

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE 23RD DAY OF APRIL 2013, AT 7:00 P.M. IN THE COUNTY GOVERNMENT CENTER BOARD ROOM, 101 MOUNTS BAY ROAD, JAMES CITY COUNTY, VIRGINIA.

A. CALL TO ORDER

B. ROLL CALL

John J. McGlennon, Chairman, Roberts District
Mary K. Jones, Vice Chairman, Berkeley District
James G. Kennedy, Stonehouse District
James O. Icenhour, Jr., Jamestown District
M. Anderson Bradshaw, Powhatan District

Robert C. Middaugh, County Administrator
Lola R. Perkins, Assistant County Attorney

C. MOMENT OF SILENCE

D. PLEDGE OF ALLEGIANCE – Daisy Troop 1409, kindergarten students at Stonehouse Elementary School, led the Board and citizens in the Pledge of Allegiance.

E. PRESENTATIONS

1. Historical Commission

Mr. Lafayette Jones, Chair of the Historical Commission, addressed the Board and citizens giving a report of the activities of the Historical Commission over the past year. He stated that Mr. John Labanish and The Friends of Green Springs Plantation were awarded Historical Preservation Awards. He also noted that there have been three new Historical Markers placed in the County. A new Historical Highway Marker was unveiled commemorating the Blockhouses built around the perimeter of Jamestown. He stated that another new Historical Highway Marker was unveiled commemorating Argall Town, a 300-acre settlement established by Mr. Samuel Argall that was later incorporated into the Governor's Land tract. He noted that a Historical Highway Marker was recently unveiled commemorating the Community of Grove, which began as a settlement of freed black slaves after the Civil War. He stated that the Historical Commission has overseen the development and running of the Norge Train Depot Museum.

Mr. McGlennon thanked Mr. Jones and the members of the Commission for their work and especially for the efforts getting the new Historical Highway Markers. He stated that he had the privilege of attending the unveiling of the marker in Grove. He stated that he also had the opportunity to attend Andy's Earth Day, which is an event put together by Mr. Allan Outlaw and the Boy Scouts to help preserve the area of the Church on the Maine.

2. Resolution of Recognition – National Volunteer Week – April 21-27

Mr. McGlennon read the Resolution of Recognition to the Board and citizens and presented the resolution to Ms. Vicki Sprigg, Volunteer Coordinator for the Department of Parks and Recreation.

F. PUBLIC COMMENT

1. Ms. Betty Walker, 101 Locust Place, addressed the Board in regard to international gun control laws and the effect on citizens' right to bear arms.

2. Mr. Nathan Walker, 101 Locust Place, addressed the Board in support of the statement made by Sheriff Deeds.

3. Ms. Sue Sadler, 9929 Mountain Berry Court, addressed the Board in regard to statements made during the State Corporation Commission Hearings offering to buy land in another jurisdiction in an attempt to have Virginia Dominion Power move its proposed Transmission Line.

4. Mr. Keith Sadler, 9929 Mountain Berry Court, addressed the Board in regard to the hypocrisy in Washington, D.C. He stated that the President sends his children to a school with armed guards, yet he wants to take firearms away from citizens. He stated that the current Democratic administration both nationally and locally is not working.

5. Mr. Randy O'Neil, 1909 Sheffield Road, addressed the Board in regard to K-12 health and fitness education in the County.

6. Mr. John Pottle, 4233 Teakwood Drive, led the Board and citizens in an invocation.

7. Ms. Rosanne Reddin, 2812 King Rook Court, addressed the Board in regard to the statements made by staff during the State Corporation Commission Hearings offering to buy land in Surry County in an attempt to have Dominion Virginia Power move its proposed transmission line.

8. Ms. Landra Skelly, 6572 Wiltshire Road, addressed the Board in regard to the continuance of land purchases, even though the County is almost \$200 million in debt.

9. Mr. Ed Oyer, 139 Indian Circle, addressed the Board stating that the gutters along Route 60 are now free of debris and thanked Mr. McGlennon for his assistance.

10. Mr. Joseph Swanenburg, 3026 The Pointe Drive, addressed the Board stating his disapproval of the Board's action to extend the bond authority for greenspace acquisitions.

11. Mr. Les Skelly, 6572 Wiltshire Road, addressed the Board in regard to the Board's attitude toward fiscal responsibility and its stewardship of citizens' tax dollars.

G. BOARD REQUESTS AND DIRECTIVES

Ms. Jones stated that she had a few updates. She stated that she is currently serving as Vice Chair to the Hampton Roads Military Family and Facility Alliance (HRMFFA). She stated that last week, members of the HRMFFA traveled to Washington, D.C., to meet with members of the Department of Defense (DoD). She stated that they were briefed on the effects of Base Realignment and Closure (BRAC), furloughs, and

sequestration on the military bases and families in Hampton Roads. She stated that the DoD is seeing across the board cuts that will affect every branch of the military. She stated that the briefings were very beneficial and she appreciated the DoD staff taking the time to meet with the HRMFFA.

She stated that she attended the Hampton Roads Transportation Planning Organization (HRTPO) and the Hampton Roads Planning District Commission (HRPDC) meetings last Thursday. She stated that there will be an upcoming Board retreat and then a vote is expected to be taken on the widening of Interstate 64. She stated that both organizations presented their budgets and both included staff increases. She stated that both Boards have elected to wait on adopting those budgets until it is seen what contributions come in from the localities.

She stated that she attended the Regional Issues Committee (RIC) meeting this morning. She stated that the Historic Triangle Commission is requesting that signage be installed at the I-295/64 split that will give motorists an idea of travel times based on which route they chose to take.

Mr. Icenhour stated that he would like to inform the Board and Mr. Middaugh that at the request of several businesses in Ironbound Square, he went over and picked up a petition to decrease the speed limit to 35 mph. He stated as many are aware, there was a pedestrian fatality in that area recently. He requested that the petition be passed on to the Virginia Department of Transportation (VDOT). He also stated that parking lots and drains in that area are still experiencing problems and those issues need to be passed along to VDOT as well.

Mr. McGlennon stated that on Saturday he attended the James River Fest at the marina. He stated that it was very well attended both with vendors and guests. He stated that he would like to thank Mr. Middaugh for his prompt response to his inquiry about the Williamsburg Regional Airport in the wake of the plane accident on Friday. He stated that as a reminder to pilots, the Special Use Permit (SUP) requirements for the airport require that planes come in over College Creek, not over Rawls Byrd Elementary School and Williamsburg Landing.

He stated that he would like to correct some statements made during Public Comment this evening. First, the County does not own 49 percent of the land in the County. He stated that this has been clarified publicly on numerous occasions and it does no good to continue throwing this number around if the idea is to educate the public. Secondly, the Board took no action on Mr. Icenhour's newsletter being linked to the County's website; instead, Mr. Icenhour withdrew his request after the Board struggled with determining what was considered political and what was not. Thirdly, the other Board members did receive a copy of the letter he sent out to the Governor. Finally, no one on County staff has the ability to commit millions of dollars in a land purchase because of the policies of the Board.

H. CONSENT CALENDAR

Mr. Bradshaw made a motion to approve the Consent Calendar.

On a roll call vote, the vote was: AYE: Mr. Icenhour, Mr. Bradshaw, Mr. Kennedy, Ms. Jones, Mr. McGlennon (5). NAY: (0).

1. Minutes –
 - a. April 9, 2013, Regular Meeting

2. Resolution of Recognition – James City County Volunteer Week – April 21-27, 2013

RESOLUTION

RESOLUTION OF RECOGNITION – JAMES CITY COUNTY

VOLUNTEER APPRECIATION WEEK – APRIL 21-27, 2013

WHEREAS, this year's 40th Annual National Volunteer Week is about inspiring, recognizing, and encouraging people to seek out imaginative ways to engage in their communities working together to accomplish the common good; and

WHEREAS, volunteers of all ages worked in partnership with James City County staff contributing 89,315 hours, valued at \$2,200,722; and

WHEREAS, volunteers make a real difference in the lives of their fellow citizens and help make this a special place to live; and

WHEREAS, while volunteers demonstrate their generosity and dedication every day of the year, it is fitting to recognize their commitment to service during the week that has been set aside.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby designates the week of April 21-27, 2013, as Volunteer Appreciation Week and calls its significance to all of our citizens.

3. James City County/Virginia Department of Game and Inland Fisheries (VDGIF's) Public Access Lands for Sportsmen (PALS) Program

RESOLUTION

JAMES CITY COUNTY/VIRGINIA DEPARTMENT OF GAME AND INLAND FISHERIES

(VDGIF) PUBLIC ACCESS LANDS FOR SPORTSMEN (PALS) PROGRAM

WHEREAS, James City County is eligible to participate in the Virginia Department of Game and Inland Fisheries (VDGIF) Public Access Lands for Sportsmen (PALS) Program; and

WHEREAS, this program makes public land available to sportsmen to hunt during specified hunting seasons; and

WHEREAS, participation in this program would allow for archery hunting during the designated archery season on one 170 acre portion of County property (Parcel No. 3010100004) referred to as the "Greater Landfill Area;" and

WHEREAS, this program will be managed and administered by the VDGIF regional office and headquarters.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby authorizes the County Administrator to enter into a Memorandum of Agreement with

VDGIF to grant a non-exclusive, revocable license and enroll the County in the PALS program, thereby allowing this public parcel to be utilized during the archery season beginning in 2013.

I. PUBLIC HEARINGS – None

J. BOARD CONSIDERATION

1. FY 2014 Budget Adoption

Ms. Sue Mellen, Assistant Director of Financial and Management Services, addressed the Board giving a summary of the memorandum included in the Agenda Packet.

Mr. Bradshaw made a motion to approve the budget resolution.

Ms. Jones stated that she had several comments before the vote is taken. She stated that she is pleased that there is no tax increase proposed for citizens. She stated that she appreciates the work done by staff. She stated that she is concerned about the direction that this budget is going. She stated that she is concerned about the pay raise for staff, the money that is being spent on signage, and the overall spending increase in the budget. She stated that it is good to see a stabilization in the budget, but looking ahead at the debt that the County has, the uncertainty in the economy, the mandates and consent orders coming down, now is not the time to be spending every penny in the budget. Considering these concerns over the direction of the budget, Ms. Jones stated that she would not be supporting the budget this evening.

Mr. Bradshaw stated that he is a little surprised that changes to the budget were not proposed during the budget work sessions so they could be evaluated. He stated that here tonight it is a little late to make any changes to the budget, especially without any specific proposals. He stated that he understands Ms. Jones' concerns, but that nothing else has been proposed. He stated that he believes the budget has been prepared with care and now that the economy has turned, instead of digging ourselves out of a hole, there are funds available to consider giving a raise to staff. He stated that there are different perspectives concerning employee compensation. He stated that there are businesses where employees are easily trained and easily replaced. Then there are businesses, like the County, where training and experience are very important and those employees are not easily replaceable. He stated that in those businesses, like the County, it is important to reward those employees for their training and experience, and to promote loyalty. He stated that now that the economy has turned and without a tax increase, funds are available to reward employees. He stated that the budget is well constructed and without an alternative, he will be supporting the budget this evening.

Ms. Jones stated that the employees received a bonus that is why she is not supportive of the pay raise.

Mr. Kennedy stated that he stated back in December that he would support either the bonus or the pay raise. The employees got a bonus in December. He stated that he voted against the budget last year because of the mandatory increase in the Virginia Retirement System (VRS) contribution. He stated that while that was not a tangible increase for the employees, it would be seen in their retirements. He stated that the Board has done other things over the years to make the employees whole. He stated that he has spoken to others in the professional industry, they have seen pay cuts, lost jobs, and benefit cuts. The County employees have not seen any of those cuts. He stated that one of his biggest concerns is the extension of the borrowing authority for greenspace acquisitions. He questioned that if the land acquisition that was proposed in regard to Dominion becomes a reality, where does the money come from. He stated that he has questioned the monies spent on the logo and whether or not things have been replaced that would not have been replaced. He stated that he has concerns about debt; however, the County has an AAA bond rating and under the guidance of Mr.

John McDonald and Ms. Sue Mellen, that they have lead us down the right path. He stated that through the recession we the County has taken care of the employees. He stated that the County is going in the right direction, the economy has stabilized, but the County is not back to where it was before the recession in its revenues. He stated that he is still up in the air about the budget this evening and will be listening to the other comments before making his decision.

Mr. Icenhour stated his compliments to Mr. Middaugh and staff for putting together a very sound budget. He stated that revenues have increased and that there are no tax or fee increases in the budget, unlike many of our neighboring localities. He stated that the budget decreases debt by \$17 million and the spending is the lowest per capita spending the County has seen in years. He stated that in the next five year plan, the County is going to retire an additional \$76 million in debt. He stated that there are placeholders in the coming years for new debt and if acquired, the County would still be reducing the debt from \$197 million to \$162 million. He stated population is still growing, revenues are going up, and all the ratios that got the County its AAA bond rating are going up. He stated that for years, James City County has been the fastest growing locality in Hampton Roads and for decades James City County has been in the top five, no less than eight, in the State. He stated that over the last decade, James City County has seen about a 40 percent population growth. He stated if that population growth continues, by the end of this decade, the County could have a population approaching 90,000. He stated that is the looming problem. He stated that growth is going to be a problem primarily for the schools. He stated that he does not see the new residential lots providing enough revenue to accommodate the increase in services. He stated that he can support the budget; he believes that the County is in a good position right now, and debt has been used responsibly.

Mr. McGlennon stated that his understanding is that signage costs are not included in this year's budget. He asked Mr. Middaugh if this is correct.

Mr. Middaugh stated that there are two types of signage. He stated that entryway signage is included in this budget. He stated that the government complex signage was already allocated in the FY 2013 budget.

Mr. McGlennon asked Mr. Middaugh to explain his thoughts on the entry-way signage.

Mr. Middaugh stated that this is the first time he has approached the Board for monies to replace the logo on the signage for the County. He stated that his thought was to replace all of the signage at once instead of spreading it out over several years. He stated that the cost is essentially the same and would allow for consistent signage throughout the County and be less confusing for tourists and residents.

Mr. McGlennon asked if the expense in regard to the new logo is mostly from the signage.

Mr. Middaugh stated that is correct. The majority of the affected items were electronic in nature or needing to be replaced.

Mr. McGlennon stated that the budget is one that everyone could be proud of. Last year, during the budget deliberations, a marker was put in for the salary increase for employees providing that there was an increase of revenues. He stated that those increased revenues came through, hence the inclusion of the salary increase for the employees. He stated that he agrees with the comments of Mr. Bradshaw and the value of rewarding those employees. He stated that it is important to recognize that those employees are doing more, as the size of the County work force has reduced during the down-turn in the economy. He stated that he believed that by doing the bonus last year, that it was recognition of the staff going above and beyond expectations in creating efficiencies. He stated that he wanted to thank Mr. Middaugh and all of the County department heads that have shown great care in maintaining the essential services and making wise investments in the areas that needed improvements. He stated that the opinion that the County has a rate of growth in debt that is out of control is simply in disagreement with the facts. He stated that the increase in revenues from meals, hotel, and

sales taxes is indicative of the recovery in the economy and the budget is based on conservative estimates of those revenues. He stated that most of the increase in the school’s budget this year comes from a loss of State funding and the localities have to fill the gaps. He stated that he is pleased to say that the County will be fully funding the schools’ request as well as making sure the school staff will receive the same pay raise as County employees. He stated that this is a budget that citizens and staff should be proud of.

Mr. Middaugh stated that he wanted to thank Mr. McDonald and Ms. Mellen for their work on the budget. He also wanted to thank Ms. Heather Poulson in Accounting, Ms. Carol Luckam, Director of Human Resources, Mr. Doug Powell, Assistant County Administrator, all of the department heads, and the schools.

On a roll call vote, the vote was: AYE: Mr. Icenhour, Mr. Bradshaw, Mr. McGlennon (3). NAY: Mr. Kennedy, Ms. Jones (2).

RESOLUTION

RESOLUTION OF APPROPRIATION

WHEREAS, the County Administrator has prepared a Proposed Budget for the fiscal year beginning July 1, 2013 and ending June 30, 2014, and a five-year Capital Improvements Program (CIP), four years of which are for information and fiscal planning purposes only; and

WHEREAS, it is now necessary to appropriate funds to carry out the activities proposed therein for the fiscal year beginning July 1, 2013 and ending June 30, 2014, and to set tax rates on real estate, tangible personal property, and machinery and tools, to provide certain revenue in support of those appropriations.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of James City County, Virginia, that:

1. The following amounts are hereby appropriated in the FY 2014 General Fund for the offices and activities in the amounts as shown below:

GENERAL FUND REVENUES

| | <u>FY 2014</u> |
|----------------------------------------|----------------------|
| General Property Taxes | \$110,422,500 |
| Other Local Taxes | 20,860,000 |
| Licenses, Permits, and Fees | 7,950,000 |
| Fines and Forfeitures | 300,000 |
| Revenue from Use of Money and Property | 185,000 |
| Revenue from the Commonwealth | 26,238,600 |
| Revenue from the Federal Government | 7,000 |
| Charges for Current Services | 5,378,600 |
| Miscellaneous Revenues | <u>158,300</u> |
| Total General Fund Revenues | <u>\$171,500,000</u> |

GENERAL FUND EXPENDITURES

FY 2014

| | |
|-----------------------------------------------|----------------------|
| General Administration | \$ 3,229,208 |
| Court Services | 3,639,997 |
| Public Safety | 22,891,291 |
| Financial Administration | 6,496,110 |
| Development Management | 3,669,231 |
| General Services | 8,727,832 |
| Citizen and Community Services | 5,597,634 |
| Contributions - Outside Agencies | 732,272 |
| Nondepartmental | 517,025 |
| Williamsburg-James City County (WJCC) Schools | 79,385,409 |
| Contribution - School Debt Service | 18,000,000 |
| Library and Arts Center | 4,321,006 |
| Other Regional Entities | 3,651,835 |
| Health Services | 1,754,989 |
| Contributions - Other Funds | <u>8,886,161</u> |
| Total General Fund Expenditures | <u>\$171,500,000</u> |

The appropriation for education includes \$79,385,409 as a local contribution to the WJCC Schools operations.

| | |
|----------------------------------|-------------|
| Year End Fund Balance | \$2,850,000 |
| Contribution to Capital Projects | \$2,850,000 |

2. That the tax rates be set for the amounts shown below and revenues appropriated in the following classifications:

TAX RATES

| | |
|---------------------------------------------------------|--------|
| Real Estate on each \$100 assessed value | \$0.77 |
| Tangible Personal Property on each \$100 assessed value | \$4.00 |
| Machinery and tools on each \$100 assessed value | \$4.00 |

3. That the following amounts are hereby appropriated in other budgets in FY 2014 for the activities in the amounts as shown below:

CAPITAL PROJECTS BUDGET

Revenues:

| | |
|--------------------------------------|--------------------|
| Transfer from the General Fund | \$2,302,000 |
| General Fund Year-End Balance | 2,850,000 |
| Sale of County Property | 600,000 |
| Proffers | 160,000 |
| State Wireless Funds | 143,000 |
| Jamestown Marina Rental Income | <u>54,000</u> |
| Total Capital Projects Fund Revenues | <u>\$6,109,000</u> |

Expenditures:

| | |
|------------------------------------------|--------------------|
| Administrative Services | \$ 345,000 |
| Public Safety | 1,126,130 |
| Parks and Recreation | 1,041,000 |
| General Services | 1,538,000 |
| Schools | <u>2,058,870</u> |
| Total Capital Projects Fund Expenditures | <u>\$6,109,000</u> |

DEBT SERVICE BUDGET

Revenues:

| | |
|----------------------------------|---------------------|
| General Fund - Schools | \$18,000,000 |
| General Fund - Other | 2,500,000 |
| Build America Bonds | 218,018 |
| Investment Income | 20,000 |
| Fund Balance | <u>4,478,636</u> |
| Total Debt Service Fund Revenues | <u>\$25,216,654</u> |

Expenditures:

| | |
|---------------------------------------|---------------------|
| Total Debt Service Fund Disbursements | <u>\$25,216,654</u> |
|---------------------------------------|---------------------|

VIRGINIA PUBLIC ASSISTANCE FUND

Revenues:

| | |
|--------------------------------------------------------------------|--------------------|
| From Federal/State | \$3,647,837 |
| General Fund | 1,534,173 |
| Other | 384,500 |
| Grant | <u>22,756</u> |
| Total Virginia Public Assistance Fund Revenues and Fund Balance | <u>\$5,589,266</u> |

Expenditures:

| | |
|-------------------------------------------------------|--------------------|
| Administration and Assistance | <u>\$5,589,266</u> |
| Total Virginia Public Assistance Fund Expenditures | <u>\$5,589,266</u> |

COMMUNITY DEVELOPMENT FUND

Revenues:

| | |
|--------------|----------------|
| General Fund | \$ 585,664 |
| Grants | 1,516,118 |
| Other | <u>218,118</u> |

| | |
|---------------------------------------------------------------|--------------------|
| Total Community Development Fund Revenues and Fund Balance | <u>\$2,319,900</u> |
|---------------------------------------------------------------|--------------------|

Expenditures:

| | |
|-----------------------------|--------------------|
| Administration and Programs | <u>\$2,319,900</u> |
|-----------------------------|--------------------|

| | |
|--------------------------------------------------|--------------------|
| Total Community Development Fund Expenditures | <u>\$2,319,900</u> |
|--------------------------------------------------|--------------------|

COLONIAL COMMUNITY CORRECTIONS FUND

Revenues:

| | |
|--------------------|---------------|
| From Federal/State | \$ 754,411 |
| General Fund | 42,898 |
| Supervision Fees | 59,839 |
| Grants | 132,229 |
| Other | <u>76,262</u> |

| | |
|-------------------------------------------------------|--------------------|
| Total Colonial Community Corrections Fund Revenues | <u>\$1,065,639</u> |
|-------------------------------------------------------|--------------------|

Expenditures:

| | |
|-----------------------------|--------------------|
| Administration and Programs | <u>\$1,065,639</u> |
|-----------------------------|--------------------|

| | |
|-----------------------------------------------------------|--------------------|
| Total Colonial Community Corrections Fund Expenditures | <u>\$1,065,639</u> |
|-----------------------------------------------------------|--------------------|

SPECIAL PROJECTS/GRANTS FUND

Revenues:

| | |
|--------------------------------------------------|----------------|
| Comprehensive Services Act (CSA) | \$319,300 |
| CSA Local Match - General Fund | 367,426 |
| CSA School Share | 112,000 |
| Emergency Management Planning Grant | 34,692 |
| Virginia Fire Programs Funds | 179,130 |
| Emergency Medical Services Four-for-Life Program | 59,000 |
| General Fund Non Departmental | <u>255,000</u> |

| | |
|---------------------------------------------|--------------------|
| Total Special Projects/Grants Fund Revenues | <u>\$1,326,548</u> |
|---------------------------------------------|--------------------|

Expenditures:

| | |
|--------------------------------------------------------|------------------------|
| Comprehensive Services Act | \$798,726 |
| Emergency Management Planning Grant | 34,692 |
| Virginia Fire Programs Funds | 179,130 |
| Emergency Medical Services Four-for-Life Program | 59,000 |
| VDOT Revenue Sharing Match: | |
| Williamsburg West Subdivision Street Reconstruction | 200,000 |
| 7-Eleven Entrance Channelization Island | 30,000 |
| Bike/Pedestrian Capital Trail Access | <u>25,000</u> |
| Total Special Projects/Grants Fund Expenditures | <u>\$1,326,548</u> |

TOURISM INVESTMENT FUND

Revenues:

| | |
|--------------------------------------------|------------------------|
| Additional \$2 Per Night Room Tax | \$ 750,000 |
| General Fund – from Room Tax Revenues | <u>1,299,000</u> |
| Total Tourism Investment Fund Revenues | <u>\$2,049,000</u> |

Expenditures:

| | |
|------------------------------------------------|------------------------|
| Tourism Activities | <u>\$2,049,000</u> |
| Total Tourism Investment Fund Expenditures | <u>\$2,049,000</u> |

4. The proceeds from the FY 2013 lease financing for school projects may be transferred among project budgets within the School Capital Budget as long as the spending specifically targets replacement HVAC or roofs or refurbishment projects at the three schools (Lafayette, Toano, James River) identified in the lease financing.
5. The County Administrator be authorized to transfer funds and personnel from time to time within and between the offices and activities delineated in this resolution, as he may deem in the best interest of the County in order to carry out the work of the County as approved by the Board of Supervisors during the coming fiscal year.
6. The County Administrator be authorized to transfer up to \$10,000 per occurrence from the contingency balance to one or more appropriation categories. No more than one transfer may be made for the same item causing the need for a transfer, unless the total amount to be transferred for the item does not exceed \$10,000. Total transfers for the year are not to exceed \$100,000.
7. The County Administrator be authorized to increase appropriations for non-budgeted revenue that may occur during the fiscal year as follows:
 - a) Insurance recoveries received for damage to any county property, including vehicles, for which County funds have been expended to make repairs; and

- b) Refunds or reimbursements made to the County for which the County has expended funds directly related to that refund or reimbursement.
- 8. The County Administrator be authorized to administer the County's Personnel Policy and Pay Plan as previously adopted by the Board of Supervisors.
- 9. The County Administrator be authorized to transfer funds to and from the Personnel Contingency account and divisional personnel line items in order to capture turnover savings at a divisional level.
- 10. All outstanding encumbrances in all County funds at June 30, 2013, shall be an amendment to the FY 2014 budget, and appropriated to the FY 2014 budget to the same department and account for which they were encumbered in the previous year.
- 11. The County Administrator be authorized to make expenditures from the Donation Trust Fund for the specified reasons for which the fund was established. In no case shall the expenditure exceed the available balance in the fund as verified by the Treasurer.

K. PUBLIC COMMENT

1. Ms. Sue Sadler, 9929 Mountain Berry Court, addressed the Board in regard to the amount of controlled land in the County that affects tax revenues. She stated that perhaps the reason that property taxes have gone down for citizens is because property values have gone down.

2. Ms. Landra Skelly, 6572 Wiltshire Road, addressed the Board in regard to who the employer and the employee is in the County. If we do not meet the budgetary guidelines, then the taxpayers are liable for the difference. She stated that all of the open space land in the County is land that is not contributing to the tax rolls.

3. Mr. Joseph Swanenburg, 3026 The Pointe Drive, addressed the Board in regard to the governmentally controlled land in the County. He stated that the land is off the tax rolls, decreasing revenue, yet costs money to maintain it. He questioned what the goal is of so much government controlled land.

4. Mr. Keith Sadler, 9929 Mountain Berry Court, addressed the Board in regard to the Board spending millions of dollars. He thanked Mr. Kennedy and Ms. Jones for their leadership.

5. Mr. Ed Oyer, 139 Indian Circle, addressed the Board in regard to the price that veterans are paying every day, and now our President wants veterans to pay for their health care coverage.

L. REPORTS OF THE COUNTY ADMINISTRATOR

Mr. Middaugh stated that the Ladies Professional Golf Association (LPGA) Tournament will be coming to Kingsmill April 29 through May 5. He stated that it will be a wonderful event and he encouraged citizens to attend. He stated that the Police Department has developed a new program, Project Lifesaver, and will be holding a car show May 4 from 10 a.m. to 3 p.m. to help fund the project. He stated that the Police Department would be holding a "Drug Take Back Day" on April 27 from 10 a.m. to 2 p.m. at the James City County Recreation Center, where citizens can turn in their expired and unused prescription drugs. Finally, Mr. Middaugh stated that the County would begin water regulations on May 1 and continue through September 30.

He stated more information can be found on the County website or by calling the James City Service Authority.

M. BOARD REQUESTS AND DIRECTIVES

Mr. Icenhour asked Mr. Middaugh to clarify that land covered by conservation easements is still owned by the land owner, Purchase of Development Rights (PDRs) are still owned by the landowner and Resource Protection Area (RPAs) are still owned by the land owner. So while there may be some form of government control, those landowners still pay property taxes.

Mr. Middaugh stated yes.

Mr. Icenhour stated the Mr. McGlennon joined the Board in 1998 and since that time, he and Mr. McGlennon have been the only two Democrats. They have never had the majority. He clarified the statement that his newsletter is paid for by his campaign. He stated his newsletter is paid by him; the website it is hosted on is paid for him, and not his campaign.

Mr. Bradshaw made a motion to appoint Police Chief Emmett Harmon to the Colonial Criminal Justice Board and Ms. Carol Scheid to the Thomas Nelson Community College Board.

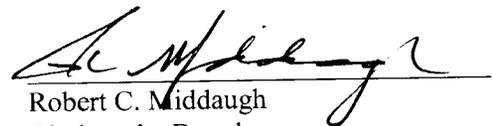
On a roll call vote, the vote was: AYE: Mr. Icenhour, Mr. Bradshaw, Mr. Kennedy, Ms. Jones, Mr. McGlennon (5). NAY: (0).

N. ADJOURNMENT – 7 p.m. on May 14, 2013, for the Regular Meeting

Mr. Icenhour made a motion to adjourn.

On a roll call vote, the vote was: AYE: Mr. Icenhour, Mr. Bradshaw, Mr. Kennedy, Ms. Jones, Mr. McGlennon (5). NAY: (0).

Mr. McGlennon adjourned the Board at 8:52 p.m.


Robert C. Middaugh
Clerk to the Board