

MINUTES
JAMES CITY COUNTY BOARD OF SUPERVISORS
REGULAR MEETING
County Government Center Board Room
101 Mounts Bay Road, Williamsburg, VA 23185
June 12, 2018
5:00 PM

A. CALL TO ORDER

B. ROLL CALL

ADOPTED

JUL 10 2018

John J. McGlennon, Roberts District
James O. Icenhour, Jr., Vice Chairman, Jamestown District
Michael J. Hipple, Powhatan District
P. Sue Sadler, Stonehouse District
Ruth M. Larson, Chairman, Berkeley District

William C. Porter, Interim County Administrator
Adam R. Kinsman, County Attorney

C. MOMENT OF SILENCE

D. PLEDGE OF ALLEGIANCE

1. Pledge Leaders - James City County's newest group of Eagle Scouts led the Board and citizens in the Pledge of Allegiance.

E. PUBLIC COMMENT

1. Ms. Peg Boarman, 17 Settler's Lane, addressed the Board regarding the Clean County Commission and urged the Board to vote for the Zero Tolerance for Litter Resolution on the meeting's Agenda. She stressed the collaborative opportunities and volunteer efficiency the Resolution would provide. She noted June 14 would be Will Barnes' Day. The celebration to honor the long-time volunteer of James City County would be held at Veterans Park on Ironbound Road. She noted the ceremony will also recognize the "Adopt a Spot" participants. She highlighted upcoming clean County events.

2. Ms. Kimberley Hundley, 108 Mattaponi Trail, President of the Teachers Association for Williamsburg, addressed the Board regarding the budget. She thanked the Board for its support of the Williamsburg-James City Education Association.

F. PRESENTATIONS

1. Eagle Scout Recognition

Ms. Larson, with fellow Board members, recognized both the Eagle Scouts and their respective leaders; Eagle Scouts: Daniel Henry Geesamen (Troop 103), Nathan Edward Denny (Troop 103), Logan Donald Winger (Troop 180), Samuel Nevin Baird (Troop 180), Jordan Wesley Turner (Troop 195), Leon Fitzgerald Wilson, Jr. (Troop 195), Michael Logan Rodriguez (Troop 414), Matthew Adrien Andrews (Troop 1932), Michael Thomas Spalthoff (Troop 414) and Walter Thomas Major (Troop 180); Scout Masters: Bob Winger (Troop 180); Bernard Payne (Troop 195); Don Reeves (Troop 103) and George Riesbeck, First Colony District Advancement Chair. She thanked Scout Master Heath Richardson for his assistance. Ms. Larson read a statement congratulating and recognizing the outstanding achievements these young men attained with the rank of Eagle Scout, noting their service to the James City County community and setting exemplary examples of hard work, compassion, strong values, leadership and a positive attitude in their endeavors. She called each recipient to the podium for his proclamation certificate and acknowledgment from the Board members.

G. CONSENT CALENDAR

A motion to Approve was made by John McGlennon, the motion result was Passed.
AYES: 5 NAYS: 0 ABSTAIN: 0 ABSENT: 0
Ayes: McGlennon, Icenhour Jr, Sadler, Hipple, Larson

1. Minutes Adoption
2. Zero Tolerance for Litter Resolution and Policy Guidelines

H. PUBLIC HEARING(S)

1. Amendment to County Code Section 3-20, Dogs Running at Large

A motion to Approve was made by Sue Sadler, the motion result was Passed.
AYES: 5 NAYS: 0 ABSTAIN: 0 ABSENT: 0
Ayes: McGlennon, Icenhour Jr, Sadler, Hipple, Larson

Mr. Kinsman noted, as requested at the April 2018 meeting, that he had created the Ordinance revision regarding dogs running at large and in designated zones per the Virginia Code and had included the specific geographic localities affected by the restriction.

Ms. Larson opened the Public Hearing.

1. Mr. Jon Holland, 6273 Centerville Road, addressed the Board noting multiple times of dogs running at large in his neighborhood over the past few years. He noted the intervention of Animal Control as well as a court case hearing regarding the dogs.

As there were no additional speakers, Ms. Larson closed the Public Hearing.

Mr. Icenhour asked Mr. Kinsman about the existing Ordinance.

Mr. Kinsman noted the Animal Control procedure for capturing a dog at large. He further noted a violation citation goes before General District Court with the first two offenses having fines, followed by a nuisance charge on the third offense with relocation or even euthanasia of the dog.

2. Case No. HW-0001-2018. Busch Gardens Ireland Expansion

A motion to Approve was made by John McGlennon, the motion result was Passed.

AYES: 5 NAYS: 0 ABSTAIN: 0 ABSENT: 0

Ayes: McGlennon, Icenhour Jr, Sadler, Hipple, Larson

Ms. Pietrowski noted Mr. Anthony Loubier of Vanasse Hangen Brustlin, Inc., had applied on behalf of Sea World Parks and Entertainment, LLC for a height limitation waiver for construction of an attraction not to exceed a height of +/- 115 feet above finished grade at Busch Gardens Williamsburg.

Ms. Larson opened the Public Hearing.

1. Mr. Larry Giles, Busch Gardens Williamsburg, stated his willingness to answer any questions that the Board might have.

As there were no questions or additional speakers, Ms. Larson closed the Public Hearing.

3. Case Nos. ZO-0003-2017 and SO-0001-2017. Zoning Ordinance Amendments for Streetscapes

A motion to Approve was made by John McGlennon, the motion result was Passed.

AYES: 5 NAYS: 0 ABSTAIN: 0 ABSENT: 0

Ayes: McGlennon, Icenhour Jr, Sadler, Hipple, Larson

Mr. Scott Whyte, Senior Landscape Planner, addressed the Board giving an overview of the materials included in the Agenda Packet. Mr. Whyte noted the Policy Committee's amendments for street trees in major subdivisions and changes in multi-family developments.

Mr. Richardson indicated the amendment requests were recommended for approval by the Planning Commission.

Ms. Larson opened the Public Hearing.

As there were no speakers, Ms. Larson closed the Public Hearing.

4. Case Nos. ZO-0004-2018 and SO-0004-2018. Zoning Ordinance and Subdivision Ordinance Amendments to Delete References to Fees which are Set Forth in the County Code Appendix A - Fee Schedule for Development Related Permits. An Ordinance to Amend and Reordain James City County Code, Chapter 4, Building Regulations. An Ordinance to Amend and Reordain James City County Code, Chapter 8, Erosion and Sediment Control

A motion to Approve was made by James Icenhour Jr, the motion result was Passed.

AYES: 5 NAYS: 0 ABSTAIN: 0 ABSENT: 0

Ayes: McGlennon, Icenhour Jr, Sadler, Hipple, Larson

Mr. Paul Holt, Director of Community Development, addressed the Board highlighting the Ordinance amendments in the Agenda Packet. He noted the same fee reference changes to Chapter 19 - Subdivisions and Chapter 24 - Zoning of the James City County Code.

Mr. Richardson addressed the Board, noting the Planning Commission recommended approval of the Ordinance amendments by a 7-0 vote.

Ms. Larson opened the Public Hearing.

As there were no speakers, Ms. Larson closed the Public Hearing.

Mr. McGlennon questioned if the motion for adoption of the amendments was for a total of four Ordinances included in the Agenda Packet.

Ms. Larson confirmed that was correct.

5. Building E Lease Termination

A motion to Approve was made by John McGlennon, the motion result was Passed.

AYES: 5 NAYS: 0 ABSTAIN: 0 ABSENT: 0

Ayes: McGlennon, Icenhour Jr, Sadler, Hipple, Larson

Mr. Porter addressed the Board, noting James City Service Authority (JCSA) had leased the land at 101-E Mounts Bay Road from the County for several years, prior to the relocation of the JCSA on Tewning Road. Both the County and JCSA wished to terminate the lease agreement on June 30, 2018. He noted both parties needed to act on the Resolution in the Agenda Packet.

Ms. Larson opened the Public Hearing.

1. Mr. Chris Henderson, 101 Keystone, addressed the Board. He noted the lack of civic participation at Board meetings. He questioned the lease arrangement between the County and JCSA, specifically inquiring about any fiscal impact of rent payment to the County or an interparty agreement with no monetary consideration.

Mr. Porter noted the County leased the property to JCSA.

Mr. Henderson noted the County paid rent to JCSA, effectively a reimbursement to its rent paid.

Mr. Porter noted the County owned the land, which it leased to JCSA.

Mr. Henderson asked about JCSA constructing the building and ownership of the improvements and potential asset transfer.

Further discussion ensued with the notation that this point would be addressed during the JCSA Board of Directors meeting.

Mr. McGlennon noted the utilization of the normal procedure for questions and answers after comments.

With no more speakers, Ms. Larson closed the Public Hearing.

I. BOARD CONSIDERATION(S)

None.

J. BOARD REQUESTS AND DIRECTIVES

Mr. McGlennon noted May and June were busy months. He highlighted appreciation to the organizers of the Memorial Day service at the Williamsburg Memorial Park and also veteran organizations and First Responders. He noted the Grove Neighborhood Block Party's success, Community Action Agency Gala at Ford's Colony, Clean the Bay Day

participation, Scholarship Ceremony for high schoolers associated with various community organizations, GED graduation ceremony and staff appreciation for event planning and continued work in the community.

Mr. Icenhour noted his opportunity to step in for Governor Northam in Norfolk at the Virginia Housing Development Authority's 20th Anniversary of the Partnership Program with U.S. military in-home buying education classes. He further noted his attendance at several meetings in local neighborhoods, the Police Awards Banquet, Military Retiree Appreciation Day at Ft. Eustis, a radio interview, School Liaison Meeting and Clean the Bay Day participation.

Ms. Sadler highlighted her involvement with the Community Action Agency training session as a new Board member as well as attendance at an upcoming Economic Development Authority meeting. She also noted attendance at the Business Appreciation Event at Revolution Golf and the Police Awards Banquet.

Mr. Hipple stated the Building Safety and Permits staff were busy with new online permit procedures. He noted his involvement with classes for the new system. He further noted he and Ms. Larson would be attending Hampton Roads Transportation Accountability Commission and the Hampton Roads Military and Federal Facilities Alliance meetings next week.

Ms. Larson expressed appreciation to her fellow Board members for participation and involvement in community activities. She noted the School Liaison Meeting was very informative with the role of School Resource Officer discussed. She further noted attendance at the Chamber of Commerce meeting, an upcoming Williamsburg Area Destination Marketing and Advertising Campaign meeting and the Celebration of Lifelong Learning. She noted Jamestown Jams, beaver activity in neighborhoods and a request for the Treasurer to attend the upcoming Work Session. She further noted the Treasurer could explain the process as numerous calls on business licenses, penalties and policies had been received. On a personal note, Ms. Larson stated she has had a child in the Williamsburg-James City County school system since fall 1996 and that tenure was ending.

She expressed her appreciation to the school system.

K. REPORTS OF THE COUNTY ADMINISTRATOR

1. Interim County Administrator's Report

Mr. Porter noted his report was included in the Agenda Packet. He further noted the closure of Jolly Pond Road June 17-20 for road repair, but not encompassing any private or commercial entrances in the closure. He said the closure could run longer than the anticipated dates if inclement weather was an issue. He stated further information could be obtained by calling 757-259-1443. He also noted the date change for the upcoming Jamestown Jams to June 21 with event details.

Ms. Larson mentioned the ending time for Jamestown Jams and community response, as well as food trucks.

At approximately 5:53 p.m., Ms. Larson closed the Board of Supervisors meeting for the James City County Board of Directors meeting.

At approximately 6:02 p.m., Ms. Larson re-opened the Board of Supervisors meeting.

L. CLOSED SESSION

A motion to Enter a Closed Session was made by James Icenhour Jr, the motion result was Passed.

AYES: 5 NAYS: 0 ABSTAIN: 0 ABSENT: 0

Ayes: McGlennon, Icenhour Jr, Sadler, Hipple, Larson

At 6:02 p.m., the Board entered Closed Session.

1. Consultation with legal counsel regarding specific legal matters requiring the provision of legal advice, in particular the County's contract with Springsted Waters Executive Recruitment pursuant to Section 2.2-3711 A(8) of the Code of Virginia
2. Consideration of a personnel matter, the discussion of prospective candidates for employment; in particular, the County Administrator, pursuant to Section 2.2-3711 (A)(1) of the Code of Virginia
3. Consideration of a personnel matter, the appointment of individuals to County Boards and/or Commissions pursuant to Section 2.2-3711 A(1) of the Code of Virginia
4. Closed Session Certification

A motion to Certify the Closed Session was made by John McGlennon, the motion result was Passed.

AYES: 5 NAYS: 0 ABSTAIN: 0 ABSENT: 0

Ayes: McGlennon, Icenhour Jr, Sadler, Hipple, Larson

At 6:48 p.m., the Board re-entered Open Session and certified the Closed Session.

5. Appointments to Committees and Commissions

A motion to Appoint Individuals to Boards and Commissions was made by John McGlennon, the motion result was Passed.

AYES: 5 NAYS: 0 ABSTAIN: 0 ABSENT: 0

Ayes: McGlennon, Icenhour Jr, Sadler, Hipple, Larson

Mr. McGlennon made a motion to appoint the following individuals to County Boards and Commissions:

- Historical Commission: Mr. Fred Boelt, Ms. Rebecca Houston, Mr. Dudley Parrish, Ms. Kim Sims and Mr. Ben Swenson to terms that will expire on June 30, 2021
- Stormwater Program Advisory Committee: Ms. Erin Smith, Mr. Darren Curtis, Mr. Bob Gasink, Mr. Thomas Hitchens and Ms. Alexandra Younica to terms that will expire on June 30, 2022
- Williamsburg Area Arts Commission: Mr. Nicholas Vrettos and Ms. Georgianna Avioli to terms that will expire on June 30, 2021
- Colonial Group Home Commission: Mr. Christopher McDonald to a term that will expire on June 30, 2021
- Peninsula Alcohol Safety Action Program: Lt. Greg LaRose to a term that will expire on June 30, 2021

- Economic Development Authority: No appointment made at this time.
- Williamsburg Regional Library Board of Directors: No appointment made at this time.

M. ADJOURNMENT

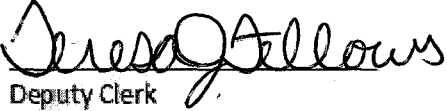
1. Adjourn until 4 p.m. on June 26, 2018 for the Work Session

A motion to Adjourn was made by James Icenhour Jr, the motion result was Passed.

AYES: 5 NAYS: 0 ABSTAIN: 0 ABSENT: 0

Ayes: McGlennon, Icenhour Jr, Sadler, Hipple, Larson

At approximately 6:50 p.m., Ms. Larson adjourned the Board.


Deputy Clerk