

A G E N D A

JAMES CITY COUNTY BOARD OF SUPERVISORS

County Government Center Board Room

July 25, 2000

7:00 P.M.

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B. PLEDGE OF ALLEGIANCE - Ms. Dominique Hundley, a Junior at Jamestown High School	
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K. CLOSED SESSION

1. Appointment of Individuals to County Boards and/or Commissions, Section 2.1-344 (A)(1) of the Code of Virginia
 - a. Williamsburg Regional Library System
 - b. Williamsburg Area Civic and Cultural Center

AT A JOINT WORK SESSION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, AND THE BOARD OF DIRECTORS OF THE JAMES CITY SERVICE AUTHORITY, JAMES CITY COUNTY, VIRGINIA, HELD ON THE 28TH DAY OF JUNE, 2000, AT 4:03 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

A. ROLL CALL

Ronald A. Nervitt, Chairman, Powhatan District
Bruce C. Goodson, Vice Chairman, Roberts District

John J. McGlennon, Jamestown District
Jay T. Harrison, Sr., Berkeley District
James G. Kennedy, Stonehouse District
Sanford B. Wanner, County Administrator
Frank M. Morton, III, County Attorney

B. WORK SESSION

Mr. Nervitt and Mr. Kennedy called the meeting to order.

Mr. Foster introduced the Water Conservation Committee members in attendance and Mr. Ron Harris, Newport News Water Works.

The Board, staff, and committee members held discussions regarding water conservation and water supply resources.

The Board directed staff to proceed with permit of facility; invite Newport News Water Works to participate in regional desalination project modeled after the Lee Hall facility; begin discussions with Newport News Water Works on a contract to purchase water; reassess option if, and when, King William Reservoir permitted.

Mr. Nervitt invited comments from the Water Conservation Committee and audience on water issues.

1. Mr. Richard Costello, AES Consulting, Inc., and Water Conservation Committee, recommended focusing on water alternatives to take the strain off the deep wells and apply for any available State funding that would support this action.

2. Mr. Skip Morris, Water Conservation Committee, is encouraged that the Board is considering desalination as an interim source while pursuing King William Reservoir.

3. Mr. Al Whitehorne, 216 Fairfax Way, encouraged the Board to keep the cooperation with Newport News alive and suggested the Board investigate the reuse of wastewater.

4. Ms. Sarah Kadek, Water Conservation Committee, inquired why the Norfolk water surplus has not been considered as another source.

Mr. Ron Harris explained that the surplus of Norfolk water is not recognized by the State and may not be available for use by the County; and the impact of forcing Norfolk water through the Newport News' water system may be impractical.

5. Ms. Flora Mullen, Jim's Well Drilling, inquired if the County would be withdrawing strictly from the Potomac Aquifer or drawing from other sources too.

Mr. McGlennon made a motion to recess until Monday, July 10, 2000, at 7 p.m. for a joint meeting with the Planning Commission in Building C Board Room at the Government Center.

On a roll call, the vote was: AYE: McGlennon, Goods on, Kennedy, Nervitt (4). NAY: (0). ABSENT: Harrison.

The Board of Supervisors recessed at 6:40 p.m.

Mr. Kennedy recessed the Board of Directors for a break at 6:40 p.m.

Mr. Kennedy reconvened the Board of Directors back to order at 6:45 p.m.

Mr. Foster presented two resolutions for consideration concerning surplus property.

The Board and staff held a discussion concerning the potential use and disposition of the property. No formal action was taken.

Mr. McGlennon made a motion to adjourn.

The voice vote was: AYE: Nervitt, McGlennon, Goodson, Kennedy (4). NAY: (0). ABSENT: Harrison.

The Board of Directors adjourned at 7:00 p.m.

Sanford B. Wanner
Clerk to the Board

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE 11TH DAY OF JULY, 2000, AT 7:00 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

A. ROLL CALL

Ronald A. Nervitt, Chairman, Powhatan District
Bruce C. Goodson, Vice Chairman, Roberts District

John J. McGlennon, Jamestown District
Jay T. Harrison, Sr., Berkeley District
James G. Kennedy, Stonehouse District
Sanford B. Wanner, County Administrator
Frank M. Morton, III, County Attorney

B. PLEDGE OF ALLEGIANCE

Mr. David Ardit, a senior at Lafayette High School, led the Board and citizens in the Pledge of Allegiance.

C. PUBLIC COMMENT

1. Mr. Robert McNeil, 83 Kestrel Court, requested the County contact the United States Postal Service to correct the street name spelling of "Kestral" in the post office files.

2. Mr. Ed Oyer, 139 Indian Circle, spoke on the report of the State Water Commission addressing the use of groundwater; the Virginia School Board Association's 2000 Showcases for Success; and the accountability for the school construction problems.

3. Miss Tasha Taylor, National Youth Coalition, thanked the County for sending Mr. Harrison to the National Youth Summit, and encouraged the County to continue to plan and develop a safe community and environment for the youth of the community.

D. CONSENT CALENDAR

Mr. Nervitt inquired if any Board member wished to have an item pulled from the Consent Calendar.

Mr. Harrison requested Item Number 2, Reduced Street Width Requests – Wellington, Section I, and Greensprings West, Phase III, be pulled for discussion.

Mr. Nervitt made a motion to approve the remaining item on the Consent Calendar.

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

1. Minutes of June 7, 2000, Regular Meeting
2. Reduced Street Width Requests – Wellington, Section I, and Greensprings West, Phase III

Ms. Tamara A. M. Rosario, Senior Planner, stated the County received requests from AES Consulting Engineers for the Board of Supervisors' approval of narrower street widths in the following subdivisions: Wellington, Section I, and Greensprings West, Phase III.

The Board and staff held a discussion regarding a consistent look throughout the Wellington subdivision and the effect of the narrower street width and sidewalk discontinuity on the subdivisions' consistent look.

Mr. Morton advised the Board that the subdivision had vested prior to April 25, 1999, and upon approval of the reduced street width would be based on the ordinance in effect at that time.

The Board, staff, and Richard Costello of AES Consulting Inc., held further discussions on the installation of sidewalks along the narrower streets; past Board actions on similar cases; consistent look throughout the subdivision; and the precedent being created for future requests for such actions.

Mr. Kennedy made a motion to approve the reduced street width request for Greensprings West, Phase III.

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

RESOLUTION

REDUCED STREET WIDTH

GREENSPRINGS WEST, PHASE III

WHEREAS, the developer of Phase III of Greensprings West, has requested the Board of Supervisors of James City County, Virginia, submit a request to the Virginia Department of Transportation (VDOT) for a reduced street width; and

WHEREAS, Section 24 VAC-30-90-130 of the VDOT *Subdivision Street Requirements* will allow reduced street widths only when such a request is made by the Board.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby requests VDOT approve reduced street widths within Phase III of Greensprings West provided the developer completes the following:

1. At least one fire hydrant shall be provided every 500 feet.
2. The developer shall submit a letter stating that a minimum of three off-street parking spaces, exclusive of any garage or similar car shelter facility, shall be provided per unit. A note to this effect shall be added to the construction plans and the record plat for the subdivision as well.
3. The developer shall post signs in accordance with VDOT policy assuring that no on-street parking shall be allowed.

Mr. Kennedy requested deferral of the Wellington, Section I, reduced street width request until July 25. The Board concurred with Mr. Kennedy's request.

E. BOARD CONSIDERATION

1. Ratification of Agreement Between City of Williamsburg and County of James City Regarding Relocation of the Corporate Limits of Williamsburg to Include the New Courthouse

Mr. Morton requested this item be struck from the docket and will present it to the Board at the July 25 meeting. The Board concurred with Mr. Morton's request

F. PUBLIC COMMENT - None

G. REPORTS OF THE COUNTY ADMINISTRATOR

Mr. Wanner suggested the Board go into a closed session pursuant to Section 2.1-344(A)(1) to consider a personnel matter(s), the appointment of individuals to County boards and/or commissions; and Section 2.1-344 (A) (3) to consider acquisition/disposition of a parcel/parcels of property for public use.

Mr. Wanner recommended that following the closed session the Board adjourn until the July 25, 2000, regularly scheduled Board of Supervisors meeting.

I. BOARD REQUESTS AND DIRECTIVES

Mr. Harrison made a motion to convene into closed session as recommended by the County Administrator, at 7:44 p.m.

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

Mr. Nervitt reconvened the Board into open session at 8:11 p.m., and made a motion to approve the closed session resolution.

On a roll call, the vote was: AYE: McGlennon, Harrison, Goodson, Kennedy, Nervitt (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 2.1-344.1 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 and Section 2.1-344(A)(1) to consider a personnel matter(s), the appointment of individuals to County boards and/or commissions; and Section 2.1-344(A)(3) to consider acquisition/disposition of a parcel/parcels of property for public use.

Mr. Harrison made a motion to reappoint Gil Bartlett to the Industrial Development Authority for a four-year term, term expiring on July 11, 2004; to appoint Virginia Hartmann to the Industrial Development Authority for a four-year term, term expiring on July 11, 2004; and to appoint Jack Edwards to the Regional Issues Committee for a three-year term, term expiring on July 11, 2003.

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

Mr. McGlennon made a motion to adjourn.

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

The Board adjourned at 8:21 p.m.

Sanford B. Wanner
Clerk to the Board

MEMORANDUM

DATE: July 25, 2000
TO: The Board of Supervisors
FROM: Darryl E. Cook, Environmental Director
SUBJECT: Installation of "Watch for Children" Signs

Effective July 1, 1997, the Code of Virginia was amended to allow counties to request that the Virginia Department of Transportation install and maintain "Watch for Children" signs. The law requires that a Board of Supervisors resolution be submitted to the Department, authorizing them to take this action and allocating secondary road system maintenance funds for this purpose.

Residents in the Lanexa area, on Indigo Terrace, and on a portion of Little Creek Dam Road have requested that signs be installed in their neighborhoods at the locations shown on the attached drawings.

The attached resolutions request the Board authorize the Department to install and maintain "Watch for Children" signs on Indigo Terrace, Little Creek Dam Road, and in the Lanexa area.

I recommend the Board adopt the attached resolutions.

Darryl E. Cook

CONCUR:

John T. P. Horne

DEC/gb
installation.mem

Attachments

RESOLUTION

INDIGO TERRACE “WATCH FOR CHILDREN” SIGN

WHEREAS, Section 33.1-210.2 of the Code of Virginia provides for the installation and maintenance of signs by the Virginia Department of Transportation, alerting motorists that children may be at play nearby, upon request by a local governing body; and

WHEREAS, Section 33.1-210.2 further requires that the funding for such signs be from the secondary road system maintenance allocation for the County; and

WHEREAS, a resident of Indigo Terrace has requested that a “Watch for Children” sign be installed on Indigo Terrace near its intersection with Ironbound Road, as illustrated on the attached drawing titled “Indigo Terrace Road Watch for Children Sign.”

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby request that the Virginia Department of Transportation install and maintain a “Watch for Children” sign as requested with funds from the County’s secondary road system maintenance allocation.

Ronald A. Nervitt
Chairman, Board of Supervisors

ATTEST:

Sanford B. Wanner
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of July, 2000.

RESOLUTION

LITTLE CREEK DAM ROAD "WATCH FOR CHILDREN" SIGNS

WHEREAS, Section 33.1-210.2 of the Code of Virginia provides for the installation and maintenance of signs by the Virginia Department of Transportation, alerting motorists that children may be at play nearby, upon request by a local governing body; and

WHEREAS, Section 33.1-210.2 further requires that the funding for such signs be from the secondary road system maintenance allocation for the County; and

WHEREAS, the residents of Little Creek Dam Road have requested that two (2) "Watch for Children" signs be installed on Little Creek Dam Road northeast of its intersection with Menzel's Road, as illustrated on the attached drawing titled "Little Creek Dam Road Watch for Children Signs."

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby request that the Virginia Department of Transportation install and maintain "Watch for Children" signs as requested with funds from the County's secondary road system maintenance allocation.

Ronald A. Nervitt
Chairman, Board of Supervisors

ATTEST:

Sanford B. Wanner
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of July, 2000.

RESOLUTION

LANEXA AREA "WATCH FOR CHILDREN" SIGNS

WHEREAS, Section 33.1-210.2 of the Code of Virginia provides for the installation and maintenance of signs by the Virginia Department of Transportation, alerting motorists that children may be at play nearby, upon request by a local governing body; and

WHEREAS, Section 33.1-210.2 further requires that the funding for such signs be from the secondary road system maintenance allocation for the County; and

WHEREAS, residents of the Lanexa area have requested that three (3) "Watch for Children" signs be installed on Stewarts Road near the bridge and near its intersection with Diascund Reservoir Road and on Diascund Reservoir Road near Stewarts Road, as illustrated on the attached drawing titled "Lanexa Area Watch for Children Signs."

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby request that the Virginia Department of Transportation install and maintain "Watch for Children" signs as requested with funds from the County's secondary road system maintenance allocation.

Ronald A. Nervitt
Chairman, Board of Supervisors

ATTEST:

Sanford B. Wanner
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of July, 2000.

MEMORANDUM

DATE: July 25, 2000
TO: The Board of Supervisors
FROM: Darryl E. Cook, Environmental Director
SUBJECT: Dedication of Street in Powhatan Crossing

Attached is a resolution requesting a cceptance of a certain street in Powhatan Crossing into the State Secondary Highway System. The street has been inspected and approved by representatives of the Virginia Department of Transportation as meeting the minimum requirements for secondary roadways.

I recommend the Board adopt the attached resolution.

Darryl E. Cook

CONCUR:

John T. P. Horne

DEC/alc
powerossded.mem

Attachments

RESOLUTION

DEDICATION OF STREET IN POWHATAN CROSSING

WHEREAS, the streets described on the attached Additions Form SR-5(A), fully incorporated herein by reference, are shown on plats recorded in the Clerk's Office of the Circuit Court of James City County; and

WHEREAS, the Resident Engineer for the Virginia Department of Transportation has advised this Board the streets meet the requirements established by the Subdivision Street Requirements of the Virginia Department of Transportation; and

WHEREAS, the County and the Virginia Department of Transportation have entered into an agreement on November 1, 1993, for comprehensive stormwater detention which applies to this request for addition.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby requests the Virginia Department of Transportation to add the streets described on the attached Additions Form SR-5(A) to the secondary system of State highways, pursuant to §33.1-229, Code of Virginia, and the Department's Subdivision Street Requirements.

BE IT FURTHER RESOLVED, this Board guarantees a clear and unrestricted right-of-way, as described, and any necessary easements for cuts, fills and drainage.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

Ronald A. Nervitt
Chairman, Board of Supervisors

ATTEST:

Sanford B. Wanner
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of July, 2000.

powercrossded.res

MEMORANDUM

DATE: July 25, 2000

TO: The Board of Supervisors

FROM: Frank M. Morton, III, County Attorney

SUBJECT: New Courthouse - Setting a Public Hearing for Ratification of the 1996 Agreement Between the City of Williamsburg and the County of James City, Approving a Plat and Execution of a Deed.

The attached resolution sets a public hearing for the Board of Supervisors regular meeting to be held on September 12, 2000, to consider the following:

1. Ratification of an Agreement dated December 12, 1996, between the County of James City ("County") and the City of Williamsburg ("City") that provided for the acquisition, funding and construction of the new courthouse; one of the provisions being to relocate the new courthouse and the site upon which it is located into the City.
2. Approval of a plat entitled "Plat Showing Relocation of Williamsburg Corporate Limits to Include Property Jointly Owned by the City of Williamsburg and the County of James City."
3. Authorization for the Chairman of the Board to sign a deed conveying the courthouse site from the County to the County and the City as joint tenants.

The outcome of these actions, once approved, will be to commence the process for the boundary line adjustment. That process entails the filing of a petition with the Circuit Court. I would not envision any judicial problems, but the order from the court will not be entered until such time as the Department of Justice approves the boundary adjustment under the Voting Rights Act of 1965.

I recommend adoption of the resolution and I would be pleased to answer any questions.

Frank M. Morton, III

FMM/alc
newcourt.mem

Attachment

RESOLUTION

RATIFICATION OF AGREEMENT BETWEEN CITY OF WILLIAMSBURG AND COUNTY OF JAMES CITY REGARDING RELOCATION OF THE CORPORATE LIMITS OF THE CITY OF WILLIAMSBURG TO INCLUDE THE NEW COURTHOUSE; APPROVAL OF A PLAT ENTITLED "PLAT SHOWING RELOCATION OF WILLIAMSBURG CORPORATE LIMITS TO INCLUDE PROPERTY JOINTLY OWNED BY CITY OF WILLIAMSBURG AND JAMES CITY COUNTY"; AND AUTHORIZATION FOR THE CHAIRMAN OF THE BOARD OF SUPERVISORS TO SIGN A DEED CONVEYING THE COURTHOUSE SITE FROM JAMES CITY COUNTY TO JAMES CITY COUNTY AND THE CITY OF WILLIAMSBURG AS JOINT TENANTS

WHEREAS, the City of Williamsburg ("City") and the County of James City ("County") entered into an agreement dated December 12, 1996, providing for the acquisition of a site and the construction of a new courthouse; and

WHEREAS, under the terms of that Agreement, the City and the County agreed that the new courthouse would be moved into the City limits under a voluntary boundary line adjustment.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that at its regular session to be held on September 12, 2000, the Board will hold a public hearing in accordance with Section 15.2-3107 of the Code of Virginia (1950), as amended, to consider the following: the ratification of a certain Agreement dated December 12, 1996, between the City of Williamsburg and the County of James City which provides for: the relocation of the corporate limits of the City of Williamsburg to include the new Williamsburg-James City County Courthouse and its grounds within the corporate limits of the City of Williamsburg; the approval of a plat entitled "Plat Showing Relocation of Williamsburg Corporate Limits to Include Property Jointly Owned by the City of Williamsburg and County of James City" dated April 13, 2000, drawn by Mitchell-Wilson Associates, P.C.; the authorization by the Chairman of the Board of Supervisors to sign a deed dated September 12, 2000, conveying 11.41 acres (the Courthouse site) from James City County to James City County and the City of Williamsburg as joint tenants.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Clerk of the City of Williamsburg is requested to publish a notice of such hearing in the form attached hereto once a week for two successive weeks in the Virginia Gazette as required by said Code Section.

Ronald A. Nervitt
Chairman, Board of Supervisors

ATTEST:

Sanford B. Wanner
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of July,
2000.

ratification.res

MEMORANDUM

DATE: July 25, 2000

TO: The Board of Supervisors

FROM: David A. Daigneault, Acting Police Chief
Robert J. Deeds, Sheriff

SUBJECT: Budget Amendment - Bulletproof Vest Partnership Program Grant

James City County has received a reimbursement grant from the Bulletproof Vest Partnership Program in the amount of \$10,515.83. With these funds, the Police and Sheriff's Departments will be able to purchase up to 41 bulletproof vests for officers and deputies.

Staff recommends approval of the attached resolution amending the FY 2001 Bulletproof Vest Partnership Program and appropriating the grant funds.

David A. Daigneault

Robert J. Deeds

DAD/tlc
bpvestprog.mem

Attachment

RESOLUTION

BUDGET AMENDMENT

BULLETPROOF VEST PARTNERSHIP PROGRAM GRANT

WHEREAS, James City County has received a reimbursement grant from the Bulletproof Vest Partnership Program in the amount of \$10,515.83.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes the following budget amendments and changes in appropriations for FY 2001:

Revenues:

From Bulletproof Vest Partnership Program	<u>\$10,515.83</u>
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Expenditures:

Police Department	\$ 6,915.83
Sheriff's Department	<u>3,600.00</u>
	<u>\$10,515.83</u>

Ronald A. Nervitt
Chairman, Board of Supervisors

ATTEST:

Sanford B. Wanner
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of July, 2000.

bpvestprog.res

MEMORANDUM

DATE: July 25, 2000
TO: The Board of Supervisors
FROM: David A. Daigneault, Acting Police Chief
SUBJECT: Carry Forward Funds - Department of Motor Vehicles (DMV) Grants

In Fiscal Year 2000, James City County received two grants from the Department of Motor Vehicles for the Police Department's "Comprehensive Traffic Safety Program" totaling \$22,500. The Board of Supervisors approved the original Appropriation Resolution for the full amount of funds on December 21, 1999.

Over the last seven months, the Police Department has purchased four Alcosensors, two in-car video camera systems, and a laptop computer. Police officers have also been able to work more than 150 overtime hours performing patrols focusing on Driving Under the Influence enforcement.

The grant funding is based on the Federal Fiscal Year, which runs from October 1 - September 30 of each year. Since the Police Department did not expend all grant funds by June 30, 2000, I recommend that the remaining \$6,870.25 be carried forward to the Police Department's FY 2001 budget for the purpose of combating Driving Under the Influence.

I recommend that the Board approve the attached resolution.

David A. Daigneault

DAD/tlc
cryfwdgnt.mem

Attachment

RESOLUTION

CARRY FORWARD FUNDS - DEPARTMENT OF MOTOR VEHICLES (DMV) GRANTS

WHEREAS, the Police Department applied for and received DUI and Traffic Safety grants from the Department of Motor Vehicles in the amount of \$22,500 in FY 2000; and

WHEREAS, the Board of Supervisors approved an Appropriation Resolution for personnel and capital expenditures for the full amount on December 21, 1999; and

WHEREAS, the grants are administered by the Department of Motor Vehicles according to the Federal Government Fiscal Year which runs from October 1 - September 30; and

WHEREAS, the Police Department did not expend all grant funds by June 30, 2000.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, declare \$6,809.25 as a continuing appropriation from the FY 2000 personnel budget (001-062-0120) and \$61.00 from the FY 2000 capital budget (001-062-0420) of the Police Department to be carried forward to the FY 2001 personnel and capital budgets for the purpose of combating the problem of Driving Under the Influence.

Ronald A. Nervitt
Chairman, Board of Supervisors

ATTEST:

Sanford B. Wanner
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of July, 2000.

dmvgrants.res

M E M O R A N D U M

DATE: July 25, 2000
TO: The Board of Supervisors
FROM: Needham S. Cheely, III, Director of Parks and Recreation
SUBJECT: Agreement for Credit Card Processing Services

Attached for your consideration is a resolution authorizing the County Administrator to execute a Credit Card Services Agreement with NOVA Information Systems, Inc. ("NOVA"). This Agreement will allow the Parks and Recreation Division to accept credit cards for services, programs, and merchandise. NOVA responded to the County's request for proposals and will process payments for both Master Card and Visa. The Agreement will allow other County departments to be added, should the County so desire.

Acceptance of credit cards for payments will be more convenient and will improve customer service. Under the Agreement, the County would pay approximately two percent of the amount collected as processing fees. Staff anticipates that this cost will be more than offset by the increased revenue anticipated by the increase in customer use which results from the ability to use credit cards. Once the Agreement has been approved, the staff will phase in the use of credit cards which involves both staff training and customer awareness.

Staff recommends adoption of the attached resolution.

Needham S. Cheely, III

CONCUR:

Anthony Conyers, Jr.

NSC/tlc
ccagree.mem

Attachment

RESOLUTION

AUTHORIZING AGREEMENT WITH NOVA INFORMATION SYSTEMS, INC.

FOR ACCEPTANCE OF CREDIT CARD PAYMENTS FOR

PARKS AND RECREATION FEES

WHEREAS, NOVA Information Systems, Inc., (“NOVA”) responded to a request for proposals for credit card processing services; and

WHEREAS, the County negotiated the terms of a service agreement with NOVA; and

WHEREAS, by accepting payment by credit cards, the County will receive approximately two percent less of the overall fee due to credit card service charges; and

WHEREAS, accepting payment by credit cards will improve customer service and is projected to increase revenue for Parks and Recreation.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, authorizes and directs the County Administrator to execute a credit card processing agreement with NOVA Information Systems, Inc.

Ronald A. Nervitt
Chairman, Board of Supervisors

ATTEST:

Sanford B. Wanner
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of July,
2000.

ccagree.res

MEMORANDUM

DATE: July 25, 2000
TO: The Board of Supervisors
FROM: John E. McDonald, Manager of Financial and Management Services
SUBJECT: Budget Adjustment - Developer Contribution

The developer of Longhill Station, Atlantic Homes, proffered \$10,000 to be placed in the County's Environmental Protection Fund. The proffer's language indicates that such funds shall be used by the County to study archaeological and/or historical sites or to invest in an environmental protection project which is near and/or related to the development of Longhill Station.

At the present time the funds are targeted for an archaeological study at the County's District Park.

Staff recommends approval of the attached resolution which amends the budget and appropriates the proffered funds.

John E. McDonald

JEM/alc
budaadjust1.mem

Attachment

RESOLUTION

BUDGET ADJUSTMENT - DEVELOPER CONTRIBUTION

WHEREAS, the Board of Supervisors of James City County has received \$10,000 from a developer, Atlantic Homes, to study conducting archaeological or historical sites or to invest in an environmental protection project near or related to the development of Longhill Station,

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors, James City County, Virginia, does hereby authorize the following amendment to the FY 2001 budget and appropriates these funds as follows:

CAPITAL FUND

Revenues:

From Developer - Proffer **\$ 10,000**

Expenditures:

Environmental Protection **\$ 10,000**

Ronald A. Nervitt
Chairman, Board of Supervisors

ATTEST:

Sanford B. Wanner
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of July, 2000.

MEMORANDUM

DATE: July 25, 2000

TO: The Board of Supervisors

FROM: John E. McDonald, Manager of Financial and Management Services

SUBJECT: Budget Adjustment - Virginia Department of Transportation Road Improvements

The agreement reached in May with both Wal-Mart and the Virginia Department of Transportation (VDOT) on improvements to Pocahontas Trail and an overlay on the access road to the new Wal-Mart distribution center requires that VDOT pay up to \$300,000 for eligible costs and Wal-Mart reimburse any spending above \$300,000 and any spending determined ineligible by VDOT. In this scenario, there is no County funding for these road improvements. The \$300,000 in VDOT money comes from the State Industrial Access Road fund and was approved by the Commonwealth Transportation Board.

The structure of the agreement, however, leaves both construction and construction oversight as County responsibilities. The County would issue a contract for the improvements, pay the contractor, and VDOT would then reimburse the County. Mr. Wayland Bass of Development Management would be the project manager. We have a VDOT estimate of \$300,000 for this work. All County expenses will be reimbursed by either VDOT or Wal-Mart.

With that in mind, we ask the Board to approve the expenditure of up to \$300,000 on these road improvements. The attached resolution amends the budget and appropriates \$300,000 in VDOT funds to cover all eligible expenditures. County funds will be used for the project but will be fully reimbursed. Staff recommends approval of the attached resolution.

John E. McDonald

JEM/tlc
vdotadj.mem

Attachment

RESOLUTION

BUDGET ADJUSTMENT

VIRGINIA DEPARTMENT OF TRANSPORTATION ROAD IMPROVEMENTS

WHEREAS, the Board of Supervisors of James City County has received a commitment of up to \$300,000 from the Virginia Department of Transportation (VDOT) for roadway improvements on Route 60E (Pocahontas Trail) as required for Wal-Mart.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby authorize the following amendment to the FY 2001 budget and appropriates these funds as follows:

CAPITAL FUND

Revenues:

From Commonwealth - VDOT	<u>\$300,000</u>
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Expenditures:

Road Improvements	<u>\$300,000</u>
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Ronald A. Nervitt
Chairman, Board of Supervisors

ATTEST:

Sanford B. Wanner
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of July, 2000.

vdotadj.res

MEMORANDUM

DATE: July 25, 2000
TO: The Board of Supervisors
FROM: David A. Daigneault, Acting Police Chief
SUBJECT: Approval of the Revised Agreement Concerning Operation of the Regional Police Academy

The Board of Directors of the Hampton Roads Academy of Criminal Justice (Police Academy) has drafted a new agreement which would expand membership on the Board to include other organizations which use the Academy, such as regional jails, college police departments, and sheriff departments. The new agreement has been approved by the Cities of Williamsburg, Newport News, and Hampton, and needs the approval of the Counties of James City and York and the Cities of Poquoson and Portsmouth in order to permit new members on the Board.

The revised agreement has the support of the current Academy Board of Directors and we recommend its approval.

David A. Daigneault

CONCUR:

Sanford B. Wanner

DAD/alc
polacad.mem

Attachment

RESOLUTION

APPROVAL OF THE REVISED AGREEMENT

CONCERNING OPERATION OF THE REGIONAL POLICE ACADEMY

WHEREAS, the Board of Directors of the Hampton Roads Regional Academy of Criminal Justice drafted a new revised agreement to expand the membership of the Academy Board of Directors; and

WHEREAS, the Acting Chief of Police and the County Administrator support this new agreement.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes the County Administrator to sign the revised agreement establishing the Hampton Roads Criminal Justice Training Academy on behalf of the County.

Ronald A. Nervitt
Chairman, Board of Supervisors

ATTEST:

Sanford B. Wanner
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of July,
2000.

polacad.res

MEMORANDUM

DATE: July 25, 2000
 TO: The Board of Supervisors
 FROM: Andrew H. Herrick, Assistant County Attorney
 SUBJECT: Proposed Sale of Sydnor Surplus Property at 16A Allyson Drive, 4921 Burnley Drive, and 7A Foxcroft Drive

As part of its acquisition of the local Sydnor water systems in 1999, the County took title to the following parcels:

<u>Tax Map No.</u>	<u>Address</u>	<u>Acres</u>
33-1/4-16A	16A Allyson Drive	0.230
38-4/17-2-1A	4921 Burnley Drive	0.368
45-3/4-1A	220 The Maine	0.289
47-2/3-18A	7A Foxcroft Drive	0.432

Though owned by the County, most of these properties are well lots. Once the James City Service Authority (JCSA) has integrated the surrounding neighborhoods into its own system, it plans to dismantle the Sydnor water works and sell the underlying lots. These parcels are not buildable or associated with the Ware Creek Reservoir.

At its May 9 meeting, the Board approved the sale of 220 The Maine to a neighboring property-owner. At its June 27 meeting, the Board likewise approved specific contracts for the sale of 127 Pasbehegh Drive and 128 Duer Drive. Each parcel is outside of the Ware Creek area, the only remaining surplus properties currently owned by the County are 16-A Allyson Drive, 4921 Burnley Drive, and 7-A Foxcroft Drive. Because these parcels are not buildable, it is recommended they be sold, preferably to neighboring owners, with restrictions against residential development as part of the contract.

A public hearing is required under Virginia Code §15.2-1800(B) to approve the sale of any County property. Rather than return for multiple public hearings, staff seeks to fulfill the public hearing requirement with a single hearing. Staff proposes transferring the three remaining properties to the JCSA, which financed their initial acquisition and which will ultimately realize the proceeds from their sale. The JCSA can then sell the properties directly for the highest offers, without having to return for multiple public hearings.

RECOMMENDATION:

I recommend the Board approve the transfer of these remaining surplus properties to the James City Service Authority in accordance with the attached Resolution.

 Andrew H. Herrick

CONCUR:

 Frank M. Morton, III

AHH/gb
 surplus.mem
 Attachments

RESOLUTION

SALE OF SURPLUS PROPERTIES AT 16A ALLYSON DRIVE,

4921 BURNLEY DRIVE, AND 7A FOXCROFT DRIVE

WHEREAS, in 1999, James City County acquired certain parcels from Sydnor Pump and Well Company for use by the James City Service Authority (JCSA); and

WHEREAS, the County no longer requires these properties or facilities for its operations; and

WHEREAS, the Board of Supervisors, following a public hearing, is of the opinion the County should transfer certain properties to the James City Service Authority (the "Authority") for disposition as outlined herein.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, authorizes and directs the County Administrator to execute deeds and any other documents necessary to convey the following properties to the James City Service Authority, and further requests that the Authority in turn convey the properties only to adjacent property owners for combination with their existing parcels:

<u>Tax Map No.</u>	<u>Address</u>	<u>Acres</u>
33-1/4-16A	16A Allyson Drive	0.230
38-4/17-2-1A	4921 Burnley Drive	0.368
47-2/3-18A	7A Foxcroft Drive	0.432

Ronald A. Nervitt
Chairman, Board of Supervisors

ATTEST:

Sanford B. Wanner
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of July, 2000.

MEMORANDUM

DATE: July 25, 2000
TO: The Board of Supervisors
FROM: Tamara A. M. Rosario, Senior Planner
SUBJECT: Reduced Street Widths - Wellington, Section 1

The Board of Supervisors deferred this case on July 11, 2000. Staff met with the developer on July 18, 2000, to discuss the plan and his response. The developer's proposals are attached for your consideration. As Mr. Glisan states in his letter, he is prepared to construct a sidewalk on one side of Road B, and should the Board desire, on Roads A, C, and D.

RECOMMENDATION:

Staff continues to support the narrower street widths as they reduce the amount of impervious area, increase the amount of area available for open space and landscaping, encourage people to drive more slowly, and improve the safety of both pedestrians and motorists.

Staff supports either of the developer's proposals. For the Board's convenience, two resolutions are attached which reflect both proposed options.

Tamara A. M. Rosario

CONCUR:

O. Marvin Sowers, Jr.

TAMR/tlc
wellngtn2.mem

Attachments:

1. Letter from Mr. Chuck Glisan, dated July 18, 2000
2. Phase I layout plan
3. Resolution with a provision for a sidewalk along Road B
4. Resolution with a provision for sidewalks along all streets with a reduced width

RESOLUTION

REDUCED STREET WIDTH

WELLINGTON, SECTION 1

WHEREAS, the developer of Section I of Wellington, has requested the Board of Supervisors of James City County, Virginia, submit a request to the Virginia Department of Transportation (VDOT) for a reduced street width; and

WHEREAS, Section 24 VAC-30-90-130 of the VDOT *Subdivision Street Requirements* will allow reduced street widths only when such a request is made by the Board.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby requests VDOT approve reduced street widths within Section I of Wellington provided the developer completes the following:

1. At least one fire hydrant shall be provided every 500 feet.
2. The developer shall submit a letter stating that a minimum of three off-street parking spaces, exclusive of any garage or similar car shelter facility, shall be provided per unit. A note to this effect shall be added to the construction plans and the record plat for the subdivision as well.
3. The developer shall post signs in accordance with VDOT policy assuring that no on-street parking shall be allowed.
4. A minimum three-foot wide sidewalk shall be installed on all streets.

Ronald A. Nervitt
Chairman, Board of Supervisors

ATTEST:

Sanford B. Wanner
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of July, 2000.

RSW-Wellngtn2.res

RESOLUTION

REDUCED STREET WIDTH

WELLINGTON, SECTION 1

WHEREAS, the developer of Section I of Wellington, has requested the Board of Supervisors of James City County, Virginia, submit a request to the Virginia Department of Transportation (VDOT) for a reduced street width; and

WHEREAS, Section 24 VAC-30-90-130 of the VDOT *Subdivision Street Requirements* will allow reduced street widths only when such a request is made by the Board.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby requests VDOT approve reduced street widths within Section I of Wellington provided the developer completes the following:

1. At least one fire hydrant shall be provided every 500 feet.
2. The developer shall submit a letter stating that a minimum of three off-street parking spaces, exclusive of any garage or similar car shelter facility, shall be provided per unit. A note to this effect shall be added to the construction plans and the record plat for the subdivision as well.
3. The developer shall post signs in accordance with VDOT policy assuring that no on-street parking shall be allowed.
4. A minimum three-foot wide sidewalk shall be installed along Road B as shown on the attachment included in the staff report.

Ronald A. Nervitt
Chairman, Board of Supervisors

ATTEST:

Sanford B. Wanner
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of July,
2000.

MEMORANDUM

DATE: July 25, 2000
TO: The Board of Supervisors
FROM: Sanford B. Wanner, County Administrator
SUBJECT: Preschool Task Force for Services to At-Risk Children

The Preschool Task Force, appointed by the Williamsburg City Council, the James City/Williamsburg School Board, and the James City County Board of Supervisors, submitted a report containing recommendations regarding the concept of a blended preschool program, and services for children birth to three. A copy of the report, dated June 2000, was previously provided to the Board.

The recommendations contained in that report should be acted on by the three governing bodies that appointed the Task Force. The Williamsburg City Council, on July 13, 2000, by resolution, supported the concept of a preschool blended program and the continuation of the Task Force to study services for children birth to three.

Staff recommends that the Board endorse the concept of a blended preschool program and the efforts of the Task Force to research and make recommendations on how best to serve children birth to three.

I recommend adoption of the attached resolution.

Sanford B. Wanner

SBW/alc
preschool.mem

Attachment

RESOLUTION

PRESCHOOL TASK FORCE FOR SERVICES TO AT-RISK CHILDREN

WHEREAS, preschool services in Williamsburg and James City County are fragmented with three different programs serving at-risk children; and

WHEREAS, not all at-risk children in need of preschool services can access the existing programs due to lack of resources; and

WHEREAS, the James City County Board of Supervisors, the Williamsburg City Council, and the Williamsburg-James City County School Board appointed the Preschool Task Force to provide recommendation on how best to address the preschool needs of at-risk children; and

WHEREAS, the Task Force, having completed its work regarding three to five years olds and continuing to analyze services for children birth to three, has submitted a report dated June 2000 to the appointing bodies with accompanying recommendations.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby express its support for the concept of a blended preschool program and for a phased transition as recommended by the Task Force.

BE IT FURTHER RESOLVED that the Board endorses the Task Force's continuing role in studying children birth to three programs and providing recommendations on how best to serve that population.

Ronald A. Nervitt
Chairman, Board of Supervisors

ATTEST:

Sanford B. Wanner
Clerk to the Board

Adopted by the Board of Supervisors of James City County, Virginia, this 25th day of July,
2000.

taskforce.res