

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE 4TH DAY OF AUGUST NINETEEN HUNDRED EIGHTY-SIX AT 7:48 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

**A. ROLL CALL**

William F. Brown, Chairman, Roberts District  
 Stewart U. Taylor, Vice-Chairman, Stonehouse District  
 Jack D. Edwards, Berkeley District  
 Thomas D. Mahone, Jamestown District  
 Perry M. DePue, Powhatan District

James B. Oliver, Jr., County Administrator  
 Darlene L. Burcham, Assistant County Administrator  
 Frank M. Morton, III, County Attorney

**B. MINUTES - 7/21/86 - Work Session  
 7/21/86 - Regular Meeting**

Mr. Mahone made a motion to approve the minutes as presented.

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

**C. CERTIFICATE OF APPRECIATION - Stella Earman  
 Louise Kale**

Mr. Brown read and presented Certificates of Appreciation to Mrs. Stella Earman and Mrs. Louise Kale expressing the Board's appreciation for their contributions to the Williamsburg/James City County Regional Library Board.

**RESOLUTION**

**Certificate of Appreciation**

WHEREAS, STELLA EARMAN has served the citizens of James City County since 1979; and

WHEREAS, throughout this period of service STELLA EARMAN gave freely of her time and talent as an active member of the Williamsburg/James City County Regional Library Board; and

WHEREAS, during this period the Library was enhanced by the addition of the Arts Center, an automation system was instituted and the outreach service "Book Van" was launched; and

WHEREAS, STELLA EARMAN has served as Secretary, Finance Chairman and Vice-Chairman of the Library Board during this period and consistently displayed guidance, support and dedication, which resulted in exceptional services to the citizens of James City County; and

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

**STELLA EARMAN**

for her distinguished service and devotion to the County and its citizenry during the past seven years.

BE IT FURTHER RESOLVED that this Resolution be spread on the minutes of this Board and a suitable copy be presented to STELLA EARMAN.

**RESOLUTION**

**Certificate of Appreciation**

WHEREAS, LOUISE KALE has served the citizens of James City County since 1978; and

WHEREAS, throughout this period of service LOUISE KALE gave freely of her time and talent as an active member of the Williamsburg/James City County Regional Library Board; and

WHEREAS, during this period the Library was enhanced by the addition of the Arts Center, an automation system was instituted and the outreach service "Book Van" was launched; and

WHEREAS, LOUISE KALE has served as Secretary and Chairman of the Library Board during this period and consistently displayed guidance, support and dedication, which resulted in exceptional services to the citizens of James City County; and

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

LOUISE KALE

for her distinguished service and devotion to the County and its citizenry during the past eight years.

BE IT FURTHER RESOLVED that this Resolution be spread on the minutes of this Board and a suitable copy be presented to LOUISE KALE.

**D. PRESENTATION - NACO Awards**

Mr. Brown presented Achievement Award Certificates to the following individuals:

Diana Hybicki, Social Services Department - "Coordinated Intake Services Program" and "Family-Focused Child Protection Program"

Veronica Nowak, Communications Department - "Human Services Center Program"

Sandi McPherson, Parks and Recreation - "Happy Hearts Walking Program"

Dale Cooke-Hall, Office of Management Services - "Integrated Pest Management Program," "Legislative Communication System," "Microcomputer Support Program," and the "Geographic Coding System"

Madeleine Conway, Records Management Office - "Land Development Central Files and Records Management"

Chief Robert Key and Officer Tom Hardin, Police Department - "McGruff's Safe Halloween Party"

Each award recipient gave a brief description of their program.

Mr. Oliver noted that James City County received the highest number of NACO awards granted to a Virginia county this year.

**E. PUBLIC HEARINGS**

1. Case No. SUP-22-86. Burnt Ordinary Offices

The Planning Commission recommends approval of the permit subject to three conditions.

Mr. Brown opened the public hearing, and as no one wished to speak, he closed the public hearing.

Mr. Taylor made a motion to approve the permit.

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

### RESOLUTION

#### No. SUP-22-86. Burnt Ordinary Offices

WHEREAS, the Board of Supervisors of James City County has adopted by ordinance specific land uses that shall be subjected to a special use permit process; and

WHEREAS, Mr. Bert E. Geddy has submitted Case No. SUP-22-86 for a special use permit allowing commercial development in the RPZ, Reservoir Protection Overlay District. The property is located on the south side of Depot Street approximately 400 feet east from Richmond Road in Toano. It is identified as parcel (1-24) on James City County Real Estate Tax Map No. (12-4) and is currently zoned M-1, Limited Industrial; and

WHEREAS, the James City County Planning Commission on June 24, 1986 unanimously recommended approval of Case No. SUP-22-86.

NOW, THEREFORE, BE IT RESOLVED, that the Board of Supervisors of James City County does hereby approve the issuance of Special Use Permit No. SUP-22-86 as described herein with the following conditions.

1. The developer shall execute a declaration of covenants insuring the inspection and maintenance of the runoff control measures.
2. All erosion and sediment control measures shall be designed and constructed in accordance with the project runoff analysis and control measures noted herein, as well as in accordance with the standards of the Virginia Erosion and Sediment Control Handbook, Second Edition.
3. Construction of the infiltration trench shall be delayed until disturbed areas are stabilized as determined by the Director of Public Works.

#### **F. CONSENT CALENDAR**

Mr. Brown asked Board members if they wished to remove any items from the Consent Calendar.

Mr. Brown commented on #F-2 stating the Highway Department suggested the Board prepare a resolution requesting the Highway Department conduct a safety study on Pocahontas Trail. Approval of the resolution would place the Highway Department in a position to use safety funds to cover the costs of the study and any potential improvements.

Mr. Brown made a motion to approve all items on the Consent Calendar.

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

1. Withdrawal of Case No. Z-9-86. Mill Neck Apartments and Case No. Z-14-86. Jack L. Massie

2. Request for Safety Study on Pocahontas Trail**RESOLUTION****REQUEST FOR SAFETY STUDY ON POCAHONTAS TRAIL**

WHEREAS, Pocahontas Trail is one of the most heavily traveled thoroughfares in James City County; and

WHEREAS, one hundred twenty-two accidents, including five fatalities, occurred on Pocahontas Trail between the Newport News City Line and Grove during the five year period 1980-1984, making Pocahontas Trail among the most dangerous roads in James City County.

THEREFORE BE IT RESOLVED by the Board of Supervisors of James City County that the Board does respectfully request the Virginia Department of Highways and Transportation to investigate the feasibility of installing turn lanes on Pocahontas Trail at selected intersections from Grove to Carter's Grove Plantation, including Howard Drive, Jackson Street, Church Street, Ron Springs Drive and Plantation Road.

3. Community Development Cash Adjustment**RESOLUTION****Forest Glen Escrow Funds**

WHEREAS, funds in the amount of \$5,463.30 collected and recorded as Forest Glen Escrow funds are now shown as part of the general cash balance for Community Development; and

WHEREAS, these funds should be reflected in the revolving loan fund.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia hereby authorizes the transfer of \$5,463.30 in Forest Glen Escrow funds from the general cash account for Community Development to the revolving loan fund account.

4. Landfill Excavation Contract**RESOLUTION****LANDFILL EXCAVATION CONTRACT**

WHEREAS, funds were approved in the FY87 Landfill Operating Budget for Landfill Excavation; and

WHEREAS, a Request for Bids was issued, responses evaluated and the low qualified bidder determined for said Landfill Excavation; and

WHEREAS, it has been determined that Key Construction Company, Inc., has met the qualifications to perform this Landfill Excavation.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia does hereby authorize the County Administrator to enter into a contract with Key Construction Company, Inc., in the amount of \$99,275, to perform the Landfill Excavation.

5. Crossroads Community Youth Home/Authorization to Receive Bids and Effect Improvements**RESOLUTION****To Authorize The Colonial Group Home Commission to Receive Bids**

and to Execute a Contract to Effect Improvements to the  
Crossroads Community Youth Home

WHEREAS, the Board of Supervisors of James City County is one of four localities which own or will own the property in James City County to be used for the Crossroads Community Youth Home; and

WHEREAS, certain modifications are required for the appropriate use of the Home; and

WHEREAS, it is deemed to be neither necessary nor appropriate for each locality to participate in obtaining bids and accepting and administering the contract effecting such modifications;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County that The Colonial Group Home Commission be, and it is hereby, authorized without further action of this Board to seek bids for the modifications to Crossroads Community Youth Home, to accept a bid, and to execute a contract for effecting such modification, provided that the total amount of such contract, together with such options as may be approved by said Commission, does not exceed the total sum of \$50,000.00.

BE IT FURTHER RESOLVED that The Colonial Group Home Commission be, and it is hereby, authorized to administer the contract and to handle all details in connection therewith.

BE IT STILL FURTHER RESOLVED that the authority herein granted to The Colonial Group Home Commission shall not be effective except to the extent that such authority is also granted to it by the Board of Supervisors of Gloucester County, the Board of Supervisors of York County, and the City Council of the City of Williamsburg.

BE IT STILL FURTHER RESOLVED that the said Commission shall, upon completion of the modifications to the improvements on the property, have the authority to occupy the said property, for the purpose for which the Commission was created, in accordance with a lease yet to be prepared, but such occupancy shall not be dependent upon prior execution of a lease.

**G. BOARD CONSIDERATIONS**

1. Williamsburg Community Planning Partnership

Mr. Brown made a motion to approve the resolution.

Mr. Taylor stated he will not support the motion as he feels it is an inappropriate use of taxpayers' money.

On a roll call, the vote was AYE: Brown, Edwards, DePue, Mahone  
(4). NAY: Taylor (1). The motion passed by a 4-1 vote.

**RESOLUTION**

**OF SUPPORT FOR THE  
WILLIAMSBURG COMMUNITY PLANNING PARTNERSHIP**

WHEREAS, there is widespread public interest in and concern about the rapid growth of the James City County-Williamsburg-Upper York County area; and

WHEREAS, the Williamsburg Community Planning Partnership has proposed to stimulate a process intended to articulate community attitudes and identify community goals in regard to growth, and to develop an effective partnership between public and private institutions which will help maintain and enhance the quality of life in James City County, Williamsburg, and Upper York County.

THEREFORE BE IT RESOLVED that the Board of Supervisors of James City County endorses the efforts of the Williamsburg Community Planning Partnership in organizing a series of community workshops, forums and conferences focusing on growth issues, and authorizes the County Administrator to effect participation in said organization and to expend \$8,300 toward the implementation of the Williamsburg Community Planning Partnership proposals in such manner as approved by the County Attorney.

BE IT FURTHER RESOLVED that \$8,300 be transferred from the Operating Contingency to Planning Forums.

2. Oral History Project

Mr. Kevin Kelly, Chairman, Historical Commission, stated a summer intern has been hired to complete the oral history project and that many of the interviews conducted for the County's 350th Anniversary cannot be used until they are transcribed. Mr. Kelly encouraged the Board to support the resolution.

Mr. Brown requested Mr. Kelly investigate the status of the Bi-Centennial interviews. Mr. Brown commended Mr. Kelly for his efforts on the Historical Commission and stated he feels this is a worthwhile project.

Mr. DePue made a motion to approve the resolution.

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

**RESOLUTION**

**Transfer of Funds For  
350th Anniversary Interviews and Transcripts**

WHEREAS, the 350th Anniversary Committee and the Historical Commission undertook the task of recording an oral history of the County's continuing history; and

WHEREAS, the completion of interviews started at the time of James City County's 350th Anniversary will require additional funding; and

WHEREAS, the Historical Commission has endorsed the completion of these interviews and their transcriptions.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia authorizes a transfer of \$3,800 from Contingency to the Historical Commission Account No. 001-023-0804 for completion of interviews and their transcription.

**H. PUBLIC AUDIENCE**

1. Ms. Rosalind Byrd, 8632 Pocahontas Trail, read a letter addressed to the Board, the Williamsburg/James City County School Board and the Williamsburg City Council from Elizabeth Vaiden. Ms. Byrd read eight reasons why the proposed school site on Route 5 is superior to other locations.

Mr. DePue stated that the donated land on Route 5 will require approximately \$150,000, before site development, to make utilities available. Mr. DePue stated that if a site on Ironbound Road is acquired, utilities are already available.

Mr. Brown noted that the traffic counts mentioned in the letter are incorrect.

**L. REPORTS OF THE COUNTY ADMINISTRATOR**

Mr. Oliver informed the Board of a Public Notice that a Location and Design Public Hearing will be held by representatives of the Virginia Department of Highways and Transportation on September 18, 1986 at 7:00 p.m. in the Chickahominy Baptist Church to receive comments on the Chickahominy Road improvements.

**J. BOARD REQUESTS AND DIRECTIVES**

Mr. Mahone requested staff prepare a report on corrective action taken in response to the Department of Labor and Industry consultative survey dated April 10, 1986.

Mr. Edwards requested staff prepare a report indicating the number of County locations available for public swimming.

Mr. Brown suggested key individuals who had opposed the airport improvements be contacted and made aware of the report submitted by the Williamsburg-Jamestown Airport as a requirement of their special use permit approval.

Mr. Brown suggested the issue of the frontage requirements for multiple dwellings on a lot be referred to the Planning Commission and the Subdivision Review Committee for their review and input.

It was the consensus of the Board to refer the matter to the Planning Commission and the Subdivision Review Committee.

Mr. Brown requested the County Attorney contact Newport News, the City of Williamsburg and York County to see if they have regulations covering taxicab rates, and to contact Colonial Cab and ask them how they justify their rates.

Mr. Oliver noted that in response to an earlier complaint, the Chief of Police is pursuing this matter and will have a report available soon.

Mr. Brown made a motion to go into Executive Session to discuss a real estate matter pursuant to Section 2.1-344(a)(2) of the Code of Virginia, 1950 as amended.

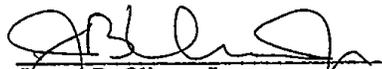
On a roll call, the vote was AYE: Brown, Edwards, DePue, Mahone, Taylor (5). NAY: (0).

The Board convened into Executive Session at 8:34 p.m. and reconvened into public session at 9:37 p.m.

Mr. Taylor made a motion to adjourn.

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

The Board adjourned at 9:37 p.m.

  
James B. Oliver, Jr.  
Clerk to the Board