

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE 24TH DAY OF OCTOBER 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

Adopted  
November 14, 2006  
as amended

**B. MOMENT OF SILENCE**

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

**C. PLEDGE OF ALLEGIANCE**

Preston Wilson, a 10th-grade student at Jamestown High School, led the Board and citizens in the Pledge of Allegiance.

**D. PRESENTATION**

**1. Valuing Diversity in James City County**

Mr. Alex Holloway, James City County Human Resource Specialist, gave a brief presentation highlighting success in diverse applicant pools, effective hiring, development opportunities, and a work culture of inclusion to enhance diversity in the County's workforce.

Mr. Icenhour thanked Mr. Holloway for recognizing the effectiveness of the recalibration process recently passed by the Board.

Mr. Harrison thanked Mr. Holloway for his presentation.

**E. HIGHWAY MATTERS**

Mr. Jim Brewer, Virginia Department of Transportation (VDOT) Williamsburg, stated the Route 5 bike trail should be finished on time, Monticello Avenue project was on schedule, and stated drainage problems were present throughout the County.

Mr. Harrison asked if a study could be done on reducing the speed limit at the intersection of Monticello and Ironbound Road from 45 to 35 to provide for bike and pedestrian traffic, and asked about signage on Route 5 from Ironbound Road to King's Way to impose fines for speeding.

Mr. Icenhour asked if the Ironbound Road repaving was complete including striping, because it seemed the striping for turn lanes and the bike path were not complete.

Mr. Brewer stated the striping was ongoing, and VDOT would be out to continue this.

Mr. Icenhour asked if there was a required temperature to complete the paving and striping for Monticello.

Mr. Brewer stated there was none, and this should be complete in the next two weeks.

Mr. Icenhour asked if the traffic light at Jamestown High School was not pursued due to financial reasons.

Mr. Brewer stated the road warranted, but the matter was discussed with the School Board and they elected to continue with the crossing guard.

Mr. Icenhour asked if the local government always paid for stoplights in this matter.

Mr. Brewer stated this responsibility fell to the Secondary System.

Mr. Icenhour asked if the School Board was satisfied with this solution.

Mr. Brewer stated according to his information that was correct.

Mr. Icenhour asked that potholes be evaluated on News Road in the area coming from Target toward Powhatan Secondary.

Mr. McGlennon thanked Mr. Brewer for helping to address drainage concerns of Lakewood Homeowner's Association, and consideration of placement of signs on Jamestown Road to warn people to decrease speed in this area.

Mr. Wanner stated the County would work with Mr. Brewer on Mr. Harrison's request regarding the fines for speeding as there was some local responsibility, and stated in response to Mr. Icenhour's inquiries, Chief Harmon has spoken with the Commonwealth's Attorney, and stated an employee of the school system would have authority to control school traffic without being sworn.

Mr. McGlennon stated concern about sunlight glare in regard to the safety of the Traffic Control Officer at the school.

## **F. PUBLIC COMMENT**

Mr. Ed Oyer, 139 Indian Circle, commented on the cost of crosswalks at New Town; traffic on Route 60; and school construction problems.

## G. CONSENT CALENDAR

Mr. Icenhour asked to pull Item No. 4 for separate consideration.

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

Mr. Bradshaw noted corrections on Item Nos. 1, 2, 3, and 5.

Mr. Goodson disclosed that on Item No. 8, he had limited business with all three candidates, but as the business does not reach a level that would be considered inappropriate and as there was a competitive bid process, he felt he could fairly vote on the item.

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

1. Minutes – October 10, 2006, Regular Meeting
2. Dedication of a Street Known as Louise Lane South Extension

## **RESOLUTION**

### **DEDICATION OF A STREET KNOWN AS LOUISE LANE SOUTH EXTENSION**

WHEREAS, the street described on the attached Additions Form AM-4.3, fully incorporated herein by reference, is shown on a plat 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 street meets 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, 2004, for comprehensive stormwater detention which applies to this request for addition.

WHEREAS, the County guarantees the necessary surety amount of \$4,000 to provide for all loss, cost, damage, or expense incurred to correct faulty workmanship or materials, associated with the construction of the street and/or related drainage facilities. The effective period of this surety obligation will last one calendar year from the day the street is added to the Secondary System of State Highways.

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, this Board hereby rescinds the resolution adopted September 12, 2006,

requesting dedication of this same street into the Secondary System of State Highways.

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

3. Dedication of Streets in Powhatan Woods, Phases 1 and 2

**RESOLUTION**

**DEDICATION OF STREETS IN POWHATAN WOODS, PHASES 1 AND 2**

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.

5. FY 2008-2013 Six-Year Improvement Program Priorities

**RESOLUTION**

**FY 2008-2013 SIX-YEAR IMPROVEMENT PROGRAM PRIORITIES**

WHEREAS, the James City County Board of Supervisors believes that a safe, efficient, and adequate transportation network is vital to the future of the County, the region, and the State; and

WHEREAS, the James City County Comprehensive Plan and/or regional and State transportation plans and studies conclude that the following highway projects are essential to permit the safe and efficient movement of traffic in the Williamsburg-James City County area and promote economic development; and

WHEREAS, the James City County Comprehensive Plan and/or regional and State transportation plans and studies conclude that the following highway projects are essential to permit the safe and efficient movement of traffic in the Williamsburg-James City County area and promote economic development; and

WHEREAS, there exists a pressing need to implement the projects below to relieve traffic congestion, which impedes the actions of emergency vehicles and personnel, causes inconvenience and delays, and contributes the major source of air pollution to the area; and

WHEREAS, James City County strives to maintain aesthetic enhancements along high visibility corridors in order to protect the historic and scenic values of the County.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that the following list comprises the highest-priority primary highway projects in James City County:

- Funding the construction of Route 60 relocation;
- On-schedule completion of the widening of Ironbound Road;
- Funding for landscaping along the Route 199 corridor; and
- Support for the Peninsula Light Rail Project.

6. Williamsburg Community Health Foundation Grant Award - \$71,000

**RESOLUTION**

**WILLIAMSBURG COMMUNITY HEALTH FOUNDATION GRANT AWARD - \$71,000**

WHEREAS, the Williamsburg Community Health Foundation has awarded a grant in the amount of \$71,000 to the James City County Department of Emergency Management for the purchase of a WebEOC; and

WHEREAS, the grant requires no local match; and

WHEREAS, the grant expires on October 9, 2007, thus allowing any unspent funds as of June 30, 2007, to be carried forward to James City County's next fiscal year.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes the following appropriation to the Special Projects/Grants Fund:

Revenue:

WCHF – WebEOC	<u>\$71,000</u>
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Expenditure:

WCHF – WebEOC	<u>\$71,000</u>
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7. Community Development Fund Appropriation to Support Hazard Mitigation/Disaster Recovery Project

**RESOLUTION**

**COMMUNITY DEVELOPMENT FUND APPROPRIATION TO SUPPORT**

**HAZARD MITIGATION/DISASTER RECOVERY PROJECT**

WHEREAS, the Virginia Department of Housing and Community Development has awarded James City County a Community Development Block Grant in the amount of \$355,960 to assist homeowners to elevate and rehabilitate homes which sustained substantial damage during Hurricane Isabel; and

WHEREAS, the Virginia Department of Emergency Management has awarded James City County Federal and State grant funds in the amount of \$153,998 through the Hazard Mitigation Grant Program to assist designated homeowners to elevate homes which sustained substantial damage during Hurricane Isabel; and

WHEREAS, designs and specifications have been prepared for work necessary to elevate and rehabilitate the designated homes and contractor bids have been obtained to perform this work; and

WHEREAS, the cost of the elevation, foundation construction, and rehabilitation for the designated homes exceeds the available grant funds; and

WHEREAS, the Board of Supervisors has previously authorized establishment of the Housing Rehabilitation Revolving Loan Fund and the use of the Indoor Plumbing Rehabilitation Program Income for housing rehabilitation loans.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, authorizes loans to be provided from the Housing Rehabilitation Loan Fund and from the Indoor Plumbing Rehabilitation Program Income to supplement Federal and State grant funds provided to elevate and rehabilitate homes which have sustained substantial damage from storms and flooding.

BE IT FURTHER RESOLVED that the Board of Supervisors of James City County, Virginia, hereby amends the Budget and appropriates the funds, as adopted for the fiscal year ending June 30, 2006, as follows;

Revenue:

Community Development Fund Balance	<u>\$152,000</u>
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Expenditure:

Disaster Recovery/Hazard Mitigation Loans	<u>\$152,000</u>
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8. Contract Award – Construction of Ironbound Square Revitalization Road Improvements – Phase I

**RESOLUTION**

**CONTRACT AWARD – CONSTRUCTION OF IRONBOUND SQUARE**

**REVITALIZATION ROAD IMPROVEMENTS - PHASE I**

WHEREAS, in February 2002 the James City County Board of Supervisors adopted the Ironbound Square Redevelopment Plan (the “Redevelopment Plan”) and reaffirmed the “Redevelopment Plan” in February 2005 in accordance with the Virginia State Code; and

WHEREAS, the “Redevelopment Plan” includes among its objectives “develop sites for additional housing for families and senior citizens” and includes among its authorized undertakings “clearance of areas acquired and installation, construction, or reconstruction of streets, utilities, and site improvements essential to the preparation of sites for use in accordance with the Redevelopment Plan; and

WHEREAS, the US Department of Housing and Urban Development has awarded a Section 202 Supportive Housing for the Elderly Program Grant to Bay Aging to develop the Parker View Apartments, a 67-unit elderly housing development within the Redevelopment Area; and

WHEREAS, Bay Aging agrees to pay building permit and inspection fees which are eligible for waiver in accordance with County Code in exchange for construction of waterline, sewer line, and fire hydrants valued at \$18,989 in the Construction of Ironbound Square Revitalization Road Improvements-Phase I contract (the “Construction Contract”); and

WHEREAS, the Virginia Department of Housing and Community Development awarded James City County a Community Development Block Grant to support the development of housing for low- and moderate-income elderly and family households in Ironbound Square including \$255,424 for construction of a storm sewer system and storm water detention basin which is required to permit the development of the Parker View Apartments and which is included in the “Construction Contract”; and

WHEREAS, the Virginia Department of Transportation (VDOT) has approved road improvement work included within the Construction Contract as an authorized project under the VDOT Revenue Sharing Program and allocated \$97,460 of VDOT grant funds which has been matched with \$97,460 of Capital Improvements Program funds for this project; and

WHEREAS, appropriated funding of \$296,294.46 is available in the Community Development Fund to pay for work included in the “Construction Contract.”

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby transfers \$18,989 from the General Fund Contingency to the Community Development Fund and appropriates \$18,989 in the Community Development Fund for the Construction Contract.

BE IT FURTHER RESOLVED that the Board of Supervisors of James City County, Virginia, hereby awards the Construction Contract to Henry S. Branscome, LLC in the amount of \$765,627.46.

9. Contingency Transfer – Peninsula Workforce Development Center

**RESOLUTION**

**CONTINGENCY TRANSFER – PENINSULA WORKFORCE DEVELOPMENT CENTER**

WHEREAS, the Board of Supervisors of James City County has been requested by Thomas Nelson Community College (TNCC) to provide an additional \$21,000 in support of the Peninsula Workforce Development Center (the “Center”); and

WHEREAS, this additional funding would restore an annual contribution of \$21,000 for the Center lease that was mistakenly reduced by TNCC to \$10,500 for the 2006 and 2007 fiscal years.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, authorizes an amendment to the budget for the year ending June 30, 2007, and transfers \$21,000 from Operating Contingency to the budget of Thomas Nelson Community College to increase previously budgeted funding for the Peninsula Workforce Development Center.

4. Comprehensive Plan Regional Coordination

Mr. Marvin Sowers, Planning Director, stated this item was brought forward by the Regional Issues Committee and the key recommendation was to coordinate the timing among Williamsburg, James City County, and York County targeted for 2010. Mr. Sowers explained that the other two recommendations were a series of forums among the local planning commissions beginning in 2007 to coincide with County’s 2008 update with more forums during the coordination process, and to coordinate the base data collection efforts. Mr. Sowers stated that the Regional Issues Committee is recommending endorsement. Mr. Sowers stated the Williamsburg City Planning Commission, Williamsburg City Council, and York County Planning Commission have all voted to endorse the project and the issue was scheduled to go before the York County Board of Supervisors for consideration in November.

Mr. Icenhour stated he believed this was an issue that had been considered before, but he believed it was a benefit to have joint meetings and joint public hearings.

Mr. Goodson stated he believed that the County could not wait until 2010 for an update due to a five-year update requirement, but would have to update in 2008; however, if the County opted to update the Comprehensive Plan earlier than the required deadline, it could be done.

Mr. Harrison commended the Regional Issues Committee for bringing jurisdictions together and working cooperatively in this manner.

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



## RESOLUTION

### COMPREHENSIVE PLAN REGIONAL COORDINATION

- WHEREAS, the Code of Virginia requires that all jurisdictions prepare and adopt a Comprehensive Plan addressing physical development within their jurisdictional limits for the purpose of guiding and accomplishing coordinated, adjusted, and harmonious development that will, in accordance with present and probable future needs and resources, best promote the health, safety, morals, order, convenience, prosperity, and general welfare of its inhabitants; and
- WHEREAS, the Code also requires that such Plans be reviewed every five years and updated if necessary; and
- WHEREAS, James City County, York County, and the City of Williamsburg have adopted Comprehensive Plans and each has established procedures for compliance with the five-year review requirement; and
- WHEREAS, the Regional Issues Committee (RIC), which is composed of representatives from James City County, York County, and the City of Williamsburg, among others, and serves as a forum for discussion of land use, transportation, infrastructure, and development issues that affect and influence the Greater Williamsburg area, has noted that the five-year Comprehensive Plan review cycles currently occur at different times in each jurisdiction; and
- WHEREAS, in the interest of promoting closer coordination and communication concerning Comprehensive Plan issues that cross jurisdictional boundaries, the RIC has recommended that James City County, York County, and the City of Williamsburg adjust their five-year review cycles so that each can consider its next review and update in 2010 and then every five years thereafter; and
- WHEREAS, to promote inter-jurisdictional discussion of Comprehensive Plan related matters, RIC has recommended that the five-year review cycles include three joint meetings of the respective Planning Commissions, with one of those meetings being a public forum format to allow citizen comments; and
- WHEREAS, as an additional measure to promote full understanding and integration of regional data, RIC has recommended that the three jurisdictions explore opportunities for jointly conducted baseline studies and analyses of such things as demographics, transportation, and the economy; and
- WHEREAS, these recommendations were reviewed and endorsed by the James City County Planning Commission on September 11, 2006.
- NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that the recommendations of RIC concerning Comprehensive Plan review cycle coordination, as referenced herein and as set forth in the report from RIC, dated August 23, 2006, be supported, endorsed, and approved as a procedural framework that will be followed by James City County for its 2010 Comprehensive Plan review cycle.

## **H. PUBLIC HEARINGS**

### **1. Norge Depot Restoration – Phase III**

Mr. Shawn Gordon, Capital Projects Coordinator, stated the County was applying for a grant for Phase III of the Norge Depot restoration. Mr. Gordon gave an overview of the previous phases of the project, and stated Phase III was for the interior restoration of the Depot, including the employment of a restoration architect for an accurate reproduction of the inside of the depot. Mr. Gordon stated the grant required local endorsement. Mr. Gordon recommended approval of the endorsement for \$425,000.

Mr. Goodson opened the Public Hearing.

Mrs. Donna Garrett, Historical Commission Chair, thanked the Board for support of the project and commented on the community impact of the project. Ms. Garrett commended Mr. Gordon for his efforts.

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

Mr. Bradshaw made a motion to adopt the resolution.

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

## **RESOLUTION**

### **NORGE TRAIN DEPOT RESTORATION – PHASE III**

WHEREAS, in accordance with Commonwealth Transportation Board construction allocation procedures, it is necessary that a request by resolution be received from the local government or State agency in order for the Virginia Department of Transportation (VDOT) to fund a transportation enhancement project in James City County.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby requests the Commonwealth Transportation Board to establish a project in 2007 for the Norge Train Depot – Phase III for the employment of a restoration architect as a consultant, and restoration of the interior at its new location at the James City County Library site on Croaker Road.

BE IT FURTHER RESOLVED that the James City County hereby agrees to pay a minimum of 20 percent of the total cost of \$425,000 for Phase III of this project and that if the James City County subsequently elects to cancel this project, the James City County hereby agrees to reimburse VDOT for the total amount of costs expended by VDOT through the date VDOT is notified of such cancellation.

### **2. Route 5/Judith Stewart Dresser Memorial Bridge Underpass for Virginia Capital Trail**

Mr. Marvin Sowers, Planning Director, stated during the design process of the Judith Stewart Dresser Memorial Bridge, there was discussion to run the Virginia Capital Trail underneath the proposed bridge to avoid the current crossing. Mr. Sowers stated the current alignment of the trail followed John Tyler Highway

on the north side and crossed Route 5 near the entrance of the Barrett's Ferry subdivision. Mr. Sowers stated during the construction of the bridge, the design considered running the trail under the bridge; but, due to funding reasons, the trail was unable to be rerouted. Mr. Sowers stated that as part of the project, VDOT suggested that the County come forward again to apply for a TEA-21 enhancement grant to compete for funding. Mr. Sowers explained that the cost of the project would be \$1.8 million according to VDOT, and the County's share at 20 percent was estimated to be \$360,000. Mr. Sowers stated the resolution authorized staff to continue with the application for the grant, which is competitive; but the Board may elect to cancel at a later date. Mr. Sowers stated that initially there would be a planning and design stage involving citizen input as well as VDOT staff assisting to implement the project.

Mr. Wanner stated that though the grants are competitive, the County has been assured to receive both because one grant was a local initiative and one was a State initiative, but when the Board's action is transmitted he would include a letter indicating that if the County could not receive both grants, the Norge Depot grant would be the Board's highest priority.

Mr. Harrison stated his appreciation for Mr. Wanner's comments.

Mr. Goodson opened the Public Hearing.

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

Mr. McGlennon made a motion to adopt the resolution.

Mr. Goodson stated he was concerned about the cost for this smaller portion of the trail and asked for more feedback before spending this amount of money when he had not seen an indication of an issue of safety and also considering the environmental factors involved.

Mr. Wanner stated this had been discussed by staff, Mr. Sowers, himself, Mr. Ellis from the Virginia Capital Trail Foundation, the Acting Commissioner of Transportation, and other VDOT members during a site visit. Mr. Wanner explained that due to the 55 mile-per-hour speed limit at the site, the safety issue was brought forward and has compelled the County to participate in the grant application process.

Mr. Goodson asked if there was a study to put the trail under Route 5.

Mr. Sowers stated there was, and that going under Route 5 was more expensive due to the mechanical needs of a tunnel.

Mr. Wanner stated that was the suggestion, and many other options including safety warnings had been considered, but every option aside from running the trail under the bridge failed due to safety concerns.

Mr. Goodson asked if it was staff's opinion that there was a significant safety risk with the current configuration.

Mr. Wanner stated that a significant safety issue was presented to bikers, joggers, and others who may use the trail if it were to cross Route 5, but asked the Board to consider that this was a 2010 or 2011 project and there was the option to change the project at a later date.

Mr. Goodson stated that he would ordinarily not support the issue due to the high cost, but he would support the application due to the safety concerns.

Mr. McGlennon stated this was a competitive grant and the money was not assured, but grant application this allows the flexibility to look into this option.

Mr. Sowers stated there would be at least three years of experience with the trail before construction would need to commence with the bridge project, assuming it stays on schedule.

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

## **RESOLUTION**

### **ROUTE 5/JUDITH STEWART DRESSER MEMORIAL BRIDGE**

#### **UNDERPASS FOR VIRGINIA CAPITAL TRAIL**

WHEREAS, in accordance with Commonwealth Transportation Board construction allocation procedures, it is necessary that a request by resolution be received from the local government in order for the Virginia Department of Transportation (VDOT) Enhancement Program to fund a transportation improvement project in James City County; and

WHEREAS, a grade-separated crossing for the Virginia Capital Trail under Route 5 is deemed to be safer and more accessible than an at-grade crossing, and is hereby recommended to VDOT.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby request the Commonwealth Transportation Board to establish this project in 2008 for the planning, right-of-way acquisition, and construction of a grade-separated crossing at the eastern end of Judith Stewart Dresser Memorial Bridge along Route 5.

BE IT FURTHER RESOLVED that James City County hereby agrees to pay 20 percent of the total cost of \$1,800,000 of this project and that if James City County subsequently elects to cancel this project, James City County hereby agrees to reimburse VDOT for the total amount of costs expended by VDOT through the date VDOT is notified of such cancellation.

## **I. BOARD CONSIDERATIONS**

Mr. Goodson stated there were two items that were not on the agenda having to do with the first Public Hearing item that have come forward. Mr. Goodson explained that the first item was a resolution authorizing the County Administrator to sign documents to execute the Norge Depot restoration and the second was a budget amendment moving money from the enhancement grant to the Norge Depot restoration project account for Phase II.

Mr. Harrison made a motion to adopt both resolutions simultaneously.

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

**RESOLUTION**

**TRANSPORTATION ENHANCEMENT PROGRAM AMENDMENT TO PROJECT  
DEVELOPMENT AND ADMINISTRATION AGREEMENT FOR THE NORGE DEPOT  
RELOCATION AND RESTORATION (EN01-047-120,P101,R201,C501, UPC 59767)**

WHEREAS, James City County, Virginia, has expressed its desire to administer the work of the Norge Depot Relocation and Restoration Phase II (EN01-047-120,P101,R201,C501, UPC 59767) project in Stonehouse District; and

WHEREAS, the Virginia Department of Transportation requires the official signing for James City County to have authority from the Board of Supervisors to execute the agreement.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes the County Administrator to execute the Norge Depot Relocation and Restoration Phase II Project Administration Agreement.

**RESOLUTION**

**VIRGINIA DEPARTMENT OF TRANSPORTATION (VDOT) GRANT – NORGE DEPOT  
RELOCATION AND RESTORATION – PHASE II**

WHEREAS, the Virginia Department of Transportation has allocated \$80,000 in Federal STP Transportation Enhancement funds for the relocation and restoration of the Norge Depot Phase II.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby amends the previously adopted capital budget for the fiscal year ending June 30, 2007, and appropriates the following sum in the amount and for the purpose indicated:

**FY2007 Capital Budget**

**Revenues:**

VDOT STP Transportation Enhancement Grant	<b><u>\$ 80,000</u></b>
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**Expenditures:**

Norge Depot	<b><u>\$ 80,000</u></b>
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**J. PUBLIC COMMENT - None**

**K. REPORTS OF THE COUNTY ADMINISTRATOR**

Mr. Wanner reminded citizens to participate in the Parks and Recreation Master Plan discussions at the remaining meeting times and stated there was a telephonic citizen survey conducted. Mr. Wanner stated a listening board would be at the Community Centers and stated citizens could always contact the County or go on the website.

Mr. Wanner recommended that when the Board completed its business that it recess to 8:00 a.m. on Saturday, October 28, 2006, for a retreat with the Planning Commission. Mr. Wanner stated that the Board did not need to go into Closed Session to make an appointment to the Economic Development Authority.

Mr. Goodson nominated Ms. D. Jean Van Tol for appointment to the Williamsburg Regional Library Board of Trustees for a four-year term to expire on June 30, 2010.

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

**L. BOARD REQUESTS AND DIRECTIVES**

Mr. Harrison commented on the media coverage on the Matoaka Elementary School and asked who was responsible for the construction project.

Mr. Wanner stated this was a school project and there were no County employees overseeing this project. Mr. Wanner stated that we would administer transportation improvements and the Service Authority would administer water and sewer, but the construction issues were School Board issues.

Mr. Harrison stated that similar accountability should be addressed to the School Board.

Mr. Goodson stated the County made an offer to manage Williamsburg-James City County School construction projects but the offer was declined.

Mr. McGlennon asked about Ironbound Road intersection pedestrian crosswalk issue.

Mr. Wanner stated that three-fourths of the intersection was in the City and one-fourth was in the County and the \$150,000-\$160,000 was an overall cost and the allocation of the funds was yet to be determined.

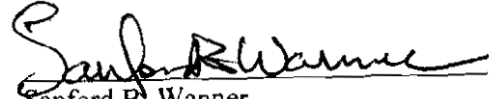
Mr. McGlennon stated the Virginia Municipal League adopted a statement on the Constitutional Amendment Number 1 proposal at its recent meeting that does not take a position on the amendment, but encouraged citizens to look at the second paragraph of the proposed amendment to consider what consequences it may have for economic competition and local government policymaking.

**M. RECESS to 8:00 a.m. on October 28, 2006, for a retreat with the Planning Commission**

Mr. Harrison made a motion to recess.

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

At 7:43 p.m. Mr. Goodson recessed the Board to 8:00 a.m. on Saturday, October 28, 2006, for a retreat with the Planning Commission.

  
Sanford B. Wanner  
Clerk to the Board

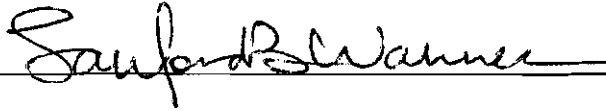
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## In the County of James City

By resolution of the governing body adopted October 24, 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):



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

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

Project/Subdivision

**Louise Lane South Extension**

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, Secondary System, New subdivision street
Pursuant to Code of Virginia	§33.1-229

#### Route Number and/or Street Name

**Louise Lane, State Route Number 1638**

Description: **From:** Route 1624, Welstead Lane  
**To:** End of cul de sac  
A distance of: 0.10 miles.

Right of Way Record: Filed with the Land Records Office on 5/7/1963, Pb 20, Pg 47, with a width of 50', and on August 5, 2004, Document # 040020099, with a width of 50'.





# DEDICATION OF STREET KNOWN AS LOUISE LANE SOUTH EXTENSION



## Street Being Dedicated

200 0 200 400 Feet

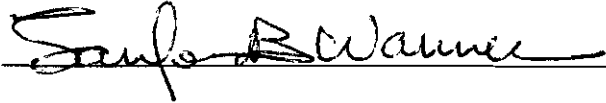


## In the County of James City

By resolution of the governing body adopted October 24, 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):



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

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

Project/Subdivision

**047 Powhatan Woods, Phases 1 and 2**

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, Secondary System, New subdivision street  
Pursuant to Code of Virginia §33.1-229

#### Route Number and/or Street Name

##### **George Wythe Lane, State Route Number 1767**

Description: **From:** Powhatan Secondary (Route 1480)  
**To:** Hartwell Perry Way (Rt. 1768)  
A distance of: 0.03 miles.

**Right of Way Record:** Filed with the Land Records Office on 6/11/1999, Document #990012434, with a width of 60 feet.

##### **George Wythe Lane, State Route Number 1767**

Description: **From:** Hartwell Perry Way (Rt. 1768)  
**To:** Sir John Randolph Terrace (Rt. 1769)  
A distance of: 0.07 miles.

**Right of Way Record:** Filed with the Land Records Office on 6/11/1999, Document #990012434, with a width of 50 feet.

##### **George Wythe Lane, State Route Number 1767**

Description: **From:** Sir John Randolph Terrace (Rt. 1769)  
**To:** Elizabeth Harrison Lane (Rt. 1770)  
A distance of: 0.08 miles.

**Right of Way Record:** Filed with the Land Records Office on 6/11/1999, Document #990012434, with a width of 50 feet.

##### **George Wythe Lane, State Route Number 1767**

Description: **From:** Elizabeth Harrison Lane (Rt. 1770)  
**To:** Cul-de-sac  
A distance of: 0.06 miles.

**Right of Way Record:** Filed with the Land Records Office on 6/11/1999, Document #990012434, with a width of 50 feet.

##### **Hartwell Perry Way, State Route Number 1768**

Description: **From:** George Wythe Lane (Rt. 1767)  
**To:** Cul-de-sac  
A distance of: 0.18 miles.

**Right of Way Record:** Filed with the Land Records Office on 6/11/1999, Document #990012434, with a width of 40 feet.

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

### Sir John Randolph Terrace, State Route Number 1769

Description: **From:** George Wythe Lane (Rt. 1767)

**To:** Cul-de-sac

A distance of: 0.07 miles.

**Right of Way Record:** Filed with the Land Records Office on 6/11/1999, Document #990012434, with a width of 40 feet.

### Elizabeth Harrison Lane, State Route Number 1770

Description: **From:** George Wythe Lane (Rt. 1667)

**To:** Benjamin Howell Street (Rt. 1771)

A distance of: 0.20 miles.

**Right of Way Record:** Filed with the Land Records Office on 4/18/2001, Document #010006850, with a width of 50 feet.

### N. Benjamin Howell Street, State Route Number 1771

Description: **From:** Elizabeth Harrison Lane (Rt. 1770)

**To:** George Wilson Court (Rt. 1772)

A distance of: 0.06 miles.

**Right of Way Record:** Filed with the Land Records Office on 4/18/2001, Document #010006850, with a width of 50 feet.

### N. Benjamin Howell Street, State Route Number 1771

Description: **From:** George Wilson Court (Rt. 1772)

**To:** Cul-de-sac

A distance of: 0.08 miles.

**Right of Way Record:** Filed with the Land Records Office on 4/18/2001, Document #010006850, with a width of 50 feet.

### S. Benjamin Howell Street, State Route Number 1771

Description: **From:** Elizabeth Harrison Lane (Rt. 1770)

**To:** Governor Edward Nott Court (Rt. 1773)

A distance of: 0.06 miles.

**Right of Way Record:** Filed with the Land Records Office on 10/2/2002, Document #020022695, with a width of 50 feet.

### S. Benjamin Howell Street, State Route Number 1771

Description: **From:** Governor Edward Nott Court (Rt. 1773)

**To:** Cul-de-sac

A distance of: 0.08 miles.

**Right of Way Record:** Filed with the Land Records Office on 10/2/2002, Document #020022695, with a width of 50 feet.

### Governor Edward Nott Court, State Route Number 1773

Description: **From:** S. Benjamin Howell Street (Rt. 1771)

**To:** Cul-de-sac

A distance of: 0.07 miles.

**Right of Way Record:** Filed with the Land Records Office on 10/2/2002, Document #020022695, with a width of 40 feet.

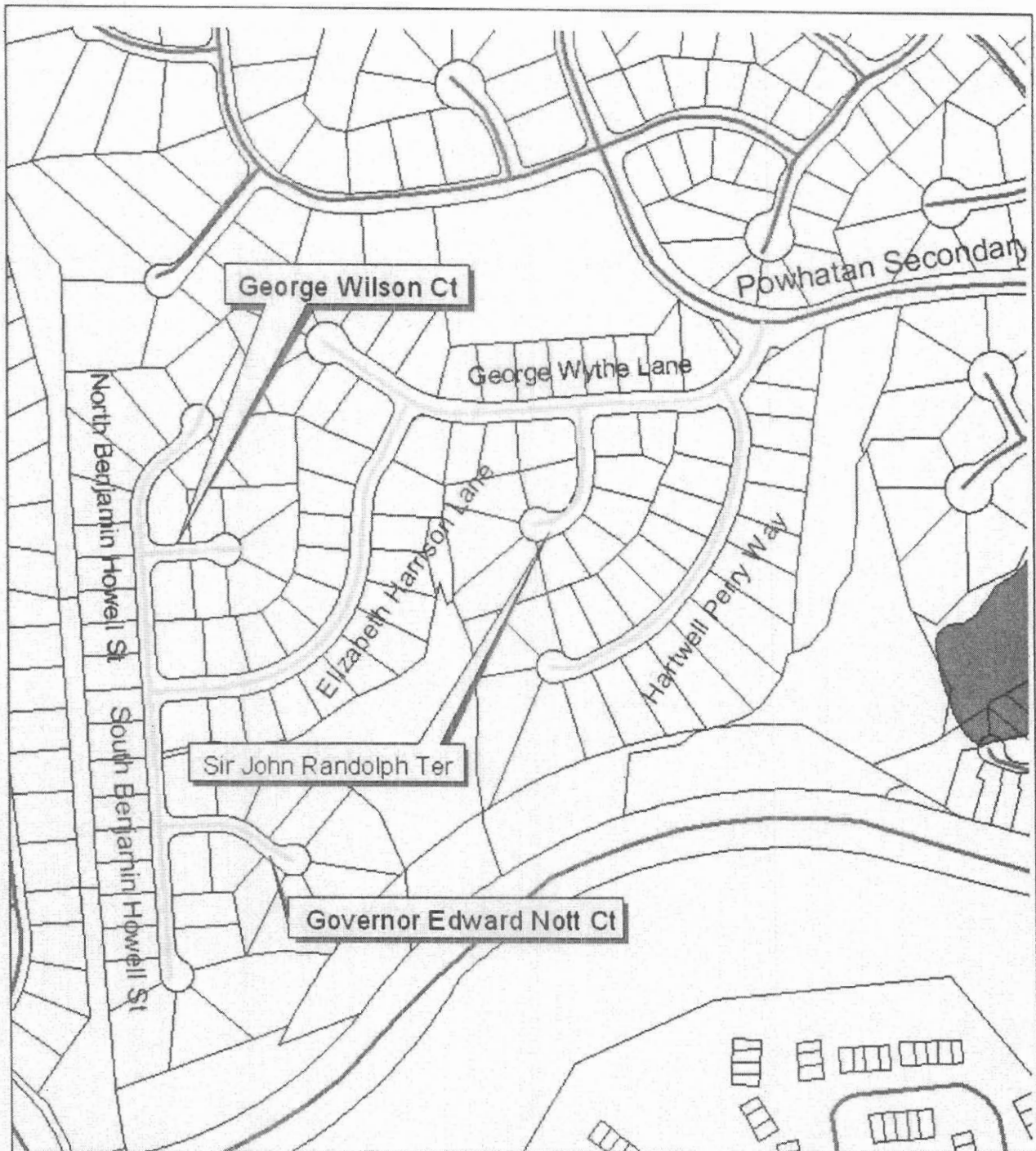
### George Wilson Court, State Route Number 1772

Description: **From:** N. Benjamin Howell Street (Rt. 1771)

**To:** Cul-de-sac

A distance of: 0.04 miles.

**Right of Way Record:** Filed with the Land Records Office on 4/18/2001, Document #010006850, with a width of 40 feet.



## DEDICATION OF STREETS IN POWHATAN WOODS, PHASES 1 AND 2



Streets Being  
Dedicated

200 0 200 400 Feet

