

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF JAMES CITY, VIRGINIA, HELD ON THE 14TH DAY OF MAY 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 – Alexander Christie, a junior at Walsingham Academy and residing in the Powhatan District, led the Board and citizens in the Pledge of Allegiance.

E. PRESENTATION

1. VDOT Quarterly Update

Mr. Rossie Carroll, Director of the Williamsburg Residency for the Virginia Department of Transportation (VDOT), addressed the Board stating that the Governor signed House Bill 2313 (HB2313) yesterday which gives the State and the region sustainable transportation funds. He stated that VDOT will be advertising \$2 billion in projects this year, investing \$3 billion in pavements over the next six years, and the investment increase for the Williamsburg Residency is approximately \$1.5 to 1.7 million for this year as a result of the Transportation Bill. He stated that the Williamsburg Residency would be focusing its efforts on Route 610 Forge Road, Route 755 Rochambeau Road, Route 615 Depue, and Route 5000 Monticello Avenue. He stated that the Williamsburg Residency has a traffic signal synchronization study ongoing on Monticello Avenue from Ironbound Road to News Road, on Route 199 from Route 5 to Henry Street, and on Route 60 in the Lightfoot Area. He stated that these synchronization studies are not being done simultaneously and that they will complete one and move on to the next. He stated that the maintenance accomplishments for this quarter include completed over 281 maintenance request orders and there are still 85 request orders outstanding; completed the 2013 County-wide Sidewalk Repair Contract; repaired roads in Brandon Woods, Lake Powell Forest, and over 30 other locations, including Route 60 and repairing a drainage problem in front of Captain George's Restaurant; and the slurry seal project has been completed on all the roads in James City County. He stated that the upcoming projects include surface treatment on Route 606, Route 609, Route 613, Route 648, Sawmill Road, Barrett's Ferry Road, Saddle Town, James Terrace; and Route 617 Stonehouse Road slope repair project. He stated that maintenance repairs this quarter included repaired ditching on Route

5; repaired low shoulders on Mooretown Road, Season's Trace, News Road, and John Rolfe; did crack sealing on Capital Trail; repaired ditches throughout the County to include Hampton Drive and Chickahominy Haven; and completed rip-rap work on Cranston Mill Pond. He stated that pending maintenance projects include: Brook Haven drainage project will be completed tomorrow; St. George's Hundred drainage project starts tomorrow; Route 60 re-grade inside shoulders project will start next month from Anderson's Corner to the County Line; low shoulder repair on Route 30 and Rochambeau Drive; and continue crack sealing on the Capital Trail. He stated that there have been some questions about the signs on Interstate 64 that state "trucker alert, no phone zone ahead." He stated that this is part of the Drive Smart Virginia Campaign for commercial drivers.

Mr. Kennedy asked if HB 2313 would restore the transportation budget back to pre-cut levels. He asked how short VDOT will still be for what needs to be done in this area. He stated that Mr. Carroll mentioned repaving, but will the budget allow for median mowing and things of that nature.

Mr. Carroll stated that VDOT has not determined what the service levels will be; however, with the increase in allocations there should be changes in the service levels. He stated he did not know what they would be at this time. He stated that he does not know exactly how much new money is going to be coming into the Williamsburg Residency at this time. He stated that they have begun planning their projects and they are working that plan. He stated that additional maintenance money, for every day maintenance is expected to increase, but he is not sure at this time how much that will be.

Mr. Kennedy asked about Interstate Exit 227, the ingress and egress, and where that situation stands.

Mr. Carroll stated that they brought in their materials engineer and paving engineer and have done some cores with a plan for repairing that exit loop. He stated that the plan is at the approval level, once it is approved, then it will move forward for funding. He stated that there will be some patching done before that, but in the long term there is a project in development.

Mr. Kennedy asked if the re-trenching will occur all along Route 60 where there is a problem with standing water.

Mr. Carroll stated that they will be doing that whole stretch from Anderson's Corner out to the County line. He stated those are high shoulder areas that hold the water on the pavement and the plan is to re-trench those areas.

Mr. Kennedy asked about the area on Route 60 going toward the City after passing the Williamsburg Pottery. He stated there is a lot of standing water in that area as well.

Mr. Carroll stated that he would have to look into that.

Mr. Kennedy stated that he believes the pipes need to be cleared, starting at the 7-Eleven Store in Norge, all along Route 60 going in toward the City.

Mr. Carroll stated that he would look into that.

Mr. Icenhour asked about the progress of the paving that is currently transpiring on News Road and when it might be completed.

Mr. Carroll stated that it has already been milled so it should take about a week to complete. From there, the crews are going over to Route 322, near Eastern State Hospital and then on moving on to the other projects that were mentioned earlier.

Mr. Icenhour questioned what comes out of the traffic signal synchronization study.

Mr. Carroll stated that the study portion gets the traffic counts, the traffic movements, and determines the speeds. He stated Monticello Avenue is designed to be 45 mph, but if traffic is only traveling at 35 mph, then it throws off the timing of the signals. He stated the study looks at all the data, the traffic patterns, the traffic movements, the number of vehicles, and the speeds to determine timing of the traffic signals.

Mr. Icenhour asked once the study is complete and the data compiled, what is the time frame for seeing something done and putting the plan into action.

Mr. Carroll stated once the timing is determined, adjustments must be made at each individual signal. He stated that you will not hit a green light all the time, but it will help the flow of traffic.

Mr. Icenhour asked if the relief will be seen in two to three months, or six months.

Mr. Carroll stated no; it should be in a few months.

Ms. Jones stated, that she is going along with Mr. Kennedy's question about the transportation funding, that the Hampton Roads Transportation Planning Organization (HRTPO) is meeting this coming Thursday, and one of the main items is to determine how to manage the transportation funds and how best to distribute them throughout the region. She stated that those decisions could affect increase funding for the Williamsburg Residency.

Mr. Kennedy stated that several years ago a study was requested along Route 60 from Toano Middle School up over the bridge heading west. He stated that the speed limit changes three different times in that area and it is a notorious speed trap. He stated that the signs are not that great in the area. He stated that it was discussed, at one time, about having one consistent speed through that area. He asked Mr. Carroll to look into that issue.

Mr. Carroll stated that he just had a conversation with his traffic engineer and they were looking at the placement of the signs in that area. He stated that there is some offset in the speed zones in that area and that will be corrected. He stated that will not change the speed through there. All those speeds are set by resolution due to speed studies that have been performed. He stated that any change to the speed limits in that area would have to be supported by a speed study in that area stating that this is a safe travel speed.

Mr. Kennedy stated that he believes that it had been done a few years ago and that is why he was asking if something could be done.

Mr. Carroll stated that he would look; however, his engineers were referencing the speed studies when looking at the placement of signs.

Mr. Kennedy stated that the eastbound side of Route 60 seems to have more problems with speed traps than the westbound side in that area.

Mr. Carroll asked if Mr. Kennedy thought the problem was not seeing the sign.

Mr. Kennedy stated possibly.

Mr. Carroll stated that he would reference the area and communicate his finding to Mr. Kennedy by email.

Mr. McGlennon thanked Mr. Carroll for his presentation and for informing the Board about the upcoming projects.

Mr. McGlennon thanked Ms. Jones for mentioning the HRTPO meeting on Thursday and stated that there has been a lot of momentum supporting the proposal to widen Interstate 64 on the Peninsula into the right-of-way. He stated that it is an exciting possibility and he knows Ms. Jones will be advocating for a full investigation of that option.

F. PUBLIC COMMENTS

1. Ms. Sue Sadler, 9929 Mountain Berry Court, addressed the Board in regard to the use of conservation easements and Purchase of Development Rights (PDRs). She stated that tax payers are paying for these easements and PDRs, while the landowner receives property tax breaks.

2. Mr. Wayne Moyer, 268 Peach Street, addressed the Board in regard to all the outstanding services that are provided by the County with the use of taxpayer dollars.

3. Mr. John Pottle, 4233 Teakwood Drive, addressed the Board offering an invocation.

4. Mr. Keith Sadler, 9929 Mountain Berry Court, addressed the Board in regard to recent events where conservative groups were being harassed by the Internal Revenue Service.

5. Mr. Ed Oyer, 139 Indian Circle, addressed the Board in regard to traffic congestion on Route 60 and the re-routing of traffic through the Grove Community. He questioned why Route 60 is not being considered for any improvements.

6. Ms. Marjorie Ponziani, 4852 Bristol Circle, addressed the Board in regard to the County Website Policy and praised Ms. Jones' stance on the County Budget at the previous meeting.

7. Ms. Rosanne Reddin, 2812 King Rook Court, addressed the Board in regard to the Board making decisions about issues prior to the Board meeting, making public comments on the issues irrelevant.

8. Mr. Joseph Swanenburg, 3026 The Pointe Drive, addressed the Board in regard to the large amount of government owned land that has been taken off the tax rolls or is receiving tax breaks.

9. Ms. Landra Skelly, 6572 Wiltshire Road, addressed the Board stating that excessive grants causes excessive overspending and grants come with strings attached.

G. BOARD REQUESTS AND DIRECTIVES

Mr. Icenhour stated that he will be attending the Virginia Association of Counties (VACo) Region 2 Meeting on June 14. He stated that he believes there is a plan to have a Work Session later on in June to discuss the issues that the Board wants to bring before VACo. He stated that this is an opportunity for the other localities in Region 2 to get together and share their issues and he will be happy to report those back to the Board. He stated that August 16 is when the VACo steering committees will meet in Richmond to begin working on Legislative Agendas and he would hope that the Board would have some preliminary information from the Region 2 meeting to begin working on ideas for the steering committee meetings in August. He also stated that he attended the April 28 Grove Christian Outreach ribbon cutting event, the May 3 Settler's Market Grand Opening, the May 9 Agricultural and Forestal Districts (AFD) Committee meeting, the May 10 Norge

Depot ribbon cutting event, and earlier today he attended the William and Mary Prentis Award Ceremony which was given to Mr. Edward Chappell.

Mr. McGlennon stated that he attended the Grove Christian Outreach Event, Norge Depot Event, and the Settler's Market Event as well. He stated that he attended a Literacy for Life Event and also attended the second quarterly Neighborhood Association Meeting sponsored by the County, which focused on the issue of Stormwater. He stated that the Ladies' Professional Golf Association (LPGA) tournament at Kingsmill was well attended and brought significant interest to our area.

Mr. McGlennon stated, based on conversations with Mr. Kennedy, that the County has owned Mainland Farm for several years now. He stated that the plan, when acquiring the farm, has always been to place a conservation easement on it to protect it as the first settled farm on the mainland of the New World. He stated that tonight, he would like to request that the County begin the process of developing a conservation easement for agriculture and passive recreation. He requested that staff bring the conservation easement back to the Board at the earliest possible time for approval.

H. CONSENT CALENDAR

Mr. Icenhour 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 - Budget Work Session
 - b. April 17, 2013 - Budget Work Session
 - c. April 23, 2013 - Work Session
 - d. April 23, 2013 - Regular Meeting
2. Grant Award - Acceptance of a Virginia Recreation Trails Program Grant - \$200,000

RESOLUTION

GRANT AWARD - ACCEPTANCE OF A VIRGINIA RECREATION

TRAILS PROGRAM GRANT - \$200,000

WHEREAS, funds are needed to assist with the construction of a trail from Freedom Park to the Blayton Elementary and Hornsby Middle School complex; and

WHEREAS, the Department of Conservation and Recreation has funds available for a trail development project in James City County through the federal Recreation Trails Program.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby accepts the \$200,000 grant to help with the construction of the Freedom Park Trail and authorizes the County Administrator to execute the required documents.

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

Revenue:

Virginia Department of Conservation and Recreation \$200,000

Expenditure:

Freedom Park Trail \$200,000

3. Contract Award - Freedom Park Trail - \$401,762

RESOLUTION

CONTRACT AWARD – FREEDOM PARK TRAIL – \$401,762

WHEREAS, funds are available from the Greenways Bond Referendum accounts and a grant from the Virginia Department of Conservation and Recreation; and

WHEREAS, six bids were considered for award and Henderson, Inc. was the lowest responsive and responsible bidder.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby awards the contract in the amount of \$401,762 for the Freedom Park Trail to Henderson, Inc.

4. Grant Award - Chesapeake Bay Restoration Fund Grant - \$7,500

RESOLUTION

GRANT AWARD - CHESAPEAKE BAY RESTORATION FUND GRANT - \$7,500

WHEREAS, the Chesapeake Bay Restoration Fund, which is funded through the sale of Chesapeake Bay license plates, has made funds available for the restoration and education of the Bay; and

WHEREAS, funds are needed to provide an enriching environmental component to the Department’s REC Connect Camp Program.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, accepts the \$7,500 grant awarded by the Chesapeake Bay Restoration Fund to help with the additions to the summer camp program.

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

Revenue:

From the Commonwealth \$7,500

Expenditure:

Chesapeake Bay Restoration Fund \$7,500

5. Grant Appropriation - Community Change Grant - \$25,000

RESOLUTION

GRANT APPROPRIATION - COMMUNITY CHANGE GRANT - \$25,000

WHEREAS, the National Alliance to End Homelessness has received funding from the Freddie Mac Foundation to support a project titled “Reducing Family Homelessness in Virginia: A Rapid Re-Housing Approach;” and

WHEREAS, the National Alliance to End Homelessness has awarded the Office of Housing and Community Development (OHCD) \$25,000; and

WHEREAS, there is no local cash match required.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby accepts and appropriates the Community Change Grant in the amount of \$25,000.

6. Grant Appropriation - Virginia Housing Development Authority (VHDA) REACH Grant - \$10,000

RESOLUTION

GRANT APPROPRIATION – VIRGINIA HOUSING DEVELOPMENT AUTHORITY (VHDA)

REACH GRANT – \$10,000

WHEREAS, the James City County Office of Housing and Community Development (OHCD) currently offers housing counseling services, including individual pre-purchase counseling, group homebuyer education seminars, and rental and delinquent mortgage assistance through the Homeless Prevention Program, (HPP) and a Homebuyer Club to Family Self Sufficiency (FSS) participants; and

WHEREAS, plans are underway to offer non-delinquency/post purchase counseling to first-time homebuyers; and

WHEREAS, the Virginia Housing Development Authority (VHDA) has made funding available to support homebuyer education and housing counseling; and

WHEREAS, VHDA has awarded OHCD \$10,000 to provide these services to residents of James City County; and

WHEREAS, there is no local cash match required.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby accepts and appropriates the VHDA REACH Grant in the amount of \$10,000.

7. Contract Award - Audit Services - \$195,300

RESOLUTION

CONTRACT AWARD – AUDIT SERVICES – \$195,300

WHEREAS, a Request for Proposals (RFP) for Audit Services was publicly advertised and staff reviewed proposals from seven firms interested in performing the work; and

WHEREAS, upon evaluating the proposals, staff determined that Dixon Hughes Goodman LLP was the most fully qualified and submitted the proposal that best suited the County's needs as presented in the RFP.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby awards the \$195,300 contract for Audit Services to Dixon Hughes Goodman LLP.

8. Website Policy

RESOLUTION

RESOLUTION TO ESTABLISH A WEBSITE POLICY – JAMES CITY COUNTY

WHEREAS, James City County has provided local government information on an established website since 1995; and

WHEREAS, as a registered DotGov domain holder, James City County's government website is bound by guidelines set forth by the United States Government's General Services Administration; and

WHEREAS, the County's website is used solely for the operation of government business; and

WHEREAS, the Board of Supervisors wishes to establish a written web policy that clarifies County web guidelines and linking practices inclusive of directives set forth by the Federal Government's DotGov domain policies.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of James City County, Virginia, hereby establishes the attached written Website Guidelines and Linking Policy that will benefit the citizens and users of the James City County government website and further the objectives of transparent, open government.

I. PUBLIC HEARINGS

1. Proposed FY 2014-2019 Secondary Six Year Plan (SSYP)

Ms. Tammy Rosario, Principal Planner, addressed the Board giving a summary of the staff report included in the Agenda Packet.

Mr. McGlennon asked Ms. Rosario to expound upon the failure to address the issues on Route 60 as was noted by Mr. Oyer earlier and perhaps explain the differences in funding.

Ms. Rosario stated that the plan being discussed here is the Secondary Road Plan, and Route 60 is a primary road, and thus not eligible under these funds. She stated that the County has recognized that Route 60 is a problem and the County has pursued CMAQ and RSTP funds for different projects.

Mr. Middaugh asked Ms. Rosario to explain what those funds are.

Ms. Rosario stated that RSTP funds are Regional Surface Transportation Program funds and CMAQ funds are Congestion Management and Air Quality Improvements programs. She stated that those are largely Federal funds that are allocated by the HRTPO for those sorts of primary road projects. She stated that those are the County's primary sources of funds for projects like Route 60. She stated that the County has the Route 60 relocated project in the pipeline, which requires a significant amount of funds to complete; however it is in the preliminary engineering phase. She stated the County also has the Skiffe's Creek Connector project, which is aimed at alleviating congestion on Route 60 by connecting it to Route 143. She stated that there is also the Route 60 Multi-Modal Program. She stated that the latter two have funding, but are not yet at a stage where they are fully funded.

Mr. McGlennon stated that, at this point, the lack of adequate resources is preventing some plans that the County has for improvement of the Route 60 east corridor.

Ms. Rosario stated that is correct. She stated that the County is actively pursuing funding, but some of them are moving faster than others. She stated it is not at the stage where citizens are going to see construction projects on Route 60.

Mr. McGlennon stated that the Board received an email today regarding biking and pedestrian plans for these projects that are a part of the Six Year Secondary Plan. He stated that he believes Ms. Rosario mentioned those during her summary.

Ms. Rosario stated specifically the Longhill Road widening and the Croaker Road widening.

Mr. Kennedy stated that each year the Board discusses these roads on the Six Year Plan and each year the County gets minuscule amounts of funds to go toward these projects. He stated that he believes the money that the Board puts toward these projects is only covering the costs of inflation and the project never really gets moved along. He stated yes the money is there in the account, but the project never really gets completed. He asked if there was anything that could be done, such as moving money around between projects, which could get the ball rolling on some of these projects, and get them toward completion.

Ms. Rosario stated that based on Board decisions last fall on the Six Year Plan, staff was able to move some funds around and advance certain projects. That would include closing the funding gap on Monticello Avenue Intersection Improvements, the Safe Routes to School Project is now fully funded, and the Croaker Road Multi-use Path was kept fully funded and is now moving forward. She stated that the County will continue to look at options to leverage secondary funds for other funds to bring projects to completion. She

also noted that Racefield Drive is now fully funded and expected to be completed in the next two years.

Mr. Kennedy stated that a Longhill Road Corridor Study is going on now. He stated that the estimates the Board has here are just estimates because no one knows what rights-of-way are going to cost. He asked if the secondary funds are restricted to existing roads or can they be applied to proposed roads to make them wider or to obtain rights-of-way. He stated that he believes the Croaker Road projects is underestimated and that it is frustrating to see less money coming in to fund these projects to completion.

Ms. Rosario requested Mr. Carroll address any other options for utilizing those funds that she may not have covered.

Mr. Carroll stated that in out-years, 2017, there is a new formula being used to determine the funds coming in to the County. He stated that while this year, the amount is less, in the out-years the funds are approaching \$500,000.

Mr. Kennedy asked how safe these formulas are. He asked if future politicians can come in later and reduce those amounts because they decide they have some other project they want to fund.

Mr. Carroll stated that is always a possibility; however, we have to plan based on those formulas. He stated that the funds could decrease, but they could also increase. He stated that with projected funds, you must plan based on some type of formula to try and fund some of these projects in out-years.

Mr. Kennedy asked about changes to the methodology of the Six Year Plan. He stated it is somewhat misleading. He said people hear that a project is on the six-year plan and they think it will be completed in six years. He stated that the Croaker Road project has been in the works for at least 20 years now. He asked if there is a more efficient way or an economy of scale to have projects have a completion date in mind. He stated that every year money is being put aside and all that is really happening is covering the cost of inflation and nothing is getting completed.

Mr. Carroll stated that the Board sets the priorities. The Board can bring forward smaller projects, smaller priorities that can get funded and completed. He stated that these funds are not the only funding available for these projects. He stated that like Ms. Rosario said, there are CMAQ and RSTP funds available that can be used. He stated that Racefield Drive is a smaller road projects and that will be done in the next two years.

Mr. Kennedy stated that in regard to Racefield Drive, the project is fully funded now. He stated if we are looking to a completion date of two years from now, that funding could change and then the Board is going to have to add more funds. He stated that he would like to see the County work more in unison with the Williamsburg Residency to come up with realistic goals and projects that can be completed.

Mr. Carroll stated that Racefield Drive has a specific type of funding; it is the only non-paved road that qualifies, so that budget is set.

As there were no other questions for staff, Mr. McGlennon opened the Public Hearing.

As there were no public comments, Mr. McGlennon closed the Public Hearing.

Mr. Bradshaw made a motion to approve the resolution.

Mr. Kennedy stated that he worries about what the County is going to get out of Richmond. He stated that the funding is inadequate and has been inadequate. He stated that the State can reach in to the pocketbook and take back some of what was given. He advised that the Board and staff begin to look at projects that can be completed within a reasonable time frame with consolidating funds.

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

J. BOARD CONSIDERATION

1. Contract Award - Meridian Land Company, LLC - Ford's Colony at Williamsburg Section XXXV, Westport

Ms. Lola Perkins, Assistant County Attorney, addressed the Board giving a summary of the memorandum included in the Agenda Packet.

Mr. Icenhour stated that the Board is proceeding with this under a previous agreement that the Board had structured with Meridian. He stated that this contract is a conduit for the funding that will take place later. He stated Meridian will also be bonding out for the infrastructure.

Ms. Perkins stated correct. She stated that Meridian will be responsible for any amount in excess of what the bond proceeds are. She stated that it is understood between all parties that the cost of the infrastructure will exceed the amount of the bond proceeds that the County was able to collect and Meridian is in the process of obtaining bonds now for the excess.

Mr. Icenhour stated that for the subdivision process, Meridian will have to go through all of the current steps with the County including erosion and sediment control, environmental protection, and site plan approval.

Ms. Perkins stated correct. She stated they have, in fact, submitted a new site plan and those plans are in the process of being approved by the County. She stated for clarification, this only applies to Section A of the Westport Development and no plans have been submitted for Section B.

Mr. Icenhour thanked Meridian for the environmental sound approach it is taking for the Gordon's Creek Watershed Area.

Mr. Icenhour made a motion to approve the resolution.

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

K. PUBLIC COMMENTS

1. Ms. Rosanne Reddin, 2812 King Rook Court, addressed the Board in regard to citizens' freedoms being under attack.

2. Mr. Ed Oyer, 139 Indian Circle, addressed the Board in regard to VDOT funds being put in a lockbox and unable to float around to other departments or projects.

3. Mr. Keith Sadler, 9929 Mountain Berry Circle, addressed the Board in regard to 2nd Amendment rights.

4. Mr. Joseph Swanenburg, 3026 The Pointe Drive, addressed the Board in regard to the removal of Sheriff Deeds' statement from the County website.

5. Ms. Marjorie Ponziani, 4852 Bristol Circle, addressed the Board in regard to the previous Board being fiscal conservative.

L. REPORTS OF THE COUNTY ADMINISTRATOR

Mr. Middaugh stated that Parks and Recreation will be hosting two events in the coming weeks. He stated that Family Fun Fest will be Saturday, May 18 from 11 a.m. to 4 p.m. at Chickahominy Riverfront Park. He stated that Opening Day Celebration at the Pools will take place on Saturday, May 25 from noon to 6 p.m. at the County's two outdoor pools at Chickahominy Park and Upper County Park. He stated for more information about these events, please call Parks and Recreation at 259-4200.

M. BOARD REQUESTS AND DIRECTIVES

1. Consideration of a personnel matter(s), the appointment of individuals to County boards and/or commissions pursuant to Section 2.2-3711(A)(1) of the Code of Virginia
 - a. Middle Peninsula Juvenile Detention Commission
 - b. Economic Development Authority

Mr. Kennedy made a motion to reappoint Deputy Chief Stan Stout to the Middle Peninsula Juvenile Detention Commission and to reappoint Mr. Thomas Tingle and Mr. Tim Harris to the Economic Development Authority.

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

Mr. Kennedy stated that he would like Mr. Icenhour to bring up the issue of Business, Professional, & Occupational License (BPOL) and Machinery and Tool Taxes at his VACo meeting. He stated that both candidates for Governor have made statements about eliminating these taxes. He stated that these taxes cover a large gap in a locality's revenues and the impact of eliminating them will be felt by the homeowners. He stated that he has concerns over this and is wondering where these candidates are finding this cash in other areas. He stated that either one of these candidates would have to push the elimination through the General Assembly, so the County needs to stay on top of this issue with VACo and with the Virginia Municipal League (VML).

Mr. McGlennon stated that the Board discussed at the end of last year, trying to develop the legislative program in the spring so that the County may be influential at this upcoming regional legislative meetings. He stated that there will be a Work Session in June to bring this and any other ideas forward then.

Mr. Kennedy stated yes, but he wanted to make note of this issue before Mr. Icenhour goes to the VACo meeting on June 2 since that is before the Work Session at the end of June.

Mr. Icenhour stated that the VACo meeting in June is designed to hear the concerns of the all the counties in the region. He stated that this issue was voiced last year, and the concern was how you eliminate it without cutting the revenues of the County. Mr. Icenhour stated that he does not have much faith that the County would be made whole.

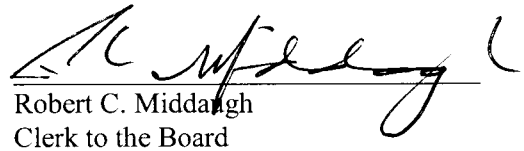
Mr. Kennedy stated that it sounds good and makes a good campaign speech, but where is the money coming from.

Mr. McGlennon stated that in the interest of clarification, it was stated during Public Comment that he had made a motion to spend \$15,000 on Hampton Roads Economic Development Authority (EDA) He stated that to his knowledge, he has never made such a motion or statement.

O. ADJOURNMENT – 4 p.m. on May 28, 2013, for the Work Session.

Mr. Icenhour made a motion to adjourn.

At 8:35 p.m., Mr. McGlennon adjourned the Board.



Robert C. Middaugh
Clerk to the Board

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