

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE 23RD DAY OF MAY 2006, AT 7:00 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

**A. ROLL CALL**

Bruce C. Goodson, Chairman, Roberts District  
John J. McGlennon, Vice Chairman, Jamestown District  
Jay T. Harrison, Sr., Berkeley District  
James O. Icenhour, Jr., Powhatan District  
M. Anderson Bradshaw, Stonehouse District

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

**B. MOMENT OF SILENCE**

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

**C. PLEDGE OF ALLEGIANCE** - Brittany Vales, an eighth-grade student at James Blair Middle School and DeShaun McGriff, a sixth-grade student at James Blair Middle School led the Board and citizens in the Pledge of Allegiance.

**D. HIGHWAY MATTERS**

Mr. Jim Brewer, Virginia Department of Transportation (VDOT), stated Route 607 and Route 608 are on schedule, and bids would open in September or October. Richmond Road improvements were 60 percent completed, the bike trails were 30 percent ahead and 15 percent ahead, and Monticello Avenue problems have been corrected.

Mr. Harrison asked Mr. Brewer about traffic and the speed limit on Ironbound Road near Chanco's Grant at the Route 5 intersection and asked that a traffic study be conducted to consider a speed reduction.

Mr. Bradshaw asked Mr. Brewer to look at the drainage issue on Old Church Road in Norge. Mr. Bradshaw also asked Mr. Brewer to explain the process used to decide where to install stop signs, such as in the Mirror Lakes.

Mr. Brewer said first there would be a request, then the request goes through the Board, VDOT would look at the road and determine the dominant movement, and then have stop signs installed on the side streets.

Mr. Icenhour thanked Mr. Brewer for his response to drainage issues in Raintree.

*As adopted on  
June 13, 2006*

Mr. McGlennon thanked Mr. Brewer for addressing drainage issues and updating the Board on the Capital-to-Capital Bikeways. Mr. McGlennon spoke about a comment by Secretary Homer, that if the Commonwealth Transportation Board adopted the current budget plan, James City County would decrease in funding for highway maintenance from \$1.6 million to \$939,000.

Mr. Brewer stated that for the Six-Year Plan, VDOT will look at priorities and funding allocations to make decisions on where to spend the money.

**E. PRESENTATION**

1. Employee and Volunteer Outstanding Service Awards

Mr. Goodson and Ms. Carol A. Schenk, Human Resource Specialist, presented awards to outstanding employees and volunteers for their services to the County.

**F. PUBLIC COMMENT**

1. Ms. Terri Hudgins, 111 Knollwood Drive, commented on 15 newly-installed stop signs in Mirror Lakes and asked if this was the result of an accident.

Mr. Icenhour responded to Ms. Hudgins that there was an accident in the area and the individual in the accident requested a traffic study in the area.

2. Mr. Bucky Hitchins, Chanco's Grant, commented on the 45 mile-per-hour speed limit in his neighborhood.

3. Mr. Ed Oyer, 139 Indian Circle, commented on loitering in New Town, EMS fees, the need for turn lanes on Route 60, and the County's contributions to Thomas Nelson Community College.

**G. CONSENT CALENDAR**

Mr. Harrison made a motion to adopt the items on the consent calendar.

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

1. Dedication of a Street in The Pointe at Jamestown, Section 2-A

**RESOLUTION**

**DEDICATION OF STREETS IN THE POINTE AT JAMESTOWN SECTION 2-A**

WHEREAS, the streets described on the attached Additions Form AM-4.3, 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 advised the Board that 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 entered into an agreement on July 1, 1994, 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 AM-4.3 to the secondary system of State highways, pursuant to § 33.1-229 of the Code of Virginia, and the Department's Subdivision Street Requirements.

BE IT FURTHER RESOLVED, the 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.

2. Award of Bid - Warhill Multiuse Trail

**RESOLUTION**

**AWARD OF BID - WARHILL MULTIUSE TRAIL**

WHEREAS, competitive bids were advertised for the Multiuse Trail to be constructed on the Warhill Sports Complex; and

WHEREAS, bids were received with the low bidder being Early Marine, Inc., with a bid of \$497,333; and

WHEREAS, previously authorized Capital Improvements Program (CIP) budgeted funds and Department of Conservation and Recreation Grant Funding are available to fund this contract bid award and construction.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes the County Administrator or his designee to execute the necessary contract documents for the Warhill Sports Complex Multiuse Trail in the total amount of \$497,333.

**H. PUBLIC HEARING**

1. Subdivision-17-06. Forest Glen, Lot 30, Plat Vacation

Ms. Kate Sipes, Planner, stated Mr. Rick Hanson, of the Office of Housing and Community Development (OHCD), has submitted an application on behalf of the James City Service Authority (JCSA) to vacate a plat of land located at 107 Theodore Allen Road, further identified on James City County Real Estate Tax Map No. (31-1) as Parcel No. (4-30), consisting of approximately 23 acres and zoned R-2, General Residential, in order to legally prepare the plat for development.

Staff found the proposal consistent with the Comprehensive Plan.

Staff recommended the adoption of the ordinance.

Mr. Goodson opened the Public Hearing.

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

Mr. McGlennon made a motion to adopt the ordinance.

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

**I. PUBLIC COMMENT - None**

**J. REPORTS OF THE COUNTY ADMINISTRATOR**

Mr. Wanner stated the County helped to send off the *Godspeed* on its journey to six ports of call along the east coast on May 22, 2006.

Mr. Wanner responded to Mr. Oyer's comments by stating that Thomas Nelson Community College had not asked for any additional funds from the County.

Mr. Wanner recommended that the Board recess briefly for a JCSA Board of Directors meeting; then reconvene to go into Closed Session pursuant to Section 2.2-3711(A)(1) for the consideration of appointments to Boards and Commissions. Mr. Wanner recommended that following the Closed Session the Board adjourn until 7 p.m. on June 13, 2006.

**K. BOARD REQUESTS AND DIRECTIVES**

Mr. Goodson recessed the Board at 7:31 p.m. for a meeting of the James City Service Authority (JCSA).

Mr. Goodson reconvened the Board of Supervisors at 7:38 p.m.

**L. WORK SESSION – YOUTH SERVICES**

**M. CLOSED SESSION**

Mr. Harrison made a motion to go into Closed Session pursuant to Section 2.2-3711(A)(1) of the Code of Virginia, for the consideration of personnel matters, the appointment of individuals to County boards and/or commissions.

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

At 8:42 p.m., Mr. Goodson convened the Board into Closed Session.

At 9:08 p.m., Mr. Goodson reconvened the Board into Open Session.

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

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

## **RESOLUTION**

### **CERTIFICATION OF CLOSED MEETING**

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

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

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

Mr. Bradshaw made a motion to reappoint Mr. Mark Wenger and Ms. Nancy Shackelford to four-year terms on the Parks and Recreation Advisory Committee, terms to expire May 30, 2010.

Mr. McGlennon made a motion to appoint the following people to the Stormwater Utility Advisory Committee: Chris Canavos, Larry Giles, Ed Robbins, Jim Franklin, Bob Cosby, Henry Goldner, John Patton, Deb Siebers, Phil Smead, Dave King, and Bob Becker

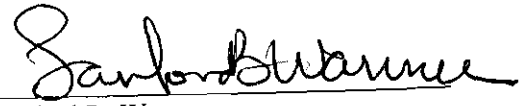
On a roll call vote, the vote was AYE: Harrison, Icenhour, McGlennon, Bradshaw, Goodson (5).  
NAY: (0)

## **N. ADJOURNMENT**

Mr. Harrison made a motion to adjourn to 7 p.m. on June 13, 2006.

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

At 9:14 p.m., Mr. Goodson adjourned the Board until 7 p.m. on June 13, 2006.

A handwritten signature in black ink, reading "Sanford B. Wanner". The signature is written in a cursive style with a horizontal line underneath it.

Sanford B. Wanner  
Clerk to the Board

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# In the County of James City

By resolution of the governing body adopted May 23, 2006

*The following VDOT Form AM-4.3 is hereby attached and incorporated as part of the governing body's resolution for changes in the secondary system of state highways.*

A Copy Testee Signed (County Official): Sanford B. Wann

Form AM-4.3 ( 11/28/2005)  
Asset Management Division

## Report of Changes in the Secondary System of State Highways

Project/Subdivision

### The Pointe At Jamestown, Section 2-a

Type of Change: **Addition**

The following additions to the Secondary System of State Highways, pursuant to the statutory provision or provisions cited, are hereby requested, the right of way for which, including additional easements for drainage as required, is guaranteed:

Reason for Change: Addition, New subdivision street  
Pursuant to Code of Virginia §33.1-229

#### Route Number and/or Street Name

##### Sir Thomas Way, State Route Number 1496

Description: **From:** State Route 1497 (Sir Gilbert Loop)  
**To:** Route 1681 (Yeardley Loop)  
A distance of: 0.03 miles.

Right of Way Record: Filed with the Land Records Office on 10/31/2003, Instrument # 30033966, with a width of 50'.

##### Yeardley Loop, State Route Number 1681

Description: **From:** Route 1496 (Sir Thomas Way)  
**To:** Route 1681 (Yeardley Loop)  
A distance of: 0.03 miles.

Right of Way Record: Filed with the Land Records Office on 10/31/2003, Instrument # 30033966, with a width of 50'.

##### Yeardley Loop, State Route Number 1681

Description: **From:** Route 1681 (Yeardley Loop)  
**To:** End of the cul de sac  
A distance of: 0.05 miles.

Right of Way Record: Filed with the Land Records Office on 10/31/2003, Instrument # 30033966, with a width of 50'.

##### Yeardley Loop, State Route Number 1681

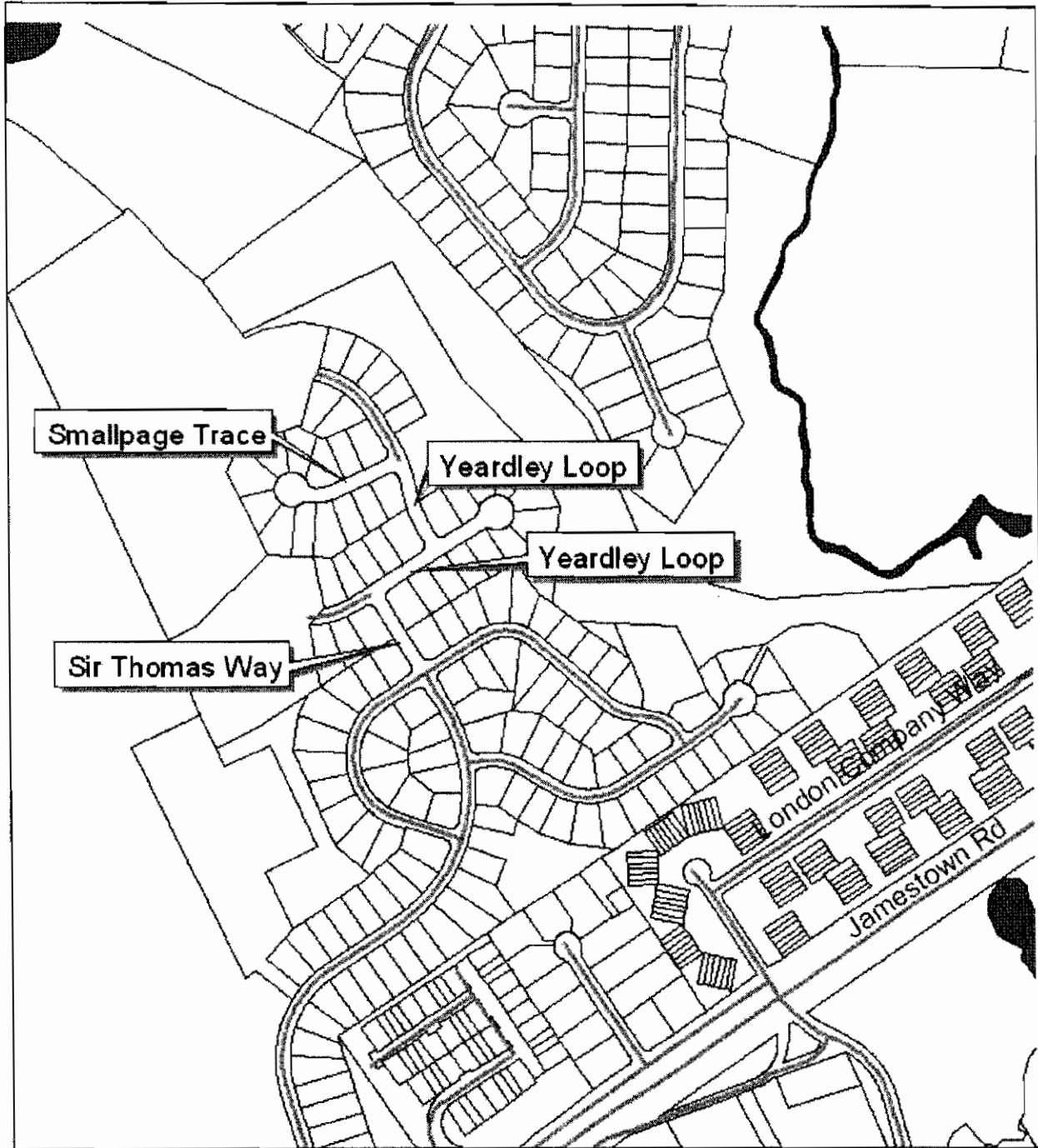
Description: **From:** Route 1681 (Yeardley Loop)  
**To:** Route 1682 (Smallpage Trace)  
A distance of: 0.06 miles.

Right of Way Record: Filed with the Land Records Office on 10/31/2003, Instrument # 30033966, with a width of 50'.

##### Smallpage Trace, State Route Number 1682


Description: **From:** Route 1681 (Yeardley Loop)  
**To:** End of cul de sac  
A distance of: 0.08 miles.

Right of Way Record: Filed with the Land Records Office on 10/31/2003, Instrument # 30033966, with a width of 50'.



## DEDICATION OF STREETS IN THE POINTE AT JAMESTOWN, SECTION 2-A

 Streets Being  
Dedicated

300 0 300 600 900 Feet  






MAY 23 2006

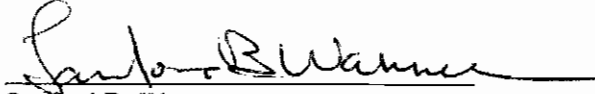
ORDINANCE NO. 203BOARD OF SUPERVISORS  
JAMES CITY COUNTY  
VIRGINIAAN ORDINANCE TO VACATE A PORTION OF THAT CERTAIN SUBDIVISION PLATENTITLED "FOREST GLEN, SECTION III" AND MORE PARTICULARLY DESCRIBED ASTHE VACATION OF THE WORDS "WELL LOT" UPON LOT 30

- WHEREAS, the James City Service Authority (the "JCSA") currently owns a parcel of property identified as James City County Real Estate Tax Map Parcel No. 3110400030 and known as 107 Theodore Allen Road (the "Property") which is designated as a "Well Lot" on a plat entitled "Forest Glen, Section III" and dated October 22, 1971 (the "Plat"); and
- WHEREAS, because the well located on the Property is no longer needed to serve the Forest Glen neighborhood, the JCSA has determined that it no longer needs the Property; and
- WHEREAS, the JCSA desires to transfer ownership of the Property to the James City County Office of Housing and Community Development (the "OHCD") to enable the OHCD to construct an affordable dwelling unit upon the Property; and
- WHEREAS, the Property may not be used for residential uses unless the words "Well Lot" are vacated from the Plat; and
- WHEREAS, an application has been made on behalf of the JCSA by Mr. Richard Hanson of the OHCD to vacate the words "Well Lot" from the Plat; and
- WHEREAS, notice that the Board of Supervisors of James City County would consider such application has been given pursuant to Sections 15.2-2272 and 15.2-2204 of the Code of Virginia as amended; and
- WHEREAS, the Board of Supervisors held a public hearing and considered such application on the 23rd day of May, 2006, pursuant to such notice and the Board of Supervisors was of the opinion that the vacation would not result in any inconvenience and is in the interest of the public welfare.
- NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, that the words "Well Lot" shown on Lot 30 on the Plat be so vacated to permit the construction of one affordable housing dwelling unit for a low-to-moderate income resident.



Bruce C. Goodson  
Chairman, Board of Supervisors

ATTEST:



Sanford B. Wanner  
Clerk to the Board

<u>SUPERVISOR</u>	<u>VOTE</u>
HARRISON	AYE
ICENHOUR	AYE
MCGLENNON	AYE
BRADSHAW	AYE
GOODSON	AYE

Adopted by the Board of Supervisors of James City County, Virginia, this 23rd day of May, 2006.

s-17-06.res

MAY 23 2006

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JAMES CITY COUNTY  
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Bruce C. Goodson  
Chairman, Board of Supervisors

ATTEST:



Sanford B. Wanner  
Clerk to the Board

<u>SUPERVISOR</u>	<u>VOTE</u>
HARRISON	AYE
ICENHOUR	AYE
MCGLENNON	AYE
BRADSHAW	AYE
GOODSON	AYE

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