

MINUTES
KING WILLIAM COUNTY
BOARD OF SUPERVISORS
MEETING OF APRIL 23, 2007

AT A REGULAR MEETING OF THE KING WILLIAM COUNTY BOARD OF SUPERVISORS HELD ON THE 23RD DAY OF APRIL, 2007, 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 W. F. Adams and carried unanimously, the Board adopted the agenda for this meeting as presented by the County Administrator with the addition of Item 6 (a1) and 6 (a2) – Consent Agenda – Approval of Minutes of Reconvened Meeting of March 13, 2007, and Minutes of Reconvened Meeting of March 26, 2007, held jointly with the King William County Planning Commission, and with the deletion of Items 10 (a) (c) (d) – Appointments: Building and Code Appeals Board; Board of Zoning Appeals; and Middle Peninsula Planning District Commission.

RE: PUBLIC COMMENT PERIOD

a. Ronnie Helmick addressed the Board concerning the issue he first brought to the County's attention over a year ago, and indicated that he is still waiting for some type of resolution.

b. LaVerne Abrams discussed the grand opening of the new King William County Museum to be held during the 2007 Spring Festival on Friday, April 27, 2007, beginning at 6:00 p.m. and invited everyone to come visit it. She stated her opinion that Mr. Carl Fischer and the Historical Society Museum Committee members have done a magnificent job with the Museum.

c. Herb White addressed the Board questioning why the appointment of a member to the King William County Board of Zoning Appeals was tabled until the Board's June meeting, as the nominee has to be recommended to the Circuit Judges for approval and signature. He indicated that normally this recommendation is done prior to the expiration of the existing term as some time is needed to carry out this process.

RE: CONSENT AGENDA

On motion by T. G. Smiley, seconded by W. F. Adams and carried unanimously, the Board approved the following items on its consent agenda:

a. Minutes of the Reconvened Meeting of March 13, 2007, Minutes of the Work Session Meeting of March 24, 2007, and the Minutes of the Regular Meeting of March 26, 2007, were approved as written

b. Claims against the County for April, 2007, in the amount of \$1,721,863.32 as follows:

(1) General Fund Warrants #64573-64759 in the amount of \$1,449,856.06; Manual Checks #14133-14135 in the amount of \$41,786.68; Direct Deposits #9571-9675 in the amount of \$172,586.65; and Electronic Tax Payment in the amount of \$57,633.93

(2) For informational purposes, Social Services expenditures for the month of March, 2007, Warrants # 305784-305848 in the amount of \$46,750.57; Direct Deposits #1623-1644 in the amount of \$26,727.00; and Electronic Tax Payment in the amount of \$8,939.69

(3) For informational purposes, Circuit Court expenditures for the month of March, 2007, Warrants #64545-64552 in the amount of \$5,106.12; Direct Deposits #232-235 in the amount of \$9,823.98; and Electronic Tax Payment in the amount of \$8,939.69

(4) For informational purposes, Comprehensive Services Act Fund expenditures for March, 2007, Warrants #64554-64571 in the amount of \$75,453.79

(5) Tax Refunds for March, 2007, in the amount of \$169.93

c. Authorized advertisement of a public hearing to be held during the Board's regular monthly meeting on May 21, 2007, beginning at 7:00 p.m. in the Board Room

of the County Administration building to consider an amendment to the King William County Code Chapter 74 entitled "Traffic and Vehicles" to add a due date for the payment of the annual license fee

d. Adopted a Resolution approving application by the Middle Peninsula Planning District Commission for a Regional Water Supply Planning Grant

e. Authorized advertisement for a public hearing to be held during the Board's regular monthly meeting on May 21, 2007, beginning at 7:00 p.m. to consider Zoning Case #CUP-01-07, Request for a Conditional Use Permit to conduct a mining operation – Applicant: King William Sand and Gravel Co., Inc.

f. Adopted a Resolution approving the application to VML/VACo Pooled Bond Program for Phase II of the King William High School athletic field renovations in an amount not to exceed \$2,150,000.00

g. Approved the employment of Kara Greenwood, Melissa Horton, Phillip Ransone, Brittany Shearin, and Mariah Jezek for the Summer Playground Program for the 2007 season.

RE: VDOT MATTERS – DAVID G. COOPER, ASSISTANT RESIDENCY ADMINISTRATOR

David Cooper, VDOT Assistant Residency Administrator, appeared before the Board to introduce Mr. Emmett Edsel, who is in training for the position of Residency Administrator and will be attending the King William Board of Supervisors' meetings for the next three months, during the absence of Charles Stunkle.

Mr. Cooper updated the Board on VDOT matters including the following:

a. Route 629 (Walkerton Road) – At the Board's March meeting, the question was raised concerning Route 629 (Walkerton Road) about the paving of the lanes and the center lines just left unpaved, which created a dip between the two lanes of travel. Mr. Cooper reported that this complete overlay will be done sometime in May.

b. Route 360 and Route 30 Intersection Traffic Light - It was reported by Mr. Cooper that the VDOT Engineers have reviewed this intersection regarding the request for signs to indicate a divided highway. The Engineers have indicated that

there is a need, and the signs have been installed to alert motorists of the divided highway.

c. Route 637 – (White Oak Landing Road) - Mr. Cooper advised that Route 637 (White Oak Landing Road) was graded and sprayed with calcium chloride in time for the April 10, 2007, annual Ruritan Fish Fry traffic at the Dick Campbell property located on route 637, in order to decrease the dust problem for residents along this route. Mr. Adams expressed appreciation, on behalf of the requesting family, to VDOT for having this done.

d. Traffic Light at Intersection of Route 360 and Route 30 - At the Board's March 26th meeting, a site visibility problem at the Central Garage intersection was discussed. Of particular concern is the inability of drivers of passenger cars and pickup trucks to observe traffic signals when entering the intersection behind large trucks from Route 30. It was explained that this problem has worsened by the high volume of truck traffic on Route 30, and the increased commercial and residential growth and resultant traffic in the Central Garage area.

Mr. Cooper advised that the VDOT Signal Operations Section reviewed this intersection and determined that the existing signal configuration is in accordance with accepted standards and should remain as is. The concern is that vehicles approaching the intersection on Route 30 may sometimes have their line of sight to the traffic signals blocked by a tractor trailer. This is an occurrence that potentially could take place at any signalized intersection in the state or country. It was the suggestion that motorists should wait until the signal is visible before entering the intersection, and this would be much safer than to enter the intersection following large vehicles so closely that one is unable to view the traffic signals. Continuing, Mr. Cooper indicated that the Signal Operations reviewer considered locating traffic signal heads at various locations at the intersection, but was unable to determine a suitable place that would serve the intended purpose, and also, it was the feeling of the reviewer that it is the drivers' responsibility to ensure they have the assigned right of way to enter the intersection.

e. Route 628 (Dorrell Road) - Mr. Cooper reported that the drainage problem on Route 628 (Dorrell Road) is being corrected. VDOT crews have opened

the drainage pipes and run ditches. The problem occurs because of several underground springs in the area. VDOT will maintain the drainage pipes and ditches periodically to keep them open.

f. Route 613 (Dunluce Road) - Mr. Cooper reported that Route 613 (Dunluce Road) has been graded to help eliminate the washboard effect and vibrations, as was recently requested by the Board.

g. Allocations for Secondary Six Year Plan - Mr. Cooper advised that revised tentative Six Year Plan figures have been received again, and they are a little better than anticipated. These funds will be allocated to the projects and copies of the Plan should be sent to the Board of Supervisors for review about the end of May.

RE: ADOPTION OF FY-08 BUDGET

a. **Adoption of Proposed FY-08 Budget** - The Chairman advised that the Board of Supervisors held a duly advertised public hearing on April 16, 2007, to receive comments on the proposed FY-08 Budget document including tax levies.

Thereupon, on motion by T. G. Smiley, seconded by W. F. Adams and carried with the following vote, the Board, with the following resolution, (see attached copy) adopted the proposed General Fund portion of the FY-08 Budget in the amount of \$20,977,090.00, which includes a transfer of \$9,229,710.00 to the School Fund, adopted the School Fund budget in the amount of \$22,433,010.00, adopted the Special Revenue Funds in the amount of \$2,356,850.00, and adopted the Capital Projects Funds in the amount of \$1,999,280.00.

C. T. Redd III	Nay
W. F. Adams	Aye
E. J. Rivara	Aye
T. G. Smiley	Aye
O. O. Williams	Aye

b. **Adoption of Resolution Setting Levies for Tax Year, 2007** - On motion by E. J. Rivara, seconded by T. G. Smiley and carried with the following vote, the Board adopted the following resolution (see attached copy) setting the tax levies for the tax year, 2007.

C. T. Redd III	Nay
W. F. Adams	Aye
E. J. Rivara	Aye
T. G. Smiley	Aye
O. O. Williams	Aye

c. **Adoption of Resolution Appropriating Funds for FY-08, Excluding School Funds** - On motion by T. G. Smiley, seconded by E. J. Rivara and carried with the following roll call vote, the Board adopted the following resolution (see attached copy) appropriating funds for the General Fund portion of the FY-08 Budget, as was presented in public hearing.

C. T. Redd III	Nay
W. F. Adams	Aye
E. J. Rivara	Aye
T. G. Smiley	Aye
O. O. Williams	Aye

d. **Adoption of Resolution Appropriating Funds for FY-08, School Funds** - On motion by E. J. Rivara, seconded by T. G. Smiley and carried with the following roll call vote, the Board adopted the following resolution (see attached copy) appropriating funds for the School Funds portion of the FY-08 Budget as was presented in public hearing.

C. T. Redd III	Nay
W. F. Adams	Aye
E. J. Rivara	Aye
T. G. Smiley	Aye
O. O. Williams	Aye

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

ADMINISTRATOR

a. **Regional Animal Shelter** - Frank A. Pleva, County Administrator, reported that during the recent Northeastern, the interior of the building may have sustained some water damage of a yet to be determined extent. Since the prime contractor, Grand Metro Builders, is responsible for securing the building against inclement weather, any required repairs, including labor, equipment and materials, will be the sole responsibility of the contractor. Thus far, the contractor has not requested any extension in the project's schedule to allow for the repair of any damaged materials or equipment. Substantial completion is still projected for this summer.

b. **Mt. Olive Community Improvement Project** - The County Administrator advised that construction for Gray Manor Road is scheduled to begin this week by Curtis Contracting.

RE: APPOINTMENTS

a. Middle Peninsula Disability Services Board – One Member, Two Year Term, Term of Ms. Crystal Smith Expired 3/31/07 - (Ms. Smith is not seeking reappointment) - On motion by W. F. Adams, seconded by E. J. Rivara and carried unanimously, the Board appointed David E. Hansen to represent the County on the Middle Peninsula Disability Services Board for a two year term. Said term will expire March 31, 2009.

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

Daniel L. Wright of 354 Horse Landing Road addressed the Board regarding several topics – (1) He asked the Board to prepare and send a Resolution of Condolence, on behalf of King William County, to Virginia Tech, for the loss of lives there this past week. (2) He discussed the unpaid balances on the BPOL Tax by some businesses in the County and asked why this money has not been collected. He stated his understanding that some of these delinquencies have gone to Court for collection, but he questioned why the County allowed these unpaid balances to go on for so long to get to the point of having to go to Court to collect. (3) He questioned why the County does not make it known to County citizens the amount of Reserve it has in its budget. He has been hearing of the need for the County to rebuild its Revenues/Reserves, but there is no figure showing the amount in Reserves. He feels the citizens have a right to know this information. (4) He requested information on the pending lawsuit filed against the County by Smurfit-Stone Paper Company in West Point, regarding over billed and overpaid taxes. Has the lawsuit been settled?

Herb White of 1186 Mill Road also addressed the Board with concerns and questions regarding County expenditures and funding. He told the Board that he keeps hearing rumors floating in the County about such things as grant funds being received by the County for one purpose and being spent for a different purpose, He feels there is a lack of communication between the Board and the citizens, particularly, regarding finances, and feels the County citizens need more explanation regarding the financial condition of the County.

c. Jeff Walton, Sheriff, thanked the Board for the funding in his Department's Budget for the upcoming fiscal year, and pointed out that he and his staff try to hold down expenses as much as possible. He also discussed a situation that is occurring at the King William Recreation Park. When activities are going on there, the Park is very over crowded and not safe. There are too many vehicles and too many people, and could potentially be a dangerous situation. There are not any "No Parking" signs anywhere on the property, and the County does not have any type of Ordinance to regulate parking. He advised that such an Ordinance would be helpful to the Sheriff's Department as a tool for enforcement.

In addition, at the shopping center at Central Garage, there is no County Ordinance in place to allow enforcement of the "No Parking in the Fire Lane" zone in front of the stores, and such an Ordinance is needed.

Katy Lloyd, Public Information Officer, reminded everyone of the 2007 Spring Fest to be held on Friday, April 27th, 6 p.m. to 9 p.m. and mentioned some of the attractions for this year. In addition, the King William Historical Society will have its grand opening of the Historic Museum during the Spring Fest.

RE: BOARD OF SUPERVISORS' COMMENTS

Various Board members thanked the attending citizens for their participation.

RE: ADJOURNMENT OF MEETING

On motion by E. J. Rivara, seconded by O. O. Williams and carried unanimously, this meeting was adjourned.

COPY TESTE:

Frank A. Pleva
County Administrator