

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE 17TH DAY OF MAY, NINETEEN HUNDRED NINETY-THREE, AT 5:00 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

A. ROLL CALL

Judith N. Knudson, Chairman, Jamestown District
Stewart U. Taylor, Vice Chairman, Stonehouse District

Perry M. DePue, Powhatan District
Jack D. Edwards, Berkeley District
David L. Sisk, Roberts District
David B. Norman, County Administrator
Frank M. Morton, III, County Attorney

B. WORK SESSIONS

1. Business Incubator Feasibility Study

Mr. David B. Norman, County Administrator, welcomed the Board, Industrial Development Authority members, and audience. He introduced Keith Taylor, Economic Development Director, who introduced John Campbell. Mr. Campbell and his team from the graduate school of Business Administration, The College of William and Mary, prepared the Business Incubator Feasibility Study for presentation to the Board.

Mr. Campbell explained that Phase I evaluated the effectiveness of business incubators in achieving objectives of creating jobs and fueling economic growth, and Phase II utilized and built upon the Phase I work by focusing it on our community. He concluded that a local market existed for a properly developed, successful business incubator program.

A brief discussion ensued.

Ms. Knudson thanked the participants of the work session.

2. Norge Elementary School Expansion - 5:45 p.m.

Ms. Knudson welcomed members of the School Board. Mr. Norman introduced Gayden Carruth, School Superintendent, who introduced David Papenfuse, Executive Director of Finance and Administrative Services, and Doug Westmoreland, Architect. Messrs. Papenfuse and Westmoreland made a presentation on the Norge School Project Scope of Work. The presentation explained the initial building concept and additions to that concept.

Board questions dealt with size of project, project time lines, cost of project, what would project provide for the cost, and need for referendum.

Mr. Edwards requested that the Schools provide in writing what the requested money would buy.

Ms. Knudson recessed the Board for dinner at 6:45 p.m.

Ms. Knudson reconvened the Board at 7:05 p.m.

**C. MINUTES - April 26, 1993, Budget Work Session
April 27, 1993, Budget Work Session
May 3, 1993, Regular Meeting**

Ms. Knudson asked if there were corrections or additions to the minutes.

Mr. Edwards made a motion to approve the 3 sets of minutes as presented.

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

D. HIGHWAY MATTERS

Mr. Michael Taylor, Williamsburg Assistant Resident Engineer, Virginia Department of Transportation, reported the "N" on the directional sign showing Newport News at Route 199 on South Henry Street would be replaced; a traffic engineering study was being done regarding the curve on Strawberry Plains Road near Farmer's Market; and, the intersection of Lake Powell Road and Brookwood Road had been reconfigured and was being monitored.

Mr. DePue asked that the Virginia Department of Transportation contact Mr. Steffy at Lafayette High School regarding guidelines for erection of signs directing traffic to the high school, and stated a copy of the letter received from Mr. Steffy would be forwarded to VDOT.

Ms. Knudson repeated constituents' request of concerns about serious flooding on Magruder Lane in Magruder Heights.

E. CONSENT CALENDAR

Ms. Knudson asked if any Board member wished to remove an item from the Consent Calendar.

Ms. Knudson asked that Item No. 1 be removed and made a motion to approve Items 2, 3, and 4 on the Consent Calendar.

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

2. Acceptance of Property on behalf of County

R E S O L U T I O N

ACCEPTANCE OF REAL ESTATE TRANSFERS

WHEREAS, Section 15.1-286 of the Code of Virginia, 1950, as amended, requires conveyances of real estate to the County be accepted on the face of such deed by a person authorized to act on behalf of the County pursuant to a resolution duly adopted.

NOW, THEREFORE, BE IT RESOLVED that the County Attorney of James City County, Virginia, or his assistant is hereby authorized and directed to affix the acceptance upon the face of any deed conveying real property to James City County other than under the provisions of Virginia Code Section 15.1-465 et seq., Land Subdivision and Development.

3. Installation of Streetlights - Jamestown 1607

R E S O L U T I O N

INSTALLATION OF STREETLIGHTS

WHEREAS, a request has been filed for the installation of 3 streetlights in Jamestown 1607; and

WHEREAS, a streetlight plan and cost estimate have been prepared by Virginia Power and reviewed by Code Compliance.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, approves the installation of 3 streetlights in Jamestown 1607 as shown on the attached plan.

4. 1993 Virginia Coastal Resources Management Program Grant

R E S O L U T I O N

1993 Virginia Coastal Resources Management Program Grant

WHEREAS, the James City County Comprehensive Plan includes specific strategies to provide access to waterways throughout the County; and

WHEREAS, James City County has applied to the Virginia Coastal Resources Management Program for a grant to acquire and construct a public access site along Powhatan Creek.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that if the grant is awarded to James City County, the Board will accept the grant and appropriate up to \$17,000 in matching funds.

1. Emergency Medical Services Week

Ms. Knudson noted National Emergency Medical Services Week would be celebrated May 23-29, 1993, and made a motion to approve the resolution.

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

Ms. Knudson presented the resolution to Paul Rier, Captain, James City County Emergency Medical Services.

Mr. Rier thanked the Board.

R E S O L U T I O N

EMERGENCY MEDICAL SERVICES WEEK

WHEREAS, Emergency Medical Services provides a vital contribution to the quality of life enjoyed by the citizens and visitors to James City County; and

WHEREAS, access to quality emergency medical care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and

WHEREAS, the members of emergency medical service providers are trained, prepared, and ready; and

WHEREAS, Emergency Medical Services Week will serve to educate the citizens of James City County about injury prevention and how to respond to a medical emergency.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby proclaims the week of May 23-29, 1993, as EMERGENCY MEDICAL SERVICES WEEK and encourages County citizens to observe this week with appropriate programs, ceremonies, and activities.

F. PUBLIC HEARINGS

1. Case No. SUP-5-93. John F. Mandaro

Mr. R. Patrick Friel, Senior Planner, stated that the applicant had requested withdrawal of the special use permit application.

Staff and Board concurred with the applicant's request.

2. Case No. SUP-18-93. Norge Center, Inc.

Mr. Friel stated that Mr. Williard Smith, of Michael Baker, Jr., Inc., had applied on behalf of Norge Center, Inc., for a special use permit to allow the development of a supermarket in excess of 10,000 square feet on 5.86 acres, zoned B-1, General Business, located on the west side of Norge Lane, north of the intersection with Richmond Road, and further identified as part of Parcel (1-71) on James City County Real Estate Tax Map No. (23-2).

Staff determined the project was consistent with the Comprehensive Plan, surrounding development and zoning, and traffic impacts had been addressed by road improvements.

In concurrence with staff, the Planning Commission unanimously recommended approval of Case No. SUP-18-93 with conditions listed in the resolution.

Board discussion regarding size of buffer between building and residences, number of access points to site, and including traffic study numbers for acceptable level of road service in staff memorandum, followed.

Ms. Knudson opened the public hearing.

1. Mr. Kevin McFadden, of Rebkee Company, was available for questions.

Mr. DePue asked when the opening date would be for the development.

Mr. McFadden responded that plans were for first-quarter of the coming year.

Ms. Knudson closed the public hearing.

Mr. Taylor made a motion to approve the resolution.

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

R E S O L U T I O N

CASE NO. SUP-18-93. NORGE CENTER, INC.

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, the Planning Commission of James City County, following its public hearing on May 11, 1993, unanimously recommended approval of Case No. SUP-18-93 to allow shopping center in excess of 10,000 square feet in the B-1, General Business, district on property identified as Parcel (1-71) on James City County Real Estate Tax Map No. (23-2).

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby approve the issuance of Special Use Permit No. SUP-18-93 as described herein with the following conditions:

1. No more than 60,000 square feet of structures (not including loading areas and canopies) shall be constructed on the site.
2. A full 200-foot right-turn lane with a 200-foot taper shall be provided on westbound Route 60 at the proposed Richmond Road entrance prior to the issuance of any Certificate of Occupancy.
3. The following road improvements identified by the applicant's traffic impact analysis shall be made to the Route 60/Norge Lane intersection prior to issuance of any Certificate of Occupancy:

A full 200-foot right-turn lane with a 200-foot taper shall be provided on westbound Route 60.

A full 200-foot left-turn lane with a 200-foot taper shall be provided on eastbound Route 60.

Full right- and left-turn lanes shall be provided on southbound Norge Lane.

Improvements shall be built to dimensions and specifications as determined by VDOT at development plan submittal.

4. Prior to the issuance of any Certificate of Occupancy, Norge Lane shall be widened to 3 lanes as shown on the conceptual plan labeled "Norge Shopping Center Preliminary Site Plan" prepared by Michael Baker, Jr., Inc., and dated April 8, 1993.
5. No more than 3 entrances shall be provided on Norge Lane. One entrance shall be located adjacent to Peach Street as shown on the conceptual plan labeled "Norge Shopping Center Preliminary Site Plan" prepared by Michael Baker, Jr., Inc., dated April 8, 1993, and shall be used for truck deliveries. A sign shall be posted at this entrance identifying it as a truck entrance.
6. If construction has not commenced on this project within a period of 18 months from the date of issuance of the special use permit, it shall become void.
7. The proffered buffers shall at a minimum be landscaped in accordance with the planting standards set forth in Section 20-14 of the James City County Zoning Ordinance.

3. Ordinance Amendment, Chapter 2, Administration, Article II, Magisterial District, Election Districts and Elections Precincts

Mr. Frank M. Morton, III, County Attorney, stated that the Electoral Board has recommended splitting the Roberts District into Precinct A with Mt. Gilead Baptist Church as its polling place and Precinct B with the James River Elementary School as its polling place, and moving the polling place for Jamestown Precinct B from the terminal at the Williamsburg-Jamestown Airport to an adjacent hanger. He further stated that approval of Roberts Precinct B would be submitted to the Department of Justice for approval under the Voting Rights Act.

Staff recommended approval of the ordinance amendment and the resolution authorizing execution of the revised agreement with the owners of the Williamsburg-Jamestown Airport.

The Board discussed the boundaries of each precinct, and notification of registered voters by the Registrar's office of new precinct and polling place.

Ms. Knudson opened the public hearing, and as no one wished to speak, she closed the public hearing.

Mr. Sisk made a motion to approve the ordinance amendment and the resolution.

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

R E S O L U T I O NAUTHORIZING THE EXECUTION OF AN AGREEMENT WITHWILLIAMSBURG-JAMESTOWN AIRPORT, INC.

WHEREAS, Larry T. and Jean T. Waltrip and the County of James City previously entered into an Agreement dated April 8, 1992, allowing the use of the Williamsburg-Jamestown Airport as a polling place for Jamestown Precinct B; and

WHEREAS, the parties are desirous of amending the Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that it hereby authorizes and directs Judith N. Knudson, Chairman, to execute that certain agreement dated April 15, 1993, by and between Larry T. and Jean T. Waltrip and the County of James City.

G. BOARD CONSIDERATIONS

1. Powhatan Secondary Interim Traffic Phasing Plan

Mr. Friel stated that Ms. Deborah Lenceski, of Langley and McDonald, had applied on behalf of Lawrence Beamer for approval of an interim traffic study as partial fulfillment of a master plan condition (12) which required a phasing plan for future development of Powhatan Secondary. Mr. Friel further stated approval of the phasing plan would allow the applicant to develop 100 additional lots.

Staff and the Virginia Department of Transportation concurred that no traffic improvements would be required to accommodate 100 additional lots, and staff recommended approval.

Mr. Edwards made a motion to approve the resolution.

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

R E S O L U T I O NPOWHATAN SECONDARY INTERIM TRAFFIC PHASING PLAN

WHEREAS, the Board of Supervisors approved Master Plan Conditions for the Powhatan Secondary development in Case No. MP-3-86 on February 2, 1987; and

WHEREAS, Condition 12 of the approved Master Plan Conditions requires specific traffic improvements be studied through a Phasing Plan and such Phasing Plan shall be approved by the Board of Supervisors.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby approve as partial fulfillment of Condition 12, "Traffic Impact of 100 Additional Dwelling Units on Areas Listed for Consideration by February, 1987 Resolution."

2. Comprehensive Plan Annual Review Methodology

Mr. Jeffrey J. Mihelich, Senior Planner, stated that methodology for the Comprehensive Plan second annual review was proposed to ensure response to citizen needs and development trends. He further stated the Planning Commission recommended approval of the methodology at its May 11, 1993, meeting.

The Board and staff discussed that the intent for an annual review was to keep the Comprehensive Plan current; an annual review expended a great deal of time and effort; perhaps have review at 2-1/2 years, with an update required every 5 years; and, inform citizens of the date of review and that a public hearing for input would be held on a specific date.

Mr. Edwards made a motion not to have a 1993 annual review; to have a 1994 review; and, to have no other review until the 1996 5-year update.

On a roll call, the vote was: AYE: Edwards, DePue, Sisk, Knudson (4). NAY: Taylor (1).

H. PUBLIC COMMENT - None

I. REPORTS OF THE COUNTY ADMINISTRATOR - None

J. BOARD REQUESTS AND DIRECTIVES

Mr. Edwards referenced the reading file memorandum from Jeffrey Mihelich regarding 1993 traffic counts on major roads asking whether the increase impacted the County's highway recommendations.

Mr. Mihelich responded that the increases supported reserving rights-of-way and expansion of roads when needed in the future.

Ms. Knudson noted the reading file memorandum from Sanford B. Wanner regarding 1993 James City County Fair Advisory Committee.

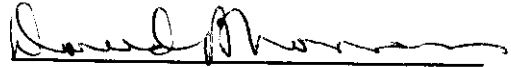
Mr. Taylor made a motion to approve the list of individuals: Ailene Bartlett, Nancy Bradshaw, Jimmy Bradsher, Hammond Branch, Maggie Barnes, Loretta Garrett, Delores Bryant, Betty Cutts, Lynn Miller, Jim Robertson, Edythe Stewart, Hank Tyssen, Shirley Webster, Andy Bradshaw, Richard Bradshaw, Audrey Branch, Bob Bush, Norman Danuser, Charlotte Estes, Nancy Young, Katie Jones, Betty Pettengill, Andrew Rutherford, Jim Wallbank, Frances Wallbank; Extension Agent Advisor, Edward Overton; County Staff Members, Doris Heath, Liz Johnson, Pam Johnson; and, Staff Liaison, Sandy Wanner.

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

Ms. Knudson made a motion to adjourn.

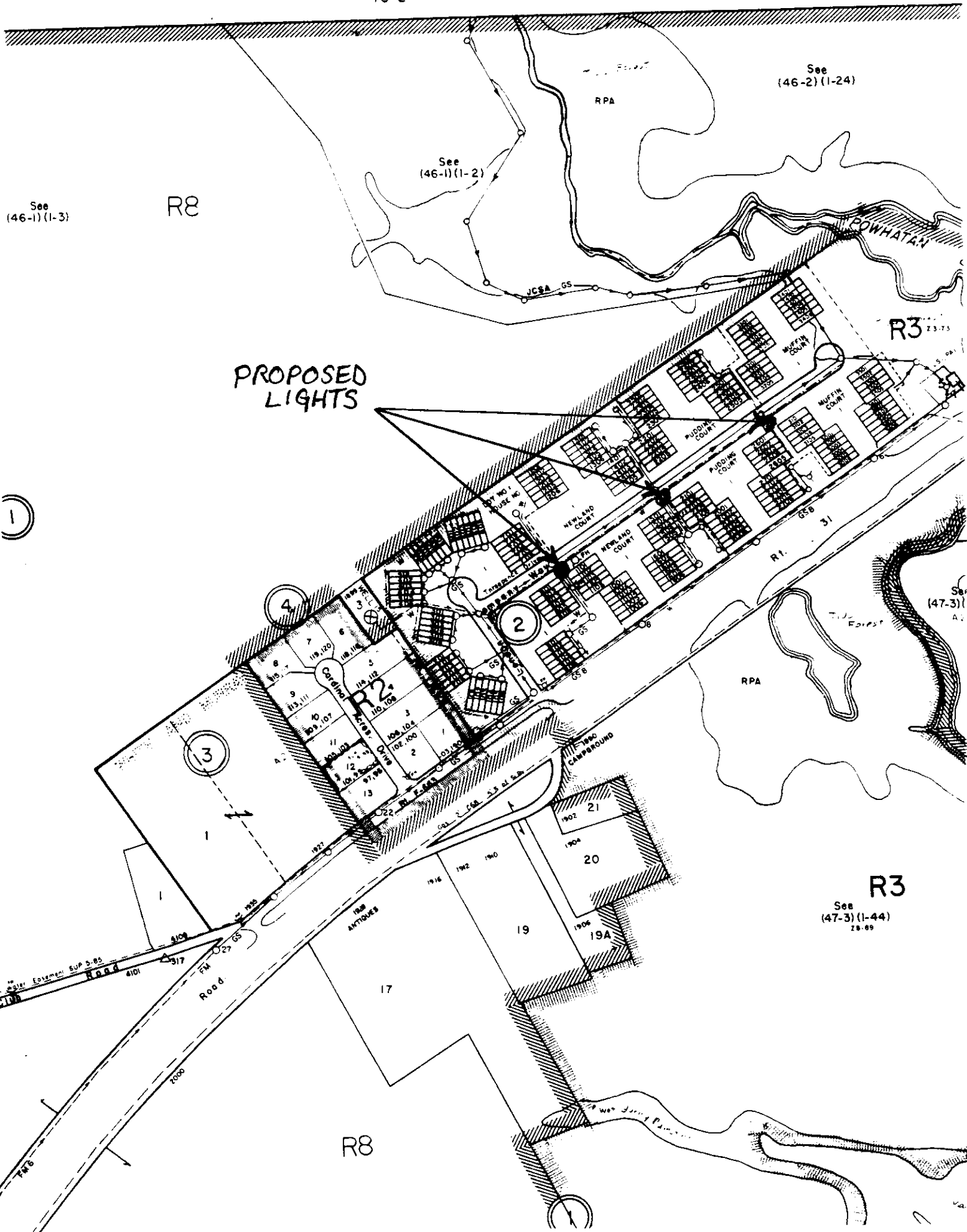
On a roll call, the vote was: AYE: Taylor, Edwards, DePue, Sisk, Knudson (5).
NAY: (0).

The Board adjourned at 8:00 p.m.



David B. Norman
Clerk to the Board

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MAY 17 1993

BOARD OF SUPERVISORS
JAMES CITY COUNTY
VIRGINIA

ORDINANCE NO. 55A-15

AN ORDINANCE TO AMEND AND REORDAIN CHAPTER 2, ADMINISTRATION, OF THE CODE OF THE COUNTY OF JAMES CITY, VIRGINIA, ARTICLE II, MAGISTERIAL DISTRICT, ELECTION DISTRICTS AND ELECTION PRECINCTS, BY AMENDING SECTION 2-3, DESIGNATION AND POPULATION OF ELECTION DISTRICTS; SECTION 2-4, ELECTION PRECINCTS AND POLLING PLACES ESTABLISHED; AND SECTION 2-5, ELECTION DISTRICT BOUNDARIES.

BE IT ORDAINED by the Board of Supervisors of the County of James City, Virginia, that Chapter 2, Administration, is hereby amended and reordained by amending Section 2-3, Designation and population of election districts; Section 2-4, Election precincts and polling places established; and Section 2-5, Election district boundaries.

Chapter 2. Administration

Article II. Magisterial District, Election Districts

and Election Precincts.

Section 2-3. Designation and population of election districts.

The election districts with populations set forth are as follows:

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	Population
Berkeley	6,839
Jamestown	6,982
Roberts	6,949
Powhatan	7,019
Stonehouse	7,059

Section 2-4. Election precincts and polling places established.

(a) Pursuant to authority contained in the Code of Virginia, Sections 24.1-37 through 24.1-39, the precincts and their respective polling places for the county are hereby created and established as set forth in this section.

(b) The precincts for each election district and the polling place for each precinct shall be as set forth below:

Berkeley Election District:

Berkeley Precinct--James City County-Williamsburg Recreation Center polling place.

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Jamestown Election District:

Jamestown Precinct A--Rawls Byrd Elementary School polling place.

Jamestown Precinct B--Williamsburg-Jamestown Airport polling place.

Roberts Election District:

Roberts Precinct A--Mt. Gilead Baptist Church polling place.

Roberts Precinct B--James River Elementary School polling place.

Powhatan Election District:

Powhatan Precinct--Norge Elementary School polling place.

Stonehouse Election District:

Stonehouse Precinct--Toano Middle School polling place.

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Section 2-5. Election district boundaries.

Berkeley Election District. Beginning at a point where State Route 5 intersects the Williamsburg city limits; thence northerly following the Williamsburg city limits to the point at which they intersect the York County line; thence northerly following the York County line to a point on State Route 603 1,400 feet north of State Route 645; thence westerly along the southern property line of parcel (33-3)(1-10); thence projecting the southern property line of Parcel (33-3)(1-10) across the CSXT Railroad main line; and U.S. Route 60 where the projected line intersects State Route 658; thence following the centerline of State Route 658 to State Route 612; thence following the centerline of Powhatan Creek to its intersection with State Route 613; thence westerly along the centerline of State Route 613 to its intersection with State Route 614; thence southerly along State Route 614 to a point 6,000 feet north of State Route 5; thence westerly to Shell Bank Creek; thence following the centerline of Shell Bank Creek to the point where it intersects State Route 5; thence easterly following the centerline of State Route 5 to a point where it intersects State Route 614; thence southerly following the centerline of State Route 614 to the point where it intersects State Route 31; thence easterly following the centerline of State Route 31 to its intersection with State Route 681; thence northerly along the centerline of State Route 681 to its intersection with State Route 615; thence northerly along State Route 615 to its intersection with State Route 629; thence easterly along the centerline of State Route 629 to its intersection with State Route 5; thence easterly following the centerline of State Route 5 to the point of beginning.

Jamestown Election District. Jamestown Precinct A. Beginning at a point where State Route 5 intersects the Williamsburg city limits; thence westerly following the centerline of State Route 5 to its intersection with State Route 629; thence westerly along the centerline of State Route 629 to its

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intersection with State Route 615; thence southerly along State Route 615 to its intersection with State Route 681; thence southerly along the centerline of State Route 681 to its intersection with State Route 31; thence following the centerline of State Route 31 to the point where it intersects with State Route 614; thence northerly following the centerline of State Route 614 to the point where it intersects with State Route 5; thence westerly following the centerline of State Route 5 to the point where it intersects Shell Bank Creek; thence southerly following the centerline of Shell Bank Creek extended to the centerline of the James River; thence easterly following the centerline of the James River and the James City County-Surry County line to a point where it intersects the centerline of State Route 682 extended; thence easterly following the centerline of State Route 682 extended to its intersection with State Route 31; thence easterly following the centerline of State Route 31 to its intersection with the Williamsburg City limits; thence westerly following the Williamsburg City limits to its intersection with State Route 199; thence westerly along the centerline of State Route 199 to the point of beginning.

Beginning at the Williamsburg City limits on State Route 641; thence proceeding easterly along the York County line to its intersection with the CSXT Railroad spur line; thence westerly along the CSXT Railroad spur line to the CSXT Railroad main line; thence northerly along the centerline of the CSXT Railroad to the Williamsburg City limits; thence easterly along the Williamsburg City limits to the point of beginning.

Jamestown Precinct B. Beginning at a point where State Route 31 intersects the Williamsburg City Limits; thence westerly along the centerline of State Route 31 to its intersection with State Route 682; thence westerly along the centerline of State Route 682 to its intersection with the centerline of the James River; thence easterly following the centerline of the James River and the James City County-Surry

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County line to a point where it intersects the centerline of College Creek; thence northerly following the centerline of College Creek to its intersection with the Colonial Parkway; thence following the centerline of the Colonial Parkway to its intersection with Halfway Creek; thence following the centerline of Halfway Creek to its confluence with Tutter's Neck Creek; thence following the centerline of Tutter's Neck Creek to its intersection with the Williamsburg City Limits; thence westerly following the Williamsburg City Limits to the point of beginning.

Powhatan Election District. Beginning at the intersection of State Route 646 and U.S. Route 60 (West); thence northerly following the centerline of U.S. Route 60 (West) to a point 600 feet west of State Route 607 to an unnamed tributary of Yarmouth Creek; thence southerly following the centerline of that tributary to Yarmouth Creek; thence following the centerline of Yarmouth Creek to Shipyard Creek; thence following the centerline of Shipyard Creek to the Chickahominy River; thence southerly following the centerline of the Chickahominy River and the James City County-Charles City County line to the centerline of the James River; thence easterly following the centerline of the James River and the James City County-Surry County line to Shell Bank Creek; thence northerly following Shell Bank Creek to the point closest to State Route 614, located 6,000 feet north of State Route 5; thence due east to State Route 614, thence due north following the centerline of State Route 614 to its intersection with State Route 613; thence easterly along the centerline of State Route 613 to its intersection with Powhatan Creek; thence northerly following the centerline of Powhatan Creek to the point where it intersects Longhill Swamp; thence easterly to the intersection of State Routes 612 and 658; thence northerly following the centerline of State Route 658 to its intersection with U.S. Route 60; projecting the centerline of State Route 658 easterly to its intersection with the southwest corner of parcel (33-3)(1-10); thence easterly along the southern property line of parcel (33-3)(1-10) to the York County limits; thence northerly along the York

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County limit to the point of beginning.

Roberts Election District. ~~Beginning at a point where the centerline of State Route 199 intersects the York County line; thence easterly following the James City County-York County line to the junction with the Newport News city line, thence southerly with the James City County-Newport News line to the centerline of the James River and the James City County-Surry County line; thence northerly following the centerline of the James River to a point where College Creek intersects the James River; thence northerly following the centerline of College Creek to a point where it intersects the Colonial Parkway; thence northerly following the centerline of the Colonial Parkway to its intersection with Halfway Creek; thence following the centerline of Halfway Creek to the confluence of Tutter's Neck Creek; thence northerly along the centerline of Tutter's Neck Creek to its intersection with the Williamsburg City limits; thence easterly and northerly along the Williamsburg City limit to the centerline of the CSXT Railroad mainline; thence southerly along the centerline of the CSXT Railroad mainline to its intersection with the CSXT Railroad spur line; thence easterly along the centerline of the CSXT spur line of the York County line; thence southerly along the York line to the point of beginning.~~

Roberts Precinct A. Beginning at a point where the centerline of State Route 199 intersects the York County line; thence easterly following the James City County-York County line to the junction with the Newport News City line, thence southerly with the James City County-Newport News line to its intersection with U. S. Route 60; thence westerly following the centerline of U. S. Route 60 to its intersection with the James City County-York County line; thence westerly along the James City County-York County line to its intersection with Kingsmill Road; thence westerly along the centerline of Kingsmill Road to its intersection with Mounts Bay Road; thence northerly along the centerline of Mounts Bay Road

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to its intersection with the James City County-Williamsburg line; thence easterly and northerly along the James City County-Williamsburg line to its intersection with the centerline of the CSXT Railroad mainline; thence southerly along the centerline of the CSXT Railroad mainline to its intersection with the centerline of the CSXT spur line; thence easterly along the centerline of the CSXT spur line to its intersection with the James City County-York County line; thence southerly along the James City County-York County line to the point of beginning.

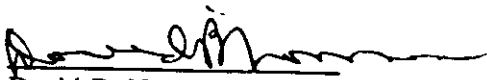
Roberts Precinct B. Beginning at a point where the centerline of Mounts Bay Road projected to its intersection with the James City County-Williamsburg line; thence southerly along the centerline of Mounts Bay Road to its intersection with the centerline of Kingsmill Road; thence easterly along the centerline of Kingsmill Road to its intersection with the James City County-York County line; thence easterly along the James City County-York County line to its intersection with U. S. Route 60; thence easterly along the centerline of U. S. Route 60 to intersection with the James City County-Newport News line; thence southerly along the James City County-Newport News line to the centerline of the James River and the James City County-Surry County line; thence northerly following the centerline of the James River to a point where College Creek intersects the James River; thence northerly following the centerline of College Creek to a point where it intersects the Colonial Parkway; thence northerly following the centerline of the Colonial Parkway to its intersection with Halfway Creek; thence northerly following the centerline of Halfway Creek to the confluence of Tutter's Neck Creek; thence northerly along the centerline of Tutter's Neck Creek to its intersection with the Williamsburg City limits; thence easterly along the Williamsburg City limit to the point of beginning.

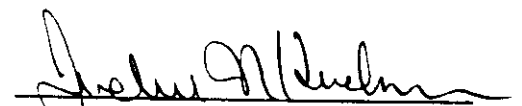
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Stonehouse Election District. Beginning at the intersection of State Route 646 and U.S. Route 60 (West); thence westerly following the centerline of U.S. Route 60 (West) to a point 600 feet west of State Route 607 to an unnamed tributary of Yarmouth Creek; thence southerly following the centerline of that tributary to Yarmouth Creek; thence following the centerline of Yarmouth Creek to Shipyard Creek; thence following the centerline of Shipyard Creek to the Chickahominy River; thence northerly following the Chickahominy River and the James City County-Charles City County line to a point being the corner of the New Kent County-James City County boundary lines; thence northerly following the New Kent County-James City County line to the centerline of the York River; thence easterly following the centerline of the York River and the James City County line to a point being the corner of the James City County-York County boundary lines; thence southerly following the James City County-York County line to the point of beginning.

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ATTEST:


David B. Norman
Clerk to the Board


Judith N. Knudson
Chairman, Board of Supervisors

<u>SUPERVISOR</u>	<u>VOTE</u>
TAYLOR	AYE
EDWARDS	AYE
DEPUE	AYE
SISK	AYE
KNUDSON	AYE

Adopted by the Board of Supervisors of James City County, Virginia, this 17th day of May, 1993.

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AGREEMENT

This Agreement is made this 15th day of April, 1993 by and between LARRY T. WALTRIP and JEAN T. WALTRIP ("Waltrips") and the COUNTY OF JAMES CITY, VIRGINIA ("County").

WHEREAS, the Waltrips own and operate the Williamsburg-Jamestown Airport ("Airport"), and

WHEREAS, Board of Supervisors of James City County, Virginia, is desirous of utilizing a building at the airport as a polling place for the Jamestown Election District, and

WHEREAS, the parties have previously entered into an Agreement dated April 8, 1992 and this Agreement is intended to replace that Agreement.


WITNESSETH: That for and in consideration of TEN DOLLARS (\$10.00) and other good and valuable consideration, the receipt of which is hereby acknowledged, the parties agree as follows:

1. A building adjacent (or proximate) to the terminal shall be established as a polling place for qualified voters of Jamestown Election District in the County of James City in accordance with Section 24.1-37 of the Code of Virginia, after adoption of an ordinance by the Board of Supervisors.
2. The Airport shall be made available for use as a polling place for all elections conducted in Jamestown Election District for a period of no less than 9 years, commencing on the date of this Agreement.
3. Entry to the polling place shall be accessible to the physically handicapped and elderly, and handicap parking spaces will be reserved.
4. Adequate parking spaces shall be made available for use of voters and officers of election during elections.

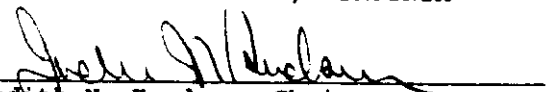
5. The Airport polling place shall be clearly identified with signs provided and erected by the James City County Electoral Board.
6. Notice of prohibited activities, provided and erected by the Electoral Board, will be posted forty feet from any entrance to the polling place during the conduct of an election. It shall be unlawful for any person to loiter, congregate or otherwise hinder any qualified voter.
7. Except in an emergency, no loudspeaker shall be used within 300 feet of the polling place on election day.
8. Telephone communication will be made available for use by officers of election throughout election day.
9. Rental charges for use of the Airport polling place, if any, shall not exceed one hundred fifty dollars per election.

WILLIAMSBURG-JAMESTOWN AIRPORT, INC.


Larry T. Waltrip


Jean T. Waltrip

COUNTY OF JAMES CITY, VIRGINIA


Judith N. Knudson, Chairman
Board of Supervisors

ATTEST:


David B. Norman
Clerk to the Board

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE 7TH DAY OF JUNE, NINETEEN HUNDRED NINETY-THREE, AT 7:00 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

A. ROLL CALL

Judith N. Knudson, Chairman, Jamestown District
Stewart U. Taylor, Vice Chairman, Stonehouse District

Perry M. DePue, Powhatan District
Jack D. Edwards, Berkeley District
David L. Sisk, Roberts District
David B. Norman, County Administrator
Leo P. Rogers, Assistant County Attorney

B. MINUTES - May 17, 1993

Ms. Knudson asked if there were corrections or additions to the minutes.

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

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

C. CONSENT CALENDAR

Ms. Knudson asked if any Board member wished to remove the item from the Consent Calendar.

Ms. Knudson made a motion to approve the Consent Calendar.

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

1. Comprehensive Services Act for At-Risk Youth and Families

R E S O L U T I O N

COMPREHENSIVE SERVICES ACT

WHEREAS, the Comprehensive Services Act for At-Risk Youth and Families enacted by the 1992 General Assembly requires each local governing body to develop a policy and management team; and

WHEREAS, the intent of the Comprehensive Services Act is to develop services to meet the needs of children who are at-risk of developing emotional or behavioral problems, or who

are at-risk of going into out-of-home placements, as well as to meet the needs of the families of those children; and

WHEREAS, the propose of the local Policy and Management Team is to receive funds pursuant to the Act and to develop procedures to deliver community-based services.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, approves the establishment, effective this date, of a Policy and Management Team representing the County of James City. This resolution replaces resolution adopted November 16, 1992.

BE IT FURTHER RESOLVED that membership of the Policy and Management Team shall include, the agency heads, or their representatives, from the James City County Social Services Division, Williamsburg-James City County School Division, Colonial Mental Health and Mental Retardation Services Board, Peninsula Health Department, and the Ninth District Juvenile Court Services Unit; and, shall also include a government representative and a parent.

D. PUBLIC HEARINGS

1. Case Nos. SUP-2-93 and SUP-3-93. Williamsburg Crossing Master Plan Amendment - Outdoor Center of Amusement

Mr. R. Patrick Friel, Senior Planner, stated that Mr. Calvin Davis had applied on behalf of University Square Association for a special use permit for an outdoor center of amusement (SUP-3-93) and to amend previously approved SUP-49-90 and SUP-32-92 at the Williamsburg Crossing Shopping Center, project situated on 32.3 acres zoned B-1, General Business, located immediately southwest of intersection of Route 5 and Route 199, further identified as Parcel No. (1-1) on James City County Real Estate Tax Map No. (48-1).

Ms. Friel further stated that a new conceptual plan had been presented to staff; therefore, staff recommended that the proposal be returned to the Planning Commission for reconsideration and re-advertisement due to changes in scope and intensity of proposal.

Ms. Knudson opened the public hearing, and as no one wished to speak, she closed the public hearing.

Mr. DePue made a motion to refer Case Nos. SUP-2-93 and SUP-3-93 back to Planning Commission.

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

2. Case Nos. Z-3-93. Robert S. Hornsby

Ms. Friel stated that Mr. Robert S. Hornsby had applied to rezone approximately .58 acres from LB, Limited Business, to R-2, General Residential, and .88 acres zoned R-2, General Residential, to LB, Limited Business, located at 5301 Old Towne Road and 5313 Old Towne Road, and further identified as parts of Parcels (1-4A), (1-43), and (1-29) on James City County Real Estate Tax Map No. (32-4).

Mr. Friel further stated that the proposal was consistent with the Comprehensive Plan and surrounding development and zoning.

In concurrence with staff, the Planning Commission unanimously recommended approval of Case No. Z-3-93.

Ms. Knudson opened the public hearing.

1. Mr. Robert Hornsby stated support for staff's recommendation, and was available to answer questions.

Ms. Knudson closed the public hearing.

Mr. DePue made a motion to approve Case No. Z-3-93.

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

RESOLUTION

CASE NO. Z-3-93. ROBERT S. HORNSBY

WHEREAS, in accordance with Section 15.1-431 of the Code of Virginia, and Section 20-15 of the James City County Zoning Ordinance, a public hearing was advertised, adjoining property owners notified and a hearing scheduled on Zoning Case No. Z-3-93 for rezoning approximately .88 acres from R-2, General Residential, to LB, Limited Business, and .58 acres from LB to R-2 on property identified as parts of Parcels (1-4A), (1-43) and (1-29) on James City County Real Estate Tax Map No. (32-4); and

WHEREAS, the Planning Commission of James City County, following its public hearing on May 11, 1993, unanimously recommended approval of Case No. Z-3-93.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby approve Zoning Case No. Z-3-93.

3. Case No. SUP-15-93. Mr. Larry T. and Ms. Jean T. Waltrip - Tub Grinder

Mr. Friel stated that Mr. Alvin Anderson had applied on behalf of Mr. Larry T. and Ms. Jean T. Waltrip for a special use permit to allow the manufacture and sale of wood products on 105.357 acres, zoned R-8, Rural Residential, located on Lake Powell Road in the vicinity of Waltrip Lane, and further identified as Parcel (1-5A) on James City County Real Estate Tax Map No. (48-2).

Mr. Friel defined the tub grinder as a Diamond Z Tub Grinder, capable of grinding 25-50 tons of stumps per hour and regular wood demolition at a rate of 35-80 tons per hour.

Staff reported that the proposal was consistent with the Comprehensive Plan and surrounding development and zoning.

In concurrence with staff, the Planning Commission unanimously recommended approval with conditions listed in the resolution.

Ms. Knudson opened the public hearing.

1. Mr. Alvin Anderson, Esq., representative for Larry and Jean Waltrip, operators of Williamsburg-Jamestown Airport, described the locations on the acreage and operation of the tub grinder. He requested approval of the special use permit.

Ms. Knudson closed the public hearing.

Mr. Sisk made a motion to approve the resolution.

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

R E S O L U T I O N

CASE NO. SUP-15-93. MR. LARRY T. AND MS. JEAN T. WALTRIP - TUB GRINDER

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, the Planning Commission of James City County, following its public hearing on May 11, 1993, unanimously recommended approval of Case No. SUP-15-93 to allow the manufacture and sale of wood products in the R-8, Rural Residential district, on property identified as Parcel (1-5A) on James City County Real Estate Tax Map No. (48-2).

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby approve the issuance of Special Use Permit No. SUP-15-93 as described herein with the following conditions:

1. The tub grinder shall be permitted to operate only between 7:00 a.m. and 7:00 p.m. Monday through Saturday.
2. Berms, a minimum of 6 feet in height, shall be placed between the tub grinder and the southeast and southwest boundaries of the 19-acre site as shown on a plan entitled "Plat of Boundary Adjustment Between the Properties of: Linwood Waltrip, et als; and Williamsburg-Jamestown Airport" prepared by AES and dated February 16, 1988. If the grinder is placed in the lower elevations on the property in an area where a berm-like effect (at least 6 feet below the grade of the property lines) is prevalent, as determined by the Development Review Committee, the requirement for a berm may be waived. The berms shall be landscaped at a minimum, in accordance with the provisions of the minimum planting standards set forth in the Zoning Ordinance, and placement and landscaping of such berms shall be approved by the Development Review Committee.
3. This special use permit shall remain in effect for a period of 24 months from the date of issuance. If within this time site plan approval and/or building

plan approvals are issued, the special use permit shall remain in effect for the term of those approvals and/or permits. Issuance of a Certificate of Occupancy would preserve the rights of the special use permit.

4. A minimum 50-foot undisturbed buffer shall be provided along the southeast and southwest boundaries of the 19-acre site as shown on a plan entitled "Plat of Boundary Adjustment Between the Properties of: Linwood Waltrip, et als; and Williamsburg-Jamestown Airport" prepared by AES and dated February 16, 1988. The buffer shall be landscaped at a minimum, in accordance with the landscaping requirements of the Zoning Ordinance, and such landscaping shall be approved by the Development Review Committee.
5. All access to the operation from Lake Powell Road shall be via Marclay Road.
6. The location of the tub grinder shall be limited to the 19.015 acres shown on a plan entitled "Plat of Boundary Adjustment Between the Properties of: Linwood Waltrip, et als; and Williamsburg-Jamestown Airport" prepared by AES and dated February 16, 1988. The tub grinder shall be located so as to minimize potential adverse impacts (including, but not limited to, noise, dust, debris, odor, etc.) on adjacent properties and the final location of the tub grinder shall be approved by the Development Review Committee.

4. Case No. SUP-30-92. C. Lewis Waltrip - Route 5 Water and Sewer Connection

Mr. Friel stated that Mr. C. Lewis Waltrip had applied for a special use permit to allow for connection of a future single-family home to an existing 12-inch water main and 12-inch force main to serve 2.78 acres zoned A-1, General Agricultural, located at 2692 John Tyler Highway, further identified as Parcel (1-12) on James City County Real Estate Tax Map No. (44-2).

In concurrence with staff, the Planning Commission voted 6-3 to deny the special use permit for the reasons that the proposal was inconsistent with the Comprehensive Plan, and a precedent would be set by allowing connections outside the Primary Service Area.

Discussion followed regarding where alternate Route 5 would be located and whether septic tanks are failing.

Ms. Knudson opened the public hearing.

1. Mr. Vernon Geddy, III, Esq., gave a brief background that the lot has existed for many years and the owner, Mr. Waltrip, holds prepaid sewer connections. Mr. Geddy disagreed with staff about the connection setting a precedent outside the Primary Service Area, and felt the existing approved single-family lots should be allowed to connect with prepaid sewer connections. He asked for Board approval of the water and sewer connection to the lines which run past the owner's property.

The Board discussed that prepaid connection fees initially financed the sewer mains and how many citizens and properties hold prepaid connections outside Primary Service Area.

Ms. Knudson closed the public hearing.

Further Board discussion followed about wanting more information about the number of outstanding prepaid connections and number of parcels/acreage adjacent to water/sewer lines outside Primary Service Area; a need to adhere to the regulations in the Comprehensive Plan; and, transfer of prepaid connections from one area to another area.

Without objection, Ms. Knudson deferred the case for more information until the June 21, 1993, Board of Supervisors' meeting.

5. Case No. SUP-20-93. Gordon A. Jones, Manufactured Home

Mr. Allen J. Murphy, Jr., Principal Planner, stated that Mr. Gordon A. Jones had applied for a special use permit to allow replacement of a manufactured home on .415 acres zoned A-1, General Agricultural, located at 7607 Beechwood Drive, further identified as Parcel (11-4) on James City County Real Estate Tax Map No. (19-1).

Staff reported the proposal met the administrative guidelines for placement of manufactured homes. Staff recommended approval with conditions listed in the resolution.

Ms. Knudson opened the public hearing.

1. Mr. Gordon Jones, owner, stated that the request was for a replacement manufactured home.

Mr. Murphy stated that the condition 4 should read "Landscaping shall be provided in accordance with a landscaping plan to be approved by the Director of Planning," and condition 5 should be added to read, "Prior to the placement of the new unit, the existing manufactured home shall be removed from the property."

Ms. Knudson closed the public hearing.

Mr. Taylor made a motion to approve the amended resolution.

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

R E S O L U T I O N

CASE NO. SUP-20-93. GORDON A. JONES - MANUFACTURED HOME

WHEREAS, it is understood that all conditions for the consideration of an application for a Special Use Permit have been met.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that a Special Use Permit be granted for the placement of a manufactured home on property owned and developed by the applicant as described below and on the attached site location map.

Applicant: Mr. Gordon A. Jones

Real Estate Tax Map ID: (19-1)

Parcel No: (11-4)

Address: 7607 Beechwood Drive

District: Stonehouse

Zoning: A-1, General Agricultural

Conditions:

1. The manufactured home shall have no more than 2 bedrooms.
2. A detailed description of the manufactured home shall be furnished to the Director of Planning prior to its placement. Any replacement shall require a new permit from the Board of Supervisors. If the permit is not exercised, it shall become void one year from the date of approval.
3. The manufactured home shall be skirted and meet the requirements of the Department of Housing and Urban Development Manufactured Home Construction and Safety Standards.
4. Landscaping shall be provided in accordance with a landscaping plan to be approved by the Director of Planning.
5. Prior to the placement of the new unit, the existing manufactured home shall be removed from the property.

6. Case No. SUP-22-93. Deborah J. Hicks, Manufactured Home

Mr. Murphy stated that Ms. Deborah J. Hicks had applied for a special use permit to allow replacement of a manufactured home on 34 acres, zoned A-1, General Agricultural, located at 5255 Riverview Road, further identified as Parcel (1-34) on James City County Real Estate Tax Map No. (15-3).

Staff reported the proposal met the administrative guidelines for placement of manufactured homes. Staff recommended approval with conditions listed in the resolution.

Ms. Knudson opened the public hearing.

1. Ms. Deborah Hicks, owner, was available for questions.

Ms. Knudson closed the public hearing.

Mr. Taylor made a motion to approve Case No. SUP-22-93.

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

R E S O L U T I O N

CASE NO. SUP-22-93. DEBORAH J. HICKS - MANUFACTURED HOME

WHEREAS, it is understood that all conditions for the consideration of an application for a Special Use Permit have been met.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that a Special Use Permit be granted for the placement of a manufactured home on property owned and developed by the applicant as described below and on the attached site location map.

Applicant:	Ms. Deborah J. Hicks
Real Estate Tax Map ID:	(15-3)
Parcel No:	(1-34)
Address:	5255 Riverview Road
District:	Stonehouse
Zoning:	A-1, General Agricultural
Conditions:	<ol style="list-style-type: none"> 1. This permit shall be valid only for the manufactured home applied for. If the manufactured home is removed, this permit shall become void. Any replacement shall require a new permit from the Board of Supervisors. If the permit is not exercised, it shall become void one year from the date of approval. 2. The manufactured home shall be skirted and meet the requirements of the Department of Housing and Urban Development Manufactured Home Construction and Safety Standards. 3. The existing manufactured home shall be removed within 30 days of the placement of the new unit.

7. Case No. SUP-23-93. Margie P. Casey, Manufactured Home

Mr. Murphy stated that Ms. Margie P. Casey had applied for a special use permit to allow replacement of a manufactured home on .33 acres, zoned R-8, Rural Residential, located

at 143 Jesters Lane, further identified as Parcel (2-11) on James City County Real Estate Tax Map No. (38-3).

Staff reported the proposal met most of the administrative guidelines for placement of manufactured homes. Staff recommended approval with conditions listed in the resolution.

Ms. Knudson opened the public hearing, and as no one wished to speak, she closed the public hearing.

Mr. Edwards made a motion to approve Case No. SUP-23-93.

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

R E S O L U T I O N

CASE NO. SUP-23-93. MARGIE P. CASEY - MANUFACTURED HOME

WHEREAS, it is understood that all conditions for the consideration of an application for a Special Use Permit have been met.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that a Special Use Permit be granted for the placement of a manufactured home on property owned and developed by the applicant as described below and on the attached site location map.

Applicant:	Ms. Margie P. Casey
Real Estate Tax Map ID:	(38-3)
Parcel No:	(2-11)
Address:	143 Jesters Lane
District:	Berkeley
Zoning:	R-8, Rural Residential
Conditions:	<ol style="list-style-type: none">1. This permit shall be valid only for the manufactured home applied for. If the manufactured home is removed, this permit shall become void. Any replacement shall require a new permit from the Board of Supervisors. If the permit is not exercised, it shall become void one year from the date of approval.2. The manufactured home shall be skirted and meet the requirements of the Department of Housing and Urban

**Development Manufactured Home
Construction and Safety Standards.**

3. Prior to the placement of the new unit, the existing manufactured home shall be removed from the property.
4. The manufactured home shall be located no closer than 10 feet to the existing drain field lines.

G. BOARD CONSIDERATIONS

1. Williamsburg Area Medical Assistance Corporation (WAMAC)

Mr. John E. McDonald, Manager of Financial and Management Services, stated that the Williamsburg Area Medical Assistance Corporation (WAMAC) is a private, nonprofit corporation that would provide both public health services and an expanded array of other health services to area residents.

Staff recommended approval of the resolution authorizing the County Administrator to execute a final agreement on the County's behalf.

Ms. Knudson made a motion to approve the resolution.

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

R E S O L U T I O N

WILLIAMSBURG AREA MEDICAL ASSISTANCE CORPORATION

WHEREAS, the Board of Supervisors of James City County has been an active participant in the development of a private, nonprofit, health care provider for the citizens of James City County; and

WHEREAS, this public-private partnership, the Williamsburg Area Medical Assistance Corporation (WAMAC), has been authorized funding by the State, York and James City Counties, and the City of Williamsburg for services to be provided at the County's Human Services Building; and

WHEREAS, the County wishes to be able to maximize the impact of its limited financial support by assisting WAMAC in keeping administrative costs at a minimum.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes the County Administrator to enter into an agreement, effective July 1, 1993, with WAMAC to allow the County to provide fiscal and personnel services; and

BE IT FURTHER RESOLVED, that the County Administrator may establish up to seven limited-term positions, all subject to reimbursement by WAMAC, as County employees to fulfill the terms of that agreement. The agreement shall provide that the County assign such employees to WAMAC in exchange for full reimbursement of costs incurred.

2. Lake Powell Road

Mr. John T. P. Horne, Manager, Development Management, stated that Virginia Department of Transportation temporarily closed vehicular traffic on a portion of Lake Powell Road across the spillway and dam at Lake Powell. He further stated that Lake Powell Road was in the secondary system as a State-maintained roadway.

Mr. Horne gave three options for long-term disposition of Lake Powell Road: 1) full repair and reopening as a public road; 2) abandonment; and, 3) discontinuance. Staff recommended option 3 and requested that the Board approve the resolution advertising a public hearing on the matter for the Board of Supervisors' meeting July 6, 1993.

Ms. Knudson made a motion to approve the resolution.

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

R E S O L U T I O N

LAKE POWELL ROAD PUBLIC HEARING

WHEREAS, a portion of Lake Powell Road (Route 618) has been closed to vehicular traffic by the Virginia Department of Transportation because of safety concerns; and

WHEREAS, the Board of Supervisors wishes to hear the opinions of citizens on whether or not a portion of Lake Powell Road should be discontinued.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, directs the staff to advertise and set a public hearing for July 6, 1993, to consider a request to the Commonwealth Transportation Board to discontinue a portion of Lake Powell Road.

G. PUBLIC COMMENT

1. Mr. Ed Riley, 611 Tam-O-Shanter, stated that employers should inform employees about Lyme disease.

2. Mr. Ed Oyer, 139 Indian Circle, distributed a newspaper article on "San Diego sprawl" and spoke of similarities in the County.

H. REPORTS OF THE COUNTY ADMINISTRATOR - None

I. BOARD REQUESTS AND DIRECTIVES

Mr. Taylor asked staff to check feasibility and cost of extension of a waterline to Burnham Wood subdivision from the Sand Hill line.

Mr. Taylor asked staff to investigate a lease for a hunt club to hunt on County landfill acreage to decrease the deer population.

Mr. Norman responded that a review would be made.

Mr. DePue thanked Mr. Oyer for his comments and homework on articles that he has brought before the Board.

Mr. Sisk requested preparation of a resolution for Colonial Capital Kiwanis Club morning group, recognized by International Kiwanis as No. 1 in the world for a service project.

Mr. Sisk congratulated the Peninsula Wizards soccer team (age 13) for winning the State cup.

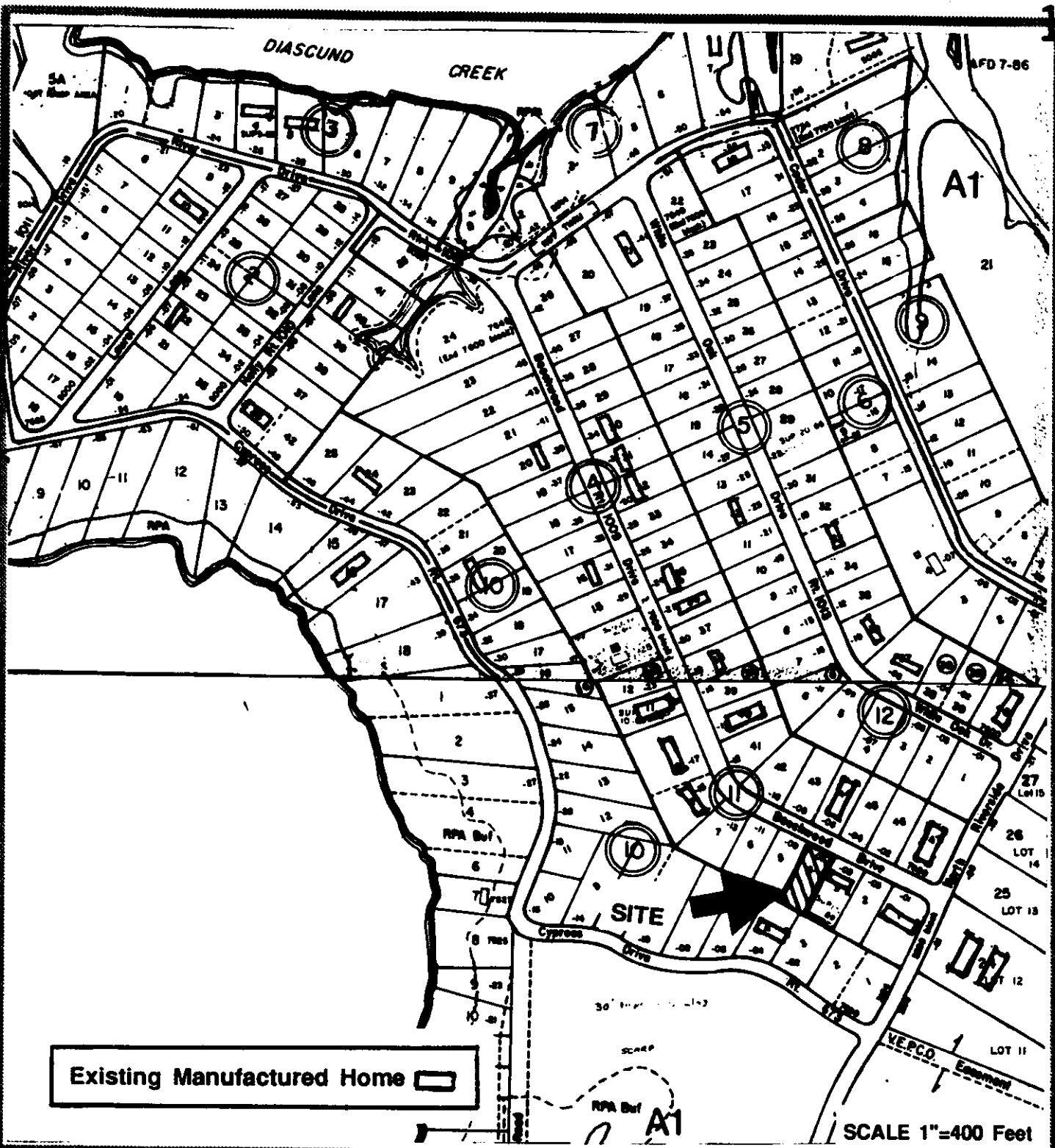
Mr. Edwards made a motion to recess until 5:00 p.m., Monday, June 21, 1993.

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

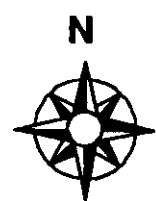
The Board recessed at 8:32 p.m.



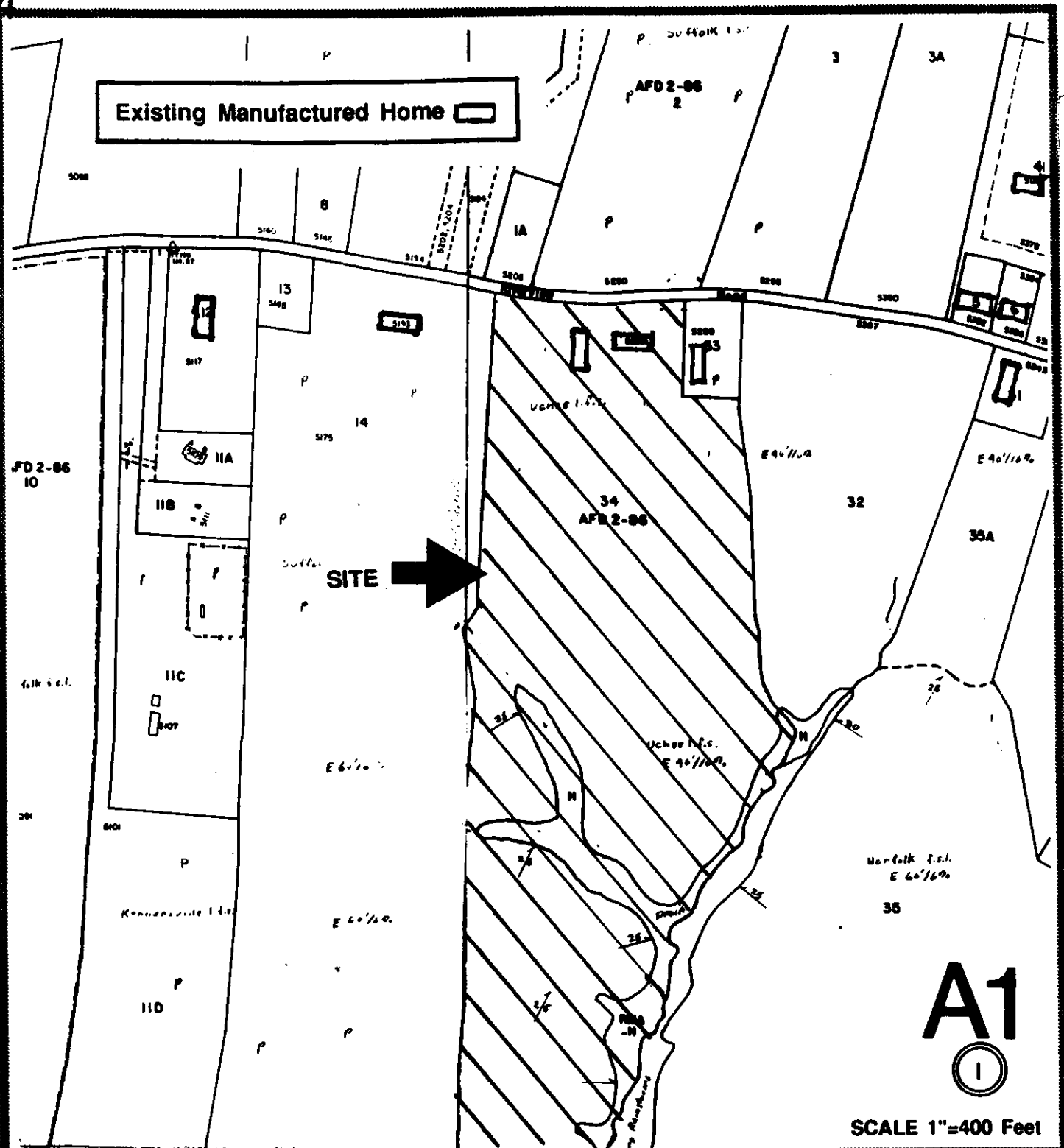
David B. Norman
Clerk to the Board



Case No: SUP-20-93
Name : Gordon A. Jones - Manufactured Home



PLANNING DIVISION

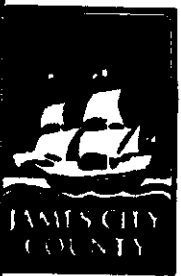
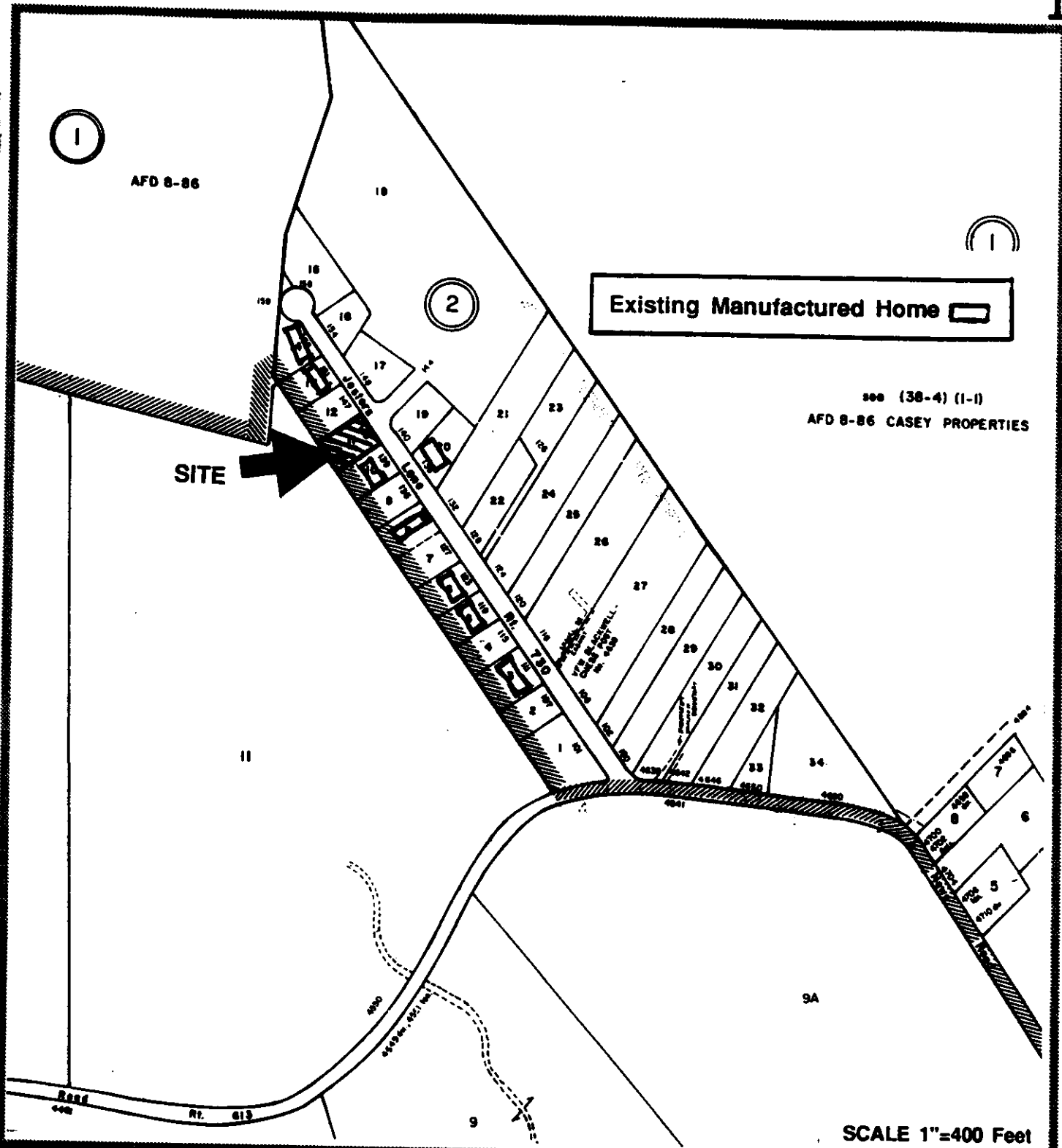


Case No: **SUP-22-93**

Name : **Deborah J. Hicks - Manufactured Home**



PLANNING DIVISION



Case No: SUP-23-93
Name : Margie P. Casey - Manufactured Home



PLANNING DIVISION

**AGREEMENT TO ASSIGN EMPLOYEES
AND PROVIDE FINANCIAL SERVICES**

THIS AGREEMENT, made this 1st day of July, 1993, by and between the COUNTY OF JAMES CITY, VIRGINIA ("County"), a political subdivision of the Commonwealth of Virginia, and the WILLIAMSBURG AREA MEDICAL ASSISTANCE CORPORATION ("WAMAC"), a Virginia nonprofit corporation.

WITNESSETH

WHEREAS, the County is in need of greater low-cost medical services for its citizens and WAMAC has agreed to provide such services; and

WHEREAS, the employment and assignment of employees by the County to WAMAC is necessary for the operation of a local medical center which will benefit the citizens of the County and surrounding communities; and

WHEREAS, the County agrees to assist WAMAC by providing certain personnel, purchasing and financial services and expertise.

NOW, THEREFORE, for good and valuable consideration and the mutual covenants herein contained, the parties agree as follows:

1. The County Human Resource Department, in coordination with WAMAC, shall recruit and hire no more than seven employees (the "Employees"), for positions to be designated and defined by WAMAC. WAMAC shall develop a job description, approved by the County, prior to the County advertising each of positions. The

Employees shall be limited term employees of the County assigned to WAMAC for training and the performance of services.

2. In addition to paragraph 1, the parties may agree in writing to have additional employees hired by the County and assigned to WAMAC. Unless the new positions are approved by the Board of Supervisors of the County, such employees shall be employed in temporary positions created by the County Administrator. Any persons hired and assigned pursuant to this paragraph shall be Employees for the purposes of this Agreement.

3. The County shall be responsible for the payment of all salaries, workers' compensation coverage, insurance and all other fringe benefits and costs incident to employment of the Employees including withholding of payroll deductions. To the extent possible, the County shall cover the Employees under its general liability and risk management programs. These costs shall be accounted for as if WAMAC were a County department and shall be independent of the County's General Fund.

4. WAMAC shall be responsible for reimbursing the County for all salaries, benefits and other expenses incurred due to the employment of the Employees including, but not limited to, salaries, workers' compensation coverage, insurance and other fringe benefits. Such reimbursement shall be made by WAMAC to the County on a monthly basis or as otherwise agreed to by the parties in writing.

5. The County's Personnel Policies and Procedures Manual, as amended, ("County's Personnel Manual") shall be followed

by WAMAC with regard to the Employees. This shall include, but not be limited to, employment and compensation practices, benefits, training, disciplinary procedures and grievance procedures.

6. The Employees shall be eligible to participate in County benefit programs such as health insurance, retirement, flexible spending, deferred compensation, long term disability and other similar programs offered to other County employees.

7. The general supervision of the Employees shall be undertaken by the County. The daily supervision shall be executed by WAMAC in accordance with the County's Personnel Manual. Such supervision shall include day-to-day work assignments, scheduling and daily management.

8. WAMAC shall submit to the County's Manager of Community Services a written evaluation for each of the Employees at such times and in such form as required by the County's Personnel Manual. The County's Manager of Community Services shall review and approve each evaluation.

9. In the event that any of the Employees at any time fails to follow the County's standards of conduct or fails to render satisfactory work performance, the employment of that individual may only be terminated by the County, after consultation and coordination with the WAMAC, pursuant to the County's Personnel Manual. The County shall have final say in the termination of the Employees.

10. WAMAC shall furnish the Employees, at WAMAC's expense, such supplies, equipment, material and other assistance as may be required in the performance of their duties.

11. The County's Purchasing Office shall provide advice and expertise in procurement actions, as requested by WAMAC. All procurement action processed through the County shall follow the County's Purchasing Manual, as amended.

12. The County shall provide all general ledger accounting services and shall prepare a draft of the necessary tax returns at the end of WAMAC's fiscal year. WAMAC shall cooperate with the County in preparing any necessary financial reports, accountings or returns and WAMAC shall make all its financial records available to the County.

13. The County's Financial Management Department shall process and pay, with funds held on behalf of WAMAC, all invoices submitted by WAMAC and shall provide WAMAC a detailed accounting on a monthly basis. The County may include additional financial provided by WAMAC in the monthly accounting. Prior to any payment, an authorized representative of WAMAC shall approve each invoice for payment and assign an account number. A list of account numbers shall be established in advance by WAMAC and the County. WAMAC shall either be included in the County's annual financial audit or have an independent financial audit performed annually. In the event WAMAC has an independent audit prepared, WAMAC shall provide the County a copy of such audit.

14. This Agreement shall be effective July 1, 1993 and shall continue in effect until June 30, 1994. This Agreement shall be automatically renewed for each successive year unless either party provides the other party written notice of termination no less than ninety (90) days prior to the annual July 1st renewal date.

15. Any amendment to this Agreement shall be in writing signed on behalf of each of the parties.

IN WITNESS WHEREOF, each of the parties has executed this Agreement by its duly authorized representatives as of the date first above written.

COUNTY OF JAMES CITY, VIRGINIA

By: David B. Norman
David B. Norman
County Administrator

ATTEST:

Vicki A. Spigg

WILLIAMSBURG AREA MEDICAL
ASSISTANCE CORPORATION

By: Thomas A. Tylman
Thomas A. Tylman
Board Chairman

ATTEST:

Gregory S. [Signature]