

**MINUTES**  
**KING WILLIAM COUNTY**  
**BOARD OF SUPERVISORS**  
**MEETING OF FEBRUARY 25, 2002**

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF KING WILLIAM COUNTY, VIRGINIA, HELD ON THE 25<sup>TH</sup> DAY OF FEBRUARY, 2002, AT 7:00 P.M. IN THE BOARD ROOM OF THE KING WILLIAM COUNTY ADMINISTRATION BUILDING, THE MEETING WAS CALLED TO ORDER WITH THE FOLLOWING PRESENT:

D. L. WRIGHT, CHAIRMAN  
E. P. STEROWSKI, VICE-CHAIRMAN  
L. E. BYRUM, JR.  
R. S. DIGGS  
C. T. REDD, III

L. M. CHENAULT, COUNTY ATTORNEY  
FRANK A. PLEVA, COUNTY ADMINISTRATOR

**RE: ADOPTION OF MEETING AGENDA**

On motion by C. T. Redd, III, seconded by L. E. Byrum, Jr. and carried unanimously, the Board adopted the agenda for this meeting as presented by the County Administrator with the addition of two items – to Item #6, Consent Agenda, moved Item #15b, “Adoption of Resolution Recognizing the 300<sup>th</sup> Anniversary of King William County” to become Item #6f, and to Item #9, VDOT Matters, added “Litter Control Project”.

**RE: PUBLIC COMMENT PERIOD – SPEAKERS: ONE OPPORTUNITY OF 3 MINUTES PER INDIVIDUAL OR 5 MINUTES PER GROUP ON NON-PUBLIC HEARING MATTERS**

Herb White, a resident of 1186 Mill Road in Aylett, appeared before the Board to suggest that when the Board is performing its upcoming deliberations for the Fiscal Year, 2003, Budget, that it consider adding funds for the employment of a Grants Administrator, who would be charged with the research of, and filing of, grants on behalf of the County. He indicated that any grants funds available to the County would greatly help, and with all the state and federal mandates being passed down to the locality, other sources of revenue need to be explored.

Dr. Brenda Cowback, Superintendent of Schools for King William County, invited all County officials to attend the special groundbreaking ceremony for the King William High School project, to be held on Tuesday, March 19, 2002, at 5:00 p.m.

**RE: CONSENT AGENDA**

On motion by C. T. Redd, III, seconded by L. E. Byrum, Jr. and carried unanimously, the Board approved the following items on its consent agenda:

- a. The minutes of the January 28, 2002, regular meeting, as written
- b. Claims against the County for January, 2002, in the amount of \$880,346.79 as follows:

lows:

(1) General Fund Warrants #50294-50455 and #13904-13905 in the amounts of \$706,175.07 and \$2,239.52; Direct Deposits #3252-3343 in the amount of \$128,940.07; and Electronic Tax Payment in the amount of \$42,992.13

(2) For informational purposes, Social Services expenditures for the month of January, 2002, Warrants # 301443-301506 in the amount of \$23,608.38; Direct Deposits #545-559 in the amount of \$19,856.28; and Electronic Tax Payment in the amount of \$7,186.94

(3) For informational purposes, Circuit Court expenditures for the month of January, 2002, Warrants #50268-50276 in the amount of \$5,686.76 and Direct Deposits #33-35 in the amount of \$7,073.35

(4) For informational purposes, Comprehensive Services Act Fund expenditures for January, 2002, Warrants #50278-50291 in the amount of \$31,352.13

(5) Tax Refunds for the month of January, 2002, in the amount of \$2,126.08

c. Approved the application of the King William County Tricentennial Celebration, Inc. for a permit to explode fireworks on April 12, 2002, starting at 8:00 P.M. at the King William Courthouse complex from the roof of the County Administration Building and from the field behind the County Administration Building. This display is part of the celebration of the County's 300<sup>th</sup> anniversary.

d. Adopted the following resolution supporting the reappointment of William A. Pruitt as Commissioner of the Virginia Marine Resources Commission:

**RESOLUTION SUPPORTING THE REAPPOINTMENT OF  
WILLIAM A. PRUITT  
AS COMMISSIONER OF THE VIRGINIA MARINE RESOURCES  
COMMISSION**

**WHEREAS**, William A. Pruitt has served as Commissioner of the Virginia Marine Resources Commission since 1983; and,

**WHEREAS**, Commissioner Pruitt has provided strong leadership to the VMRC during his tenure as demonstrated by his numerous reappointments; and,

**WHEREAS**, Commissioner Pruitt has exhibited the ability to bring elected officials, environmental interests, business interests, commercial watermen and recreational fishermen together to find solutions to various issues of importance to the Commonwealth; and,

**WHEREAS**, William A. Pruitt has proven himself to be an asset to the Commonwealth and its citizens.

**NOW, THEREFORE, BE IT RESOLVED**, that the King William County Board of Supervisors respectfully urges and requests Governor Mark Warner to reappoint William A. Pruitt to the position of Commissioner of the Virginia Marine Resources Commission.

e. Authorized the advertisement of a public hearing for March 25, 2002, during the Board's regular monthly meeting beginning at 7:00 p.m. to consider Zoning Case #Z-09-01, Request for Zoning Map Amendment, with Proffers, Applicant: David S. Robinson, Jr.

f. Adopted the following resolution Recognizing the 300<sup>th</sup> Anniversary of King William County:

**RESOLUTION REGARDING THE COMMEMORATION OF THE  
THREE-HUNDREDTH ANNIVERSARY OF THE ESTABLISHMENT OF  
KING WILLIAM COUNTY**

**WHEREAS**, the Act of the General Assembly reads “His Majestys Royall Colledge of William and Mary adjoining to the City of Williamsburg, the 5<sup>th</sup> day of December..., 1700,” it was proclaimed that because of “inconveniences attending the inhabitants of that part of King and Queen County which lies within Pamunkey Neck when they have occasion to prosecute law suits...or to go to any other publick meeting...”; and,

**WHEREAS**, on October 2, 1701, the Virginia House of Burgesses passes and Governor Frances Nicholson assents to the enabling act creating a distinct county from the Pamunkey Neck portion of King and Queen County, which is the land that lies between the Mattaponi and Pamunkey Rivers; and,

**WHEREAS**, effective April 11, 1702, the area known as Pamunkey Neck became King William County, the twenty-fourth county then existing in Virginia; and,

**WHEREAS**, the King William County was named for William of Orange, the reigning monarch of England, Scotland, and Ireland, known as King William III, who ruled from 1689 to 1702; and,

**WHEREAS**, King William County Courthouse, circa 1725, is considered one of the finest examples of early colonial brickwork and courthouse design. It is purportedly the oldest courthouse in continuous use in the United States and the oldest public building in use in Virginia; and,

**WHEREAS**, Lieutenant Governor Alexander Spotswood and the Knights of the Golden Horseshoe embarked in 1716 on their expedition to the Blue Ridge Mountains from Chelsea Plantation in King William County; and,

**WHEREAS**, King William County was home to Carter Braxton, III, signer of the Declaration of Independence, from 1777 to 1786; and,

**WHEREAS**, King William County was the birthplace in 1898 of Lieutenant General Lewis B. “Chesty” Puller, the most decorated U.S. Marine in the Corp’s history; and,

**WHEREAS**, King William County is the home of three Native American tribes – the Mattaponi, the Pamunkey, and the Upper Mattaponi – which were part of Chief Powhatan’s Confederacy. The County is also home to the only two native American reservations in Virginia – the Mattaponi and the Pamunkey – that are the two oldest reservations in the United States; and,

**WHEREAS**, during the 1720’s two counties, Caroline and Spotsylvania, were formed in part from King William County; and,

**WHEREAS**, King William County Tricentennial Celebration, Inc. is holding numerous activities throughout 2002, including a Birthday Party on April 12, and a Heritage Day Festival on April 27, to celebrate King William County’s three hundredth anniversary milestone.

**NOW, THEREFORE, BE IT RESOLVED**, that the King William County Board of Supervisors joins with the good citizens of King William County in the commemoration and celebration of the County’s three hundredth birthday; and,

**BE IT FURTHER RESOLVED**, that the King William County Board of Supervisors hereby acknowledges and commemorates the significant role that King William County has played in the history and development of the Commonwealth of Virginia and the United States of America; and,

**BE IT FINALLY RESOLVED**, that a copy of this Resolution expressing the sense of the King William County Board of Supervisors on this matter shall be conveyed to the citizens of King William County and shall be spread upon the meeting minutes of said Board of Supervisors.

**RE: RESOLUTIONS OF APPRECIATION**

a. Chief Tecumseh Deerfoot Cook – Pamunkey Tribe - On motion by L. E. Byrum, Jr., seconded by C. T. Redd, III and carried unanimously, the Board adopted the following Resolution recognizing Chief Tecumseh Deerfoot Cook.

**RESOLUTION OF APPRECIATION**

**WHEREAS**, Chief Tecumseh Deerfoot Cook was born on the Pamunkey Indian Reservation on November 9, 1899; and,

**WHEREAS**, Chief Cook attended the Pamunkey Indian School but learned about real-life lessons from his father, who taught him how to fish, trap, and hunt; and,

**WHEREAS**, Chief Cook worked as a hunting guide at Old Town Club for more than 40 years; and,

**WHEREAS**, Chief Cook has dedicated his life to the Pamunkey Indian Tribe, serving as Chief for 42 years, where he was involved in all aspects of the tribe including its government, museum, and fish hatchery; and,

**WHEREAS**, Chief Cook attended more than 60 tributes to the Governor in Richmond; and,

**WHEREAS**, Chief Cook is a life-long member of Pamunkey Baptist Church where he served as a Deacon for 65 years; and,

**WHEREAS**, married to Ruth in 1925, the couple has a son, Warren Cook, and two daughters, Eleanor Fields, and Betty Allmond, 15 grandchildren, 16 great-grandchildren, and one great-great-grandchild.

**NOW, THEREFORE, BE IT RESOLVED**, that the King William County Board of Supervisors recognizes Chief Cook and congratulates him on all of his accomplishments; and,

**BE IT FURTHER RESOLVED**, that the King William County Board of Supervisors acknowledges Chief Cook's leadership, dedication to the Pamunkey Indian Tribe, and commitment to King William County; and,

**BE IT FINALLY RESOLVED**, that a copy of this Resolution expressing the sense of this Board of Supervisors on this matter shall be conveyed to Chief Cook, and shall be spread upon the meeting minutes of said Board of Supervisors.

The Board instructed that a copy of this Resolution be forwarded to Chief Tecumseh Deerfoot Cook and members of his family.

b. Eagle Scout Joey Minnenock - On motion by C. T. Redd, III, seconded by E. P. Sterowski and carried unanimously, the Board adopted the following Resolution recognizing and congratulating Joey Minnenock on his accomplishment of earning the rank of Eagle Scout, the highest rank in Boy Scouts. Following its adoption, Joey Minnenock, along with his parents, came forward and were presented with this Resolution.

#### **RESOLUTION OF APPRECIATION**

**WHEREAS**, Joey Minnenock is a 16 year old junior at King William High School; and,

**WHEREAS**, Joey has been involved in Boy Scouts for the past 6 years; and,

**WHEREAS**, Joey recently earned the rank of Eagle Scout, the highest rank in Boy Scouts; and,

**WHEREAS**, Joey has worked very hard to become an Eagle Scout earning 21 merit badges and completing a community service project; and,

**WHEREAS**, throughout his years in Boy Scouts, the most valuable tool Joey has learned is leadership, which he knows will be of great use in the future; and,

**WHEREAS**, Joey has dedicated his life to Scouting for the past six years, so now he will continue as an Eagle Scout, but, also make more time for his hobbies, which include weightlifting, shooting and spending time with his friends.

**NOW, THEREFORE, BE IT RESOLVED**, that the King William County Board of Supervisors recognizes Joey and congratulates him on all of his accomplishments; and,

**BE IT FURTHER RESOLVED**, that the King William County Board of Supervisors acknowledges Joey's leadership, dedication to the Boy Scouts and commitment to his community; and,

**BE IT FINALLY RESOLVED**, that a copy of this Resolution expressing the sense of this Board of Supervisors on this matter shall be conveyed to Joey, and shall be spread upon the meeting minutes of said Board of Supervisors.

**RE: PRESENTATION OF FY-01 COMPREHENSIVE ANNUAL FINANCIAL REPORT**

**(CAFR) – DAVID HUGHES - ROBINSON, FARMER, COX ASSOCIATES**

David Hughes of Robinson, Farmer, Cox Associates, presented and reviewed the FY-01 Comprehensive Annual Financial Report (CAFR) with the Board. He indicated that the Financial Staff in King William County has earned the Certificate of Achievement for Excellence in Financial Reporting from the Government Financial Officers Association for the past three years on this report, and most likely, will receive the award again for the FY-01 Report.

**RE: VDOT MATTERS – CHARLIE STUNKLE, RESIDENT ENGINEER**

Charlie Stunkle, Resident Engineer, reported to the Board on the anticipated decreases in the current year secondary road budget in the amount of \$26,711.00. Mr. Stunkle further indicated that the allocations totaling this decrease have been deleted from the Route 604, Herring Creek Road project, and from the Route 671, Mangohick Circle project, in the current Six Year Plan for Secondary Roads in the County. This Plan will be revisited this fall. In addition, Mr. Stunkle made the Board aware that the General Assembly will decrease secondary road construction funds by 40% over the next three year period.

Route 603, Dover Road - Mr. Stunkle advised that a traffic count has been performed on Route 603, Dover Road, and that it does qualify for hardsurfacing, and it will have to get into the Secondary Road Six Year Plan.

Route 606 – The Board was informed that a traffic count has been performed on Route 606, which showed it was carrying 430 VPD, and 500 is the threshold number.

Route 625 – C. T. Redd, III indicated that when VDOT installed guard rails around the pond on this route, it made the traffic come more to the center of the road. He requested VDOT to put a double line on this route, as there is also a curve at this location.

Sharon Road - D. L. Wright requested that VDOT investigate the possibility of installing a guard rail around the water basin pit at the construction site on Sharon Road.

Request for Stop Sign - D. L. Wright made Mr. Stunkle aware of a request from the land owner of the new golf course in the County for the placement of a Stop Sign at this location.

Trash Blowing Out of Private Vehicles and Commercial Trucks Onto Roadways in County - C. T. Redd, III discussed a problem occurring with trash blowing out of uncovered trucks and from plastic bags onto County roadways, and suggested that GDC Trucking be notified of the Board's concerns about this problem. The Sheriff's office is aware of this situation and are enforcing regulations.

Mr. Redd further motioned that the Board prepare an amendment to the County's existing Litter Control Ordinance and conduct a public hearing at the Board's March meeting, on same, to consider increasing the minimum fine for violation of said ordinance of not less than \$250.00 nor more than \$2,500.00. This motion was seconded by E. P. Sterowski and carried unanimously.

**RE: RAPPAHANNOCK COMMUNITY COLLEGE – ANNUAL REPORT – DR. NORMAN SCOTT & JIM MICKENS**

Dr. Norman Scott, President of Rappahannock Community College, and Jim Mickens, King

William County's representative on the College Board, appeared before the Board to provide an update on activities at the College.

**RE: PLANNING & COMMUNITY DEVELOPMENT – MATT WALKER, DIRECTOR**

a. Public Hearing - 2003 Update of the King William County Capital Improvements Plan (CIP) - Matt Walker, Director of Community Development, presented the proposed 2003 update of the King William County Capital Improvements Plan, indicating that the CIP is a general guide to aid the governing body in preparing for and measuring the cost of potential future capital infrastructure needs. This Plan is not to be considered as an accounting document, but, rather a well-reasoned guide and general plan. He indicated further that the Planning Commission recommended approval of this proposed 2003 Update of the Plan to the Board on a vote of 7 to 1.

Thereupon, the Chairman declared the public hearing open for comments. No persons appeared to comment for or against the proposed Update.

Whereupon, the public hearing was declared closed, upon motion by C. T. Redd, III, seconded by L. E. Byrum, Jr. and carried unanimously.

b. Adoption of 2003 Update of the King William County Capital Improvements Plan (CIP) - On motion by L. E. Byrum, Jr., seconded by R. S. Diggs and carried unanimously, the Board accepted the recommendation of the Planning Commission and adopted the 2003 Update of the King William County CIP, as presented in public hearing.

c. Public Hearing – Zoning Case #Z-06-01, Request for Zoning Map Amendment, with Proffers, Applicant/Owner: 3M Farms, LLC, represented by Wayne McDougale - Matt Walker, Director of Community Development, presented the application of 3M Farms, LLC, represented by Wayne McDougale, to rezone, with Proffers, approximately 14 acres from an A-C Zoning District to a R-1 Zoning District, located at the end of, and on the east side of Route 658 (Indian Church Road), approximately 1 mile east of the intersection of Routes 360 and 30 at Central Garage. The rezoning will allow for the development of a 14 unit single-family subdivision. Mr. Walker indicated that this application was first submitted to the Department of Community Development on September 28, 2001, but was revised due to safety concerns raised by VDOT during the process. It was first presented to the Planning Commission in October, 2001, and a public hearing before the Planning Commission was conducted in November, 2001. At the November hearing, the applicant requested the case be deferred until the January Commission meeting to allow more time to address VDOT's concerns. As a result, the applicant amended the request from a 68 acre rezoning that would allow 78 units to be constructed, to a 14 acre rezoning that would consist of 14 units. This reduction in proposed lots in the subdivision reduced the traffic count on Route 658 (Indian Church Road) and its connection with Route 30, and by this lowering of the overall VPD count, VDOT determined that a left turn off of Route 30 is not required at this time. Both of these matters were concerns of VDOT.

In a letter dated January 17, 2002, from Chris Goforth at VDOT to Matt Walker, Director of Community Development for King William County, Mr. Goforth listed other VDOT concerns including: (1) A right turn lane off of Route 30 is required, (200' min. decal and 150' min. taper); (2) The

entire length of Route 658 from its connection at Route 30 to the entrance to the proposed subdivision, will need to be 18' wide pavement and 2' shoulders. The applicant may not need to obtain extra right of way in the section they do not own, if the pavement width and shoulders as stated above, can be constructed as per minimum VDOT standards.

The applicant has proffered several conditions including those that address requirements for underground utilities, utilization of certain building materials for foundations, and payment of a cash proffer per single-family dwelling constructed.

Mr. Walker stated that the Planning Commission recommended approval of this case to the Board of Supervisors contingent upon the two above stated items, as were contained in the January 17, 2002, letter from VDOT's Chris Goforth, being addressed.

Since the Planning Commission hearing held in January, 2002, VDOT has agreed with the applicant on a proposal for the development of the off site improvements in question, minus the right turn lane requirement. VDOT indicates that this improvement shall include the construction of a 18' wide surface, 2' shoulders, and 3' ditch section, along with any necessary grading and drainage improvements deemed necessary to meet VDOT standards for construction of secondary roads.

In a letter dated March 11, 2002, from Charles Stunkle, VDOT Resident Engineer, it was indicated that he met with the developer and his representatives on site on February 1, 2002, to review all proposed roadway improvements, and it was determined at that time, that Route 30, at the intersection of Route 658, has a 50 ft. right-of-way and is on a 4-5 ft. fill through the intersection. It would not be possible to construct a 12 ft. wide right turn lane, shoulder, and slope, within the existing right of way. This letter further stated that since the developer does not own the property at this location, and since the large majority of the traffic from the subdivision will be turning left anyway, VDOT determined the right turn lane would not be necessary.

Thereupon, the Chairman declared the public hearing on Case Z-06-01 open for comments.

Randy Cook, attorney representing the applicant, 3M Farms, LLC, Wayne McDougale, appeared to speak in favor of this application indicating that it complies with and conforms to the Future Land Use Map contained in the King William County Comprehensive Plan, and that the proffers originally submitted, have been revised as the case matured. Further, he advised that the applicant, Mr. McDougale and representatives of VDOT have met, and reviewed data, and have decided that the right turn lane is not needed, due to traffic not being that heavy from the King William Courthouse side of Route 30. Traffic is heavier coming from Route 360.

Thereupon, L. E. Byrum, Jr. suggested that a center left turn lane may be needed, due to heavy traffic.

William R. Adams and his mother, Verna A. Custalow, presented a prepared letter to Chairman, D. L. Wright, to be read. This letter indicated their opposition to the subdivision being placed so close to their property.

There being no other persons appearing to speak, on motion by L. E. Byrum, Jr., seconded by C. T. Redd, III and carried unanimously, the public hearing was declared closed.

d. Consideration of Zoning Case #Z-06-01 - The Board questioned whether or not the Planning Commission has reviewed this application since the two changes were made by VDOT – the deletion of the requirement for the right hand turn lane off of Route 30, and the tentative approval of the hardsurfacing of Route 658 within the existing 30' right of way. Mr. Walker indicated that the Commission has not.

Thereupon, on motion by R. S. Diggs, seconded by C. T. Redd, III and carried unanimously, the Board returned this application to the Planning Commission to reconsider conditional zoning based on new information from VDOT.

e. Public Hearing – Zoning Case #Z-08-01, Request for Zoning Map Amendment, with Proffers, Applicants: James D. Richie and Peter M. Ford - Matt Walker, Director of Community Development presented Zoning Case #Z-08-01, the application of James D. Richie and Peter M. Ford to rezone, with Proffers, .305 acre from a B-1 Zoning District to a B-2 Zoning District, located on the north side of Route 360, at its intersection with Route 600 in Aylett. This property is further described as Section 22, Parcels 46 and 46a on the King William County Tax Maps. The rezoning will allow for the operation of a used automobile lot. The applicant has proffered several conditions that address the number of vehicles to be stored on the property at any given time and the condition of said vehicles.

The Chairman declared the public hearing open for comments on this request for rezoning.

Jim Richie, applicant, stated his plans to convert the existing repair garage to a used automobile lot. Mr. Bob Sorrell and his son-in-law, Mr. Charles Eldridge will operate the used automobile dealership.

Charles Eldridge made the Board aware of plans to upgrade the building and surrounding property with cosmetic improvements including paint, shubbery, flowerpots, and other landscaping materials. The lot will be graveled where there is no concrete or paving. The office will be decorated to appear as a “country store” to give the property a friendly, warm, well-kept look.

There being no other persons appearing to speak for or against this proposal, on motion by R. S. Diggs, seconded by C. T. Redd, III and carried unanimously, the public hearing was declared closed.

f. Consideration of Zoning Case #Z-08-01 - Matt Walker informed the Board that the Planning Commission has considered this application in public hearing, and recommends to the Board that this application be approved, with the list of proffers submitted by the applicant on October 30, 2001.

On motion by L. E. Byrum, Jr., seconded by R. S. Diggs and carried unanimously, the Board accepted the recommendation of the Planning Commission and approved Zoning Case Z-08-01, as submitted by applicants, James D. Richie and Peter M. Ford, for a Zoning Map Amendment, with the following proffers (dated October 30, 2001), from a B-1 District to a B-2 District. Said property contains .305 acre and is located on the north side of Route 360, at its intersection with Route 600 in Aylett. This property is further described as Section 22, Parcels 46 and 46a on the King William

County Tax Maps, (8279 Richmond/Tappahannock Highway).

“We hereby proffer that the development of the subject property of this application shall be in strict accordance with the following conditions set forth in this submission.”

1. No more than 25 automobiles will be on the property for sale at any one time.
2. No major repairs will be performed on any automobile on the property.
3. Only detail cleaning and waxing will be performed on any automobile on the property.
4. The first entrance on Route 360 near Route 600 will be closed and blocked off with large flowerpots.
5. No junked or wrecked automobiles will be stored on the property.

“Aylett Auto Sales (Robert L. Sorrell, Owner, and Charles J. Eldridge, Owner) wishes to upgrade the building and surrounding property with the following cosmetic improvements; paint, shrubbery, flowerpots and other landscaping materials. The lot will be graveled where there is no concrete or paving. The office will be decorated to appear as a “country store” to give the property a friendly, warm, well-kept look.”

g. Announcement of Public Meetings to be Held Regarding the King William County Updated Comprehensive Plan - Matt Walker made the Board aware of upcoming public meetings being held at various locations throughout the County in March, 2002, to invite public comment regarding the updated Comprehensive Plan.

**RE: CENTRAL GARAGE SEWER SYSTEM – RE-CONSIDERATION OF REQUEST TO EXCLUDE PROPERTY FROM SEWER SERVICE AREA – ROGERS & CHENAULT**

C. T. Redd, III made a motion to rescind the motion duly made, seconded, and unanimously carried, at the January 28, 2002, Board meeting to deny the request by Rogers-Chenault, Inc. for exclusion of Phase One or Section One of the McCauley Park development from mandatory connection to the public sanitary sewer system. Mr. Redd indicated he felt it prudent for the Board to revisit this matter in light of information received since its January 28, 2002, meeting, pertaining to potential new connections to the sanitary sewer system located outside of Section One of McCauley Park, and the ability/capacity of the sewage treatment plant to adequately accommodate both these potential new connections as well as Section One of McCauley Park, prior to the expansion of the plant, which will take approximately two years. This motion to rescind was seconded by R. S. Diggs and carried unanimously.

Thereupon, on motion by C. T. Redd, III, seconded by R. S. Diggs and carried with the following vote, the Board approved the request of Rogers-Chenault, Inc. to exclude Phase One or Section One of the McCauley Park development from mandatory connection to the public sanitary sewer system.

D. L. Wright	Aye
E. P. Sterowski	Nay
L. E. Byrum, Jr.	Nay
R. S. Diggs	Aye
C. T. Redd, III	Aye

**RE: KING WILLIAM BUSINESS ASSOCIATION – WESLEY WALKER, PRESIDENT – PRESENTATION OF TAX REPORT**

Wesley Walker, Ralph Jones, and Ernest Hoover, representing the King William Business Association, presented information on a business tax comparison study the Association has been

conducting recently. This study reported their findings about tax comparisons with other surrounding localities.

The Board took this information under advisement for its upcoming budget work sessions.

**RE: COURT HOUSE FACILITY PROJECT – SETTING WORK SESSION WITH ARCHITECT**

The County Administrator informed the Board of the need to set a work session date to meet with Wiley & Wilson, the Courthouse Facility Project's consulting architectural and engineering services firm, to review and consider the Facility's preliminary floor plan, as modified during the firm's interactive design sessions with the facility's user groups, the preliminary site plan options, and the updated pre-design cost estimate.

On motion by L. E. Byrum, Jr., seconded by R. S. Diggs and carried unanimously, the Board set the date of March 14, 2002, beginning at 5:00 p.m. for the above stated work session with Wiley & Wilson. Said meeting will be held in the King William County Administration Building Board Meeting Room.

**RE: TRICENTENNIAL CELEBRATION, INC. – EUGENE CAMPBELL, VICE-PRESIDENT – UPDATE ON ACTIVITIES**

Eugene Campbell, Vice-President of the King William County Tricentennial Celebration, Inc., appeared before the Board to provide an update on the upcoming activities being planned for King William County to celebrate its 300<sup>th</sup> anniversary.

**RE: PUBLIC COMMENT PERIOD – SPEAKERS: ONE OPPORTUNITY OF 3 MINUTES PER INDIVIDUAL OR 5 MINUTES PER GROUP ON NON-PUBLIC HEARING MATTERS**

LaVerne Abrams, Co-Chairman of The Garden Club of the Middle Peninsula Historic King William County Homes Tours to be held on Friday, April 26, 2002, as a Tricentennial Tribute to the County, appeared before the Board to applaud the work which the King William County Tricentennial Celebration, Inc. Board of Directors is doing to celebrate the County's 300<sup>th</sup> Anniversary. Mrs. Abrams also informed the Board that the King William Courthouse will be featured on the front cover of the upcoming Virginia Bar Association's magazine "Virginia Lawyer Register", with an article concerning the County's Tricentennial celebration. This magazine enjoys a circulation of 30,000 subscribers.

**RE: BOARD OF SUPERVISORS' COMMENTS**

No comments were made.

**RE: CLOSED MEETING PURSUANT TO SECTION 2.2-3711(1), CODE OF VIRGINIA, 1950, AS AMENDED, REGARDING PERSONNEL MATTERS PERTAINING TO COMPENSATION OF GENERAL GOVERNMENT EMPLOYEES IN THE COMMUNITY DEVELOPMENT**

## **DEPARTMENT**

On motion by C. T. Redd, III, seconded by R. S. Diggs and carried unanimously, the Board entered Closed Meeting pursuant to Section 2.2-3711(1), Code of Virginia, 1950, as amended, regarding Personnel Matters pertaining to Compensation of General Government Employees in the Community Development Department.

Having completed the Closed Meeting, the Board reconvened in open meeting, on motion by L. E. Byrum, Jr., seconded by C. T. Redd, III and carried with a unanimous roll call vote.

In accordance with Section 2.2-3711B of the Code of Virginia, 1950, as amended, C. T. Redd, III moved that the King William County Board of Supervisors adopt the following resolution certifying that this Closed Meeting's procedures comply with the requirements of the Virginia Freedom of Information Act. This motion was seconded by L. E. Byrum, Jr. and carried with a unanimous roll call vote.

## **RESOLUTION**

**WHEREAS**, the King William County Board of Supervisors has convened a closed meeting on this date pursuant to an affirmative recorded vote, and in accordance with the provisions of the Virginia Freedom of Information Act; and,

**WHEREAS**, Section 2.2-3711.B of the Code of Virginia, 1950, as amended, requires a certification by the King William County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law.

**NOW, THEREFORE, BE IT RESOLVED**, that the King William County Board of Supervisors hereby certifies that, to the best of each member's knowledge:

1. Only public business matters lawfully exempted from open meeting requirements under the Freedom of Information Act were heard, discussed, or considered in the closed meeting to which this certification resolution applies, by the King William County Board of Supervisors; and,
2. Only such public business matters as were identified in the motion by which the closed meeting was convened, were heard, discussed, or considered in the closed meeting by the King William County Board of Supervisors.

## **RE: ACTION ON CLOSED MEETING MATTER**

a. Director of Community Development Interim Compensation for Performance of Zoning Administrator Duties - On motion by C. T. Redd, III, seconded by R. S. Diggs and carried unanimously, the Board authorized that the Director of Community Development, Matthew L. Walker, shall continue to be compensated at a rate of \$800.00 per month for the performance of Zoning Administrator-related duties during the vacancy of said position. This continuance of said salary shall commence on March 1, 2002.

## **RE: RECESS OF MEETING**

By general consensus, this meeting was recessed to be reconvened at 5:00 p.m. on March 14, 2002, in the Board Room of the King William County Administration Building for a work session with Wiley & Wilson, architectural and engineering firm for the Courts Facility Building, and then followed at 6:30 p.m. with a work session with the King William County School Board on the proposed FY-2003 School Budget at Hamilton-Holmes School.

COPY TESTE:

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D. L. Wright, Chairman

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Frank A. Pleva, Co. Administrator