

**AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE 23RD DAY OF SEPTEMBER 2014, AT 7:00 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.**

**A. CALL TO ORDER**

**ADOPTED**

**B. ROLL CALL**

OCT 14 2014

Mary K. Jones, Chairman, Berkeley District  
Michael J. Hipple, Vice Chairman, Powhatan District  
James G. Kennedy, Stonehouse District  
Kevin D. Onizuk, Jamestown District  
John J. McGlennon, Roberts District

**Board of Supervisors  
James City County, VA**

Bryan J. Hill, County Administrator  
Leo P. Rogers, County Attorney

**C. MOMENT OF SILENCE**

**D. PLEDGE OF ALLEGIANCE** – Logan Koselke and Bobby Wilson, members of the 11U Williamsburg Revolution Baseball Team, led the Board and citizens in the Pledge of Allegiance.

**E. PRESENTATION** – None

**F. PUBLIC COMMENTS**

1. Mr. Joseph Swanenburg, 3026 The Pointe Drive, addressed the Board regarding the recent Planning Commission Working Group meeting.

2. Mr. John Haldeman, 1597 Founder's Hill North, addressed the Board regarding conflict of interest.

3. Ms. Betty Walker, 101 Locust Place, addressed the Board regarding Common Core.

4. Ms. Petra Nadal, 106 Indian Circle, addressed the Board regarding the Town Hall meeting held in the Grove community with Congressman Rob Whittman.

5. Mr. Keith Sadler, 9929 Mountain Berry Court, addressed the Board regarding affordable housing policies.

6. Ms. Sue Sadler, 9929 Mountain Berry Court, addressed the Board regarding affordable housing policies.

7. Mr. Chris Henderson, 101 Keystone, addressed the Board regarding the maintenance of roads done by the Virginia Department of Transportation (VDOT).

8. Mr. Jay Everson, 103 Branscome Boulevard, addressed the Board regarding Public Comment at Board meetings.

9. Mr. Ed Oyer, 139 Indian Circle, addressed the Board regarding construction vehicles traveling along Route 60.

10. Mr. Walker Ware, 5004 River Drive, addressed the Board regarding the litigation involving his property.

#### **G. BOARD REQUESTS AND DIRECTIVES**

Ms. Jones acknowledged the Planning Commission representative in attendance, Mr. John Wright.

Mr. McGlennon stated that on October 7, 2014, the Wall that Heals will be brought to the Williamsburg area. He stated that it is a scaled down replica of the Vietnam Veterans War Memorial.

Mr. Kennedy stated that he would like a report back from staff regarding the cost of maintaining the medians around the community corridors. He requested the information be delivered to the Board by the first meeting in November.

Ms. Jones stated that she attended the ribbon cutting of Work Nimby on September 15. She stated that she attended the Hampton Roads Transportation Planning Organization/Planning District Commission (HRTPO/PDC) meeting on September 18. She informed the public that the next meeting on the Hampton Roads Transportation Accountability Committee (HRTAC) would take place on September 29. She stated that she intends to hold a public forum, in the near future, in the County with staff members from HRTAC for the benefit of all citizens.

#### **H. CONSENT CALENDAR**

Mr. Kennedy made a motion to approve the Consent Calendar.

On a roll call vote, the vote was: AYE: Mr. Kennedy, Mr. Hipple, Mr. McGlennon, Mr. Onizuk, Ms. Jones (5). NAY: (0).

1. Minutes –
  - a. September 9, 2014, Regular Meeting

2. Contract Award – Replacement Fire Pumper – \$653,608

**RESOLUTION**

**CONTRACT AWARD - REPLACEMENT FIRE PUMPER - \$653,608**

WHEREAS, funds are available in the FY 2015 Capital Improvements Fund (CIP) budget for the purchase of a replacement pumper; and

WHEREAS, cooperative procurement action is authorized by Chapter 1, Section 5, of the James City County Purchasing Policy and the Virginia Public Procurement Act, and the Houston-Galveston Area Council issued a cooperative purchasing contract to Atlantic Emergency Solutions as a result of a competitive sealed Invitation for Bid; and

WHEREAS, Fire Department, Fleet, and Purchasing staff determined the contract specifications meet the County's performance requirements for a pumper and negotiated a price of \$653,608 with Atlantic Emergency Solutions for a Pierce Velocity PUC Pumper.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes the County Administrator to execute a contract with Atlantic Emergency Solutions for a Pierce Velocity PUC Pumper in the amount of \$653,608.

**I. PUBLIC HEARING – None**

**J. BOARD CONSIDERATION – None**

**K. PUBLIC COMMENT**

1. Mr. Chris Henderson, 101 Keystone, addressed the Board regarding capacity issues for the James City Service Authority (JCSA).

2. Mr. Walker Ware, 5004 River Drive, addressed the Board and continued his comments regarding litigation.

3. Ms. Petra Nadal, 106 Indian Circle, addressed the Board thanking the Chair and Vice Chair for attending the Town Hall meeting in the Grove community.

4. Mr. Ed Oyer, 139 Indian Circle, addressed the Board regarding the gutters along Route 60 that need to be cleaned out.

5. Mr. Joseph Swanenburg, 3026 The Pointe Drive, addressed the Board regarding the Comprehensive Plan.

6. Ms. Sue Sadler, 9929 Mountain Berry Court, addressed the Board regarding the Primary Service Area (PSA) line discussed at the previous meeting.

7. Mr. Keith Sadler, 9929 Mountain Berry Court, addressed the Board regarding global warming.

**L. REPORTS OF THE COUNTY ADMINISTRATOR**

1. County Administrator's Report

Mr. Hill stated that the 2014 Report on the Floodplain Management Plan has been released and is available on the County website. He stated the Trick-or-Treat hours for Halloween had been set for the County and will be from 6 to 8 p.m. on Friday, October 31. He stated that included in the packet was a report that included all of the meetings he had attended over the last two weeks. He stated if the Board desired, that report would continue to come in the Agenda packets.

**M. BOARD REQUESTS AND DIRECTIVES**

Ms. Jones stated that she and Vice Chair Hipple would like information regarding the number of homes in the community that have hookups for public water, but not public sewer.

Mr. McGlennon thanked staff for addressing the overgrowth on the parcel at the corner of Plantation Drive and Route 60 East, which is part of the Safe Routes to School.

At 7:58 p.m., Ms. Jones recessed the Board in order to conduct the JCSA Board of Directors meeting.

At 8:03 p.m., Ms. Jones reconvened the Board of Supervisors meeting.

**N. CLOSED SESSION**

1. Consideration of a Personnel Matter, the Appointment of Individuals to County Boards and/or Commissions Pursuant to Section 2.2-3711(A)(1) of the Code of Virginia

a. Stormwater Program Advisory Committee

2. Consideration of personnel matter(s) involving performance pursuant to Section 2.2-3711(A)(1) of the Code of Virginia

a. County Attorney

Mr. McGlennon made a motion to enter into Closed Session according to the Code sections listed on the Agenda.

On a roll call vote, the vote was: AYE: Mr. Kennedy, Mr. Hipple, Mr. McGlennon, Mr. Onizuk, Ms. Jones (5). NAY: (0).

At 8:04 p.m., the Board entered Closed Session.

At 9:10 p.m., the Board re-entered Open Session.

Mr. Onizuk made a motion to certify the Closed Session.

On a roll call vote, the vote was: AYE: Mr. Kennedy, Mr. Hipple, Mr. McGlennon, Mr. Onizuk, Ms. Jones (5). NAY: (0).

Mr. McGlennon made a motion to appoint Mr. Curtis Darren, Ms. Alexandra Younica, Mr. Bob Gasink, Ms. Angela Whitehead, and Mr. Gerald Hanley to the Stormwater Program Advisory Committee to terms that will be effective immediately and expire on June 30, 2018.

On a roll call vote, the vote was: AYE: Mr. Kennedy, Mr. Hipple, Mr. McGlennon, Mr. Onizuk, Ms. Jones (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), the consideration of a personnel matter, the appointment of individuals to County boards and/or commissions.

**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), the consideration of personnel matter(s) involving performance.

**O. ADJOURNMENT** – until 7 p.m. on October 14, 2014, for the Regular Meeting.

Mr. McGlennon made a motion to adjourn.

On a roll call vote, the vote was: AYE: Mr. Kennedy, Mr. Hipple, Mr. McGlennon, Mr. Onizuk, Ms. Jones (5). NAY: (0).

At 9:11 p.m., Ms. Jones adjourned the Board.



---

Bryan J. Hill  
Clerk to the Board

092314bos-min