

MINUTES
JAMES CITY COUNTY BOARD OF SUPERVISORS
REGULAR MEETING
COUNTY GOVERNMENT CENTER BOARD ROOM
101 MOUNTS BAY ROAD, WILLIAMSBURG, VA 23185
September 26, 2023
1:00 PM

A. CALL TO ORDER

B. ROLL CALL

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

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

Mr. Hipple noted Ms. Sadler would not be present for the meeting due to a family matter.

C. PRESENTATION(S)

1. Proclamation - Old Towne Medical Center 30th Anniversary

Ms. Larson noted her pleasure representing the County on the Olde Towne Medical & Dental Center (OTMDC) Board. She extended her appreciation to Mr. Aaron Thompson, Executive Director of OTMDC, and staff for all their work done for the community. Ms. Larson read the proclamation recognizing the 30th anniversary of the Center and its service to residents in the Historic Triangle.

Mr. Thompson thanked the Board for the proclamation. He expressed his appreciation to Ms. Larson for her tenure on the OTMDC Board. Mr. Thompson also thanked Mr. Stevens and others for their support. He extended his thanks to James City County, the Center's largest jurisdictional entity, for its longstanding support. Mr. Thompson referenced the upcoming gala to celebrate the anniversary.

Mr. Hipple noted Mr. Stevens had several comments.

Mr. Stevens addressed several staff points. He noted September 26 was Human Resources Professional Day. Mr. Stevens thanked Mr. Patrick Teague, Director of Human Resources, and his staff for their work over the past few years with applications and staffing. Mr. Stevens also recognized Ms. Terry Costello, Senior Planner, for her 35+ years of service to James City County. He noted Ms. Costello had been recognized for her service with an award last week from the Virginia Association of Zoning Officials (VAZO) Board. Mr. Stevens acknowledged her award and thanked her for the many years of service to the County and its residents.

ADOPTED

OCT 24 2023

Board of Supervisors
James City County, VA

Ms. Costello thanked Mr. Stevens.

Mr. Stevens noted he also wanted to recognize Ms. Teresa Saeed, Deputy Clerk to the Board. He further noted Ms. Saeed had worked for the County 11 years and had recently been selected to serve as the 2023-2024 President of the Virginia Municipal Clerks Association. Mr. Stevens stated her dedication and effort to attaining the necessary credentials was commendable and he offered his congratulations to Ms. Saeed.

Ms. Saeed thanked Mr. Stevens.

Mr. Stevens thanked the Board for the opportunity to congratulate staff for the outstanding achievements which aided the County and its residents.

D. CONSENT CALENDAR

Mr. Hipple asked if any Board member wished to pull any item(s).

Mr. McGlennon noted he would like to pull Item Nos. 14 and 15. He added he had no questions on these items but felt both cases represented important issues regarding protection of the County's water quality and environment. Mr. McGlennon noted if the involved parties had contacted County staff regarding building expectations within the Resource Protection Area, these violations may have been avoided. He stressed the importance of such matters to the public. Mr. McGlennon then made the motion to approve adoption of Item Nos. 14 and 15.

1. Acceptance of Funds - \$2,701 - Virginia Forfeited Asset Sharing Program

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. Contract Award - \$303,267 - Human Resources Recruiting Management System

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

3. Contract Award - \$299,907 - James City County Library Public Restroom Improvements

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

4. Establishment of One Part-Time Permanent Position

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

5. Grant Award - \$20,890 - Department of Motor Vehicles - Alcohol Enforcement

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

6. Grant Award - \$36,610 - Department of Motor Vehicles - Police Traffic Services

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

7. Grant Award - \$75,947 - Four-for-Life - Return to Localities Fund

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

8. Grant Award Kinship - \$68,180 Kinship Navigator Program

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

9. Grant Award - \$30,000 - Radiological Emergency Preparedness

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

10. Grant Award - \$210,105 - School Security Officer - Williamsburg-James City County Schools

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

11. Grant Award - \$10,000 - Virginia DEQ CBPA Support Grant 2023

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

12. Grant Award - \$352,335 - Virginia Fire Programs Fund

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

13. Minutes Adoption

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 Minutes Approved for Adoption included the following meetings:

- March 17, 2023, Joint Meeting with the Williamsburg City Council and the Williamsburg-James City County (WJCC) School Board
- July 25, 2023, Business Meeting

14. Resolution of Chesapeake Bay Preservation Ordinance Violation at 2800 Durfey's Mill Road

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

15. Resolution of Chesapeake Bay Preservation Ordinance Violation at 2808 Durfey's Mill Road

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

16. Tri-Rivers Drug Task Force Agreement

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

E. BOARD DISCUSSIONS

1. WATA Update

Mr. Matthew Scalia, Williamsburg Area Transit Authority (WATA) Executive Director, addressed the Board about the importance of the work and services WATA performed in the community. Mr. Scalia provided some personal background history. He noted a PowerPoint presentation highlighted WATA's history, service areas, and Board information. Mr. Scalia further noted the challenges of a small staff and operational challenges. He highlighted employee data in the presentation, adding WATA was currently seven operators short of the 42 full-time transit bus operators and two Americans with Disability Act (ADA) part-time operators. Mr. Scalia noted the shortages prevented WATA from providing reliable service to the community. He continued the presentation addressing WATA's fleet vehicles and the plan for replacement of the aging fleet. Mr. Scalia noted WATA had 12 fixed routes as he provided details on WATA's various routes, operation hours, and other statistics. He further noted WATA's numbers were approximately down 200,000 from pre-pandemic data due to the lack of frequency. Mr. Scalia highlighted the various routes in the presentation with the one connecting location with Hampton Roads Transit at Lee Hall. He continued the presentation noting WATA's additional services which included Paratransit, One-Call Center with various local agencies, and ticket purchases available at the WATA Store located at the Williamsburg Transportation Center. Mr. Scalia noted the Paratransit routes were bound by ADA requirements, adding that ridership had increased 84% since Fiscal Year 2016. He continued the presentation highlighting recent technological investments such as the computer-aided dispatch and automatic vehicle locator (CAD/AVL). Mr. Scalia noted the CAD/AVL system allowed

WATA to better access data, better serve customers, and overall assessment of the transit service. He further noted the use of various tools such as Google Maps and the Transit app to serve customers and assist Dispatch with transit operator communications. Mr. Scalia addressed WATA's upcoming move to mobile ticketing via customers' phones. He added this feature eliminated the need for customers to use cash for transit services. Mr. Scalia noted the WATA Store would offer prepaid transit cards for use also. He further noted the use of the Transit app for use with tourists visiting the area. Mr. Scalia highlighted statistics regarding WATA's customer base, benefits of transit, and budget breakdown of federal, state, and local funding. He addressed the operating and capital expenses in the presentation. He noted WATA sought various grants available in the Commonwealth, adding many of those grants required some local match that ranged from 4-20% depending on the grant type. Mr. Scalia highlighted some of WATA's future projects and initiatives in the presentation. He provided details on bus stop improvements, adding local jurisdictions and their respective staffs assisted WATA in these areas. Mr. Scalia addressed community partnerships.

Ms. Larson addressed the point that some routes were not permanent and so no structures would be placed at those locations. She added she continued to see people at those stops even during inclement weather. Ms. Larson asked if the employer could be approached to sponsor a bench as part of those community partnerships. She noted one such location was at The Fresh Market where shoppers with their Walmart groceries were waiting with no area to sit. Ms. Larson questioned if the shopping center could be contacted as part of that outreach to assist with benches and such. She noted bus stop improvements had been a point of previous Board discussions.

Mr. Scalia thanked Ms. Larson for that question. He noted the need for a planner who would address those points. Mr. Scalia further noted the logistics of meeting with jurisdictional leaders for recommended sites for improvements and other factors. He added bus stop sponsorship had increased some and was a potential avenue to explore more.

Ms. Larson thanked Mr. Scalia.

Mr. Stevens added the possibility of James City County providing funding that assisted its residents. He noted prioritization of that funding and seeking future sponsorship opportunities, adding he sought Board direction on the County funding aspect with WATA monitoring the maintenance aspect.

Ms. Larson thanked Mr. Stevens.

Mr. McGlennon noted this was a challenging area, but other opportunities existed. He further noted WATA's development of a strategic plan as requested by the Department of Rail and Public Transportation (DRPT). Mr. McGlennon stated he hoped Mr. Scalia would take advantage of the small-scale Capital Improvements projects as part of that strategic plan effort. He noted these amenities for riders were supported by that type of funding, but challenges existed as he cited examples. Mr. McGlennon further noted the funding opportunities with the County and potential private funding partnerships to assist.

Mr. Scalia thanked Mr. McGlennon. He reiterated funding, adding the City of Williamsburg had transit funding in its budget. He also noted collaboration with local jurisdictions for prioritization of projects. Mr. Scalia stated "Evolving WATA" was the new strategic plan and he highlighted points of the goals and challenges in the presentation. He noted the first priority was to increase ridership before coverage with a 70% focus on rider increase and 30% to coverage. Mr. Scalia provided additional data to support WATA's goals and challenges with the "Evolving WATA" strategic plan. He stated those comments concluded his presentation, but he welcomed any questions the Board had for him.

Mr. McGlennon noted he was the Chairman for a Richmond group named the Transit Service

Delivery Advisory Committee (TSDAC) for DRPT. He added the TSDAC developed formulas that the Commonwealth Transportation Board could adopt for incentives to assist local transit systems with increased service and area. He addressed several key points including dependable transportation services to communities while also reducing automobile traffic on roadways. He asked Mr. Scalia about exploring these options and also asked the amount of fare collection in reference to the total \$9 million plus budget.

Mr. Scalia responded he had seen recently where the Greater Richmond Transit Company had gone to a fare-free system and its ridership had increased. He noted 5% of WATA's revenues was generated from fare collection. Mr. Scalia further noted grant opportunities and he would review data from other organizations as well.

Mr. McGlennon thanked Mr. Scalia. He noted some challenges with funding for the local transit system. Mr. McGlennon questioned potential expansion of service frequency and continuation of bidirectional bus service.

Mr. Scalia noted those points were addressed in Phase One of the strategic plan with some northern routes redirected to the new northern transfer center and increased frequencies for Routes One and Two, Lee Hall and Richmond Road. He noted some smaller routes may become bidirectional but largely not throughout the system. Mr. Scalia further noted the inconvenience of the non-bidirectional service.

Mr. Icenhour noted his appreciation of the stops along Longhill Road. He asked if the solar panels were operational for the lighting system at those locations.

Mr. Scalia responded they were not operational at this time and repairs were still being reviewed.

Ms. Larson thanked Mr. Scalia and welcomed both he and his family to the area. She referenced Mr. Scalia's earlier comment on the mobile app for WATA tickets and asked about people who may not have a smartphone. Ms. Larson noted paper tickets could be purchased at the WATA Store and questioned how that would impact riders who needed transportation to get to the WATA Store to make those purchases and if any allowances would be given.

Mr. Scalia noted no current payment methods would be removed so riders could pay at the WATA Store or on the bus.

Ms. Larson replied that was great. She noted Mr. Scalia's activity with Dispatch and other areas of WATA. Ms. Larson inquired how often he rode the bus.

Mr. Scalia responded not as often as he would like, but it allowed him time to talk with drivers and riders. He cited personal experience riding the bus and the need for public transportation. Mr. Scalia noted he had observed the relationship between the drivers and the frequent riders. He further noted the need to familiarize people with the nuances of the transit service. Mr. Scalia added he wanted to meet with the schools and provide a bus while discussing route planning to students who may use public transit. He noted outreach education such as that discussion could dispel some riders' apprehension about public transportation by broadening their understanding.

Ms. Larson thanked Mr. Scalia.

Mr. Hipple also thanked Mr. Scalia. He asked Mr. Scalia about the details of the agreement for Colonial Williamsburg and its route.

Mr. Scalia noted the initial cost was \$850,000 with annual decreases, adding it was a seven-year agreement. He further noted no fare was charged on Route 15 due to several reasons.

Mr. Hipple asked if WATA had been involved in conversation with the WJCC School Division regarding a joint venture with school buses.

Mr. Scalia thanked Mr. Hipple for that question. He noted he had met with the Director of Bus Operations for the School Division, but they had not pursued that path, adding he was aware of the bus challenges faced by the School Division this year. Mr. Scalia further noted he would contact the School Division for possibilities.

The Board thanked Mr. Scalia.

2. Brush Fire Response

Fire Chief Ryan Ashe addressed the Board referencing the fire approximately two weeks earlier on Croaker Road. He noted he would provide a presentation and address the specifics of that situation. Chief Ashe provided details of the original dispatch for a structure fire at 8212 Croaker Road. He added this location was a land debris site for highway land clearing and similar situations where the debris was repurposed for mulch. Chief Ashe provided visual representation of the site and details regarding on-site excavator staff. He noted small brush fires sometimes occurred at such facilities and the on-site crew had been using the excavator to extinguish the fire when it became damaged and was inoperable. Chief Ashe further noted the priorities for the situation which included response for injured on-site staff, excavator salvage, and a water supply as the location was not a hydrant area and water had to be brought into the area. He continued the presentation demonstrating the fire site and equipment use. Chief Ashe noted some unique challenges to the situation included the ladder truck adjustment in the packed mulch, a larger than normal mulch pile on-site, and protection of the existing mulch pile for an upcoming order. He further noted the James City County Police Department assisted with its Drone Team to get aerial views of the fire to develop a plan of action. Chief Ashe provided details of the action plan. He noted the County had one tanker, but additional water was needed to sustain the operation. Chief Ashe further noted the tanker operation process for additional water use. He added 180 tanker trips were made with seven tankers traversing the area. Chief Ashe noted assistance from the Fleet Division of the General Services Department with fueling the tankers during the process. He continued the presentation highlighting the dispatch information and noting mutual response was received from York County. Chief Ashe noted additional units were brought in from other localities. He provided a timeline of calls for service within the first hour of the Croaker Road fire.

Mr. McGlennon asked Chief Ashe if this was an unusual amount of traffic in the morning.

Chief Ashe responded that the severity of the calls was a unique component. He noted that typically more medic units may be committed for calls with availability of one or two engines. Chief Ashe further noted most of the calls received in that hour required two or three units for effective response. He added all those factors within one hour created a unique challenge in addition to the fire. Chief Ashe noted reviewing data to see the status of all of the County's units at particular times to help with preparation and planning. He further noted collaboration and cooperation with localities, off-duty staff, and Camp Peary's fire engines. Chief Ashe stated people had questioned why so much water on a stick pile. He added the significant cost of business equipment, the wood pile as a business resource, and the mulch for business revenue made the effort a worthwhile endeavor. Chief Ashe noted the fire also served as a training opportunity and cited an example. He further noted the County's Fire Marshal's Office and Zoning Division had followed up with the business owner regarding compliance with the pile size. Chief Ashe stated the Fire Marshal addressed the necessary size for future operation access roads in addition to the parameters for the pile sizes. He noted calls from citizens regarding smoke smell and falling ashes on cars. Chief Ashe noted smoke may continue for another week unless additional rainfall occurred.

Mr. McGlennon asked if the excavator had been recovered.

Chief Ashe stated not yet. He showed some current photos of the burn site and the excavator courtesy of the Fire Marshal's recent visit back to the site. He noted complaints continued to be received regarding the smoke.

Ms. Larson asked what height for the wood pile would be too tall, adding this pile seemed too tall.

Chief Ashe responded specific requirements could be determined through the Special Use Permit (SUP) process. He noted the 2016 SUP for the site addressed the concrete and asphalt restoration process. Chief Ashe further noted a review of the Fire Prevention Code which specified the pile parameters were 250 feet long, 150 feet wide, and 25 feet tall. He stated this wood pile was too tall and lacked access routes of 25 feet each between each of the piles.

Ms. Larson thanked Chief Ashe, Fire Marshal Kenny Lamm, the fire crews, and everyone involved. She asked for an update when the burn pile was completely extinguished.

Chief Ashe confirmed yes.

Mr. Hipple noted this situation was a good example of the County's need for more firefighters. He further noted while events such as this fire were not daily occurrences the mutual agreements with neighboring localities were very important. Mr. Hipple stated some of the County's newest firefighters gained hands-on experience with this brush fire. He noted the collaboration of many County departments and mutual aid. Mr. Hipple asked Chief Ashe to extend the Board's thanks for all the hard work and effort to everyone on this particular fire.

Ms. Larson acknowledged all the mutual aid regarding the brush fire. She noted the significance of the drone footage.

Chief Ashe added that the drone footage offered a different perspective on the fire. He noted thermal imaging was an added point in viewing the footage.

Discussion ensued.

Ms. Larson extended her thanks to the Fire Department. She commended the Fire Department on its honor in recognizing one of the County's long-time firefighters who had retired, Mr. Richard Svadeba, at his memorial service.

Chief Ashe noted the Fire Department's Honor Guard did a great job with Mr. Svadeba's service.

Mr. Hipple thanked Chief Ashe.

F. BOARD CONSIDERATION(S)

1. Contract Award - \$833,350 - Replacement Ambulances

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

Chief Ashe addressed the Board noting as part of the Capital Improvements Program (CIP), the

Fire Department replaced its ambulances every 10-11 years. He noted the use of diesel medic units for the past 15-16 years, but the Department was in the process of transitioning back to gasoline motors. Chief Ashe further noted emission issues with diesel engines was a factor. He added the last two ambulances ordered were scheduled for February-March 2024 delivery. Chief Ashe noted with this contract award for two more ambulances would give the Department five front-line gasoline ambulances. He provided details on the contract and the equipment. Chief Ashe noted the two ambulances for this contract award were scheduled approximately 30 months out due to availability and backlogs. He further noted additional equipment such as stretchers for the ambulances would also be ordered and were included in the CIP account but were not part of this particular contract.

Mr. Hipple thanked Chief Ashe.

2. Powhatan Creek Watershed Management Plan Adoption

A motion to Approve 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

Mr. Michael Woolson, Section Chief, Stormwater and Resource Protection Division, addressed the Board noting he was joined by Ms. Toni Small, Director of Stormwater and Resource Protection Division, and Mr. Daniel Proctor with Stantec, the project's consultant. Mr. Woolson noted the County had six approved watershed plans with Powhatan Creek the first plan and first to be revised. He further noted many changes since the plan's original adoption 22 years earlier included revision to the 2004 Chesapeake Bay Preservation Ordinance and other factors. Mr. Woolson stated this watershed management plan mirrored other approved County plans in its encouragement of management improvement of County resources through development and private property owner incentives. He provided details on the Powhatan Creek Watershed and its watershed management plan. Mr. Woolson noted staff recommended the Board's adoption of the Powhatan Creek Watershed Management Plan. He further noted Mr. Proctor would provide a presentation on results of the study.

Mr. Proctor addressed the Board noting he would also provide some feedback from the public engagement process as part of the plan development. He provided a PowerPoint presentation which addressed the three main components of the watershed assessment. Mr. Proctor noted the components focused on a review of past information, field-level reconnaissance, and desktop-level analysis, adding he would identify key findings within each component in the presentation. He further noted these findings included review of bacteria levels, impervious cover trends, field assessments, water quality modeling, conservation area review, and flood risk review. Mr. Proctor stated two of the most flood prone areas in the County were within Powhatan Creek and they were Jamestown 1607 and Powhatan Shores. He noted several main takeaways from the study showed overall watershed health had declined over the last 20 years, but much of the watershed was still relatively healthy and worthy of protection for future activities. Mr. Proctor stated the plan included several recommendations in various areas such as regulation/enforcement, education/awareness, and others with examples of the recommendations. He noted a project website had been implemented for public engagement input, two public meetings were held, and other aspects of the public engagement piece.

Ms. Larson noted the water management plan was very informative. She further noted the mention of James City Service Authority pump houses and danger to those facilities. Ms. Larson referenced the importance of stormwater management and coordination with developers on many of these points. She noted contact with a local homeowners association that has been dealing with stormwater issues for over 20 years. Ms. Larson referenced the importance of transportation and flood information, educational opportunities, and other factors such as information regarding any application on the Eastern State property that would come before the

Board. Ms. Larson thanked Mr. Proctor.

Mr. McGlennon noted the plan included a large amount of information. He inquired if the County's stream bed restorations that had been implemented were holding up well over time while still maintaining the desired water quality. Mr. McGlennon also asked about impacts due to climate changes which produced more extreme rain events.

Mr. Proctor referenced the restorations, adding increased improvements had occurred in those specific areas. He noted the impact of higher sea levels with relation to pump stations and additional homes particularly along Neck-O-Land Road. Mr. Proctor further noted north of Jamestown Road was impacted by rainfall effects.

Mr. McGlennon noted recent Board action on the calculation of permitted units on developable versus gross land acreage. He referenced possible impacts to erosion and stormwater regulations with recent Board action.

Mr. Proctor noted any new development would have stricter stormwater regulations and compliance.

Mr. McGlennon thanked Mr. Proctor.

Mr. Hipple thanked Mr. Proctor. Mr. Hipple noted the 70% reference in the report, adding that was a good percentage currently for the watershed. He further noted adding anything could lower that percentage and questioned what measures could be taken to increase the percentage over time.

Mr. Proctor replied yes with the help of the collective recommendations listed.

Mr. Hipple noted current procedures were holding the percentage and questioned if additional regulations would be needed.

Mr. Proctor confirmed yes. He added the 70% was a collective percentage as some streams had improved over the past 20 years. Mr. Proctor noted earlier County policies had created positive effects for some streams, but other streams had worsened, and those risks still existed in those areas. He further noted additional work needed to be done.

Discussion ensued.

Mr. Icenhour thanked Mr. Proctor, adding this report was requested and received in an expeditious manner. He added it was also done in an excellent manner and provided a great reference for the Board to use. Mr. Icenhour noted the Executive Summary was very helpful. He referenced several key points in the Executive Summary. Mr. Icenhour noted the increased expense of fixing a broken watershed versus doing one right from the beginning and the importance of that initial action. Mr. Icenhour stated the Powhatan Creek watershed over the past 20 years showed a poor track record from the standpoint of Board approval. He referenced conservation areas and the irreparable damage done to some of those areas. Mr. Icenhour noted the plan was a good tool, but it needed to be used well. He referenced some cases where too much was put into too small of an area and some such cases were due to come before the Board. Mr. Icenhour noted the importance of this plan to guide the Board's decision and to ensure any Board decision would not worsen the Powhatan Creek watershed situation.

3. ORD-22-0005. Possible Zoning Ordinance Revisions to the Use List of the General Business District, B-1

A motion to Accept the Report 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. Costello addressed the Board referencing the Board's April 12, 2022, adoption of an Initiating Resolution for possible amendment consideration regarding the Use List of the General Business District, B-1. She noted staff had since reviewed the Use List for any uses no longer consistent with the intent of the B-1 District or appropriate uses that currently were not on the list but could be included. Ms. Costello further noted review of similar commercial district Use Lists in area localities for major differences compared to those of the County. She stated a review of the 2045 Comprehensive Plan was done regarding any language or Goals, Strategies, and Actions specific to the B-1 Use List. Ms. Costello noted staff found no immediate reference to uses for deletion or addition to the B-1 Use List. She further noted the Policy Committee at its August 10, 2023, meeting agreed with staff's review without further guidance from the Board.

Mr. McGlennon questioned what principles guided staff recommendations regarding SUP requirements. He asked what factor(s) contributed to staff's recommendation.

Ms. Costello stated for this review it had only pertained to the B-1 Use List. She noted a comparison to other localities for possible deletions or additions had been considerations.

Mr. Hipple thanked Ms. Costello.

Mr. Icenhour asked if the motion was to accept the report and leave the Use List as it was.

Mr. Paul Holt, Director of Community Development, addressed the Board noting this Initiating Resolution was one of five that the Board had adopted. He noted the Board could accept the report as presented, direct staff not to pursue this point currently, and revisit consideration at a later time if the Board wished.

Mr. McGlennon noted at times zones adjoin other land uses and referenced the example of school zones near certain types of businesses. He questioned if those businesses would require an SUP.

Mr. Holt referenced one of the Initiating Resolutions had addressed vape shops and other specific products. He noted the particular verbiage as adopted by the Board in the Ordinance addressed that point. Mr. Holt further noted the strength of the Zoning Ordinance was its overarching commercial requirements of the SUP with regards to businesses within districts.

Mr. McGlennon thanked Mr. Holt.

G. BOARD REQUESTS AND DIRECTIVES

Mr. Icenhour noted, as the representative to the Greater Williamsburg Chamber of Commerce Board of Directors and a member of the Military Affairs Committee, the Home for the Holidays program had started. He further noted the program, currently in the fundraising aspect, was a program designed to provide travel stipends to junior enlisted military personnel at Naval Weapons Station Yorktown, the Marine Corps Security Force Regiment, and the United States Coast Guard Training Center Yorktown. Mr. Icenhour stated 40 people were sent home with \$300 travel credits last year. He added this year's goal was 60 people as last year there had been 70-plus applicants. Mr. Icenhour encouraged people to visit the Greater Williamsburg Chamber of Commerce website and use the Home for the Holidays link to donate. He added local businesses donated as did retired military and family members of active military. Mr. Icenhour stated applications would be received through November with awards presented in the first week of December.

Mr. McGlennon referenced a recent Zoom meeting sponsored by the area Sierra Club chapter when local governments presented information on their initiatives for environmental condition improvements in local communities and programs over the past few years. He commended Ms. Joanna Ripley, Assistant Director of General Services Department for the County, for an outstanding presentation. He noted staff did an outstanding job. Mr. McGlennon noted his recent attendance at the Annual United Way of the Virginia Peninsula with nonprofit organizations and elected officials. He added details regarding the format which rotated elected officials to six tables with various nonprofit organizations. Mr. McGlennon noted discussion on the work of the nonprofit organizations ensued, adding it was very informative. He further noted on October 5 at 6 p.m. citizens would have the opportunity to meet the County's new Police Chief, Mark Jamison, at a meeting hosted by Mr. McGlennon at James River Elementary School.

Ms. Larson asked Mr. Stevens if there was an upcoming School Liaison Committee meeting.

Mr. Stevens noted he would check as he had not seen anything on a meeting.

Ms. Larson noted the Williamsburg Tourism Council meeting had taken place last week and she reminded everyone those meetings were open to the public. She referenced a softening during the summer with people staying in hotels but possibly not attending as many attractions. She added the heat could have been a factor. Ms. Larson noted marketing efforts continued. She further noted the Chamber Meeting was held at Eastern State which she added she had previously toured. Ms. Larson thanked the Greensprings HOA for hosting Mr. Stevens, Mr. Joe Buchite, Section Chief Inspections, Stormwater and Resource Protection Division, and herself at its meeting. She noted Mr. Buchite had spent considerable time at the Greensprings subdivision, adding when development was done incorrectly, County resources were used to correct the problem(s) with taxpayer money and not by the developer. She added there were some major issues that needed addressing at Greensprings soon.

Mr. Hipple noted his attendance at the Hampton Roads Transportation Accountability Committee (HRTAC) and Hampton Roads Military and Federal Facilities Alliance (HRMFFA) meetings with Mr. Stevens. He further noted the Finance Committee meeting was followed by HRMFFA and then HRTAC. Mr. Hipple stated he was now the liaison for the Hampton Roads Tunnel boring machine where he served as the connection between that operation and the Virginia Department of Transportation (VDOT). He noted he and Mr. Stevens had taken a tour of the tunnel to see the progress. Mr. Hipple further noted funding was being split with VDOT on the project so HRTAC would not be solely funding it. He further noted he would provide the Board with progress reports.

H. REPORTS OF THE COUNTY ADMINISTRATOR

Mr. Stevens noted he had two items to report. He stated the first item was a reminder that the last two dates, September 27 and October 4, were slated for the New Town Tunes concert series. He further noted gates open at 5 p.m. with the concerts starting at 5:30 p.m. Mr. Stevens added the second item was the Halloween with Heroes event which was scheduled for October 25, 6-8 p.m. at the Law Enforcement Center. He noted the event was hosted by the James City County Police Department.

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 2:57 p.m., the Board of Supervisors entered a Closed Session.

At approximately 4:35 p.m., the Board re-entered Open Session.

A motion to Certify the Board only spoke about those matters 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

1. Discussion or consideration of the disposition of publicly held real property located at 2054 Jamestown Road, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body.
2. Discussion or consideration of the acquisition of a parcel of real property located along Jamestown Road, where discussion in an open meeting would adversely affect the bargaining position or negotiating strategy of the public body.
3. Discussion of the award of a public contract involving the expenditure of public funds, and discussion of the terms or scope of such contract, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the public body, pursuant to Section 2.2-3711(A)(29) of the Code of Virginia and pertaining to the contract between the County, the City of Williamsburg, and WJCC Schools.
4. Discussion of the award of a public contract involving the expenditure of public funds, and discussion of the terms or scope of such contract, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the public body, pursuant to Section 2.2-3711(A)(29) of the Code of Virginia and pertaining to the contract between the York County, James City County, the City of Williamsburg, and the Williamsburg Regional Library.
5. 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 for Appointment to Boards and/or Commissions as 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

- a. Appointment - Clean County Commission

Mr. Icenhour noted the appointment of Mr. Tim Stanley to the Clean County Commission for a term beginning September 26, 2023, and expiring July 31, 2026.

- b. Appointments - Chesapeake Bay Board and Wetlands Board

Mr. Icenhour noted the reappointment of Mr. Charles Roadley to the Chesapeake Bay Board and Wetlands Board for a term beginning October 1, 2023, and expiring December 1, 2028. Mr.

Icenhour noted the appointment of Ms. Leslie Bowie, a former alternate, to the Chesapeake Bay Board and Wetlands Board for a term beginning October 1, 2023, and expiring December 1, 2028.

c. Reappointment - Social Services Advisory Board

Mr. Icenhour noted the reappointment of Ms. Adrian Carter to the Social Services Advisory Board for a term beginning September 23, 2023, and expiring September 23, 2027.

d. Appointments - Williamsburg Area Arts Commission

Mr. Icenhour noted the reappointment of Mr. Thomas Phelps to the Williamsburg Area Arts Commission for a term beginning September 26, 2023, and expiring June 30, 2026. He further noted the reappointment of Ms. Robin Phillips to the Williamsburg Area Arts Commission for a term beginning September 26, 2023, and expiring June 30, 2026.

6. Certification of Closed Session

J. ADJOURNMENT

1. Adjourn until 5 pm on October 10, 2023 for the Regular Meeting

A motion to Adjourn 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

At approximately 4:37 p.m., Mr. Hipple adjourned the Board of Supervisors.

Teresa J. Saeed

Deputy Clerk