

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE 14TH DAY OF AUGUST 2007, AT 7:00 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

A. ROLL CALL

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

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

B. MOMENT OF SILENCE

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

C. PLEDGE OF ALLEGIANCE - Quilbie Burks, a rising fourth-grade student at Rawls Byrd Elementary School, led the Board and citizens in the Pledge of Allegiance.

At 7:04 p.m., Mr. McGlennon recessed the Board for a meeting of the Williamsburg Area Transport Company.

At 7:09 p.m., Mr. McGlennon reconvened the Board.

D. PRESENTATIONS

1. Resolution of Appreciation - Mr. Vincent A. Campana, Jr.

Mr. McGlennon presented a Resolution of Appreciation to Mr. Vincent A. "Skip" Campana, Jr. for his service to the Economic Development Authority for 13 years.

2. FY 2007 Strategic Management Plan Update

Ms. Rona Vrooman, Training and Quality Performance Coordinator, presented a briefing on the County's efforts to uphold the Strategic Management Plan for FY 2007, citing 131 items related to the Plan, which were addressed by the Board.

Mr. McGlennon asked if there would be an opportunity to integrate the Strategic Management Plan with the Comprehensive Plan update.

Ms. Vrooman stated this was an excellent opportunity due to citizen input.

E. HIGHWAY MATTERS

Mr. Jim Brewer, Virginia Department of Transportation (VDOT) Residency Administrator, stated VDOT was working on drainage issues and pothole patching. He noted that Route 608 Mount Laurel Road was on schedule to be finished September 1, 2007. He stated that VDOT was working on pedestrian crossings on Route 321, Monticello Avenue and compiling the planning schedule. He stated that funding was better than last year, but not significantly. Mr. Brewer stated he had gotten questions about the crossover above Anderson's Corner and stated this crossover was put in at the request of the Fire Department for emergency access only. He stated that VDOT was evaluating timing for installing stoplight cameras. Mr. Brewer stated that since there were some questions about County bridges in the press, he brought the Bridge Division Engineer, Mr. Tim Feldman, to explain the program used to ensure safety of the citizens.

Mr. Tim Feldman commented on a recent article in the newspaper explaining that bridge ratings were all based on the same standards used by the Federal Department of Transportation. He explained the rating system used noting that the rating for a bridge was always the lowest score received by any of its components.

Mr. Feldman highlighted the bridge on Route 143 that received a 4 rating, which categorized it as structurally deficient. He stated that patching on the bridge would be done as soon as possible, and though it is safe to go across, VDOT imposed a weight limit to prevent further structural damage. He stated that there would be programming money for additional repair after January 1, 2008. Mr. Feldman stated that both Toano bridges received a 4 rating but they were not posted with a weight limitation due to a continual maintenance program by a crew of seven experienced people. He stated that the Route 60 Bridge was not posted but it handles a lot of traffic so the team must patch it quickly. He noted that as this is a continual problem and difficult to repair, there was continual maintenance.

Mr. Feldman concluded by stating that he felt all the bridges were safe because of continual maintenance programs and that his office reviews them each year and prioritizes repairs to give taxpayers the best return.

Mr. Bradshaw asked what the lowest rating was for the CSX Bridge in Toano.

Mr. Feldman stated the decks on both bridges were a 4, the substructure a 5, and the beams were a 6. He noted that the best way to work on the decks would be to replace the whole thing that would take time, but at this time, it will be patched by a crew to comfortably hold the loads.

Mr. Icenhour thanked Mr. Brewer for accompanying him to Forest Glen to look at ruts in the roads, noted the requests for no parking signs, yield or stop signs, and a community request for a speed limit study to reduce the speed from 25 to 20 mph.

F. PUBLIC COMMENT

1. Ms. Sarah Kadec, on behalf of the James City County Citizens Coalition (J4C), 3504 Hunter's Ridge, commented that the group name has changed to James City County Citizens Coalition, September, governed by a three-person rotation executive committee, and explained the rotation of the executive officers.

2. Ms. Kensett Teller, on behalf of J4C, 126 Lake Drive, issued six major goals for 2007 for the County, including water conservation, economic development, GIS, traffic, the cost of growth, and water supply. She introduced Mr. Terry Elkins, who is a contact with the Environmental Division.

3. Mr. Terry Elkins, 105 Oaking, commented on an environmental pre-assessment, displaying a chart of environmental items: hydrology, context, prohibited or restricted development areas, land features or characteristics, and proposed site changes. He recognized the Stonehouse Development Group for their assistance with this matter.

4. Mr. Jack Haldeman, on behalf of J4C, 1597 Founders Hill, commented on the cost to developers for a change to development plans and how to reduce these costs. He noted a development process roundtable that would help to alleviate problems that may arise in the approval process. He asked for approval of the recommendations presented by the J4C and offered assistance to staff as needed.

5. Ms. Mary Jones, representing the Planning Commission, thanked the Board for time and input during the Joint Work Session regarding the Master Plan process and noted that the Policy Committee has evaluated a review of the cluster ordinance and amendments of master plans. She stated the Policy Committee would review and recommend any changes. She thanked the Board for keeping up the habit of speaking one-on-one with Planning Commissioners, or copying them on e-mails when there is a special interest. She stated the Planning Commission would continue to send a representative to future Board meetings to enhance communication.

Mr. McGlennon noted that Ms. Shereen Hughes was chosen as the new Chairman of the Planning Commission.

6. Mr. Ed Oyer, 139 Indian Circle, commented on investment in buses for Colonial Williamsburg; bonuses received by County employees; and the Hampton Roads Transportation Authority (HRTA) hiring a lawyer, and asked why it was not defended by the Attorney General.

7. Mr. Leonard Sazaki, 3927 Ironbound Road, commented that illegal immigrants using County services needed to be investigated.

Mr. McGlennon asked Mr. Rickards to comment on the issues raised about the buses.

Mr. Rickards stated he could not go into details because things have not been finalized but buses are titled and owned by the County, operating on public streets, and opened to the public. He stated the County was entering into the partnership because it was a good action for the region and utilized the investment of Federal and State funds. Mr. Rickards stated that Williamsburg Area Transport, James City County, and Colonial Williamsburg would all benefit from additional funding for new equipment.

Mr. McGlennon asked about inspection of buses.

Mr. Rickards stated the buses are inspected by the Penske garage and are required to maintain the annual inspection.

Mr. Wanner asked if Colonial Williamsburg drivers were Colonial Williamsburg employees.

Mr. Rickards stated that was correct.

G. CONSENT CALENDAR

Mr. Goodson made a motion to adopt the consent calendar.

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

NAY: (0).

1. Minutes -
 - a. July 24, 2007, Joint Work Session
 - b. July 24, 2007, Regular Meeting
2. Resolution of Appreciation – Mr. Vincent A. Campana, Jr.

RESOLUTION OF APPRECIATION

MR. VINCENT A. CAMPANA, JR.

WHEREAS, Vincent A. Campana, Jr., served as a member of the Economic Development Authority of James City County from July 1994 to July 2007; and

WHEREAS, Vincent A. Campana, Jr., served as Vice Chairman of the Economic Development Authority of James City County from January 1999 to December 1999 and January 2002 to December 2002 and as Chairman of the Economic Development Authority from January 2003 to December 2004; and

WHEREAS, Vincent A. Campana, Jr., was an invaluable advisor on the Economic Development Authority's James River Commerce Center project and served on its Architectural Review Board; and

WHEREAS, Vincent A. Campana, Jr., was instrumental in representing the County's economic development interests for the 2003 Comprehensive Plan and in overseeing the technology study that led to the establishment of the James City County Technology Incubator to facilitate new James City County business and industry; and

WHEREAS, throughout this period of service, Vincent A. Campana, Jr., gave freely of his time, his energy, and his knowledge for the betterment of his County and consistently demonstrated the essential qualities of leadership, diplomacy, perseverance, and dedication while providing exceptional service to the citizens of James City County.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia hereby recognizes his distinguished service and dedication to the County and its citizenry and extends its appreciation to:

MR. VINCENT A. CAMPANA, JR.

3. Dedication of a Street known as Green Mount Parkway

RESOLUTION

DEDICATION OF A STREET KNOWN AS GREEN MOUNT PARKWAY

WHEREAS, the street described on the attached Additions Form AM-4.3, fully incorporated herein by reference, is 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 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, 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 street 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.

4. Dedication of a Street in The Vineyards at Jockey's Neck - Phase 3

RESOLUTION

DEDICATION OF A STREET KNOWN IN THE VINEYARDS AT JOCKEY'S NECK, PHASE 3

WHEREAS, the street described on the attached Additions Form AM-4.3, fully incorporated herein by reference, is 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 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, 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 street 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. Chesapeake Bay Preservation Ordinance Violation - Civil Charge - Robin R. Jones

RESOLUTION

CHESAPEAKE BAY PRESERVATION ORDINANCE VIOLATION - CIVIL CHARGE -

ROBIN R. JONES

WHEREAS, Robin R. Jones is the owner of a certain parcel of land, commonly known as 6001 Tabiatha Lane, Williamsburg, VA, designated as Parcel No. 1910600031, within James City County's Real Estate system, herein referred to as the ("Property"); and

WHEREAS, on or about June 7, 2007, Robin R. Jones caused the removal of vegetation from within the Resource Protection Area (RPA) on the Property; and

WHEREAS, Robin R. Jones has agreed to a Restoration Plan to replant four canopy trees on the Property in order to remedy the violation under the County's Chesapeake Bay Preservation Ordinance and Robin R. Jones has posted sufficient surety guaranteeing the installation of the aforementioned improvements and the restoration of the RPA on the Property; and

WHEREAS, Robin R. Jones has agreed to pay \$750 to the County as a civil charge under the County's Chesapeake Bay Preservation Ordinance; and

WHEREAS, the James City County Board of Supervisors is willing to accept the restoration of the impacted area and the civil charge in full settlement of the Chesapeake Bay Preservation Ordinance violation, in accordance with Sections 23-10 and 23-18 of the Code of the County of James City.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes and directs the County Administrator to accept the \$750 civil charge from Robin R. Jones, as full settlement of the Chesapeake Bay Preservation Ordinance Violation.

6. Authorization to Participate in Community Investment Services Programs of the Federal Home Loan Bank of Atlanta

RESOLUTION

**AUTHORIZATION TO PARTICIPATE IN COMMUNITY INVESTMENT SERVICES PROGRAMS
OF THE FEDERAL HOME LOAN BANK OF ATLANTA**

WHEREAS, the Federal Home Loan Bank of Atlanta (FHLBA) has established an Affordable Housing Program that offers subsidized advances (loans) and direct subsidies (direct cash payments); and

WHEREAS, FHLBA requires all applicants requesting subsidized funds to submit a resolution of its Board authorizing participation in the Community Investment Services Programs and designating the individuals authorized to sign agreements with FHLBA; and

WHEREAS, the James City County Office of Housing and Community Development (OHCD) intends to apply for subsidized funds.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes the OHCD to participate in the Community Investment Services Programs of FHLBA.

BE IT FURTHER RESOLVED that the County Administrator, or his designee, shall be authorized to sign any and all agreements with FHLBA.

7. Acceptance of Funds – Virginia Department of Emergency Management - \$25,000

RESOLUTION

ACCEPTANCE OF FUNDS -

VIRGINIA DEPARTMENT OF EMERGENCY MANAGEMENT - \$25,000

WHEREAS, James City County has received pass-down funds from the Virginia Department of Emergency Management (VDEM) in the amount of \$25,000; and

WHEREAS, the funds will allow for improvement to the Emergency Operations Center and development of plans and exercises to enhance preparedness to respond to and recover from potential radiological incidents.

9. Colonial Community Criminal Justice Board Appointment - Police Chief

RESOLUTION

COLONIAL COMMUNITY CRIMINAL JUSTICE BOARD APPOINTMENT – POLICE CHIEF

WHEREAS, §53.1-183 of the Code of Virginia requires appointments to the Colonial Community Criminal Justice Board (CCCJB) be made by local governing bodies; and

WHEREAS, the Police Chief is required by the Code of Virginia to be appointed to the CCCJB; and

WHEREAS, members serve three-year terms.

NOW, THEREFORE BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, does hereby appoint the Chief of Police of James City County, Emmett H. Harmon, to a three-year term on the Colonial Community Criminal Justice Board.

H. BOARD CONSIDERATION

1. Airport Feasibility Study - Grant Allocation

Mr. Bill Porter, Assistant County Administrator, stated the owners of the Williamsburg-Jamestown Airport were anticipating retirement from the airport business, and staff was requested to investigate public operation of the Airport. Mr. Porter explained that matching grants were available to conduct feasibility studies, and eight firms submitted Requests for Proposals to conduct the Airport Feasibility Study. He stated staff and citizen volunteers selected Robert M. Kimball and Associates and the firm has submitted a scope of work for the Study. He stated the Federal Aviation Administration (FAA) has allocated \$156,977 for the Study and the State Department of Aviation (DOAV) will approve the scope of services and allocate \$4,957, leaving a County match of \$3,305.

Mr. Porter stated that under the scope of work, the Study will evaluate the demand for a County airport, identify requirements to meet FAA standards for a community airport, evaluate benefits, analyze costs to the surrounding community, and examine alternatives. He noted some of the alternatives would be for the Airport to remain private, closing the Airport, acquisition by the County, and use of a greenfield site for the construction of a new airport. He stated that public participation was under scope of service in accordance with SUP-16-04. He stated that a working committee would be appointed, a public workshop would be held near the end of the Study with a multistation format, exhibits would be displayed for various study concepts, and the County would establish a webpage to broadcast information throughout the Study.

Staff recommended adoption of the resolution, which asks to appropriate \$165,239 for the Study with an FAA allocation in the amount of \$156,977, a State allocation of \$ 4,957, and a County grant match of \$3,305. Mr. Porter stated that the resolution also asks that the County Administrator be authorized to sign a contract with Robert M. Kimball and Associates for the Study after the Virginia Department of Aviation approves the scope of work, which is expected to be August 24, 2007.

Mr. Goodson asked how citizens could get involved in this issue.

Mr. Porter stated a webpage could be set up and citizens could contact him. He indicated that advertisements would run for a public workshop and a citizen committee would be appointed by the Board. He stated that citizens may also contact the Board.

Mr. McGlennon asked if action on this item did not change the conditions of the airport.

Mr. Porter stated it would not. He clarified that the Study would investigate the airport and the needs required for an FAA certification if the Board decided that was the best course to take. He stated the Board would have to take action to move forward on any identified alternatives.

Mr. McGlennon stated there may be admissible operation by the County or surrounding communities, or that need could be filled by another airport at another location.

Mr. Porter stated it would be based on engineering and site needs for airports, greenspace, and existing airports.

Mr. McGlennon asked if the Board could choose to take any action changing the conditions of the current airport.

Mr. Porter stated that a public hearing was required to change the SUP conditions of the existing airport.

Mr. Icenhour asked if the funds the County receives for the Study views the airport in its current state and does not obligate any further requirements.

Mr. Porter stated this was correct.

Mr. Icenhour asked if the airport was FAA certified.

Mr. Porter stated it was not FAA certified but it was State certified.

Mr. Icenhour asked if the airport would be FAA certified if the Study recommended municipal operation of the airport.

Mr. Porter stated the Study would survey the airport and FAA standards and determine if the airport can meet those standards. He stated the County would be notified as part of the findings if the airport can meet the FAA's criteria. He stated if the airport does not meet the requirements, the Board can decide if it will be publicly owned but operate without FAA funds.

Mr. Goodson asked if the County would have to return the funds if the airport was not FAA certified.

Mr. Porter stated the County would not have to return the funds.

Mr. Bradshaw stated this information was important to make a wise choice.

Mr. Icenhour stated he hoped for detailed financial analysis for an economically viable venture.

Mr. Porter stated the Study will not get into very detailed financial analysis, but more of a general cost-benefit analysis. He stated that if a public airport was an alternative, monies would be available to look specifically at the airport financially.

Mr. Goodson stated this was a first step in this process.

Mr. Porter stated this was correct.

Mr. Bradshaw made a motion to adopt the resolution.

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

RESOLUTION

AIRPORT FEASIBILITY STUDY – GRANT ALLOCATION

WHEREAS, the owners of the Williamsburg – Jamestown Airport would like to retire and have the airport property remain a “community airport”; and

WHEREAS, the James City County Board of Supervisors desires to study the aviation needs for the County and determine the cost vs. benefit of public ownership of an airport; and

WHEREAS, \$165,239 has been allocated by the Federal Aviation Administration (FAA) and the Virginia Department of Aviation (DOAV) Board is reviewing the County’s application for grant money; and

WHEREAS, staff has solicited RFPs for consultants to conduct the Airport Feasibility Study and L. Robert Kimball & Associates was deemed the most qualified to conduct the Airport Feasibility Study.

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:

FAA Vision 100	\$156,977
DOAV Allocation	4,957
County Grants Match Account	<u>3,305</u>
Total	<u>\$165,239</u>

Expenditure:

Airport Feasibility Study	<u>\$165,239</u>
---------------------------	------------------

BE IT FUTHER RESOLVED that the County Administrator be and hereby is authorized to enter into a contract with L. Robert Kimball & Associates to conduct an Airport Feasibility Study in accordance with the attached “James City County Revised Draft Scope of Services, Airport Feasibility Study” dated June 14, 2007, not to exceed \$165,239 upon approval of the Study by DOAV.

I. PUBLIC COMMENT

1. Mr. Ed Oyer, 139 Indian Circle, commented on the ownership transition of property at Oakland Farms, purchased by the County for \$1.2 million.

J. REPORTS OF THE COUNTY ADMINISTRATOR

Mr. Wanner reminded citizens that there was no second Board meeting in August and the next Board meeting would be held on September 11, 2007, at 7 p.m. He stated the Board appointments on the agenda could be considered during Board Requests and Directives if the Board wished to do so. He indicated that a Closed Session was recommended for consideration of the acquisition of an easement of property for the conservation of greenspace, pursuant to Section 2.2-3711(A)(3) of the Code of Virginia, the consideration of a personnel matter, and the annual evaluation of the County Attorney, pursuant to Section 2.2-3711(A)(1) of the Code of Virginia. Mr. Wanner stated that prior to the Closed Session, a James City Service Authority meeting should be held.

In response to a citizen comment, Mr. Wanner explained that the Attorney General represents the Commonwealth of Virginia and its agencies and the HRTA is not an agency of the Commonwealth. He stated it was a stand-alone authority that is being sued along with Virginia.

K. BOARD REQUESTS AND DIRECTIVES

Mr. McGlennon stated Mr. Rogers's memorandum stated there were procedures in place to address the issue of illegal immigration, not just that there is no problem. He clarified that it was staff's opinion that it was not a significant issue at this time.

Mr. Goodson stated unanimously approved resolutions in Prince William County and Loudoun County have been passed to address the issue of illegal immigration, so he asked staff to look into the problem to see if a similar resolution was viable. He stated many other Virginia counties are active on this issue, and stated it was a concern and important to investigate here. Mr. Goodson stated he was pleased that the County requires proper valid identification to ensure that County tax dollars support citizens, noted that presenting false identification for services is a crime in Virginia and should be enforced as any other crime. He stated his opinion did differ with those saying that illegal immigration was not a local concern, as he felt that it was necessary to address this in order to promote economic development and protect jobs for citizens.

Mr. McGlennon stated the Board members serve on various boards and commissions impacted by this and procedures have been in place to address these concerns. He stated fraudulent identification is not a concern solely in the instance of illegal immigration as this is enforced regardless of who is presenting illegal identification.

Mr. Harrison asked for a copy of the memorandum listing action taken by counties due to high growth issues.

Mr. McGlennon stated this was worthwhile to look into as a planning tool.

Mr. Icenhour stated this was appropriate for staff to investigate initiating Comprehensive Plan amendments to recommend an increase in residential densities.

Mr. Bradshaw thanked the Chairman for representing the County with the HRTA and successfully placing the issue back before the General Assembly. He stated his support for a deferral in the imposition of fees and noted the enacting resolution urged specific changes to the Authority.

Mr. McGlennon gave an overview of two public hearings held in Hampton and Virginia Beach regarding the HRTA. He stated based on the input from citizens at these public meetings, there was a consensus among Authority members supporting the transportation authority to defer the funding until 30 days after the General Assembly session to allow State legislators to evaluate funds. He stated the HRTA was looking for specific changes to rationalize the funds for transportation and though the Authority has not taken specific action, it has made clear its preferences a sales tax increase on motor fuels and elimination of the grantors tax. He stated discussion was also held about raising the sales tax on rental of automobiles to match the State sales tax rate to replace revenue projected for sales tax on labor for auto repair. He stated Authority members are encouraged by the legislative response, and they recognize there are problems with the revenue sources. He stated if local government can encourage the public to raise questions about these concerns and encourage legislators to take a position to change the fees, there may be consideration of a statewide gasoline tax increase or tolls on major highways instead.

Mr. McGlennon stated he was asked to chair the Legislative Committee of the HRTA, and in that capacity, he will work with the public and lobby the General Assembly for a suitable transportation plan of action.

Mr. McGlennon requested a report back on the environmental inventory/pre-assessment as a change in process of consideration of rezonings. He requested comments from staff on the proposed recommendation.

Mr. Bradshaw made a motion to reappoint Ms. Frances Hamilton and Ms. Carol Mathews to three-year terms on the Historical Commission; to appoint Ms. Gloria Schaffer, Mr. Steven McKnight and Ms. Rosalind Dodd to four years on the Social Services Advisory Board; and to reappoint Mr. David Gussman to a five-year term on the Wetlands Board and Chesapeake Bay Board.

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

Mr. McGlennon recessed the Board for a meeting of the James City Service Authority at 8:21 p.m.

Mr. McGlennon reconvened the Board at 8:32 pm.

L. CLOSED SESSION

Mr. Goodson made a motion to go into Closed Session.

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

At 8:34 p.m., Mr. McGlennon recessed the Board into Closed Session.

At 8:45 p.m., Mr. McGlennon reconvened the Board into Open Session.

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

On a roll call vote, the vote was: AYE: Harrison, Bradshaw, Goodson, Icenhour, McGlennon. (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)(3), to consider the acquisition of property for public use; and Section 2.2-3711(A)(1), to consider personnel matters, the annual evaluation of the County Attorney.

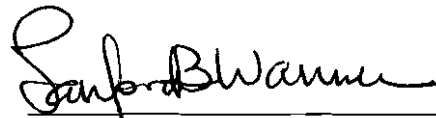
Mr. Wanner briefed the Board on the status of the FY 2008 budget.

M. ADJOURNMENT until September 11, 2007, at 7 p.m.

Mr. Harrison made a motion to adjourn.

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

At 8:47 p.m., Mr. McGlennon adjourned the Board until 7 p.m. on September 11, 2007.



Sanford B. Wanner
Clerk to the Board