

MINUTES
JAMES CITY COUNTY BOARD OF SUPERVISORS
REGULAR MEETING
County Government Center Board Room
101 Mounts Bay Road, Williamsburg, VA 23185
May 11, 2021
5:00 PM

A. CALL TO ORDER

B. ROLL CALL

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

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

Mr. Hipple requested an Agenda addition of a commendation presentation after the Pledge of Allegiance. He noted a Closed Session for a property discussion was also requested as an additional Agenda item by the County Administrator. He asked for a motion to amend the Agenda to add these items.

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

C. MOMENT OF SILENCE

D. PLEDGE OF ALLEGIANCE

Mr. Jim Kelly, Williamsburg-James City County School Board Chair, led the Board and citizens in the Pledge of Allegiance at Mr. Hipple's invitation.

PRESENTATIONS

Mr. Hipple and Mr. Icenhour presented Dr. Daniel Miani, Principal, and Coach Andy Linn, from Lafayette High School, with a Commendation entitled 2020-2021 Lafayette High School Rams Football Team commending their win of the Class 3 State Championship Title.

Coach Linn thanked the Board for the recognition and stated how proud he was of the student athletes.

E. PUBLIC COMMENT

1. Ms. Peg Boarman, 17 Settlers Lane, addressed the Board on "Trash" talk and litter in the County. She noted the Annual Spring Cleanup on April 17, 2021 with over 200 volunteers participating in the event. Ms. Boarman further noted over 400 volunteer hours were logged and over 50 miles of roadways were cleaned. She extended her thanks to everyone who

ADOPTED

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**Board of Supervisors
James City County, VA**

participated, from staff to families with small children, in addition to the James City Ruritan Club, the Oak Tree Hunt Club, the Warhill Environmental Club, Season's Trace, Wexford Hills, Stonehouse Association, and others for a total of 34 groups. Ms. Boarman noted the May 8, 2021 beautification project at Veterans Park. She further noted approximately 50 people assisted with planting in the pollinator garden. Ms. Boarman extended her thanks to these volunteers. She noted the James City Ruritan Club's work at the Willis G. Barnes Field Shelter. She further noted thanks to Ms. Peggy Krapf, County ground crews, and many others.

Mr. Hipple thanked Ms. Boarman for her work in organizing and preparing the events.

2. Ms. Rosemarie Vaticanu, 100 Parker View Court, Apartment 118, addressed the Board to talk about Cox Communications and the cost of the service. She noted a lack of service and asked the Board to get involved with Cox Communications offering a reasonable senior rate. She further noted a petition coming from her senior apartments to address the problem. Ms. Vaticanu noted the opportunity to enjoy educational shows and entertainment, but cost and service were issues.

3. Ms. Edith Heard, 5402 Lane Drive, addressed the Board regarding Cox Communications. She noted concerns over the Cox Communications contract and details on charges in reference to credit rating and other criteria. She further noted a group was organizing to petition against Cox Communications.

Mr. Hipple noted work to obtain other providers in the community was taking place. He further noted staff involvement and the availability of the 5G network for County coverage. Mr. Hipple noted citizens could email their Board representative with comments and feedback.

Ms. Larson asked about addresses and information.

Mr. Stevens noted the information would be on the Speaker cards and staff could follow up.

Ms. Heard had a follow-up question on the schools.

Mr. Hipple noted emailing the Board representatives for answers to citizen questions.

Mr. Icenhour noted Ms. Heard was one of his constituents and they had been discussing this situation.

Mr. McGlennon noted the Board's limited impact to the pricing structure and other factors due to federal regulations. He further noted other vendors had been invited to provide service, but had declined. Mr. McGlennon noted inclusion of the County's federal representatives as federal legislation established many criteria.

F. CONSENT CALENDAR

None.

G. PUBLIC HEARING(S)

1. Ordinance to Levy a Cigarette Tax

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

AYES: 3 NAYS: 1 ABSTAIN: 0 ABSENT: 1

Ayes: Icenhour Jr, Larson, McGlennon

Nays: Hipple

Absent: Sadler

Mr. Richard Bradshaw, Commissioner of the Revenue, noted the Ordinance would enact a cigarette tax in James City County to be effective September 1, 2021. He further noted during the 2021 session, the Virginia General Assembly granted authority to levy the tax for all counties within the Commonwealth. Mr. Bradshaw noted based on the September 1 timeline, the estimated revenue was approximately \$850,000 for the fiscal year. He further noted approximately \$20,000 would be required for stamps and shipping costs.

Mr. Icenhour noted he had spoken with Mr. Bradshaw about the stamp process. He further noted cigarette wholesalers acquired their stamps from the Commissioner of the Revenue's Office, which they paid directly to the Office.

Mr. Hipple read a statement from Ms. Sadler, who was unable to attend the meeting. He noted Ms. Sadler was opposed to the cigarette tax, adding she felt it was detrimental to small businesses particularly in her area of the County. Mr. Hipple further noted Ms. Sadler felt the tax was ill-timed during the pandemic, adding as the cigarette tax was included in the County's budget, she was not supportive of this year's budget. He noted Ms. Sadler expressed her appreciation of Ms. Sharon Day, Director of Financial and Management Services, and her staff on the hard work put into the budget process. Mr. Hipple further noted Ms. Sadler's remarks on the School Division requesting trailers at County schools. He noted her concerns centered on inadequate justification and the number of trailer requests, adding a shorter timeline of one to two years for trailer usage with a more detailed permanent plan for pre-Kindergarten facilities be addressed. Mr. Hipple noted Ms. Sadler thanked her colleagues for their support of her absence at the meeting, adding it was an important family time.

Mr. Hipple opened the Public Hearing.

Mr. Hipple closed the Public Hearing as there were no speakers.

Mr. Hipple noted Board members' efforts to move the cigarette tax forward. He further noted with federal funding and personal property tax revenue, he was not in support of the cigarette tax at this time. Mr. Hipple acknowledged the Board's work on tax equalization with cities.

2. Board of Supervisors' and Board of Directors' Annual Salary

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

Ms. Liz Parman, Assistant County Attorney, addressed the Board noting consideration of salaries for the Board of Supervisors and James City Service Authority Board of Directors at their January 2021 retreat. She noted the respective salaries had remained unchanged in at least 20 years. Ms. Parman further noted the Ordinances and resolutions in the Agenda Packet set the Supervisors' annual salary at \$11,000 effective January 1, 2022 and the Directors' annual salary at \$3,000 effective July 1, 2021. She noted a 2.5% salary increase every two years thereafter.

Mr. Hipple opened the Public Hearing.

Mr. Hipple closed the Public Hearing as there were no speakers.

Ms. Larson noted her appreciation of the Board's consideration in reviewing this matter.

3. Ordinance to Amend County Code, Chapter 9, Article I - Fire Prevention Code

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

Ms. Parman noted the Ordinance in the Agenda Packet was a revision to the County's current Fire Prevention Ordinance. She further noted clarification to the Code for staff and citizens.

Ms. Parman noted she and Fire Marshal Kenny Lamm recommended adoption of the Ordinance.

Mr. Hipple noted many of the changes were mandated from state changes. He further noted the County had revised definitions of yard trash and household trash.

Ms. Parman confirmed yes that the revisions were for clarification.

Ms. Larson thanked Mr. Stevens and Fire Chief Ryan Ashe, as well as the fire crew that responded to an incident on the evening of May 9, 2021.

Mr. Hipple opened the Public Hearing.

Mr. Hipple closed the Public Hearing as there were no speakers.

4. An Ordinance to Amend and Reordain Chapter 23, Chesapeake Bay Preservation, of the Code of County of James City, Virginia, to Regulate the Use of Retaining Walls by Adding New Section 23-9.1, Performance Standards for Retaining Walls; and by Amending Section 23-10, Plan of Development; an Ordinance to Amend and Reordain Chapter 4, Building Regulations, of the Code of the County of James City, Virginia, by Amending Article II, Supplemental Regulations, by Adding New Section 4-17, Performance Standards for Retaining Walls

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

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

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

Mr. Paul Holt, Director of Community Development and Planning, noted a March 9, 2021 deferment by the Board pending additional review. He further noted the changes were not applicable to seawalls or bulkheads. Mr. Holt noted suitable materials were revised to include masonry, aluminum, vinyl, stone, and/or steel, adding other changes and requirements that had been incorporated into the Ordinances. He further noted staff recommended adoption of the Ordinances. Mr. Holt noted Ms. Toni Small, Director of Stormwater and Resource Protection, and Mr. Tom Coghill, Director of Building Safety and Permits, were also in attendance.

Mr. Icenhour thanked staff and the community members who were part of the Retaining Wall Working Group.

Mr. Hipple opened the Public Hearing.

Mr. Hipple closed the Public Hearing as there were no speakers.

Mr. Icenhour made the motion, adding this process started when he was notified of a retaining wall in New Town. He noted citizen concern for the property. Mr. Icenhour noted staff recognized several other areas in the County with similar walls and these concerns prompted changes to the Ordinances. He further noted staff had revised the Ordinances for administrative consideration with only variances coming before the Board for consideration.

Mr. Hipple thanked everyone involved, noting the local professional groups and their feedback.

5. Z-21-011. 115 Norge Center Proffer Amendment

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. Brett Meadows, Planner, addressed the Board detailing the application and proffer amendment. He noted the proposed uses for the property, adding the Planning Commission approved the application. Mr. Meadows further noted staff's recommendation of the Board's approval.

Mr. Hipple opened the Public Hearing.

I. Mr. Vernon Geddy, Geddy, Harris, Franck, & Hickman, LLP, 1177 Jamestown Road addressed the Board on behalf of Chesapeake Bank. He noted details of the application and the proffer amendment.

Mr. Hipple noted traffic volume was projected to be less with the proposed property uses.

Mr. Geddy confirmed yes.

Mr. Stevens asked about the Planning Commission representative on the telephone line.

Mr. Hipple noted Ms. Julia Leverenz was participating remotely.

Ms. Leverenz noted the Planning Commission's support of the application. She further noted the Commission's positive comment on the additional day-care services in the County, adding the application was unanimously approved.

Mr. Hipple closed the Public Hearing as there were no additional speakers.

6. SUP-21-0005. Clara Byrd Baker Elementary School Learning Cottage

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

Ms. Larson asked if each case would be presented individually.

Mr. Hipple noted a group presentation with an individual vote on each case or as a collective vote. He further noted he wanted the Board's direction on that point after the presentation.

Mr. John Risinger, Planner, noted the applications were on behalf of the Williamsburg-James City County (WJCC) Schools. He further noted the six Special Use Permits (SUPs) allowed for the installation of eight temporary learning cottages at elementary schools throughout the County. Mr. Risinger noted each cottage consisted of two classrooms with a 50-student capacity. He further noted additional details of the applications. Mr. Risinger noted staff's recommendation that the Board approve the applications. He further noted WJCC representatives were present.

Mr. Hipple opened the Public Hearing.

Mr. Hipple noted he had no Speaker cards, but asked if any Board member wanted to invite either Mr. Kelly or Dr. Olwen Herron, School Superintendent, to speak.

Mr. Icenhour noted he had provided a list of questions via email.

Mr. McGlennon noted he also had provided several questions.

Mr. Icenhour suggested having Mr. Kelly and Dr. Herron come forward to discuss those questions.

Dr. Herron noted her appreciation of the advance questions and consideration of the SUPs. She further noted three reasons were driving the need for the learning cottages: 1) social distancing of three feet as much as possible; 2) need for smaller class sizes due to learning loss while addressing emotional and social needs; and 3) ensure all students are in school five days a week starting next year. Dr. Herron noted over 3,500 elementary students were learning in-person with the three feet social distancing in place. She further noted over 1,000 elementary students were learning via the virtual academy, but would need to return to in-person learning. Dr. Herron noted the annual lease cost was \$23,296 per trailer with the total cost of eight cottages for four years equaling \$745,459. She further noted set-up costs and lease of additional space may be an expenditure funded by Coronavirus Aid, Relief, and Economic Security (CARES) Act money or the Elementary and Secondary School Emergency Relief Fund (ESSER). Dr. Herron noted the additional space for social distancing was an allowable expense under the ESSER criteria. She further noted two cottages were in the operating budget with the balance being CARES Act or ESSER funded. Dr. Herron noted ESSER funds needed to be used by September 2024, adding the least cost after that date would be at the local level. She further noted the targeted class size was 20 to 1 in Kindergarten through Second Grade (K-2), 23 to 1 in Third Grade, and 25 to 1 in Grades Four and Five, adding these past few years have shown those numbers were 23 to 1, 25 to 1, and 28-30 to 1, respectively. Dr. Herron noted the trailers would allow K-2 to remain at 20 to 1, with the remaining grades at 23 to 1 or below to maintain social distancing with each trailer holding approximately 44 students. She further noted the K-2 numbers had no impact on the need for trailers. Dr. Herron noted K-2 operated at all five elementary schools with a total of 31 classrooms, adding all classrooms were in use this year and will be fully used next year. She further noted Mr. Daniel Keever, Chief Operating Officer, Mr. Sean Walker, Assistant Superintendent for Elementary Schools, Mr. Marcellus Snipes, Senior Director for Operations, and Mr. James Falzone, Supervisor of Facilities/Capital Projects were also in attendance in addition to Mr. Kelly.

Ms. Larson thanked Dr. Herron. She asked Dr. Herron if she had a timeline on the social distancing requirement.

Dr. Herron noted no, but added that vaccinations for children 12 years and older were available. She further noted vaccinations were not currently required. Dr. Herron noted with vaccination, social distancing would not be done to the same extent.

Ms. Larson noted if the social distancing requirement was not part of the school scenario for the next school year, would the recommendation for class size reduction still be considered. She asked about loss of learning and the Standards of Learning (SOL) results.

Dr. Herron noted the SOL results were currently unknown. She further noted the preliminary assessment showed loss of learning in math and reading. Dr. Herron noted a three-year plan with summer school to address the learning loss over the three years.

Mr. Icenhour noted Dr. Herron's reference to K-2 in five schools and asked for clarification. He asked if James River Elementary was the school.

Dr. Herron noted two K-2 classes had been added at D.J. Montague Elementary School two years earlier.

Mr. Icenhour noted the classroom size adjustment was based on the number of students in the free and reduced lunch program. He further noted in reviewing the materials, the social distance and other criteria were overall considerations.

Dr. Herron noted previously the need for trailers had been at Norge Elementary and James River Elementary Schools based on different class size and the number of students receiving free and reduced lunches. She further noted that had been the original thought, but after reevaluating the social distancing needs for next year and the additional 1,000 students, the needs changed.

Mr. Icenhour noted the clarification on that point. He asked if pre-K was currently fully operational, particularly with the virtual learning.

Dr. Herron noted pre-K was the first group back at every level and fully operational.

Mr. Icenhour asked how long pre-K had been back.

Dr. Herron noted since September.

Mr. Icenhour noted that was practically the entire school year.

Dr. Herron noted the students were out for several weeks at the peak of the pandemic.

Mr. Icenhour noted the higher grade students were introduced back into school later, with the younger students earlier in the year.

Dr. Herron confirmed yes based on data that the spread of COVID-19 was less in the lower grades than adults.

Mr. Icenhour asked about the cost of the trailers.

Dr. Herron noted the cost was \$745,459 for four years.

Mr. Icenhour noted the CARES Act or recovery relief would cover approximately half of that amount.

Dr. Herron confirmed yes. She noted equipment and such would be paid for prior to the end of the grant. She further noted approximately one year and nine months of the four years would be local funding.

Mr. McGlennon thanked Dr. Herron for clarification on several points. He noted the free and

reduced lunch program as criteria for class size reduction, adding reduction was being implemented at all schools. He further noted the reduction was based on a higher student expectation for the upcoming year.

Dr. Herron confirmed yes that free and reduced lunches were not the point, but smaller classroom sizes and the pandemic restrictions.

Mr. McGlennon noted the two issues of social distancing and smaller classroom sizes. He asked how many trailers were needed for social distancing or classroom reduction.

Dr. Herron noted Mr. Walker had specific data on individual classrooms by grade in each school.

Mr. Walker noted the trailers at Norge and James River Elementary Schools were established. He further noted the other six trailers and the class sizes were reflective of the staffing needs.

Mr. McGlennon asked if the additional trailers would allow for the desired student teacher ratio while also maintaining social distancing.

Dr. Herron confirmed yes.

Mr. Icenhour asked which schools currently had trailers and the number.

Mr. Keever noted two trailers were at Matthew Whaley Elementary School, with one leased in 2014 and the other in 2019, and both with SUP expirations of July 2022. Mr. Keever noted one trailer was at Stonehouse Elementary School with a lease date of 2020 and an SUP expiration of July 2024. He further noted a trailer at Jamestown High School with a lease date of 2020 with an SUP expiration of July 2024. Mr. Keever noted eight trailers, adding the Board had reviewed one at James River Elementary School.

Mr. Icenhour noted the James River Elementary School trailer had already been approved.

Ms. Larson noted the County Administrator's budget did not currently reflect an elementary school. She asked if the School Division would retain the school in its Capital Improvements Program (CIP).

Dr. Herron noted if the school was not funded nor part of the CIP that returned to the School Division, it would have to be put back on the budget.

Ms. Larson noted more discussion after September 30, 2021 to review. She further noted always looking for the optimum class size and asked if class size would be obtainable with these trailers. Ms. Larson noted unexpected variables with enrollment and staff discussion regarding maintaining lower class sizes.

Dr. Herron noted the additional trailers also meant additional teachers. She further noted the unknown enrollment number in the fall. Dr. Herron noted statistics of student enrollment and 287 Kindergarten registrations to date. She further noted she was hopeful of increased numbers in the fall.

Ms. Larson asked if some Kindergarten-aged children were starting a year out.

Dr. Herron noted that was very likely and School staff would communicate with parents. She further noted virtual Kindergarten registration over the past week.

Ms. Larson thanked Dr. Herron for the information.

Mr. McGlennon asked about the financial arrangement and if there were positives or negatives for a shorter time on the SUPs.

Dr. Herron noted it was difficult to say, adding the pre-K assessment was important for establishing the best way to serve the community's students. She further noted with a shorter timeline, planning for pre-K and other concerns. Dr. Herron noted with the school removal from the CIP, there were time considerations regarding the design build. She further noted the four years allowed for space capacity whether through new elementary school construction or pre-K.

Mr. McGlennon asked if there were differences in the trailer rental agreements.

Dr. Herron noted the trailer rentals were stable for the next four years.

Mr. McGlennon thanked Dr. Herron for the information.

Mr. Icenhour noted the plan to have all students return in-person in the fall. He asked if there was a virtual option for Kindergarten students next year.

Dr. Herron noted there was a virtual option, adding it was not in School Division buildings nor with its staff. She further noted the use of Virtual Virginia through the Virginia Department of Education, which has a K-5 option. She further noted this option had been presented to parents seeking a virtual option. Dr. Herron noted approximately 75 students were enrolled in the Virtual Virginia program with a July deadline if students choose another option.

Mr. Icenhour noted 395 students in pre-K with approximately 160 on a waiting list. He asked if those numbers were still accurate. Dr. Herron confirmed yes. Mr. Icenhour noted the approximately 160 wanted to be in pre-K, but the space was unavailable.

Dr. Herron confirmed yes.

Mr. McGlennon asked if they qualified.

Dr. Herron confirmed yes.

Ms. Larson asked if elementary schools were back to in-school learning four days a week.

Dr. Herron confirmed yes to all schools having that schedule.

Ms. Larson asked about the health environment.

Dr. Herron noted there were cases as well as quarantines.

Mr. Keever noted positive cases of students, possibly on a daily basis, but no transmission within the building had been determined. He further noted 82 students were currently quarantined based on close contact designation. Mr. Keever noted the number fluctuates weekly and the School Division's Dashboard is updated every Monday with those numbers for community awareness.

Ms. Larson thanked Mr. Keever.

Mr. Icenhour noted he had compiled information on where the schools would be with and without the trailers in terms of capacity. He further noted he had used data that showed overcrowding and the need for space, adding a reduction was noted with the use of the

trailers. Mr. Icenhour noted J.B. Blayton and Laurel Lane Elementary Schools were in the upper 90% range for capacity. He further noted 76% capacity at D.J. Montague Elementary School and referenced reallocation below 90% for all schools. Mr. Icenhour noted the School Division needed the additional space and the possibility of better equity between the schools in allocation percentage. He further noted he welcomed discussion of the School Division's thoughts.

Dr. Herron thanked Mr. Icenhour for the analysis.

Ms. Larson noted the School Liaison meeting on May 12, but that was not enough time for the information. She further noted the follow-up meeting would be good and that information could be shared with the Board.

Dr. Herron noted redistricting rather than moving students. She further noted the difficulty of redistricting in the midst of the pandemic and the additional stress on families.

Mr. Icenhour noted moving the buildings to the students at this time, but long-term should address moving students to permanent buildings for maximum capacity.

Mr. Hipple asked for clarification on the number of trailers and how many were included in the budget.

Mr. Keever noted six trailers would be covered under CARES Act or ESSER funds, while two trailers are currently in the operating budget. He further noted the \$745,459 covered all eight trailers, but the two trailers could be pulled out for that financial portion.

Mr. Hipple noted the money for the two trailers could use CARES Act funding and the trailer amount could then be used elsewhere in the budget. He further noted all eight trailers could then use the CARES Act funds.

Mr. McGlennon noted the cost timeline of one year and nine months, which equated to approximately \$250,000-300,000 coming from federal funding.

Mr. Hipple noted eight trailers at \$745,459 with two trailers already in the budget.

Mr. McGlennon asked if the two could be included in the funding as they were already in the budget. He noted the remaining six trailers.

Mr. Keever noted the total project cost, which included eight trailers, had been presented.

Mr. McGlennon noted he appreciated that information, but wanted to also know how much of the project would be covered by the federal funds and how much from local and state level. He further noted the project was only eligible for part of the time period.

Mr. Stevens noted provisions in the CARES money for previously budgeted items not being covered, adding there were some exceptions. He further noted the American Rescue Plan (ARP) funding was more flexible. Mr. Stevens noted there were still questions on uses of that funding being addressed.

Dr. Herron noted the School Division was waiting on direction and answers. She further noted using federal funds as available.

Mr. McGlennon noted the availability of the federal funding to assist in these needs.

Dr. Herron confirmed yes.

Mr. Hipple noted the classroom size in relation to the decrease due to social distancing requirements. He asked if the smaller class size would stay in place when the three-foot social distancing requirement was removed.

Dr. Herron noted the teacher-student ratio depended on the level. She further noted the lower grades still needed smaller class sizes post-pandemic for effectiveness.

Mr. Hipple noted the class sizes were effective pre-pandemic. He questioned the post-pandemic level of effectiveness when social distance requirements were lifted.

Dr. Herron noted meeting ideal class sizes and serving student needs.

Mr. Hipple asked if the option to learn remotely would still be available or was the goal for all in-person learning as the pandemic eased.

Dr. Herron noted face-to-face classroom learning was the best scenario, adding the effectiveness of some classrooms using virtual teaching, but that did not meet all student needs. She further noted a Virtual Academy for middle and high school students for the upcoming year. Dr. Herron noted approximately 250 students had applied for the academy, but she was unsure if all would remain virtual. She further noted the upcoming year would be transitional and more detailed data would be known later. Dr. Herron noted the virtual atmosphere was an opportunity for families who had not been in the public school system to learn virtually while still participating in sports and activities.

Mr. Hipple noted dual options for learning could be advantageous for students and the School Division. He further noted state funding could also be a factor.

Dr. Herron noted K-5 had used the state program, Virtual Virginia, this year. She further noted the School Division did not staff the classes, but paid a portion of the average daily membership (ADM) for each student with some of that ADM to remain with the School Division. Dr. Herron noted that model may be considered later as well as other options. She further noted the skillset teachers had acquired with virtual learning.

Mr. McGlennon expressed his thanks to Dr. Herron and her staff, as well as Mr. Kelly, for their presence and information.

Mr. Hipple closed the Public Hearing as there were no speakers.

Dr. Herron thanked Mr. Stevens and staff on coordinating the trailer projects.

Ms. Larson noted Virtual Virginia had been in existence for a while. She further noted caution with teacher and School Division stress on oversized classrooms and accommodating enrollment numbers. She thanked Dr. Herron and others for their participation.

The Board thanked Dr. Herron.

Mr. Hipple noted each application could be voted separately or all the applications as a block.

Ms. Larson made the motion to vote on the applications as a block.

Mr. Icenhour noted he had some concern, but he would defer the concern to the School Division, and was ready to vote on the block. He further noted he had several points of discussion with the Board.

Mr. Hipple noted those points could be discussed prior to the vote. He further noted confirming with Mr. Kinsman on voting for the applications as a block.

Mr. Kinsman noted as a block vote was acceptable, adding that point needed to be clearly stated.

Mr. Icenhour noted his thanks to the School Division for the answers. He further noted the overcrowding issues in the elementary schools, adding he was in favor of the additional space. Mr. Icenhour noted pre-K in addressing the long-term overcrowding impact and a facilities study to accommodate current students as well as those unable to attend due to space constraints. He further noted how much could be done for how much money in reference to the options of a new elementary school or expansion of an existing one. Mr. Icenhour noted he wanted a careful analysis of costs and benefits for each option. He further noted pre-K expansion over the next 10 years in planning. Mr. Icenhour noted the trailers presented a bridge to ensure the community's children had educational needs met, but he wanted the analysis quickly so a permanent solution could be addressed long before the expiration of the SUPs.

Mr. Hipple read the SUP numbers for the block vote recording purposes.

7. SUP-21-0006. J.B. Blayton Elementary School Learning Cottage

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. SUP-21-0007. D.J. Montague Elementary School Learning Cottage

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. SUP-21-0008. Laurel Lane Elementary School Learning Cottage

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. SUP-21-0010. Norge Elementary School Learning Cottages

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. SUP-21-0011. Stonehouse Elementary School Learning Cottages

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. BOARD CONSIDERATION(S)

1. Fiscal Year 2022 Budget Appropriation

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

AYES: 3 NAYS: 1 ABSTAIN: 0 ABSENT: 1

Ayes: Icenhour Jr, Larson, McGlennon

Nays: Hipple

Absent: Sadler

Ms. Day addressed the Board noting the resolution in the Agenda Packet appropriated Fiscal Year 2022 Budget changes to the County Administrator's Proposed Budget. She noted these changes resulted in no change to the total overall budget as proposed. Ms. Day further noted staff's recommendation for the Board to adopt the resolution.

Ms. Larson asked if there was a change regarding the cigarette tax and the dollar amount.

Ms. Day noted the tax estimate in the proposed budget was approximately \$900,000. She further noted that was a conservative figure and all those funds were designated for the capital expenditure program, which would be monitored throughout the year as the revenue was received.

Ms. Larson thanked Ms. Day.

Mr. Hipple noted Mr. Bradshaw's estimate was \$850,000.

Ms. Day confirmed that amount with an effective date of September 1, 2021.

Mr. McGlennon thanked Ms. Day, staff, and Mr. Stevens for fiscal conservancy and tax payer dollars while meeting the community's needs.

Mr. Hipple noted his appreciation of the budget work. He further noted he supported the budget, but not the cigarette tax, therefore he could not support the entire budget since the tax was a component of it.

I. CLOSED SESSION

A motion to Enter a 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 6:33 p.m., the Board entered Closed Session.

At approximately 6:43 p.m., the Board re-entered Open 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: 4 NAYS: 0 ABSTAIN: 0 ABSENT: 1

Ayes: Hipple, Icenhour Jr, Larson, McGlennon

Absent: Sadler

I. Consideration of the acquisition of an interest in real property along Ironbound Road, pursuant to Section 2.2-3711(A)(3) of the Code of Virginia

J. ADJOURNMENT

1. Adjourn until 1 pm on May 25, 2021 for the Business Meeting

A motion to Adjourn 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 6:43 p.m., Mr. Hipple adjourned the Board of Supervisors.


Deputy Clerk