

MINUTES
JAMES CITY COUNTY BOARD OF SUPERVISORS
REGULAR MEETING
County Government Center Board Room
101 Mounts Bay Road, Williamsburg, VA 23185
July 14, 2020
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 - Absent
John J. McGlennon, Roberts District
James O. Icenhour, Jr., Chairman, Jamestown District

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

ADOPTED

SEP 08 2020

Board of Supervisors
James City County, VA

C. MOMENT OF SILENCE

D. PLEDGE OF ALLEGIANCE

1. Pledge Leader - Mr. Icenhour led the Board and citizens in the Pledge of Allegiance

E. PRESENTATIONS

None.

F. PUBLIC COMMENT

Mr. Icenhour stated there was one audio Public Comment passed along to the Board members that had already been responded to and noted there were no other Public Comments.

G. CONSENT CALENDAR

1. Minutes Adoption

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

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

The motion for approval of the minutes included the following meetings:

- May 26, 2020, Work Session
- June 9, 2020, Regular Meeting
- June 23, 2020, Work Session

2. Grant Award - Commonwealth Attorney - Virginia Domestic Violence Victim Fund - \$73,934

A motion to Approve was made by Ruth Larson, the motion result was Passed.
AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1
Ayes: Hipple, Icenhour Jr, Larson, McGlennon
Absent: Sadler

3. Grant Award - Commonwealth Attorney - Victim Witness Program - \$183,260

A motion to Approve was made by Ruth Larson, the motion result was Passed.
AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1
Ayes: Hipple, Icenhour Jr, Larson, McGlennon
Absent: Sadler

4. Grant Award - COVID-19 Urgent Need Program Community Development Block Grant - \$348,104

A motion to Approve was made by Ruth Larson, the motion result was Passed.
AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1
Ayes: Hipple, Icenhour Jr, Larson, McGlennon
Absent: Sadler

5. Grant Award - Virginia Homeless Solutions Program COVID-19 Emergency Shelter Operations - \$22,183

A motion to Approve was made by Ruth Larson, the motion result was Passed.
AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1
Ayes: Hipple, Icenhour Jr, Larson, McGlennon
Absent: Sadler

6. Grant Award - Housing and Urban Development Coronavirus Aid, Relief, and Economic Security Act Administrative Funds - \$22,420

A motion to Approve was made by Ruth Larson, the motion result was Passed.
AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1
Ayes: Hipple, Icenhour Jr, Larson, McGlennon
Absent: Sadler

7. Grant Award - Mainstream Program Housing Vouchers - \$49,269

A motion to Approve was made by Ruth Larson, the motion result was Passed.
AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1
Ayes: Hipple, Icenhour Jr, Larson, McGlennon
Absent: Sadler

8. Grant Award - Virginia Department of Housing and Community Development - COVID-19 Virtual Training Support - \$2,000

A motion to Approve was made by Ruth Larson, the motion result was Passed.
AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1
Ayes: Hipple, Icenhour Jr, Larson, McGlennon
Absent: Sadler

9. Grant Award - Stormwater Local Assistance Fund Grant - Woodland Farms Phase II Stream Restoration - \$132,062

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

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1
Ayes: Hipple, Icenhour Jr, Larson, McGlennon
Absent: Sadler

10. Contract Renewal - Microsoft Enterprise Software Agreement - \$678,774

A motion to Approve was made by Ruth Larson, the motion result was Passed.
AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1
Ayes: Hipple, Icenhour Jr, Larson, McGlennon
Absent: Sadler

11. Contract Award - Request for Proposal 20-14537 - Annual Engineering Services

A motion to Approve was made by Ruth Larson, the motion result was Passed.
AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1
Ayes: Hipple, Icenhour Jr, Larson, McGlennon
Absent: Sadler

12. Conveyance of Utility Easement to James City Service Authority

A motion to Approve was made by Ruth Larson, the motion result was Passed.
AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1
Ayes: Hipple, Icenhour Jr, Larson, McGlennon
Absent: Sadler

13. Resolution of Support for Smart Scale Transportation Funding Applications

A motion to Approve was made by Ruth Larson, the motion result was Passed.
AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1
Ayes: Hipple, Icenhour Jr, Larson, McGlennon
Absent: Sadler

H. PUBLIC HEARING(S)

Mr. Icenhour welcomed Ms. Barbara Null, Planning Commission Representative, who was in the audience.

1. Ordinance to Amend and Reordain Chapter 22, Wetlands

A motion to Approve was made by Michael Hipple, the motion result was Passed.
AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1
Ayes: Hipple, Icenhour Jr, Larson, McGlennon
Absent: Sadler

Ms. Liz Parman, Assistant County Attorney, gave an overview of the memorandum and Ordinance included in the Agenda Packet.

Mr. Icenhour opened the Public Hearing.

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

2. Ordinance to Amend Section 15-41. Additional Assessment for Electronic Summons System

A motion to Approve was made by Michael Hipple, the motion result was Passed.
AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

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

Mr. Kinsman introduced Mr. Andrew Mullin, Extern in the County Attorney's Office.

Mr. Mullin expressed his gratitude for the externship opportunity and gave an overview of the memorandum and Ordinance included in the Agenda Packet.

Mr. McGlennon inquired about the impact on County revenues.

Mr. Mullin replied he did not have an exact number but would get the information to him, noting the purpose of this Ordinance was to make certain the fee was applied equally.

Mr. McGlennon inquired if this was a result of action taken in this year's General Assembly session.

Mr. Mullin replied the state law was from 2014.

Mr. Icenhour opened the Public Hearing.

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

3. Ordinance to Amend Chapter 1, Section 1-2 of the James City County Code

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

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

Mr. Kinsman gave an overview of the memorandum and Ordinance included in the Agenda Packet.

Mr. Icenhour opened the Public Hearing.

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

4. Case No. ORD-20-0003. Consideration of Amendments to the Zoning Ordinance Regarding Inoperative Motor Vehicles and Oversized Vehicles

A motion to Approve the Changes in the Ordinance Chapter 13 was made by John McGlennon, the motion result was Passed.

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

A motion to Postpone Chapter 24 was made by Michael Hipple, the motion result was Passed.

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

Ms. Christy Parrish, Zoning Administrator, gave an overview of the memorandum and Ordinance included in the Agenda Packet.

Mr. McGlennon expressed his gratitude to Ms. Parrish, Mr. Kinsman, and staff for the work done regarding this complicated issue. He briefly discussed the possibility of deferring this item in an effort to allow consideration of strengthening the proposal. He mentioned perhaps taking action on what has been presented this evening and returning in September with additional clarification.

Ms. Larson echoed her appreciation for the work involved in this issue and briefly spoke of her frustration regarding abandoned inoperative vehicles and property rights as well as antique automobile tag issues.

Discussion ensued regarding this item.

Mr. Icenhour addressed Mr. Kinsman and inquired about either deferring the item or taking action with the material presented this evening and returning before the Board in September with additional changes.

Mr. Kinsman replied the cheapest choice would be to take action this evening on the changes in Chapter 13, and defer any action on the one change in Chapter 24 and to then bring it back before the Board at a later date.

Ms. Larson referenced enforcement and inquired about the frequency of these types of calls.

Ms. Parrish replied that in 2019 there were approximately 50 complaints with 34 violations and explained the process of enforcement actions.

Ms. Larson inquired if the office worked on a complaint basis versus someone riding around looking for abandoned vehicles.

Ms. Parrish replied if a complaint is received on a particular address, surrounding areas are also observed.

Mr. Hipple inquired about the process for property located in wooded areas.

Ms. Parrish explained the regulation process with conditions of less than two acres completely shielded from the street, and briefly discussed various A-1, General Agricultural, zoning scenarios.

Mr. Hipple mentioned abandoned mobile homes residing on wooded properties.

Ms. Parrish replied in the past Building Safety & Permits had gone out to identify if such structures were safe.

Mr. Hipple inquired about property values and possible steps taken if a neighboring yard had a lot of stuff strewn around as well as tall grass or rodents.

General discussion ensued regarding these types of instances as well as neighborhood scenarios dealing with similar issues.

Mr. Icenhour discussed a situation dealing with disabled vehicles in his neighborhood.

Mr. Hipple inquired about a scenario involving an abandoned vehicle in view from the road.

Ms. Null stated this item was considered by the Planning Commission on May 6, 2020, and passed with a recommendation to approve by a vote of 7-0.

Mr. Icenhour opened the Public Hearing.

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

5. Case No. ORD-19-0005. Consideration of Amendments to the Zoning Ordinance to Address Combat Tactical Training Facilities

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

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

Mr. John Risinger, Planner, gave an overview of the memorandum and Ordinance included in the Agenda Packet. He briefly discussed an imagined scenario where staff received a development proposal regarding a combat tactical training facility.

Ms. Null stated this item was considered by the Planning Commission on June 3, 2020, and passed with a recommendation to approve by a vote of 7-0.

Mr. Icenhour opened the Public Hearing.

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

6. Case No. ORD-19-0007. Consideration of Warehouse, Storage, and Distribution Centers in the Mixed Use Zoning District

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

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

Mr. Thomas Wysong, Senior Planner, gave an overview of the memorandum and Ordinance included in the Agenda Packet.

Ms. Larson asked for an example of light industrial.

Mr. McGlennon stated it could possibly be signs for businesses or novelty items through a manufacturer process, but not a heavy manufacturing process.

Mr. Wysong confirmed.

Ms. Null stated this item was considered by the Planning Commission on May 6, 2020, and passed with a recommendation to approve by a vote of 7-0.

Mr. Icenhour opened the Public Hearing.

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

7. Case No. ORD-20-0008. Proposed Ordinance and Policy Amendments to Address Code of Virginia Changes Regarding Wireless Communication Facilities

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

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

Mr. Tom Leininger, Planner, gave an overview of the memorandum and Ordinance included in the Agenda Packet.

Mr. Hipple referenced 5G cellular network systems and inquired if the antennas currently on Dominion Energy poles located on Forge Road were part of the 5G network system.

Mr. Leininger was uncertain.

Mr. Hipple briefly discussed possible 5G cellular network systems in the area.

Discussion ensued on this topic.

Mr. Hipple asked Mr. Leininger to check with Fire Chief Ryan Ashe to see if he was aware of the boxes that had been placed on poles along Forge Road and described how they looked. He encouraged Mr. Leininger to ride along Forge Road and see if he could determine what was taking place with the numerous boxes attached on existing poles.

Mr. McGlennon inquired if the intent of the changes was to bring the County into conformance with state law and federal regulations.

Mr. Leininger replied yes.

Mr. McGlennon stated he would unhappily support this item because everyone should have the right to at least expect certain standards of development. He discussed 5G boxes being placed on power poles, when the intent is to try and take down the poles when possible. He explained the reason for approving this item is to be in compliance with federal and state law; however, he feels it is not a good law.

Ms. Null stated this item was considered by the Planning Commission on June 3, 2020, and passed with a recommendation to approve by a vote of 6-1.

Mr. Icenhour inquired about the individual who did not support the item.

Ms. Null could not recall the individual's reasoning for not supporting the item.

Mr. Icenhour opened the Public Hearing.

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

Mr. Hipple discussed that the community is not in control of certain things that have to be approved. He emphasized this was something the Board had to approve but did not necessarily want to approve and stressed the need for companies to work with communities.

8. Case No. SUP-20-0011. 2944 Chickahominy Road Manufactured Home Replacement

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

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

Mr. Leininger gave an overview of the staff report and resolution included in the Agenda Packet.

Mr. Icenhour opened the Public Hearing.

1. Mr. David Wilson, Clayton Homes Applicant, 149 Ransone Street, Hampton, VA, addressed the Board in regard to a manufactured home replacement. Note, Mr. Wilson's dialogue became inaudible.

Mr. Icenhour stated the home would be placed on a cinderblock foundation as opposed to skirts.

Ms. Larson inquired about existing hookups for sewage and other things.

Mr. Wilson's reply was inaudible.

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

9. Case No. HW-20-0001. King of Glory Lutheran Church

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

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

Mr. Leininger gave an overview of the staff report and resolution included in the Agenda Packet.

Mr. Icenhour opened the Public Hearing.

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

10. Case No. SUP-19-0012. Tiki Tree and Landscape

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

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

Mr. Brett Meadows, Planner, gave an overview of the staff report and resolution included in the Agenda Packet. Mr. Meadows stated he was in possession of additional comment letters from the applicant and passed them along to the Board members.

Mr. Hipple inquired about the number of complaints received.

Mr. Meadows noted a complaint was received regarding fencing.

Mr. Hipple inquired about the entrance.

Mr. Meadows discussed the site plan process for the entrance to be on Centerville Road.

Ms. Larson inquired about the Parcel 1 property and the type of landscaping work allowed.

Mr. Meadows replied all customer interaction would be off-site and landscaping would be part of the conditions.

Discussion ensued regarding Parcels 1, 2, and 3 as far as commercial usage property entrances, existing homes, the possibility of a trailer rental, and possible future owners of the parcels.

Mr. Paul Holt, Director of Community Development and Planning, joined the discussion.

Ms. Null stated this item was considered by the Planning Commission on March 4, 2020, and passed with a recommendation to approve by a vote of 5-2. She explained her own reasons for voting against the item, but did not relay any reason for non-support of the item from her fellow Commissioner.

Mr. Icenhour opened the Public Hearing.

1. Mr. Timothy Soderholm, Applicant, 6293 Centerville Road, addressed the Board in regard to Case No. SUP-19-0012. He stated AES Consulting Engineers surveyed the lines. He referenced the entranceway to Parcel 1 and noted that when driving around an existing tree, a portion of a vehicle the width of a tire goes onto Parcel 2. He mentioned he could move the driveway over 10 feet if necessary, and noted an agreement between himself and Mr. Bruce Gilliam. The agreement states if the Special Use Permit (SUP) goes through, he would have the first right to buy Parcel 2 from Mr. Gilliam and obtain the third rental house and gave a brief synopsis regarding each parcel.

Ms. Larson referenced his prior experience and asked why he did not obtain the proper permitting.

Mr. Soderholm discussed being a sole proprietor and his privately owned equipment being used to maintain his 2.5-acre property. He explained that over the first year he was doing a backlog of 10 years' worth of maintenance to the property.

Ms. Larson inquired if any of his business activity was taking place on the property except for the clearing of the property.

Mr. Soderholm noted he did not bring customer's trees home to chip on his own land.

Mr. Hipple referenced the rendered layout plan showing that the entrance to the property is located on Parcel 2 instead of Parcel 1.

Mr. Ryan Stephenson, AES Consulting Engineers, 5248 Olde Towne Road, gave an overview of the documents originated by AES Consulting Engineers included in the Agenda Packet.

Discussion ensued regarding these documents, concerns, and neighboring complaints.

2. Ms. Virginia Leigh Major, Attorney for Mr. Soderholm and Hayden's Place, LLC, P.O. Box 145, Charles City, addressed the Board in regard to Case No. SUP-19-0012. She introduced Mr. Michael Heikes, Attorney for Mr. Soderholm and Tiki Tree and Landscape, in the audience. She read an email of support for SUP-19-0012 from Ms. Diana Filichko-Deville, a local realtor as well as a direct neighbor of Mr. Soderholm.

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

Mr. Icenhour addressed Mr. Holt and inquired about the current zoning for Parcels 1, 2, and 3.

Mr. Holt replied all three parcels are zoned A-1, General Agricultural.

Mr. Icenhour inquired about the zoning for houses located on Settler's Lane and Richmond Road.

Mr. Holt replied he would check and confirm momentarily.

Mr. Icenhour referenced Condition No. 2, Limitations, and inquired if the conditions applied to all three parcels.

Mr. Holt replied the SUP covered all three parcels as well as the Master Plan.

Mr. Icenhour referenced a specific limitation and inquired if it applied to all three parcels.

Mr. Holt replied yes the limitation applied to all three parcels and is defined in the preface to the Conditions.

Mr. Icenhour discussed a scenario for property zoned A-1, General Agricultural, without an SUP as well as with an SUP and inquired about the differences in the two scenarios.

General discussion ensued regarding this scenario.

Mr. Hipple inquired what constitutes the difference between owning a commercial vehicle, such as a dump truck, for business versus owning a commercial vehicle for private use.

Mr. Holt responded if it is used as a primary support of a business, it is a commercial vehicle.

Mr. Hipple inquired how that would be proven.

Mr. Holt replied by providing documentation of where the equipment is stored and noted Mr. Soderholm's equipment could not be stored on this property without an SUP.

Discussion ensued regarding the storing of commercial equipment and the surrounding community.

Mr. Holt revisited the earlier question raised by Mr. McGlennon regarding zoning for houses located on Settler's Lane and stated the entirety of Settler's Lane is all zoned A-1, General Agricultural, until reaching Colonial Heritage on the backside.

Mr. Icenhour noted the uniqueness of this situation to provide an SUP for a business located on property with two rental homes.

Mr. Holt concurred that it was unusual.

Mr. Hipple inquired about the community character of the area.

Mr. Holt replied a number of SUP conditions were put into the staff report to ensure landscaping and a possible retrofit on some of the existing fencing.

Mr. McGlennon asked for a sense of how much commercial activity occurs in this particular area.

Discussion ensued regarding this topic.

Mr. Hipple noted an earlier conversation with Ms. Sadler conveying her concerns regarding this item and stressed “she was not satisfied with where we are at right now and worried about this project definitely being in the proximity of homes and what may happen within the property itself.” He further noted those were not her exact words but as close as he could come.

Mr. McGlennon expressed his discomfort with the application and explained the reasons stem from there being so much that seems to be continuing to be moving in motion. He commented that from his perspective there are enough red flags out there to not want to make a decision that will run with this land.

Mr. Icenhour relayed his concern regarding community members who do not have a problem with the issue as well as those who do have concerns. He noted the action the Board takes on this item will be permanent and run with the land; and therefore must be cautiously considered anytime land use cases are involved. He expressed his concerns on the impact this has on what is essentially a residential community, especially with the two rental homes on the property where the business is conducted as well as concern regarding power lines.

I. BOARD CONSIDERATION(S)

1. Contract Award - Chickahominy Riverfront Park Living Shoreline - \$1,450,049

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

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

Mr. Darryl Cook, Assistant Director of Stormwater and Resource Protection, gave an overview of the memorandum and resolution included in the Agenda Packet.

Mr. McGlennon remarked he was pleased to see such significant amounts of funding for James City County and inquired about recreating marshland as well as the time period for finishing the project.

Mr. Cook discussed the current conditions of the marsh areas referencing photos included in the Agenda Packet.

Mr. McGlennon inquired if the matting collected soil runoff in terms of creating the marshy area around the cypress.

Mr. Cook replied soil would be brought in and noted his concern regarding the timeline for completion.

Mr. McGlennon referenced the spawning season and discussion ensued regarding the spawning season and water temperatures, as well as the timeline for completion.

Mr. Hipple noted the amount of erosion that had taken place and discussed the process of engineers setting up breakwaters to allow eroded areas to rebuild.

Ms. Larson commented this section of James City County is beautiful and expressed her appreciation to Mr. Cook for his efforts getting the area some attention. She extended kudos to Mr. Cook for working diligently on the Greensprings Trail regarding the beaver situation.

2. Contract to Purchase Brickyard Landing Park Land

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

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

Ms. Carla Brittle, Community Centers Administrator, gave an overview of the memorandum and resolution included in the Agenda Packet.

The Board members expressed their enthusiasm regarding this item.

3. Delay of Consideration of Short-Term Rental Applications

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

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

Mr. Kinsman gave an overview of the memorandum and resolution included in the Agenda Packet.

J. BOARD REQUESTS AND DIRECTIVES

Mr. McGlennon referenced an Ordinance revision allowing for beekeeping in residential neighborhoods and noted the Planning Commission also made a recommendation to consider adding other districts. He suggested bringing the Ordinance revision in September, as well as an Initiating Resolution to consider the extension into the zoning districts recommended for consideration by the Planning Commission.

Ms. Larson briefly discussed a recent school liaison meeting regarding the back to school plan and noted the important role Rec Connect would play regarding children of certain ages who require adult supervision. She mentioned a coordination work group with Mr. Stevens as well as holding a joint meeting specifically regarding school and revenue impacts on both the City of Williamsburg and the County. She referenced an earlier phone conversation with the Governor's staff regarding a possible need for assistance on things such as school reopenings and Personal Protection Equipment (PPE). She reviewed topics discussed at the school liaison meeting held early in the day. She referenced the Community of Faith website www.cofm.info and quoted statistics regarding homelessness and unemployment as well as urged people to learn more about this organization. She mentioned upcoming Tourism Council and finance meetings and asked her fellow Board members if they had anything that needed brought forward for the meeting.

Mr. Hipple noted a Planning District Commission (PDC) briefing early today regarding the community effects of Busch Gardens and Water Country USA not reopening, remarking the discussion would continue at an upcoming meeting on July 16, 2020. He mentioned meeting with the Hampton Roads Transportation Accountability Committee the same day and briefly discussed the process of tolling funds being put back into the roads.

Mr. McGlennon stated the interest was in roads and mass transit.

Mr. Hipple concurred.

Mr. McGlennon stated he agreed to take on the role of the Virginia Transit Association President over the next year.

Mr. Icenhour referenced a virtual Business Council meeting to be held on July 16, 2020, and agreed to be the Business Council Committee Chairman for Military Affairs. He stated that on July 28, 2020, he agreed to go in-person to Forest Heights to the Habitat for Humanity groundbreaking for four homes and invited fellow Board members to attend. He referenced Item No. 13 under the Consent Calendar and stated it contained two major items, with the second one being the terrible bottleneck situation at Mooretown, Airport, and Richmond Roads, noting the Virginia Department of Transportation's genius method of dealing with that traffic system.

Ms. Larson discussed recent case numbers regarding the COVID-19 Pandemic and reminded individuals to wear their masks.

K. REPORTS OF THE COUNTY ADMINISTRATOR

1. County Administrator's Report

Mr. Stevens reminded the public County facilities are open and here to serve, and encouraged individuals to visit <https://jamestowncityva.gov> or call 757-253-6728 as some offices are by appointment only. He stated those visiting the County offices should wear masks when interacting with staff and not come to our offices if they are experiencing any COVID-like symptoms, as well as to please social distance when possible. He commented that Chairman Icenhour asked him to provide an update and stated:

"Many of our citizens have noticed that James City County has seen an increase in our daily COVID counts and so we have, as of today, 378 cases with 16 deaths. While the increase that is going on is not totally unexpected, the Governor and the Virginia Department of Health (VDH) officials are interested in slowing or reversing this increase throughout the Commonwealth. At his press conference today, Governor Northam shared his concerns specifically with Hampton Roads region or Tidewater area, about the increasing rate of positivity related to the number of tests. The state has been five or six percent, our region, particularly east of us, is approaching closer to 10%. So there is some concern there."

Mr. Stevens shared that he recently participated in a conference call with our local Department of Health district and other Peninsula Chief Executive Officers. He remarked they all shared the increase in COVID cases, primarily in young adults, and commented it's people who think they are invincible but fortunately their cases do not impact them as bad as some others; but, they still carry the disease and pass it along, noting a focus for better education to our young adults. He stated VDH is recommending mitigation measures to help slow the increase in case counts and most of the mitigation is better enforcement of existing rules. He explained in order to improve our number of cases, the basic message remains the same: wash your hands, practice social distancing, and wear a mask in public. Mr. Stevens reported there are still a large number of individuals who cannot or will not wear a mask in public. He remarked it is difficult and personally does not like wearing a mask, but wears it most of the time and is trying to do better moving forward. He encouraged everyone to wear their masks in public in an effort to slow down this disease. He noted that locally there is adequate PPE for County staff and first responders and as of today our hospitals have plenty of capacity for those who are in need of their services, whatever they may be, and will continue to monitor the situation. In conclusion, Mr. Stevens stated the bottom line is asking everyone to do their part to protect those around them and wear a mask when out in public, follow social distancing, and wash your hands.

Mr. Hipple asked Mr. Stevens to provide an update regarding Cox Communications, Inc., (Cox) commenting that it had been “beaten up” recently, but when credit is due he likes to make note of it.

Mr. Stevens stated there had been some positive conversations with Cox, remarking CARES Act funding will allow payment to Cox to extend cable where students live. He discussed efforts working with the school system determining student locations in need of the services. He explained that for business reasons Cox does not want to share its service area maps, but is willing to have conversations, noting recent positive conversations between Cox and himself, along with the County Attorney and the Director of Information Resources Management participating. He further explained maps had been submitted to Cox and it is working on estimates for short runs of cable to provide internet services and cable access if residents are interested. He stated the intention is to return to the Board in the near future with some areas and costs determined, and to be able to request Cox to proceed. He reported that Cox had stated many of these construction projects could move rather quickly, meaning months, and explained one of the caveats with CARES Act monies is that service would have to be in place by the end of 2020. He exclaimed the hope is to have service in place by the start of the school year in September and asked Mr. Kinsman if he had anything to add to the conversation.

Mr. Kinsman replied no.

Mr. Hipple briefly discussed the importance of students having access to the internet to keep up with their school studies. He referenced the broadband “circle” being put in Virginia Beach and noted the PDC hoped to start on the peninsula in the early fall.

Ms. Larson suggested using social media to encourage young adults to wear their masks in public.

Mr. Stevens replied absolutely, that was a great suggestion.

Ms. Larson expressed kudos to six James City County first responders who participated in a July 4 parade wearing their masks in very hot temperatures. She further expressed kudos to seeing Police Officers out and about wearing their masks as well as staff throughout the County offices.

At approximately 7:22 p.m. the Board took a break.

At approximately 7:28 p.m. the Board reconvened.

L. CLOSED SESSION

Board of Directors:

A motion to Certify the Board spoke about those items indicated that it would speak about in Closed Session was made by John McGlennon, the motion result was Passed.

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

A motion to Adjourn the Board of Directors was made by Michael Hipple, the motion result was Passed.

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

At approximately 7:28 p.m. Ms. Larson opened the Board of Directors meeting.

At approximately 7:28 p.m. the Board of Directors entered Closed Session.

At approximately 9:03 p.m. the Board of Directors came out of Closed Session.

At approximately 9:03 p.m. Ms. Larson adjourned the Board of Directors meeting.

Board of Supervisors:

A motion to Certify the Board spoke about those items indicated that it would speak about in Closed Session was made by John McGlennon, the motion result was Passed.

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

At approximately 7:29 p.m., the Board of Supervisors entered Closed Session.

At approximately 9:03 p.m., the Board of Supervisors re-entered Open Session.

1. Certification of a Closed Session

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

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

2. Consideration of a personnel matter, the evaluation of the County Administrator and County Attorney, pursuant to Section 2.2-3711 (A)(1) of the Code of Virginia

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

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

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

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

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

4. Clean County Commission Appointments

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

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

The Board recommended the reappointment of Ms. Alexa Provost to a new term appointment that would expire on May 30, 2023.

The Board recommended the appointments of Mr. Kevin Radcliffe, Mr. Glen Carter, Ms. Rachel West, and Mr. Christopher Winstanley to terms that would expire on July 31, 2023.

5. Williamsburg Regional Library Board Appointment

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

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

The Board recommended a new appointment of Ms. Felicia Highland to a term that would expire on June 30, 2024.

6. Economic Development Authority Appointment

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

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

The Board recommended the reappointment of Mr. Vincent Campana, III, to a term that would expire on July 31, 2024.

7. Colonial Community Criminal Justice Board Appointment

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

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

The Board recommended the reappointment of the Honorable Judge Colleen Killilea to a term that would expire on July 31, 2023.

8. Williamsburg Area Arts Commission Appointment

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

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

The Board recommended the appointment of Mr. Thomas Phillips to a term that would expire on June 30, 2023.

The Board recommended reappointment of Ms. Robin Phillips to a term that would expire on June 30, 2023.

M. ADJOURNMENT

1. Adjourn until 4 p.m. on July 28, 2020, for the Work Session

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

AYES: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

At approximately 9:07 p.m., Mr. Icenhour adjourned the Board of Supervisors.


Deputy Clerk