

MINUTES
JAMES CITY COUNTY BOARD OF SUPERVISORS
REGULAR MEETING
County Government Center Board Room
101 Mounts Bay Road, Williamsburg, VA 23185
March 12, 2019
5:00 PM

A. CALL TO ORDER

B. ROLL CALL

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

Scott A. Stevens, County Administrator
Adam R. Kinsman, County Attorney

ADOPTED

APR 09 2019

Board of Supervisors
James City County, VA

C. MOMENT OF SILENCE

D. PLEDGE OF ALLEGIANCE

1. Pledge Leader - Valerie Rios, a 4th-grade student at J.B. Blayton Elementary and a resident of the Powhatan District

E. PRESENTATIONS

1. Police Department Retiree Recognition - Officer Sean Gormus

Chief Brad Rinehimer recognized Senior Police Officer Sean Gormus and his various roles with the James City County Police Department in his 31-year career.

Mr. Icenhour presented Officer Gormus with a certificate.

2. Greater Peninsula Workforce Board

Mr. Icenhour welcomed Dr. John Olson, Chair and Mr. Bill Mann, Executive Director, of The Greater Peninsula Workforce Board.

Dr. Olson gave an overview of the Board's work.

Mr. Mann presented the Workforce Board's operations in a PowerPoint presentation. He highlighted the services provided and the overall goal of improving career options for regional workers by utilizing area resources. He noted "ensuring that our region has the workforce that we need for our businesses and industries to be successful in whatever part of the market they happen to be working on." Mr. Mann further noted Share Network Access Points in the presentation. He also noted funding allocations by sources and services for businesses as well as for job seekers. He cited success stories.

Mr. Hipple addressed Mr. Mann and thanked him for the continued work and support. He questioned if libraries had been considered as an option with the Share Network Access Points.

Mr. Mann replied affirmatively.

Mr. McGlennon noted the work of the Workforce Board and expressed his appreciation to both Dr. Olson and Mr. Mann.

F. PUBLIC COMMENT

Mr. Icenhour reminded speakers of protocol regarding time, name, and address.

1. Ms. Gloria Nelson, 6812 Blakemore Terrace, addressed the Board on community concern regarding dangerous off-leash dogs. She cited personal experiences regarding dog attacks in the Colonial Heritage area and repeat canine offenders. She expressed a need for addressing repeat offenders and the accountability of owners in these situations.
2. Ms. Connie Sullivan, 4214 Candleberry Way, addressed the Board regarding prevention of attacks by aggressive, at-large dogs in the area. She spoke as a member of the Ad Hoc Dog Safety Committee. She thanked the Board for its proactive steps for outdated leash laws, citizen efforts for new laws to the Virginia Code, and additional Animal Control staff. She addressed a local dog attack and the responding Animal Control officer. Ms. Sullivan stressed the need for safety for both citizens and their animal companions, citing enforcement of rules.
3. Ms. Peg Boarman, 17 Settlers Lane, addressed the Board on the four R's: reducing, reusing, repurposing, and recycling. She stressed creative ways to repurpose trash. Ms. Boarman asked that everyone recycle properly. She encouraged people to join the Commission and become educated on trash. She noted the 41st Annual Spring Clean-Up on April 13 and sign-up opportunities.
4. Mr. Jay Everson, 103 Branscome Boulevard, addressed the Board regarding the Capital Improvements Program (CIP) and the school budget as well as enrollment projections. He noted he had presented the Board members with a packet which addressed particular questions on these areas. He further noted the enrollment projections and "believable" numbers in regard to the pattern of population trends as well as reduced high school enrollment in the upcoming years. He cited redistricting for high school and elementary school projections which included Bright Beginnings. Mr. Everson encouraged the Board not to approve the CIP for the \$60 plus million for the new construction citing better alternatives on both fiscal and educational levels.
5. Ms. Sandra Currin, 2313 Harness Court, addressed the Board as a concerned parent of Warhill High School students. She noted ribbon-cutting ceremonies for auxiliary gyms at Lafayette and Jamestown High Schools in past years. She cited one gym was available at Warhill High School and stressed the need for an additional gym. She requested consideration of an auxiliary gym at Warhill High School in the upcoming budget.
6. Ms. Lisa Rochard, 8409 Glisan Court, addressed the Board regarding the inadequate space of Warhill High School's gym. She cited significant issues regarding the lack of additional space for extracurricular programs. She noted the gym space was in use from early morning to late night with the school's 22 sports teams.
7. Ms. Stacey Cottrell, 3100 Hollow Oak Drive, addressed the Board noting she was the Vice President of the Warhill High School Athletic Boosters. She requested the Board's

support of full funding of the School Board's budget. She presented data for support of the auxiliary gym.

G. CONSENT CALENDAR

A motion to Approve was made by Michael Hipple, the motion result was Passed.

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

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

1. Minutes Adoption
2. Revised Purchasing Policy and Procedures, Manual, and PCard/Surplus
3. Scattered Site Housing Rehabilitation - Community Development Block Grant (CDBG) Application

H. PUBLIC HEARING(S)

1. Case No. SUP-18-0027. 121 Leisure Road, Luxterra Electric Inc.

A motion to Approve was made by Sue Sadler, the motion result was Passed.

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

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

Mr. Scott Whyte, Senior Landscape Planner, addressed the Board regarding the Special Use Permit (SUP) requested by Mr. Cliff Martin on behalf of Luxterra Electric, Inc. He highlighted the details of the property with zoning, dwellings, and staff findings. He noted staff recommended the Board approve this SUP application.

Mr. Rich Krapf, Planning Commission, noted unanimous approval of the application.

Mr. McGlennon asked staff to review the steps regarding this particular SUP and the history of the property. He noted the unusual nature of this case as the proposal to do something different on the site was not the issue, but rather it focused on a business in operation for 30 years that had opened without obtaining a required SUP. Mr. McGlennon noted Mr. Martin was working to bring this application into compliance.

Mr. Whyte noted the business had been in operation for 30 years. At the time of the original owner's death, Mr. Martin had inherited the business. Mr. Whyte explained that when Mr. Martin prepared to sell the business to Luxterra Electric, these issues regarding the SUP were evident. Mr. Whyte noted Mr. Martin had been proactive in obtaining the SUP application and resolving any issues.

Ms. Larson asked about cross-checking business licenses and SUPs.

Mr. Whyte confirmed the Zoning staff had realized when Luxterra took over the property that an SUP was required.

Ms. Larson asked if there were random audits of business licenses to review on an annual basis.

Mr. Paul Holt, Director of Community Development, noted initially there were checks on new business licenses, though not an annual check on renewals and he noted this particular business had been under constant ownership until recently. He commended the new owner for addressing the issues.

Ms. Larson expressed concerns about avoiding this type of situation in the future.

Mr. Stevens noted staff would review and evaluate a proactive percentage of licenses to review. He further noted he would get back with the Board on that point.

Mr. Hipple noted this was a case where the business owners thought they had followed the proper procedures and over time procedures had changed. He also thanked Mr. Stevens and staff for their assistance in resolving the issues.

Mr. Icenhour opened the Public Hearing.

As there were no speakers, Mr. Icenhour closed the Public Hearing.

2. Case No. SUP-18-0030. 6446 Richmond Road Convenience Store with Gas Pumps (Wawa)

A motion to Approve w/ Conditions was made by Michael Hipple, the motion result was Passed.

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

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

Mr. Alex Baruch, Senior Planner, addressed the Board noting Mr. Tim Trant of Kaufman & Canoles had applied for an SUP for a Wawa at 6446 Richmond Road. He detailed the zoning restrictions and highlighted staff's recommendations.

Ms. Sadler asked if this was considered a revitalization of that corner.

Mr. Baruch noted they are redeveloping the site.

Mr. Krapf addressed the Board and noted the Planning Commission voted 5-2 to recommend denial of the original application. He further noted the financial and aesthetic benefits and the Richmond Road entrances as favorable factors. Mr. Krapf also noted there were traffic concerns with additional vehicle trips at the facility.

Mr. McGlennon asked if the Planning Commission felt resolution of these issues had been achieved.

Mr. Krapf noted he had not seen the revised Master Plan, but understood the traffic issues still remained as concerns with the Planning Commission.

Mr. Hipple asked about the traffic and more turn-ins.

Mr. Krapf noted existing traffic had not previously been turning into this site. He further noted concerns about potential backups.

Ms. Sadler asked about the store's location in York County while the parking lot was in James City County.

Mr. Baruch noted most of the parking lot was in York County. He further noted part of the gas

canopy and one gas pump were in James City County. He added the front landscaping strip was also in the County as well a sidewalk that started in the County and connected in York County.

Ms. Sadler asked Mr. Trant about the proposed changes the applicant was willing to make.

Mr. Icenhour opened the Public Comment at Mr. Kinsman's suggestion.

Mr. Trant requested deferment on the specifics until later in his presentation.

Ms. Sadler agreed.

1. Mr. Trant addressed the Board on behalf of the applicant and noted the project team members in attendance. He highlighted the site history and attributes of Wawa as a business partner in a PowerPoint presentation. His presentation addressed different plans (landscaping and elevation) and noted the changes. Mr. Trant noted the involvement of both counties in this project. He cited the bicycle lane and modifications to its design as a multi-use path as a proposed revision to Condition No. 5. He also highlighted other revisions in his presentation and noted the project benefits.

Ms. Larson asked if a car was traveling eastbound was a U-turn allowed to travel westbound.

Mr. Holt confirmed yes.

Mr. McGlennon asked how the sales tax revenue would be allocated across two jurisdictions.

Mr. Trant noted an existing statute that stated whenever a facility had its place of business located in more than one jurisdiction, the sales and use tax revenue was split evenly between the two localities. He noted this was the Tax Commissioner's ruling which determined the place of business included ancillary uses and "not just the location of the cash register." Mr. Trant further noted the Tax Commissioner's ruling was that revenues were evenly split, regardless of the proportionality.

2. Mr. Jack Fowler, 109 Wilderness Lane, addressed the Board regarding Lightfoot Road and traffic concerns. He cited the development in the area and noted the benefits of the store to York County, but the traffic concerns to James City County. He questioned what benefits came from this project for James City County.

Mr. Icenhour closed the Public Hearing as there were no additional speakers. He looked to the Board for discussion.

Mr. Hipple noted a repurpose of the site was needed, but further noted the traffic concerns. He added that the traffic also represented revenue to that area. Mr. Hipple addressed the changes to the turn lanes and acknowledged the modifications were needed for travel. He endorsed the conditions of Item No. 5 and the modifications to the bike lane as a multi-purpose lane. He noted Wawa's impact on area businesses as enhancement to appearances. Mr. Hipple further noted this project was a boost to the Lightfoot area. He stated his inclination to support the project with the proposed Condition No. 5 revision.

Ms. Larson inquired with the U-turn allowance, if traffic became an issue, would the Virginia Department of Transportation (VDOT) get involved.

Mr. Stevens noted VDOT evaluation would occur if traffic problems were presented at the project. He further noted VDOT involvement at any problem traffic intersection in the County as needed and relayed to them.

Discussion ensued on options.

Ms. Sadler supported the project and the proposed Condition No. 5 revision. She appreciated the changes made.

Mr. McGlennon noted traffic concerns in the area, but further noted the need to redevelop this area. He recognized the opportunity to reevaluate the traffic pattern in regards to the U-turn if needed. He offered his support to the project.

Mr. Icenhour noted his appreciation of the applicant to revise the plans. He supported the project with the proposed Condition No. 5 revision.

At approximately 6:39 p.m., Mr. Icenhour recessed the Board for a short break.

At approximately 6:45 p.m., the Board reconvened.

3. Case No. SUP-18-0031. 115 Constance Lane Detached Accessory Apartment

A motion to Approve was made by Ruth Larson, the motion result was Passed.

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

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

Ms. Tori Haynes, Planner, addressed the Board regarding the applicants for SUP-18-0031 and the request for a detached accessory apartment. She highlighted the zoning details. She noted the Planning Commission voted 7-0 recommendation in favor of the SUP. Ms. Haynes noted staff recommended the Board's approval subject to the proposed condition.

Mr. Krapf addressed the Board noting the Planning Commission's unanimous vote and further noted the recommendation of the extension to the Certificate of Occupancy from 24 to 36 months.

As the Board had no questions, Mr. Icenhour opened the Public Hearing. He also noted the applicant was available if questions arose.

As there were no questions or discussion, Mr. Icenhour closed the Public Hearing.

4. Case No. SUP-18-0032. 3020 Ironbound Road Rental of Rooms

A motion to Approve was made by Ruth Larson, the motion result was Passed.

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

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

Ms. Haynes addressed the Board regarding the applicant, Mr. Ryan Newsome, and his SUP request and the zoning details. She noted the Planning Commission's 7-0 vote and further noted staff's recommendation for approval of the SUP.

Mr. McGlennon asked about clarification on the accessory apartment and the required number of bedrooms for rental.

Discussion ensued.

Mr. Krapf noted the unanimous vote from the Planning Commission, but further noted there

had been no discussion on the accessory apartment and no speakers for or against the project had presented at the Public Hearing.

Mr. Icenhour opened the Public Hearing.

As there were no speakers, Mr. Icenhour closed the Public Hearing and looked to the Board for discussion.

5. Case No. Z-18-0006. Ironbound Crossing Rezoning

A motion to Approve was made by Michael Hipple, the motion result was Passed.

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

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

Mr. Tom Leininger, Planner, addressed the Board regarding the applicants, Mr. Mark Rinaldi and Mr. Vernon Geddy, and the request to rezone portions of Ironbound Road. He detailed the zoning changes in his PowerPoint presentation as well as noting the Planning Commission's 7-0 approval.

Mr. McGlennon asked for clarification about the reduction of the buffer on Route 199.

Mr. Leininger noted the 35-foot buffer was all around the property except where it butted to the James City Service Authority property.

Mr. McGlennon asked if this was sufficient buffering for screening traffic and construction.

Mr. Leininger commented it was in accordance with design guidelines as in other projects like New Town and Courthouse Commons.

Mr. Icenhour noted he exchanged emails with Mr. Holt about the master plan with an envelope plan. He questioned the future development plan for the property. He asked what could be built by-right on the property that would not come before the Board. Mr. Icenhour inquired about the density and comparison to other similar areas in the New Town area.

Mr. Holt commented the master plan provided an envelope plan, but noted landscape buffering. He noted some protections remained both in the limitations and the master plan, as well as zoning issues. He further noted proffers for the remaining uses and indicated those uses would be inline with existing ones on that corridor.

Mr. Krapf noted this rezoning would allow a stagnant lot to be productively used as a lower intensity area. He further noted the compatibility with the New Town and Courthouse Commons developments.

Mr. Icenhour opened the Public Hearing.

1. Mr. Geddy, 1177 Jamestown Road, addressed the Board and noted various members of the project team in attendance. He highlighted the G-Square project in his PowerPoint presentation. The presentation highlighted the various proffers provided by the applicants. Mr. Geddy also noted, on behalf of Mount Pleasant Church, that the church expressed its support of this project.

Mr. McGlennon asked the limit of pedestrian access.

Mr. Geddy highlighted on the map where pedestrian access would be available.

As there were no additional speakers, Mr. Icenhour closed the Public Hearing.

6. Case No. Z-19-0001. Powhatan Terrace Proffer Amendment

A motion to Approve was made by Michael Hipple, the motion result was Passed.

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

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

Ms. Haynes, addressed the Board regarding the applicant, Mr. Tom Tingle, and his request for the Powhatan Terrace Proffer amendment. She highlighted housing developments and requirements per the Low-Income Housing Tax Credit (LIHTC) program.

Mr. McGlennon noted several citizens had questioned the watershed impact.

Ms. Haynes noted it would have to be in compliance with current environmental regulations.

Mr. McGlennon asked Mr. Tingle about what the intentions were versus what the proffers stated. He noted Mr. Tingle's intention to apply for the LIHTC.

Mr. Tingle indicated the proffer amendment was intended for LIHTC this year.

Mr. Icenhour opened the Public Hearing at Mr. Kinsman's suggestion.

1. Mr. Tom Tingle, Guernsey Tingle Architects, 316 The Maine West, addressed the Board. He cited the history on the property, its proffers and the LIHTC program and future plans if needed to continue with the project.

Mr. McGlennon asked about the successfulness of the LIHTC process and questioned what would happen to the project if unsuccessful.

Mr. Tingle noted the change in number of units could be an advantage now as opposed to 10 years ago. He further noted nonprofits did not compete with profit groups.

Mr. McGlennon asked what Mr. Tingle's consultant was advising on the odds.

Mr. Tingle said he did not know, but noted there was a whole team to advise on all the steps involved. He said there was a significant amount of work with this project and noted coordinating with Housing Partnerships.

Discussion ensued.

Mr. Hipple asked if this type of project had been done elsewhere in the County.

Mr. Tingle confirmed yes, but noted he could not think of one at the moment.

Ms. Larson expressed concern for a well-managed development and who would manage the upkeep of the property.

Mr. Tingle noted there was funding in place, the establishment of an ownership as a limited liability corporation, and identified it as a long-term real estate holding.

2. Ms. Virginia Wertman, 112 Southern Hills, encouraged the Board to support the proposed Powhatan Terrace Proffer amendment. She cited this project would further housing

partnerships and LIHTC applications. She cited a shortage of low-income rental units as well as concerns for Americans with Disabilities Act issues. Ms. Wertman noted Housing Partnerships had been helping in the community for 35 years by providing essential home rehabilitation services. She further noted the opportunity to speak in favor of affordable housing.

Mr. Icenhour noted he had skipped Mr. Krapf and the Planning Commission's review.

Mr. Krapf addressed the Board noting the Planning Commission's unanimous recommendation for approval. He highlighted two issues; one he noted the applicant addressed. The second issue concerned apartment flooding from stormwater runoff. Mr. Krapf further noted over 50% of the property was not developable so the units would be on the front of the property, which the Planning Commission felt the distance was not an issue.

3. Mr. Steve Kast, 11820 Fountain Way, President of the United Way of the Virginia Peninsula, expressed support of the Powhatan Terrace Proffer amendment. He noted Housing Partnerships' goals aligned with the United Way's goals.

4. Ms. Charvalla West, 206 Louise Lane, thanked the Board for growth in the County and particularly in regards to affordable housing. She encouraged the Board to "stay the course" and noted this project had the potential to make a difference to many people in the County. She cited rising costs for affordable housing and diverse options for housing. Ms. West noted "this matters" and the attention and consideration of this project.

As there were no additional speakers, Mr. Icenhour closed the Public Hearing.

7. Disposition of James City County Property for the Construction of a Turn Lane on Olde Towne Road

A motion to Approve was made by Michael Hipple, the motion result was Passed.

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

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

Mr. Holt addressed the Board citing a 2015 Board of Supervisors authorization for the County to participate in VDOT's Revenue Sharing Program to fund improvements at the Longhill Road and Olde Towne Road intersection. He cited the history of this work and VDOT's participation in this project. Mr. Holt noted staff's recommendation to adopt the resolution as found in the Board's Agenda Packet. He also noted this would grant authorization to the County Administrator to proceed with the agreements with VDOT and the utility easement.

Mr. Icenhour opened the Public Hearing.

As there were no speakers, Mr. Icenhour closed the Public Hearing.

8. Case No. ORD-18-0007. Consideration of a Zoning Ordinance Amendment to Authorize the Board of Zoning Appeals to Grant a Reasonable Modification in Accordance with the Americans with Disabilities Act or State and Federal Fair Housing Laws, as Applicable

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

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

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

Ms. Christy Parrish, Zoning Administrator, addressed the Board regarding a 2018 General Assembly amendment with regard to the Code of Virginia and its empowerment to the Board of Zoning Appeals pertaining to the Americans with Disabilities Act and Fair Housing Laws. She noted staff recommended Section 24-650 be modified to adopt the powers granted by the Code of Virginia. Ms. Parrish noted the Planning Commission voted 7-0 to recommend this amendment to the Board of Supervisors and that staff recommended the Board approve the amendments to the Zoning Ordinance.

Mr. Krapf noted the Planning Commission was in favor of the Ordinance amendment.

Mr. Icenhour opened the Public Hearing.

As there were no speakers, Mr. Icenhour closed the Public Hearing.

9. Case Nos. ORD-18-0010 and ORD-18-0011. Amendments to Address a Code of Virginia Change Prohibiting Mandatory Conceptual Plans

A motion to Approve was made by Sue Sadler, the motion result was Passed.

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

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

Mr. Jose Ribeiro, Senior Planner, addressed the Board noting 2018 changes to the Code of Virginia regarding mandatory conceptual plans. He further noted the existing language was not in compliance with the recent changes to the Code. He stated staff recommended amendments to address the changes.

Mr. Krapf noted the Planning Commission voted in favor and remarked it was a legislative action. He further noted optional conceptual plans were still allowed and proved helpful with applicants as well as the Planning Commission and the Development Review Committee.

Mr. Icenhour opened the Public Hearing.

As there were no speakers, Mr. Icenhour closed the Public Hearing.

Ms. Larson noted as this was a legislative action, the Board needed to be aware to treat all applicants fairly regarding the optional conceptual plan as some applicants would provide it and others may not.

Mr. McGlennon noted it would provide a challenge. He further noted the transparency and impact on a proposal.

10. Ordinance Amendment Chapter 16 Section 16-12 Control of Animals

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

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

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

Mr. John Carnifax, Director of Parks and Recreation, addressed the Board citing over 1,600 dogs resided in the County. He cited historical information on the one dog park shared with the City of Williamsburg. He noted it was time to review other options and try off-leash areas in designated parks as listed in the Agenda Packet, but that required amending an existing Ordinance. Mr. Carnifax asked the Board to consider the change as he wanted to try this option for this season (May-October) and then evaluate from there. He noted Animal Control

was in support of the proposed change.

Mr. Hipple asked if each park participating would have a designated area.

Mr. Carnifax indicated the areas would not be fully fenced and the dogs would be off-leash.

Ms. Larson noted she was a dog lover and appreciated the actions being considered, but further noted her concerns with the areas not being fenced, particularly in light of earlier comments. She asked why so many parks were needed to "roll out" this option and instead just try it in one park. Ms. Larson asked if Animal Control was fully staffed and this was a concern for her as well as the implementation at numerous parks.

Discussion ensued.

Mr. Carnifax noted the community's request for off-leash areas over the past several years. He further noted the details of the off-leash areas in terms of dimensions and layout. He stated the area had four visible corners with partial fencing midway down the area to "delineate, but not to contain."

Mr. Icenhour urged consideration for at least one park to be contained and fully fenced.

Discussion ensued.

Mr. Carnifax noted one park could be considered for the trial option per the request of the Board. He further noted determining what park would be chosen and cited staff concerns such as location.

Discussion ensued.

Mr. Icenhour opened the Public Hearing.

As there were no speakers, Mr. Icenhour closed the Public Hearing.

I. BOARD CONSIDERATION(S)

1. Amend Adopted Board Calendar to Add the Joint Meeting with the Williamsburg-James City County (WJCC) School Board at 9 a.m. on March 15, 2019, at the WJCC Schools Central Office and Community Budget Forum at 6:30 p.m. on April 11, 2019, at the James City County Recreation Center

A motion to Approve was made by Ruth Larson, the motion result was Passed.

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

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

Mr. McGlennon requested if there were prepared materials to be presented at the meeting, copies of those materials be given to the Board members in advance of the meeting preferably or at least at the meeting. He also requested materials from the previous meeting which were not provided.

Mr. Stevens confirmed yes.

2. Old Ironbound Road Cul-de-sac Abandonment

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

Mr. Kinsman addressed the Board regarding previously approved action on Public Hearing No. 5 and noted G-Square, Inc. had requested the County abandon its interest in the underlying property, which was the right of public passage.

3. James River Heritage Trail

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

Mr. Alister Perkinson, Parks Administrator, addressed the Board regarding a resolution to support the James River Heritage Trail. He detailed the trail network along the entire James River watershed and its promotional benefits. He noted staff recommended approval of the resolution.

Mr. McGlennon welcomed Mr. Perkinson to his new position. He supported the resolution and noted the County was a leader in the process of encouraging people to take advantage of the proximity to the James River. Mr. McGlennon encouraged other counties with significant shoreline to also provide opportunities for people to walk, ride, and use the trails.

Ms. Larson echoed those comments.

4. Case No. C-18-0123. Hampton Roads Sanitation District Treatment Plant Expansion within Carter's Grove Agricultural and Forestal District - Applicant Deferral until April 9, 2019

Mr. Icenhour noted the applicant's deferral.

J. BOARD REQUESTS AND DIRECTIVES

Mr. Hipple noted it had been a busy week with Hampton Roads Transportation Accountability Commission (HRTAC) meetings. He provided an HRTAC update on the Hampton Roads Bridge Tunnel project.

Ms. Larson noted her Chamber Board meeting was upcoming. She further noted updates with bylaw finalization for the Business Council and the Tourism Council's hiring of an Executive Director. She addressed the development fund and maintenance of effort money from each locality, as well as funding for marketing with the sales tax.

Ms. Sadler noted her attendance at the Chickahominy Community Action Agency meeting. She also noted an upcoming meeting for the Eastern Virginia Regional Industrial Facility Authority with County Administrator and staff.

Mr. McGlennon addressed the U.S. District Court decision on Dominion Energy's towers across the James River and attention to existing federal laws. He attended the dedication of the Prescription Shoppe opening. He noted Board members and their attendance at area events. He referenced his participation in the celebration of the life of Ms. Evelyn Odell Frink, widow of former Board member Mr. Abram Frink.

Mr. Icenhour commended staff for their work on the Black History Event on February 22. He said it was "awesome" and noted how enjoyable the program had been. He visited

Stonehouse Elementary School with the Read Across America program. Mr. Icenhour noted his attendance at the Virginia Peninsula Clean Business Forum and the Arbor Day ceremony in Yorktown. He further noted he would join Mr. Hipple at the HRTAC meeting.

K. REPORTS OF THE COUNTY ADMINISTRATOR

Mr. Stevens addressed the Board and noted the County was hosting a Neighborhood Forum on March 14 at 6:30 p.m. to discuss the budget process. He noted hosting a Career Expo on March 18, 5-7 p.m., at the James City County Recreation Center. Mr. Stevens further noted the upcoming events: 22nd Annual Candlelight Ceremony in honor of Child Abuse Prevention Month at James Blair Middle School on March 28 at 6 p.m.; the Vietnam Veteran Ceremony held by the Williamsburg Chapter of Vietnam Veterans of America at Veterans Park on March 29 at 11 a.m.; James City County Police VIN Etching and Child Safety Seat Inspection event on April 11, 10 a.m.-2 p.m. at the 4630 Monticello Avenue Target location in the parking lot. The event was free of charge.

L. CLOSED SESSION

A motion to Enter a Closed Session was made by Ruth Larson, the motion result was Passed.
AYES: 5 NAYS: 0 ABSTAIN: 0 ABSENT: 0
Ayes: Hipple, Icenhour Jr, Larson, McGlennon, Sadler

At approximately 8:18 p.m., the Board entered Closed Session.

At approximately 8:23 p.m., Mr. Icenhour reconvened the Board of Supervisors.

1. 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: Hipple, Icenhour Jr, Larson, McGlennon, Sadler

2. Recommendation for Appointment to the Board of Zoning Appeals

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: Hipple, Icenhour Jr, Larson, McGlennon, Sadler

Mr. McGlennon noted Mr. Rodgers' appointment as a recommendation to The Honorable Judge Michael McGinty.

3. Appointment to the Board of Adjustment and Appeals

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: Hipple, Icenhour Jr, Larson, McGlennon, Sadler

The appointment of Mr. Mel Spruell to the Board of Adjustment and Appeals was made by John McGlennon.

4. Appointments to the Colonial Community Criminal Justice Board

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: Hipple, Icenhour Jr, Larson, McGlennon, Sadler

Mr. McGlennon recommended the reappointments of The Honorable Judge Wade Bowie and Mr. Kinsman.

M. ADJOURNMENT

1. Adjourn until 9 a.m. on March 15, 2019, for the Joint Meeting with the Williamsburg-James City County School Board

A motion to Adjourn was made by Ruth Larson, the motion result was Passed.

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

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

At approximately 8:24 p.m., Mr. Icenhour adjourned the Board of Supervisors.


Deputy Clerk