive meeting than in the past.

Mr. Mahone requested the publication by VACO/VML regarding local tax rates be made available to all of the Board members.

Mr. DePue made a motion to convene into Executive Session to discuss a personnel and a legal matter, pursuant to Section 2.1-344(a)(1) and (6) of the Code of Virginia, 1950, as amended.

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

The Board convened into Executive Session at 3:35 P.M. and reconvened into Public Session at 5:05 P.M., at which time Mr. DePue made a motion to reappoint Mr. Harry Marchant to serve a 3 year term on the Parks & Recreation Commission.

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

Mr. Taylor made a motion to reappoint Mr. Joel C. Whitley to serve a three year term on the Parks and Recreation Commission.

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

Mr. Edwards made the motion to nominate Dr. John M. Charles to fill the unexpired term of Mr. Harry Knight, whose term will expire March 22, 1985 on the Parks and Recreation Commission.

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

Mr. Edwards made a presentation on the committee's results on the proposed recreation center. He stated that he and Mr. DePue agreed to recommend to the Board that a referendum be held to determine whether or not bonds should be issued for this purpose.

He stated that the recommendations of the committee members assume a total project cost of no more than \$4.5 million. Of the total cost, the City would pay about 26% and the County would pay about 74%; the exact percentages will correspond to the school contract division for 1984-85, the first full year after annexation is effective. The recommendations are as follows:

#### PROPOSAL: A RECREATION CENTER

1. City and County agree to construct and operate a joint recreation facility. The facility will follow the proposal recommended by the Joint Recreation Committee. The facility may be constructed in phases, largely depending upon the availability of funds. In any event, the initial phase would include a 50 meter swimming pool and at least two soccer fields.
2. The facility shall be constructed on the Longhill Road site near Kiwanis Park. The site shall be jointly owned by City and County.
3. Capital cost of construction shall be divided in the same ratio as local appropriations in the joint school contract for 1984-85, the first full year after annexation becomes effective. Operating expenses shall be divided in the ratio provided in the school contract for the year preceding the year of operation (that is, operating expenses for 1985-86 will be in the same proportion as the actual local school appropriations in 1984-85).
4. Policy direction of the facility shall be provided by a Joint Recreation Board. The membership of the board shall be one-third from the City, two-thirds from the County. Each jurisdiction may choose to include an elected official and an appointed official in membership.
5. The City and County may later agree to add additional facilities for recreation.

6. Absent agreement between the City and County to add to the facilities, either the County or City may construct additional facilities on the site with the approval of the Joint Recreation Board. Once constructed, the facilities become part of the joint facility for all purposes including policy, administration and funding.

After a brief discussion on the matter, Mr. Edwards then made a motion to request staff to prepare a resolution requesting a bond referendum on the Recreation Center.

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

Mr. DePue and Mr. Edwards expressed their pleasure in serving with the representatives from the City of Williamsburg on this project.

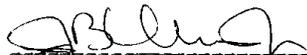
Mr. Oliver stated for the record that the Board members had been provided copies of the Capital Improvement Priority Listing from the Planning Commission.

Mr. DePue and Mr. Mahone expressed their appreciation to the Planning Commission and staff for the work done on the priority list.

Mr. Edwards made the motion to adjourn.

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

The Board of Supervisors Meeting ADJOURNED at 5:25 P.M.

  
James B. Oliver, Jr.  
Clerk to the Board

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