

**AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE 25TH DAY OF JANUARY, 2005, AT 7:00 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.**

**A. ROLL CALL**

Michael J. Brown, Chairman, Powhatan District  
Jay T. Harrison, Sr., Vice Chairman, Berkeley District  
Bmce C. Goodson, Roberts District  
John J. McGlennon, Jamestown District  
M. Anderson Bradshaw, Stonehouse District

Sanford B. Wanner, County Administrator  
Leo P. Rogers, County Attorney

**B. MOMENT OF SILENCE**

Mr. Goodson requested the Board and citizens observe a moment of silence.

**C. PLEDGE OF ALLEGIANCE**

Donna Hensley, a senior at Jamestown High School, led the Board and citizens in the Pledge of Allegiance.

**D. PRESENTATION**

1. Neighborhood of the Year 2004 - Greater First Colony Area Civic Association

Mr. Brown and Mr. McGlennon presented Richard Wolfe, past president and current member of the Greater First Colony Area Civic Association (Association), a resolution proclaiming the Association as Neighborhood of the Year for 2004 in recognition of the fostering of independent problem-solving and sharing of assets within and among the five neighborhoods, and facilitating communication between neighbors and their government.

Mr. Wolfe, on behalf of the Association, accepted the award and thanked the County and staff for the assistance to the Association.

**E. PUBLIC COMMENT**

1. Mr. Randy O'Neill, 109 Sheffield Road, stated concern that the County leaders have not accepted his offers to locate his mobile business in the County and will be offering his services to adjacent localities; and invited reconsideration of his offer to establish, at no charge, a mobile fitness trailer in the Schools and County to enhance and reinforce the fitness and healthy lifestyles of the community's children.

2. Mr. Ed Oyer, 139 Indian Circle, commented on taxable income and what income items he feels should be exempted from additional taxes and recommended zero-base implementation of the BLS/ALS fee.

**F. CONSENT CALENDAR**

Mr. Goodson requested a separate vote on the *Award of Contract – Little Creek Reservoir Phase II A & B*.

Mr. Harrison made a motion to adopt the remaining items on the Consent Calendar.

On a roll call vote, the vote was: AYE: Harrison, Goodson, McGlennon, Bradshaw, Brown (5). NAY: (0).

**I. Neighborhood of the Year 2004 - Greater First Colony Area Civic Association**

**RESOLUTION**

**NEIGHBORHOOD OF THE YEAR 2004 -**

**GREATER FIRST COLONY AREA CNIC ASSOCIATION**

WHEREAS, the Greater First Colony Area Civic Association consists of five contiguous subdivisions: First Colony, Heritage Landing, Shellbank, Shellbank Woods, and Chestnut Hills, within the **Jamestown** District; and

WHEREAS, since the incorporation of the Greater First Colony Area Civic Association on January 31, 1967, the population of the subdivisions has grown from 57 to 510 households with 400 households participating as members of this self-managed, voluntary association; and

WHEREAS, the Greater First Colony Area Civic Association fosters independent problem-solving and sharing of assets within and among the five neighborhoods, and facilitating communication between neighbors and their government; and

WHEREAS, the success of the Greater First Colony Area Civic Association is due to its outstanding communication among members and working together through these efforts:

1. monthly board meetings;
2. monthly newsletters;
3. quarterly open membership meetings;
4. maintaining a **website**;
5. using the talent in the five neighborhoods; and
6. dredging and refurbishing their 30-year-old marina.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby proclaim the Greater First Colony Area Civic Association Neighborhood of the Year for 2004 in connection with the celebration of the 10th Anniversary of Neighborhood Connections.

3. Award of Contract – Construction Management Services for Warhill Site Improvements

R E S O L U T I O N

AWARD OF CONTRACT -

CONSTRUCTION MANAGEMENT SERVICES FOR WARHILL SITE IMPROVEMENTS

WHEREAS, a Public-Private Education Facilities and Infrastructure Act of 2002 (PPEA) request for proposals for Construction Management Services for Warhill Site Improvements was advertised; three interested firms submitted proposals; and

WHEREAS, staff reviewed all proposals and selected McDonough Bolyard Peck as the most qualified firm to provide the services associated with the project; and

WHEREAS, a fee of \$8,500 was established with McDonough Bolyard Peck for providing Phase I services and an hourly rate schedule was established for Phase 2 services.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, awards the Comprehensive Agreement contract to provide Construction Management Services for Warhill Site Improvements to McDonough Bolyard Peck.

BE IT FURTHER RESOLVED that the Board of Supervisors transfer \$30,000 from Capital Contingency to a Warhill project budget for the purposes of funding conceptual engineering studies, in addition to the construction management services.

2. Award of Contract - Little Creek Reservoir Phase IIA & B

On a roll call vote, the vote was: AYE: Harrison, McGlennon, Bradshaw, Brown (4). NAY: (0). ABSTAIN: Goodson (1).

R E S O L U T I O N

AWARD OF CONTRACT - LITTLE CREEK RESERVOIR PHASE IIIA

WHEREAS, bids have been received for Little Creek Reservoir Phase IIIA; and

WHEREAS, staff members have reviewed all bids and determined that Crofton Construction Services, Inc., is the low bidder and qualified to complete the project; and

WHEREAS, the negotiated contract amount is within the Capital Budget allocated to the Division of Parks and Recreation.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes the County Administrator to execute the necessary documents for award of the contract at the negotiated amount of \$173,500 to Crofton Construction Services, Inc., the lowest responsive and responsible bidder.

**RESOLUTION**

**AWARD OF CONTRACT - LITTLE CREEK RESERVOIR PHASE IIB**

WHEREAS, bids have been received for Little Creek Reservoir Phase IIB; and

WHEREAS, staff members have reviewed all bids and determined that David A. Nice Builders, Inc., is the low bidder and qualified to complete the project; and

WHEREAS, the bid is within the Capital Budget allocated to the Division of Parks and Recreation.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes the County Administrator to execute the necessary contract documents for award of a base bid to David A. Nice Builders, Inc., the lowest responsive and responsible bidder, in the amount of \$251,000.

**G. PUBLIC HEARING**

1. **Blight Abatement - 8516 Pocahontas Trail**

Mr. Vaughn Poller, Community Development Specialist, stated that a severely damaged and uninhabitable home located at 8516 Pocahontas Trail has been the subject of complaints and concern for the health and safety of nearby residents, and staff has been in contact with the owner to provide assistance in arranging for the demolition of the structure and clearing the property.

To date, the owner has demolished the structure and only a dumpster of construction material is still located on the site. Therefore, staff requested the Board defer the Ordinance to provide the owner an opportunity to finish the removal of the material.

The Board thanked staff for working with owners to eliminate blighted conditions in the County.

Mr. Brown opened the Public Hearing.

As no one wished to speak to this matter, Mr. Brown closed the Public Hearing.

Mr. Brown deferred action on the Ordinance to March 22, 2005.

**H. PUBLIC COMMENT - None**

**I. REPORTS OF THE COUNTY ADMINISTRATOR**

Mr. Wanner recommended that at the conclusion of the Board meeting, the Board recess to 10 a.m. on February 3, 2005, to attend the Virginia Municipal League/Virginia Association of Counties (VACO) Legislative Day to be held in Richmond, Virginia.

**J. BOARD REQUESTS AND DIRECTIVES**

Mr. Harrison made a motion to appoint Mary Jones as the Berkeley District representative to the Planning Commission; ~~term~~ to expire on January 31, 2009.

On a roll call vote, the vote was: AYE: Harrison, Goodson, McGlennon, Bradshaw, Brown (5).  
NAY: (0).

**K. RECESS**

Mr. Harrison made a motion to recess to February 3, 2005, to attend the Virginia Municipal LeagueNACo Legislative Day.

On a roll call vote, the vote was: AYE: Bradshaw, Harrison, Brown, McGlennon, Goodson (5).  
NAY: (0).

At 7:21 p.m., Mr. Brown recessed the Board until 10 a.m. on February 3, 2005, to attend the Virginia Municipal LeagueNACo Legislative Day to be held in Richmond, Virginia.



Sanford B. Wanner  
Clerk to the Board

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**AT A WORK SESSION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY,  
VIRGINIA, HELD ON THE 25TH DAY OF JANUARY, 2005, AT 4:00 P.M. IN THE COUNTY  
GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY,  
VIRGINIA.**

**A. ROLL CALL**

Michael J. Brown, Chairman, Powhatan District  
Jay T. Harrison, Sr., Vice Chairman, Berkeley District  
Bruce C. Goodson, Roberts District  
John J. McGlennon, Jamestown District  
M. Anderson Bradshaw, Stonehouse District

Sanford B. Wanner, County Administrator  
Leo P. Rogers, County Attorney

**B. BOARD DISCUSSIONS**

**1. FY 2005-2011 Six-Year Secondary System Construction Program**

Mr. John T. P. Home, **Development Manager**, introduced representatives of the Virginia Department of Transportation (VDOT) in attendance, and provided the Board with an overview of the potential projects for the Program should funding become available and status of approved projects that were previously endorsed by the Board.

The Board, staff, and VDOT representatives discussed options to expedite safety improvements to Ware Creek Road and the fiscal issues associated with making improvements to Barnes Road.

The Board, staff, and VDOT representatives discussed proposed intersection improvements for Ironbound Road and John Tyler Highway in the Five Forks area, including sidewalks and road striping for the proposed turn lanes.

The Board and staff discussed citizen concerns to have shoulder and drainage work improved along Lake Powell Road, but lack of desire by citizens to have any improvement work that would make drivers inclined to drive at a faster rate.

The Board, staff, and VDOT representatives discussed the proposed pedestrian crossings at the intersections of Croaker Road at Richmond Road, Ironbound Road at News Road, and Longhill Road at Centerville Road, as cross-over ramps rather than roadway striping, and the responsibility of VDOT to ensure pedestrian safety in consideration of crossings.

Mr. Harrison requested a level-of-service study for the proposed installation of a pedestrian crossing at the intersections.

The Board and staff discussed the proposal to fund the turn lanes on Centerville Road to the Green Spring Historical Park through a local match paid by the Federal government or Friends of the National Park

at Green Spring; uncertainty of the Federal government to provide funding for the Park, and willingness of the Board to provide matching funding if there is a funded known, scheduled on-site improvement that benefits the community.

Mr. Wanner requested an update on the Route 5 bridge project and the Capital to Capital trail,

Mr. Steele stated that a redesign of the Route 5 bridge is underway and is one of the top priorities, and will provide an update before the next meeting.

Mr. Steele stated that the Capital to Capital trail will cross underneath the bridge and the trail will cross the bridge at the North, far side of the bridge; the Greensprings portion of the trail is in good shape, the funding is a concern for finishing the project.

Mr. Brown inquired if a Route 5 bridge public meeting will occur in James City County.

Mr. Steele stated that he would look into it.

Mr. Bradshaw requested Church Lane (Route 1001) near the Lake Powell subdivision be reviewed for shoulder improvement work to move vegetation away from the roadway.

## C. HIGHWAY MATTERS

Mr. Harrison requested that vegetative debris be removed off John Tyler Highway (Route 5) near Hickory Sign Post Road (Route 629).

Mr. Steele commented that VDOT will take care of it.

Mr. McGlennon requested an update on the Route 199 project

Mr. Steele stated that barrels will be removed by the end of each day to help improve the flow of traffic at the Jamestown Road (Route 31) and Route 199 intersection.

Mr. Steele stated that foundations are being placed for the intersection signals, turn lane work continues, and if weather holds the work should be completed quickly.

Mr. Steele stated that planting near the ferry on Jamestown Road may be completed by next year, although it is hoped it can be completed this planting season.

Mr. McGlennon commented that on January 19 the bridge over College Creek caused back up due to icing and inquired if there is a way to service bridges to reduce the traffic back flow and increase traffic safety.

Mr. Steele stated that due to the timing of the poor weather conditions in conjunction with heavy traffic volumes, it was difficult to get service vehicles to areas for roadway treatments. VDOT is attempting to mitigate such delays by placing roadway treatments on vehicles and pre-treating roadways.

Mr. Bradshaw requested drainage report updates regularly.

Mr. Steele stated that the database was cumbersome, is being revised, and a report will be provided next month.

Mr. Bradshaw requested erosion problems on Route 60 west of Anderson's Comer as a result of highway runoff be addressed.

Mr. Goodson requested an update on the guardrail improvements on the access ramps off Route 199 East to I-64.

Mr. Steele stated that he would get an update to the Board by E-Mail

Mr. Goodson requested VDOT send an update to the papers to keep citizens informed of the traffic patterns.

Mr. Brown requested an update on the proposed project of installing signal lights on Longhill Road (Route 612) for the Regency at Longhill apartments and Ford's Colony west access roads.

Mr. Steele stated work will begin next month, procuring steel for the signal lights is a concern and may be the cause of delaying the installation.

Mr. Brown stated **concern** about runoff from News Road (Route 613) across from Target, which is causing erosion into the town homes on the south side and requested erosion of the road bank be addressed.

Mr. Bradshaw requested an update on the request for guardrails at Cranston's Mill Pond Road (Route 632) at the mill crossing.

Mr. Brewer stated that the engineers review the request and placed chevron signs coming down the hill.

#### **D. CLOSED SESSION**

Mr. Harrison made a motion to go into Closed Session pursuant to Section 2.2-3711(A)(1) of the Code of Virginia to consider personnel matters involving the six-month performance evaluation of the County Administrator, and pursuant to Section 2.2-3711(A)(1) of the Code of Virginia to consider the appointments of individuals to County Boards and or Commissions.

On a roll call vote, the vote was: AYE: Harrison, Goodson, McGlennon, Bradshaw, Brown (5). NAY: (0).

At 5:15 p.m. Mr. Brown convened the Board into Closed Session.

At 6:50 p.m. Mr. Brown reconvened the Board into Open Session.

Mr. Harrison made a motion to adopt the Closed Session resolution,

On a roll call vote, the vote was: AYE: Harrison, Goodson, McGlennon, Bradshaw, Brown (5). NAY: (0).

**RESOLUTION**

**CERTIFICATION OF CLOSED MEETING**

WHEREAS, the Board of Supervisors of James City County, Virginia, (Board) has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711 of the Code of Virginia requires a certification by the Board that such closed meeting was conducted in conformity with Virginia law.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby certifies that, to the best of each member's knowledge: i) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies; and, (ii) only such public business matters were heard, discussed, or considered by the Board as were identified in the motion, Section 2.2-3711(A)(1), to consider personnel matters, the appointment of individuals to County boards and/or commissions; and Section 2.2-3711(A)(1), to consider a personnel matter, the six-month performance evaluation of the County Administrator.

**E. RECESS**

At 6:51 p.m. the Board took a break until 7 p.m.

Sanford Wanner  
Clerk to the Board

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