

MINUTES
JAMES CITY COUNTY BOARD OF SUPERVISORS
REGULAR MEETING
County Government Center Board Room
101 Mounts Bay Road, Williamsburg, VA 23185
October 13, 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 - via phone
John J. McGlennon, Roberts District
James O. Icenhour, Jr., Chairman, Jamestown District

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

Mr. Icenhour requested a motion to allow Ms. Sadler to participate remotely, due to an illness which did not allow her attendance.

A motion to allow Ms. Sadler to Participate Remotely 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

Mr. Icenhour welcomed Ms. Sadler to the meeting.

Ms. Sadler acknowledged her presence on the call.

C. MOMENT OF SILENCE

D. PLEDGE OF ALLEGIANCE

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

E. PRESENTATIONS

1. Retiree Recognition - Jane Townsend, Satellite Services Administrator

Ms. Jenni Tomes, Treasurer, recognized Ms. Jane Townsend and cited Ms. Townsend's professional achievements throughout her career with James City County.

Ms. Sharon Day, Director of Financial and Management Services, also recognized Ms. Townsend. She reflected on her professional interactions with Ms. Townsend and noted contributions made toward the Satellite Division of Motor Vehicles located on the government complex.

Mr. Icenhour presented Ms. Townsend with a Certificate of Service and Appreciation in

ADOPTED

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Board of Supervisors
James City County, VA

recognition of 25 years of dedicated service with James City County and gathered with Ms. Day, Ms. Tomes, and Ms. Townsend for a photo.

The Board members applauded and gave Ms. Townsend a standing ovation.

2. Legislative Update - Congressman Wittman

The Honorable Rob Wittman, U.S. Representative for Virginia's 1st Congressional District, addressed the Board and expressed his appreciation for the opportunity to update the Board on some of the things happening in Washington, DC. He stated that first on the list of priorities for localities is the question about another round of COVID-19 relief. He recognized the challenges with schools and additional costs incurred with COVID-19. The Congressman further stated conversations continue and mentioned a bipartisan bill he felt would pass if/when it got to the floor. He referenced efforts being made to navigate the bill through the process, which was put together by 25 Republicans and 25 Democrats, in the amount of approximately \$1.5 trillion. Congressman Wittman listed areas of discussion: the payroll protection plan; unemployment benefits for individuals struggling to find employment; as well as additional costs local governments are experiencing, especially school systems and challenges they face. He explained these monies are borrowed and will have to be paid back at some point; therefore, efforts continue to do things in a timely and fiscally responsible way, noting the current debt was approximately \$27 trillion. He stated that different versions of the National Defense Authorization Act, which is the blueprint for the nation's military, have passed in the House and the Senate and are currently in a Conference Committee. He indicated good things were moving forward and discussed that a submarine had been removed but now placed back into the budget, emphasizing the regional importance as submarines are built at Huntington Ingalls Industries, also known as the Newport News Shipbuilding. He noted his belief that the bill will pass, commenting we are waiting for the conferees to be appointed so we can work out the differences between the House and the Senate Bills. Congressman Wittman referenced the passing of several bills, such as the Great American Outdoors Act and America's Conservation Enhancement Act and discussed the positive impacts and significant interests each of them bring to the region. He remarked that unfortunately Washington, DC, does not get its budgeting done on time and briefly discussed continuing resolutions, noting one that passed which now funds the government through the middle portion of November 2020. In conclusion, he stated his expectation that the programs the County relies upon and dollars that come down, will stay status quo as long as this continuing resolution remains in place.

Mr. Icenhour expressed his appreciation to Congressman Wittman for providing an update.

Ms. Larson inquired if any of the relief had anything regarding revenue replacement for states to pass along to localities. She noted the local economy relies on tourism as well as the possibility of another year with a downturn in the economy on the horizon.

Congressman Wittman replied there have been discussions regarding revenue replacement; however, the debate was about where the dollars would specifically go within the local governments. He briefly discussed how he would like to see those monies be block granted to localities with few strings attached, emphasizing that currently everything is in a state of flux as far as what will happen with dollars that go to governments.

Ms. Larson commented fortunately the state has passed down monies even though there was not any prior commitment to do so.

Congressman Wittman agreed with Ms. Larson and would continue to advocate to make certain that whatever comes up in the next COVID-19 relief package, we will try to get the dollars as directly to the local governments as possible without having to go through more

steps.

Ms. Larson expressed her thanks. She briefly discussed the unfavorable option of raising revenues due to the actions of individuals higher up.

Congressman Wittman stated he fully understood and agreed.

Ms. Sadler expressed her gratitude for Congressman Wittman being present at the meeting as well as his comforting leadership, especially during the COVID-19 Pandemic. She noted how the Congressman's phone lines were always open with staff readily available to answer questions and provide helpful direction. She expressed kudos in regard to Town Halls which provided very helpful information that could be passed along to the citizens regarding financial assistance and personal protective equipment for businesses. In conclusion, Ms. Sadler expressed her thanks to Mr. Joe Schumacher, District Director, as well as Congressman Wittman's staff for always being willing to help out when necessary.

Congressman Wittman expressed his thanks and noted the weekly local government official calls were incredibly important and explained the process of getting up-to-date information to localities. He commented that presently those calls continue on a bi-weekly basis. He noted those calls helped bring attention to the need for putting extensions in place on some programs, such as the summer meals program, which now continues until the middle of 2021. He discussed connectivity and E-Rate as well as the roles they played for many students in order to have a virtual classroom at home.

Mr. Hipple expressed his appreciation to Congressman Wittman and commented on the benefit of contacting someone who previously sat on a Board and understands its limitations. He further expressed his appreciation for keeping the lines of communication open as well as the help given by the Congressman and his office.

Congressman Wittman expressed his thanks to Mr. Hipple and his fellow Board members for the work they do, as well as offered assistance from himself and/or Mr. Schumacher if needed.

The Board thanked Congressman Wittman for his update.

3. Award Presentation - Recognition of the Workforce Housing Task Force

Mr. A. Vaughn Poller, Neighborhood Development Administrator, gave an overview of the memorandum included in the Agenda Packet. He noted the award would be traveling via the U.S. Postal Service and should arrive in the near future.

Mr. Icenhour stated he was very glad to see this award as the Workforce Housing Task Force put a lot of work, thought, and effort into its product. He recognized the occasional frustration toward the slowness with which the wheels of government turn; however, feels it is in the right direction.

4. Community Video Center Staff - NATOA Awards

Mr. Patrick Page, Director of Information Resources Management, stated it was his pleasure to inform the Board and James City County citizens of the efforts from the Community Video Center staff resulting in awards from the National Association of Telecommunications Officers and Advisors (NATOA). He further stated the awards included Honorable Mentions in areas of Public Safety, Public Health, Public Service Announcements, and Public Community Meetings. He noted an Award of Distinction in the area of Profile of a City or County

Department, as well as achieving First Place for Award of Excellence in the area of Public Education. Mr. Page commented that the Community Video staff takes pride in producing quality, informative, and educational videos for the public. He presented a short video which highlighted the Award of Honor (Honorable Mention); Award of Distinction (Runners-Up); and Award of Excellence (First Place). Afterward, a brief but detailed video, produced by the Community Video staff, was shown regarding this year's changes in the voting process in an effort to aid citizens' understanding of the voting procedures prior to visiting the James City County Vote Center.

Mr. Icenhour mentioned he recently spoke with Ms. Dianna Moorman, General Registrar, and there would be two additional drop locations for individuals who want to bring in their absentee ballots. He noted one of the locations would be at the Abram Frink Community Center as well as one at the James City County Library located on Croaker Road. He commented this would be available Monday-Saturday the last two weeks of October.

5. Floodplain Program - Community Rating System

Mr. Darryl Cook, Assistant Director of Stormwater and Resource Protection, gave an overview of the PowerPoint presentation included in the Agenda Packet. He stated the Federal Emergency Management Agency (FEMA) created the Community Rating Systems (CRS) Program that is instituted to provide incentives for localities that go above and beyond the minimum requirements of the Flood Insurance Program. He noted the goal of this program is to provide additional protection to citizens and minimize flood damages. He introduced Mr. Zane Hadzick, FEMA Mitigation Planning Specialist, who joined the conversation via Zoom. Mr. Cook also introduced a representative from the Department of Conservation and Recreation who will be presenting the results of the rating classification that was recently completed by FEMA.

Mr. Hadzick stated on behalf of the Commonwealth of Virginia and FEMA, he formally recognized and congratulated James City County for its significant accomplishments as part of the National Flood Insurance Program (NFIP) CRS. He commented there are currently over 22,000 communities voluntarily participating in the NFIP with 290 located in the Commonwealth of Virginia. He discussed the criteria to join and remain part of the NFIP, and noted these additional efforts produce activities that result in safer communities more prepared for future flooding events. He remarked that James City County is one of an elite group of 27 Virginia localities that has made its commitment to reducing flood risk in increasing resiliency through ongoing efforts in participation in the CRS. He explained the CRS includes 10 different class rating levels based on the number and types of activities voluntarily initiated by the participating communities, with each level corresponding to a percentage discount on NFIP policy premiums within the locality. He stated the CRS Class Rating classification for James City County is a Class 5, which is something to be incredibly proud of. He further stated each NFIP policy in the special flood hazard area in James City County receives a 25% premium discount and qualifies each eligible policyholder for an average of \$284 savings on their annual premium. He explained this 25% discount would apply to over 338 policies in addition to policies written outside of the special flood area that would receive a 10% premium discount. He noted the overall total annual savings for the citizens in James City County is \$101,000 due to the Class 5 branding and further noted this contributes to over \$7 million savings Commonwealth-wide.

Mr. Cook pointed out to the Board this was a team effort and introduced in the audience: Ms. Christy Parrish, Zoning Administrator; Mr. Tom Coghill, Director of Building Safety & Permits; and Ms. Kim Hazelwood, GIS Supervisor. He explained these individuals supported the program on a daily basis as well as in special projects and noted the County is the first community in the state to achieve this classification. He acknowledged the invaluable

assistance received from Ms. Mary Carson-Stiff from the Wetlands Watch, Emergency Management, and Housing. Mr. Cook presented the plaque to Mr. Icenhour.

Note - Conversation was inaudible from where individuals were standing away from the microphones.

A group photo followed portraying Mr. Icenhour, Mr. Cook, Ms. Parrish, Mr. Coghill, and Ms. Hazelwood.

F. PUBLIC COMMENT

1. Ms. Peg Boarman, Clean County Commission Chair, 17 Settlers Lane, addressed the Board in regard to trash. She spoke about recently encountering a construction vehicle with an uncovered trailer filled with trash and debris. She described the unfavorable experience of traveling at a speed over 45 miles per hour with trash flying out of the truck and the trailer. She expressed her gratitude to Mr. McGlennon for attending the 7th Annual Recycling Day Expo. She discussed the event and noted the wet weather as well as the amount of participating individuals from localities such as James City County, the City of Williamsburg, York County, and other jurisdictions. She outlined the breakdown of activities and divulged the overall recycling results from the event.

2. Mr. Randy Taylor, 7112 Church Lane, addressed the Board in regard to requesting James City County help with enforcing the requirements of a land disturbance permit for 8450 Richmond Road owned by Mr. Walker Ware. Mr. Taylor stated his family owns the Taylor Farm located on Richmond Road and gave a brief history of his ancestry that previously resided in the local area. He described recent situations regarding his neighbor Mr. Ware's property and rainwater flow/backup issues. He noted previously contacting Mr. Ware, James City County offices, and the Virginia Department of Transportation (VDOT) regarding this ongoing situation and receiving responses such as: nothing we can do; not our fault; or we will look into it and get back to you. He remarked to this date nothing has been done about this frustrating dilemma.

Ms. Sadler requested Mr. Kinsman and Mr. Stevens to look into the situation.

G. CONSENT CALENDAR

1. Minutes Adoptions

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

The Minutes Approved for Adoption included the following meetings:

- September 1, 2020, Special Meeting

- September 8, 2020, Regular Meeting

2. Grant Award - Virginia E-911 Services Board

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

3. Grant Award - Department of Motor Vehicles - Alcohol Enforcement - \$21,000

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

4. Grant Award - Department of Motor Vehicles - Speed Enforcement - \$21,000

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

5. Grant Award - Department of Motor Vehicles - Occupant Protection - \$6,132

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

6. Grant Award - Justice Assistance Grant - \$11,119

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

7. Grant Award - Coronavirus Emergency Supplemental Funding (CESF) - \$48,875

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

8. Grant Award - Port Security Grant Program - \$407,768

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

9. Grant Award - State Homeland Security Program - \$21,100

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

10. Grant Award - COVID Homelessness Emergency Response Program - \$129,630

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

11. Grant Award - Kinship Navigator Program - \$46,556

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

12. Grant Award - Center for Tech and Civic Life COVID-19 Response Grant - \$38,745

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

13. Grant Award - COVID Homelessness Emergency Response Program - \$90,141

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

14. Appointment of Animal Control Officer

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

15. Dedication of the Streets in Phase VII-C of the Powhatan Secondary of Williamsburg Subdivision

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

16. Contract Awards – General Construction Annual Services

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

17. Memorandum of Understanding Between Hampton Roads Localities and Hampton Roads Sanitation District - Mutual Cooperation in the Retrofit Enforcement of Grease Control Devices

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

18. Next Generation 9-1-1 Participation Agreement

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

H. PUBLIC HEARING(S)

Mr. Icenhour stated Ms. Julia Leverenz was the Planning Commission Representative this evening and was participating via Zoom.

1. Conveyance of 114 Nina Ln. to JCSA

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. Max Hlavin, Deputy County Attorney, gave an overview of the memorandum 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.

2. Proposed Fiscal Year 2021-2026 Secondary Six-Year Plan

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

Ms. Larson inquired about how to get some of the intersections in her district on this plan and commented she thought these were all worthwhile; however, she was disappointed.

Ms. Sadler echoed Ms. Larson's question as she has continually asked for a stoplight in front of Stonehouse Elementary School.

Mr. Paul Holt, Director of Community Development and Planning, replied those are very good questions and are all worthwhile projects, but it comes down to availability of resources. He discussed the funding challenge with the Secondary Six-Year Plan over the last few years citing examples seen County-wide. He further discussed how staff had tried to tap into the larger iceberg of funding these last couple of years, such as Smart Scale, but there has not been an easy go-to pot of money for smaller \$1-10 million range projects. He commented projects like intersections are competing with areas such as the Cities of Hampton, Virginia Beach, Newport News, Norfolk, Chesapeake, Suffolk, and Isle of Wight as well as others. He stated that unfortunately our locality is like most municipalities that are simply unable to cut that check to do these retroactive projects at existing built up intersections, which is not taking away from the need, but rather a sense of scale versus availability of resources. He noted efforts made to be more competitive in regional funding such as advance projects and ideas, getting them to where they can be shovel ready, and apply for as many and as much as possible.

Ms. Larson remarked she appreciated that and was not laying fault with the County, but finds it disturbing as there are very real safety concerns having to compete with areas like Virginia Beach. She suggested an investment into the safety at the Commonwealth level and noted frustration at being cut off with every safety measure attempted. She stated she would support this item because it is very important to do these improvements.

General discussion ensued regarding this type of funding, safety, and traffic congestion issues.

Mr. McGlennon briefly discussed the issue of dried up funding sources due to the current economy. He suggested considering moving the transportation component to the Capital Improvements Program and dedicating some funds to these types of projects in an effort to move ahead.

Mr. Hipple discussed limited amounts of funding and efforts with VDOT. He expressed kudos to Mr. Holt and his staff for working behind the scenes and advocating funds for the County. He mentioned similar dilemmas dealt with in the different levels of government. He commented projects in the County have done very well and moved ahead, but there will always be improvements needed. He noted the loss in revenues due to the pandemic and the continuation of seeking funding for safety issue concerns.

Mr. Icenhour opened the Public Hearing.

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

3. AFD-05-86-2-2018. 10039 Old Stage Road, Barnes Swamp AFD Addition

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. Tori Haynes, Senior Planner, gave an overview of the staff report and Ordinance included in the Agenda Packet.

Ms. Leverenz stated that at the September 2, 2020 Planning Commission meeting, the Board voted, without discussion, to recommend approval of this item. She further stated the only comment the Board had was a compliment to the Forest Management Program that was included with the application.

Mr. Icenhour opened the Public Hearing.

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

4. SUP-20-0014/Z-20-0004. Williamsburg Landing Boatwright Circle Amendments

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. Thomas Wysong, Senior Planner, gave an overview of the staff report, resolution, and Ordinance included in the Agenda Packet.

Mr. McGlennon expressed his thanks to Mr. Wysong for the information he provided and noted he may have questions after the Public Comment portion of the meeting.

Ms. Leverenz stated the Planning Commission meeting held on September 2, 2020, found the litigations and the buffer improvements to be adequate to address its concerns as well as the residents' concerns. She further stated the construction disruption would be considerable, but temporary, and this project does address the County's need for senior housing.

Mr. Icenhour opened the Public Hearing.

1. Ms. Judy Knudson, 5638 Boatwright Circle, addressed the Board in regard to SUP-20-0014/Z-20-0004 Williamsburg Landing Boatwright Circle Amendments. She stated her support for the item and listed three positive points: 1) the new houses would enhance the neighborhood; 2) the enhanced buffer along Marclay Drive would help with noise; and 3) Williamsburg Landing has been a long-time partner with the Virginia Land Conservancy.

2. Paul Gerhardt, Esquire, Kaufman & Canoles, PC, 4801 Courthouse Street, addressed the Board in regard to SUP-20-0014/Z-20-0004 Williamsburg Landing Boatwright Circle Amendments. He indicated that seated in the audience were: Mr. Greg Storer, Chief Executive Officer of Williamsburg Landing; Mr. Ryan Stephenson, P.E. with AES Consulting Engineers; Mr. Tom Tingle with Guemsey Tingle Architects; and Mr. Tim Wright, Williamsburg Landing Boatwright Circle Board of Directors member and resident. He stated the applicant had reviewed, and was in agreement with, the Proffer Amendment and Special Use Permit (SUP) conditions presented by staff. He discussed working with staff to supplement the buffer as well

as working with VDOT and staff to provide access to the required Best Management Practice, attempting to obtain access off Lake Powell Road to enter through an already open area. In conclusion, he noted the Planning Commission's unanimous support and respectfully asked for the Board of Supervisors' support regarding this item.

Mr. McGlennon inquired about the access off Lake Powell Road.

Mr. Gerhardt referenced the maps included in the Agenda Packet and explained working with VDOT to enter off Lake Powell Road in an existing open spaced area.

Mr. Icenhour offered, as Mr. Gerhardt had previously mentioned, that Mr. Stephenson, Mr. Storer, and Mr. Tingle were available if the Board had any further questions.

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

Mr. McGlennon expressed his thanks to Mr. Wysong for responses provided to questions raised. He clarified that the actual design of the buffer would take place at the site plan stage of the project, with nearly double the new plantings in the areas that were disturbed for access.

Mr. Wysong replied correct.

Mr. McGlennon stressed the importance of restoring and/or enhancing a buffer within a relatively reasonable period of time and asked the applicant if there was a timeframe for completion of the project.

Mr. Gerhardt noted constraints for the builder such as working hours from 7:30 a.m.-4 p.m. and not working on the weekends, as well as having created two entry points for deliveries that come off Marclay Drive so as not to disturb nearby neighborhoods.

Mr. Storer approached the Board and stated the tentative timeline would be to start in early 2021 with approximately nine months of construction.

Mr. Hipple made note that on a personal level he was doing some work on a house for Mr. Gerhardt, but they had not discussed anything connected with this item.

Mr. McGlennon stated he was contacted by a constituent regarding concerns related to this item. He noted his satisfaction with the responses the applicant made this evening and emphasized the importance of reestablishment and enhancement of the buffer so that individuals can enjoy the quiet and beauty of the area.

I. BOARD CONSIDERATION(S)

1. Contract Award - Toano West Stream Restoration - \$343,486

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

Note - Item No. 1 followed Item No. 2 under Board Considerations at the request of Mr. Stevens.

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

2. School Year-End Spending Plan Appropriation - \$769,827

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

Note - Item No. 2 was moved to the Item No. 1 position under Board Considerations at the request of Mr. Stevens.

Ms. Day gave an overview of the memorandum and resolution included in the Agenda Packet. She mentioned that late last week the Governor released notice of an additional state allocation of federal Coronavirus Aid, Relief, and Economic Security (CARES) Act monies totaling approximately \$220 million. She commented the Williamsburg-James City County (WJCC) share would be approximately \$2 million and noted those funds require an extremely quick turnaround. She emphasized those dollars have to be spent, and the services and products must be delivered, by November 30, 2020. She explained it was her understanding the schools will first utilize those dollars to the extent possible and only request the additional \$769,827 from the County on a reimbursement basis if it cannot use its CARES dollars first. She noted that the School Superintendent as well as several members of the Senior Leadership were in the audience to answer any questions.

Mr. McGlennon expressed his gratitude to Dr. Olwen Herron, WJCC School Superintendent, for attending this evening's meeting, as well as the careful management of funds during the past year resulting in a very significant surplus. He noted the amount of revenue being limited which provide essential services and expressed kudos for a significant amount of savings in such a tight budget year. He expressed his delight hearing the Governor was releasing funding and recognized the challenges faced of spending and acquiring goods by November 30, 2020. He applauded the intent to utilize that funding first before having to draw on the amount requested from the County and the City of Williamsburg.

Ms. Larson referenced the feasibility of the requirement to turn the money around so quickly as well as the future of schools in regard to this type of thing.

Dr. Herron replied there has been an extension and the CARES Act funds did not have to be spent until December 30, 2020. She discussed items that would not be able to be done in the allotted time as well as efforts made toward receiving other items before the deadline.

Note - Some of the remarks made by Dr. Herron were inaudible as the microphone was not pulled down in front of her and Ms. Larson respectfully asked that she adjust it.

Mr. Hipple inquired if there were any current projects that could utilize the CARES Act funds. He discussed the possibility of transferring funds to an ongoing project and moving those funds across the board.

Dr. Herron replied they were in the process of looking at everything and briefly discussed that three school sites were currently experiencing air quality issues.

General discussion ensued regarding obtaining services and having them completed within the allocated deadline as well as other options for use of CARES Act monies.

Dr. Herron expressed her gratitude toward Mr. Stevens and Ms. Day declaring them incredible partners to work with throughout all of the issues encountered.

Ms. Larson stated her position on having children in school, noting it was not her decision to

make. She expressed her gratitude to Dr. Herron, staff, teachers, and students for all of their hard work during this very tough time.

Dr. Herron expressed her thanks to Ms. Larson as well as her public support of teachers and staff.

Mr. Hipple mentioned the new electric school buses would be equipped with seatbelts and it may be time to look at outfitting the older buses with seatbelts.

Ms. Larson commented that in Board Comments she is going to ask if there is a way to get information on a point Ms. Sadler brought up earlier regarding accidents and traffic statistics while schools have been out.

J. BOARD REQUESTS AND DIRECTIVES

Mr. McGlennon stated he attended an event sponsored by the Daughters of the American Revolution honoring Mr. Cliff Guertin for the Battle of Iwo Jima memorial that exists on his property along Jamestown and Neck-O-Land Roads. He expressed kudos for the memorial becoming more professional and attractive over the years, and noted Mr. Guertin has been an active participant in the community working hard to try and maintain what was once the dam at Lake Powell. He saluted the Clean County Commission and its 7th Annual Recycling Day Expo. He remarked about weather challenges faced and the Commission's continuation of showing up and communicating to citizens the importance of recycling, reusing, and reducing as well as keeping the County clean.

Ms. Larson remarked she was out of town when the previously mentioned events occurred. She referenced an earlier comment made during the Public Comment regarding a project that had not received a passing inspection since February and wanted to follow up. She inquired if the James City County Police could provide information depicting three traffic accident hot spots and determine if schools being virtual has any impact on the number of accidents in those locations. She noted accidents occurring at such intersections as Jolly Pond, Centerville, and Greensprings Roads as well as on Route 5. She gave Mr. Cook a shout-out for his helpfulness regarding the beaver dams at Greensprings Trail causing neighborhood and roadway flooding issues. She mentioned that Mr. Jeffrey Wassmer on the York County Board of Supervisors recently announced his resignation to be effective immediately. She expressed her gratitude to Mr. Wassmer for his time and efforts as the Chair of the Tourism Council.

Mr. Hipple stated he would speak with his director and see what could be done regarding hazardous County intersection safety issues and seek any funds available that were overlooked. He noted having recently attended many virtual meetings.

Ms. Sadler thanked Mr. Hipple for looking into the VDOT situation. She recently attended a ribbon-cutting for Plastics Consignments located in Norge.

Mr. Icenhour stated he had been active with the Business Council and is currently on the Military Affairs Committee. He gave a shout-out to the Business Council for obstacles it faced during the COVID Pandemic. He noted a GoFundMe fundraiser the Committee held which raised enough money to send 12 young enlisted individuals, from Coast Guard and Navy bases, with \$300 each for going home for the holidays spending.

Discussion ensued regarding amending the Board calendar to move the previously scheduled November 17, 2020 Meeting back to November 10, 2020 since the Virginia Associations of Counties' Annual Conference would be held virtually and would no longer conflict with the Board meeting.

A motion to Amend the Board Calendar was made by Ruth Larson and the motion result was Passed.

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

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

Mr. McGlennon suggested the Board handle the two appointments scheduled for Closed Session in Open Session.

The Board recommended the appointment of Ms. Grace Boone, Director of General Services, to serve on the Williamsburg Regional Library Board.

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

The Board recommended the appointment of Mr. Jason Purse, Assistant County Administrator, to serve on the Williamsburg Area Transit Authority Board.

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

K. REPORTS OF THE COUNTY ADMINISTRATOR

Mr. Stevens reminded citizens that in-person absentee or early voting is available to all James City County registered voters Monday-Friday, 8 a.m.-5 p.m., at the James City County Vote Center, located at the Recreation Center on 5301 Longhill Road. He emphasized this is the only designated location for James City County for in-person, absentee voting. He commented this voting will also be available for Saturday, October 24 and Saturday, October 31 from 8 a.m.-5 p.m. He noted that over 12,000 residents in James City County had already voted in this election. He expressed kudos to the County Registrar and her staff for all their efforts and to call 259-4949 with any questions. He referenced Halloween 2020 and stated James City County, along with most localities, are allowing families to make the participation decision for themselves. He emphasized the Center for Disease Control and Prevention, as well as the Department of Health, have issued guidance for Halloween 2020 which parents are encouraged to read before making their decision. He noted the hours in James City County designated for Trick or Treating are 6-8 p.m. on October 31 for children ages 12 and under. He clarified that leaving your porch light on during those hours indicates that your household is participating; whereas, leaving the porch light turned off indicates non-participation which should be respected as well. He commented that Trick or Treaters should wear cloth masks that cover the nose and mouth as well as maintain social distancing. He emphasized that a regular costume mask is not a substitute for a cloth mask, as the costume mask does not provide the protection needed, and the guidance states not to wear a costume mask over a cloth mask as it could be dangerous.

Ms. Larson referenced the County graphic concerning risk levels and complimented the graphic was excellent.

L. CLOSED SESSION

A motion to Certify the Board only spoke about those items indicated that it would speak about in 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

At approximately 6:58 p.m., the Board entered Closed Session.

At approximately 7:04 p.m., the Board re-entered Open Session

1. 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 Ruth Larson, the motion result was Passed.

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

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

2. Williamsburg Regional Library Board

Note - this appointment occurred in Open Session.

3. Williamsburg Area Transit Authority

Note - this appointment occurred in Open Session.

4. Discussion or consideration of the acquisition of real property for a public purpose where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body pursuant to Virginia Code Section 2.2-3711(A)(3)

M. ADJOURNMENT

1. Adjourn until 4 p.m. on October 27, 2020 for the Work Session

A motion to Adjourn 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

At approximately 7:05 p.m., Mr. Icenhour adjourned the Board of Supervisors.


Deputy Clerk