

MINUTES

KING WILLIAM COUNTY

BOARD OF SUPERVISORS

MEETING OF FEBRUARY 26, 2007

AT A REGULAR MEETING OF THE KING WILLIAM COUNTY BOARD OF SUPERVISORS HELD ON THE 26TH DAY OF FEBRUARY, 2006, BEGINNING AT 7:00 P.M. IN THE BOARD ROOM OF THE COUNTY ADMINISTRATION BUILDING AT KING WILLIAM COURT HOUSE, THE MEETING WAS CALLED TO ORDER WITH THE FOLLOWING PRESENT:

**C. T. REDD III, CHAIRMAN
W. F. ADAMS, VICE-CHAIRMAN
E. J. RIVARA
T. G. SMILEY
O. O. WILLIAMS**

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

RE: APPROVAL OF MEETING AGENDA

On motion by T. G. Smiley, seconded by E. J. Rivara and carried unanimously, the Board adopted the agenda for this meeting as presented by the County Administrator with the addition of one item – Item 6e Setting of Joint Work Session Meeting with Planning Commission on March 13, 2007, Discussion on Planning Urban Developments (PUD) and Rural Conservation Districts; and the deletion of two items – Item 6c – Authorization for Public Hearing – Adoption of a Text Amendment Enacting a Rural Conservation District Ordinance; and Item 7b – Adoption and Presentation of Resolution of Appreciation – Marion Jones, Chairperson, Court House Wall Restoration Committee.

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

a. Kevin Overstreet, Third Election District, addressed the Board concerning an issue he is experiencing with the King William County Building Department and the King William County Health Department. He explained that he and his wife purchased a home in Black Walnut Estates in 2002, and since that time have experienced problems with the septic system and drainfield. He indicated that

the builder (B. T. Goodman) secured the necessary septic permits from the Health Department for a 2 bedroom home and actually built a 3 bedroom home on the lot. He advised that he has been in contact with the Health Department and with the Building Department, and that the Building Official withdrew the Certificate of Occupancy on the house in March, 2005, but to date, no one has done anything to improve the situation. He and his family are still residing in this house. He asked the Board for assistance in getting this situation corrected.

The Chairman indicated that a County staff person would be contacting him within a few days.

b. Herb White, Third Election District, addressed the Board of behalf of the members of Mt. Sinai Church regarding the resolution to be considered by the Board later on this meeting agenda, pertaining to the designation of Route 606 (Commins Road) from the intersection of Route 611 to the dead end, (at Mt. Sinai Church yard entrance) as a Rural Rustic Road. Mr. White indicated his understanding that this section of unpaved Route 606 is included the Six Year Plan for hard-surfacing. He gave a brief history of Mt. Sinai Church indicating that the original portion of the Church dates back to 1751, and was originally known as Cattail Church. At one time this church building was also used by the current St. David's Church now located on Route 600 at Aylett. He stated that due to the age of the Church, there are many unmarked grave sites all around the grounds, as in the early years, graves were most often marked by a wooden cross or a stone, and over time, these markers have deteriorated.

Continuing, Mr. White asked for the Board's support in designating this unpaved road as a Rural Rustic Road and also asked if the hard surfacing of this route could be done as a top priority in the Six Year Plan due to the upcoming 400th Anniversary Celebration of Jamestown and the number of visitors that will be coming to King William County, and the historic significance of this church.

RE: CONSENT AGENDA

On motion by E. J. Rivara, seconded by W. F. Adams and carried unanimously, the Board approved the following items on its consent agenda:

a. Minutes of the Regular Meeting of January 22, 2007 were approved as written

b. Claims against the County for February, 2007, in the amount of \$1,110,512.25 as follows:

(1) General Fund Warrants # 64190-64360 in the amount of \$676,653.65; Manual Checks #14127-14134 in the amount of \$190,903.06; Direct Deposits #9461-9570 in the amount of \$183,135.99; and Electronic Tax Payment in the amount of \$59,819.55

(2) For informational purposes, Social Services expenditures for the month of January, 2007, Warrants #305632-305716 in the amount of \$51,465.41; Direct Deposits #1588-1605 in the amount of \$25,767.11; and Electronic Tax Payment in the amount of \$8,671.25

(3) For informational purposes. Circuit Court expenditures for the month of January, 2007, Warrants #64115-64122 in the amount of \$5,106.12; Direct Deposits #224-227 in the amount of \$9,823.98; and Electronic Tax Payment in the amount of \$3,377.45

(4) For informational purposes, Comprehensive Services Act Fund expenditures for January, 2007, Warrants #64124-64136 in the amount of \$33,655.51

(5) Tax Refunds for January, 2007, in the amount of \$1,524.04

c. Appointed Scott Lucchesi as Interim Building Official for King William County

d. Set a joint meeting with the Board of Supervisors and the Planning Commission to be held March 13, 2007, at 7:00 p.m. in the County Administration Building to review and discuss the PUD and Rural Conservation District amendments

RE: ADOPTION AND PRESENTATION OF RESOLUTION OF APPRECIATION – FRAN FREIMARCK, EXECUTIVE DIRECTOR OF THE PAMUNKEY REGIONAL LIBRARY ON 30 YEARS OF SERVICE

On motion by O. O. Williams, seconded by W. F. Adams and carried unanimously, the Board adopted the following resolution recognizing Mrs. Fran Freimarck for her 30 years of service as Director of the Pamunkey Regional Library:

RESOLUTION

WHEREAS, Frank Freimarck began her position as Director of the Pamunkey Regional Library on January 1, 1977; and,

WHEREAS, Mrs. Freimarck served as Secretary of the Virginia Library Association in 1982 and was elected President of the Association in 1989; and,

WHEREAS, during her 30 years of service, the Pamunkey Regional Library has expanded to include the Rockville, Mechanicsville King and Queen, Upper King William, Lois Wickham Jones/Montpelier and Atlee branches; and,

WHEREAS, Mrs. Freimarck also oversaw the expansion of the Ashland, Hanover, Rockville, Upper King William and West Point branches, put several new bookmobiles on the road, began providing public access to the Internet and bought a new Integrated Library System that greatly improved access to the library's collection; and,

WHEREAS, Mrs. Freimarck's dedication to the counties within the region has had a tremendous impact on the Pamunkey Regional Library's services.

NOW, THEREFORE, BE IT RESOLVED, that the King William County Board of Supervisors extends its sincere appreciation to Mrs. Freimarck for her 30 years of exceptional services as Director of the Pamunkey Regional Library; and,

BE IT FURTHER RESOLVED, that the King William County Board of Supervisors recognizes the outstanding contributions Mrs. Freimarck has made to the Pamunkey Regional Library benefiting the citizens of King William County and localities in its service area; 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 Mrs. Freimarck, and shall be spread upon the meeting minutes of said Board of Supervisors.

Following its adoption by the Board, this Resolution was presented to Mrs. Freimarck.

**RE: UPDATE ON GENERAL REASSESSMENT OF REAL PROPERTY –
BILL COALSON, TRI-COUNTY APPRAISALS, INC.**

Bill Coalson of Tri-County Appraisals, Inc., the firm employed to perform the reassessment of county properties to become effective January 1, 2008, updated the Board on the status of the reassessment. Mr. Coalson stated that the purpose of a reassessment is to equalize values. He explained that over time, property values in different locations of the County and different property types, all appreciate at different rates, and that the sole purpose of a reassessment is to bring all the property values throughout the County back up to a 100% of market value, so that everyone is assessed equitably. The State mandates that assessors assess properties at 100% of market value, and that properties are equalized, which means that if one person has a property and a neighbor has a very similar property, the properties should be

assessed about the same way. The term, "market value" is the most probable price, as of a specified date, for which the property should sell after reasonable exposure in a competitive market.

Continuing, Mr. Coalson reviewed the general guidelines used by Tri-County Appraisals, Inc. to conduct a general reassessment, and indicated that thus far, approximately 1,000 properties in the County have been looked at and assessed.

RE: VDOT MATTERS – CHARLES E. STUNKLE, RESIDENCY ADMINISTRATOR

a. Consideration of Resolution Designating Route 606 (Commins Road), Route 656 (Oak Grove Lane), and Route 653 (Towinque Farm Road) as Rural Rustic Roads - T. G. Smiley requested that the priority order of work on these roads be as follows: Route 606 (Commins Road) be #1; Vessels Lane, which was designated for Rural Rustic improvements in an earlier Plan be #2; and Route 656 (Oak Grove Lane) and Route 653 (Towinque Farm Road) be #3. Mr. Stunkle responded that the improvements to Route 606 (Commins Road) should be done this summer, followed by the improvements to Vessels Lane this year, with the improvements to the two remaining roadways, Route 656, (Oak Grove Lane), and Route 653 (Towinque Farm Road) being done in 2008.

Thereupon, on motion by E. J. Rivara, seconded by O. O. Williams and carried unanimously, the Board adopted the following resolution designating Route 606 (Commins Road), Route 656 (Oak Grove Road) and Route 653 (Towinque Farm Road) as Rural Rustic Roads, and requesting that the VDOT Residency Administrator concur in this designation.

RESOLUTION

WHEREAS, Section 33.1-70.1 of the Code of Virginia, permits the improvement and hard surfacing of certain unpaved roads deemed to qualify for designation as a Rural Rustic Road; and,

WHEREAS, any such road must be located in a low-density development area and have a minimum of 50 vehicles per day (vpd), and have no more than 500 vehicles per day (vpd); and,

WHEREAS, the Board of Supervisors OF King William County, Virginia, (Board) desires to consider whether State Route 606 (Commins Road) from the intersection of Route 611 to the dead end, Route 656 (Oak Grove Lane) from the intersection of Route 615 north to the intersection of Route 615 south, and Route 653 (Towinque Farm Road) from the intersection of Route 656 to the dead end, should be designated as Rural Rustic Roads; and,

WHEREAS, the Board is unaware of pending development that will significantly affect the existing traffic on these roads; and,

WHEREAS, the citizens that utilize these roads have been made aware that this road may be paved with minimal improvements; and,

WHEREAS, the Board believes that these roads should be so designated due to its qualifying characteristics; and,

WHEREAS, these roads are in the Board's Six Year Plan for improvements to the secondary system of State highways.

NOW, THEREFORE, BE IT RESOLVED, that the Board hereby designates these roads as Rural Rustic Roads, and requests that the Residency Administrator for the Virginia Department of Transportation concur in this designation.

BE IT FURTHER RESOLVED, that the Board requests that this road be hard surfaced and, to the fullest extent prudent, be improved within the existing right of way and ditch lines to preserve as much as possible the adjacent trees, vegetation, side slopes, and rural rustic character along the road in this current state.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Residency Administrator for the Virginia Department of Transportation.

b. Route 603 (Dover Lane) - O. O. Williams stated that Route 603 (Dover Lane) has a posted 25 MPH speed limit, but, the road is very narrow and very curvy, and can be very dangerous. Mr. Stunkle responded that he will ask the VDOT Engineers to make a recommendation.

RE: UPDATE ON COUNTY PROJECTS – FRANK A PLEVA, COUNTY ADMINISTRATOR

a. Regional Animal Shelter - County Administrator, Frank A. Pleva, reported that the block walls are up, the roof trusses are up, and the roof is close to being completed. The light gauge steel framing has been installed throughout the building, and the mechanical equipment is being installed.

b. Mt. Olive Community Development Project - The County Administrator advised that the wastewater package treatment plant should be delivered to the site at any day now. Already some of the electrical work has been completed for setup and installation of the treatment plant upon its arrival.

RE: APPOINTMENTS

a. Planning Commission - One Member to Fill Vacated, Unexpired Term of Bryan F. Johnson Ending 9/30/09 - On motion by W. F. Adams, seconded by E. J. Rivara and carried unanimously, the Board appointed Troy Johnson to fill this vacated,

unexpired term on the King William County Planning Commission. Said term will expire September 30, 2009.

b. Building and Code Appeals Board – Two Members – Term of Lenzy Alexander Expires 3/1/07; and Term of Sam Martin (Contractor) Expires 3/1/07 – (Mr. Martin is not seeking reappointment) - Five Year Terms - On motion by W. F. Adams, seconded by O. O. Williams and carried unanimously, the Board reappointed Mr. Lenzy Alexander to serve a five year term as a member of the King William County Building and Code Appeals Board. Said term will expire March 1, 2012.

Action on the second appointment to the Building and Code Appeals Board was tabled until the Board's next regular monthly meeting.

c. Bay Consortium Local Workforce Investment Board, Inc., Four Year Term of W. Frank Adams (Business Representative) Due to Expire 6/30/10 - On motion by E. J. Rivara, seconded by W. F. Adams and carried, Mr. Otto O. Williams was appointed to represent the County on the Bay Consortium Local Workforce Investment Board for the remainder of a term ending June 30, 2010.

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

No persons appeared to speak.

RE: BOARD OF SUPERVISORS' COMMENTS

Board members recognized the Boy Scout Troop of Aylett who were in attendance at this meeting to observe their local government in action, and thanked them for their interest in the County.

RE: RECESS OF MEETING

On motion by O. O. Williams, seconded by E. J. Rivara and carried unanimously, this meeting was recessed and will be reconvened at 7:00 p.m. on March 13, 2007, in the Board meeting room at King William County Administration Building, for a joint work session with the King William County Planning Commission.

COPY TESTE:

Frank A. Pleva, County Administrator

