

MINUTES
KING WILLIAM COUNTY
BOARD OF SUPERVISORS
MEETING OF APRIL 28, 2008

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF KING WILLIAM COUNTY, VIRGINIA, HELD ON THE 28TH DAY OF APRIL, 2008, BEGINNING AT 7:00 P.M. IN THE BOARD ROOM OF THE COUNTY ADMINISTRATION BUILDING AT KING WILLIAM COURT HOUSE, ORDER WAS CALLED WITH THE FOLLOWING PERSONS PRESENT:

C. T. REDD III, CHAIRMAN – ABSENT
O. O. WILLIAMS, VICE-CHAIRMAN
D. L. WRIGHT
C. L. SCHOOLS
T. G. SMILEY

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

Due to the absence of the Chairman, this meeting was chaired by Vice-Chairman, O. O. Williams.

RE: APPROVAL OF MEETING AGENDA

On motion by T. G. Smiley, seconded by D. L. Wright and carried unanimously by those present, the Board adopted the agenda for this meeting as presented by the County Administrator with the following additions and changes: Item 6e, Consent Agenda, Approval of FY-08 Supplemental Appropriation for Electoral Board, General Registrar – add the phrase “not to exceed \$43,500.00”; Item 7c, Adoption of Resolutions of Appreciation, add (c) Recognition of Katy Lloyd, Public Information Officer of the County, for the excellent job of organizing and raising funds for the 2008 Spring Fest held on Saturday, April 19th; Item 8a, VDOT Matters, Delete “Authorization for Public Hearing” on the Request to Abandon Route 666 (Chericoke Road) and Replace with a Date to Consider the Request; Item 11a, Budget Matters – Public Hearing – Proposed FY-09 King William County Budget Including Tax Levies and Fees; and Item 11b, Public Hearing – Proposed Real Property Tax Levies for Tax Year, 2008.

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

Kevin Overstreet of 172 Creek Bottom Road in the Third Election District, addressed the Board concerning his ongoing problem with a failed septic system, which he stated was installed when the house was constructed. To provide the history on this house, Mr. Overstreet advised that it was built in 1999, lived in by the building contractor for a short period of time, and then sold to him and his family in 2001. Mr. Overstreet stated that there has continually been problems with the septic system ever since he has owned the home, and that he has repeatedly discussed this issue with the building contractor and the officials of King William County. The building contractor, Billy T. Goodman, refuses to accept responsibility for this failed septic system, and Mr. Overstreet stated that he has, on several occasions, asked for assistance from the County in forcing the contractor to correct this problem as he feels the County made a mistake in issuing the Certificate of Occupancy for this home in the first place. When permits were obtained from the County Building Department for construction of this house, the permit application indicated that a three bedroom house would be built, but actually a four bedroom house was constructed on this site, and records in the County Health Department indicate that a 300 gallon per day, two bedroom system, operation permit was obtained.

At this meeting, Mr. Overstreet again asked the Board for assistance in holding the builder, Billy T. Goodman, accountable.

Chuck Romito, a resident of Caroline County, addressed the Board on behalf of Mr. Kevin Overstreet, stating that he, too, has ongoing problems with a failing septic system at his home that was built by this same building contractor, Billy T. Goodman, and purchased through the same realtor.

Bob Ehrhart, a resident of Edgar Road in Hanover, spoke on behalf of Mr. Kevin Overstreet, stating that in 1987 when he was employed as a sanitarian in a nearby Health Department, regulations were contained in the Uniform Building Code of Virginia which stipulated that the septic system inspector from the Health Department and the Building Inspector were to coordinate on building projects.

Evelyn Martin, a resident of the Third Election District, thanked the Board for its continued support of the Parks and Recreation Department in the County for the past 20 years.

RE: CONSENT AGENDA

On motion by T. G. Smiley, seconded by D. L. Wright and carried unanimously by those present, the Board adopted the following items on its Consent Agenda:

a. Minutes of the Regular Monthly Meeting of March 24, 2008, as written
b. Claims against the County for April, 2008, in the amount of \$1,017,694.42 as follows:

(1) General Fund Warrants #67248-67456 in the amount of \$609,335.19; Manual Check #14169 in the amount of \$8,570.96; Direct Deposits #11039-11148 in the amount of \$191,738.08; and Electronic Tax Payments in the amount of \$64,512.52

(2) For informational purposes only, Social Services expenditures for the month of March, 2008, Warrants #306592-306651 in the amount of \$41,930.20; Direct Deposits #1849-1871 in the amount of \$29,195.91; and Electronic Tax Payments in the amount of \$9,734.25

(3) For informational purposes, Circuit Court expenditures for the month of March 2008, Warrants #67225-67232 in the amount of \$5,128.99; Direct Deposits #280-283 in the amount of \$10,196.56; and Electronic Tax Payments in the amount of \$3,559.32

(4) For informational purposes, Comprehensive Services Act Fund expenditures for March, 2008, Warrants #67234-67246 in the amount of \$43,142.40

(5) Tax Refunds for the month of March, 2008, in the amount of \$650.04

c. Authorized advertisement of a public hearing to consider Zoning Case #Z-03-03, Request to Revise Proffers, Tax Map 22-20, 22-20E, 22-20F; Owner: Kennington Place LLC, to be held during the Board's regular monthly meeting on May 19, 2008, beginning at 7:00 p.m. in the Board Room of the County Administration Building.

d. Adopted the following Resolution recognizing May 11-17, 2008, as Business Appreciation Week in King William County

RESOLUTION OF APPRECIATION

WHEREAS, the Commonwealth of Virginia recently celebrated the 400th anniversary of the landing at Jamestown, and the Commonwealth looks forward to beginning a new century of partnership and service with our vibrant business community; and

WHEREAS, King William businesses play a pivotal role in strengthening our County by embracing diversity, integrating technology into their business operations, and by preserving the economic well-being and safety of all our citizens; and

WHEREAS, King William County is pleased to recognize the accomplishments of all our businesses, including our many small businesses that contribute greatly to the economic diversity of the County; and

WHEREAS, Business Appreciation Week offers the citizens of King William County with a unique opportunity to recognize King William businesses for the pivotal role they play in continuing to move King William forward; and

WHEREAS, the theme for Business Appreciation Week 2008 is "The State of Small Businesses" and this focus enables us to celebrate the many ways in which our small businesses positively impact the state and local government, major industries, as well as the lives of individuals in the communities throughout Virginia;

NOW, THEREFORE, BE IT RESOLVED, that the week of May 11 - 17, 2008, is Business Appreciation Week in King William County

e. Approved a FY-08 supplemental appropriation for the Electoral Board/General Registrar in an amount not to exceed \$43,500.00

f. Adopted the following Proclamation designating May 18-24, 2008, as Emergency Medical Services Week in King William County

PROCLAMATION TO DESIGNATE THE WEEK OF MAY 18-24, 2008, AS EMERGENCY MEDICAL SERVICES WEEK IN KING WILLIAM COUNTY, VIRGINIA

WHEREAS, emergency medical service is a vital public service; and,

WHEREAS, the members of the emergency medical services teams are ready to provide lifesaving care to those in need 24 hours a day, seven days a week; and,

WHEREAS, access to quality emergency care dramatically improves the survival and recovery rate of those who experience sudden illness or injury; and,

WHEREAS, the emergency medical services system consists of emergency physicians, emergency nurses, emergency medical technicians, paramedics, firefighters, educators, administrators and others; and,

WHEREAS, the members of emergency medical services teams, whether career or volunteer, engage in thousands of hours of specialized training and continuing education to enhance their lifesaving skills; and,

WHEREAS, it is appropriate to recognize the value and the accomplishments of emergency medical services providers by designating Emergency Medical Services Week.

NOW, THEREFORE, we the Board of Supervisors of King William County, Virginia, in recognition of this event do hereby proclaim the week of May 18-24, 2008, as **Emergency Medical Services Week** in King William County. With the theme "Your Life is Our Mission", we encourage the community to observe this week with appropriate programs, ceremonies and activities.

RE: ADOPTION OF RESOLUTIONS OF APPRECIATION

a. King William High School Cheerleaders – On Winning the Virginia High School League Group A State Cheerleading Competition for 2007 - On motion by T. G. Smiley, seconded by D. L. Wright and carried unanimously by those present, the Board adopted the following Resolution recognizing the King William High School Cheerleaders. Following adoption of said Resolution, it was presented to the Cheerleaders present by Board Member, D. L. Wright.

**A RESOLUTION COMMENDING KING WILLIAM HIGH SCHOOL'S
2007 STATE CHAMPION CHEERLEADING SQUAD**

WHEREAS, the King William High School Cheerleading Squad brought honor and credit to the team, the school and the community by winning the Virginia High School League Group A State Cheerleading Competition for 2007; and

WHEREAS, the team won both the district and regional competitions and advanced to the state level where they competed against 11 teams and placed first; and

WHEREAS, the team's competitive routine is between two and a half and three minutes in length and consists of cheering, stunting, tumbling and dancing; and

WHEREAS, the team has been practicing the routine since August in addition to cheering on the sidelines at football and basketball games; and

WHEREAS, these young athletes demonstrated exceptional ability, enthusiasm, dedication and teamwork in this competitive sport in order to achieve this goal; and

WHEREAS, these young athletes demonstrated exceptional ability, enthusiasm, dedication and teamwork in this competitive sport in order to achieve this goal; and

WHEREAS, the King William High School cheerleading team and its coaches have earned three state titles – 1999, 2005 and 2007 – and are the only sport in Cavalier history to hold more than one state title; and

WHEREAS, the team consists of 20 young women in grades 10-12 who are: Seniors - Captains Katie Furr and Shaina Parm, Kristen Hundley, Courtney Martin, Lindsay Spangler, Lacey Parker, Katie Payne, Stephanie Voelcker, Brittany York; juniors - Bridget Cassidy, Jessica Childress, Kristan Newell, Kaitlin Parm; sophomores - Amber Balderson, Sara Brooks, Katelyn Coleman, Rachael Lipscomb, Chelsen McCurry, Lacey Reeves and Jessica Payne; and are coached by Head Coach Jennifer Longest and Assistant Coach Gail Cassidy;

NOW, THEREFORE, BE IT RESOLVED, that the King William County Board of Supervisors commends these athletes' discipline, motivation and drive; and,

BE IT FURTHER RESOLVED, that the King William County Board of Supervisors congratulates the team on their achievement of winning the Group A state title and extends their best wishes for continued success; 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 the King William High School Cheerleading team and shall be spread upon the meeting minutes of said Board of Supervisors.

b. Sharon T. Townsend – In Recognition of 12 Years of Service on the King William County School Board - On motion by T. G. Smiley, seconded by D. L. Wright and carried unanimously by those present, the Board adopted the following Resolution of Appreciation recognizing Mrs. Sharon Townsend for her 12 years of service as a member of the King William County School Board. Following adoption of this Resolution, it was presented to Mrs. Townsend by Board Member, T. G. Smiley.

RESOLUTION OF APPRECIATION

WHEREAS, Sharon T. Townsend served on the King William County School Board for the past 12 years; and

WHEREAS, Mrs. Townsend was a member of the county's first elected School Board in 1996; and

WHEREAS, during her time on the School Board, Mrs. Townsend saw a number of significant improvements in King William County schools including renovations at Hamilton-Holmes Middle School and King William High School, construction of Cool Spring Primary School and the complete design for the reconstruction of the high school athletic complex; and

WHEREAS, Mrs. Townsend also saw tremendous academic achievements of students and teachers that have resulted in all schools earning Virginia Standards of Learning accreditation, and both Cool Spring Primary School and Acquinton Elementary School meeting federal Adequate Yearly Progress standards;

WHEREAS, Mrs. Townsend served on numerous committees including the Virginia School Boards Association, which she chaired for 2 consecutive years, and was named the first-ever All-Virginia School Board Member in 2005; and

WHEREAS, though no longer in public service, Mrs. Townsend is still involved in the school system as a member of the King William Educational Foundation, which is raising money to build an auditorium for King William County; and

WHEREAS, Mrs. Townsend will now be spending much of her time starting a bridal consulting business with her daughter; and

WHEREAS, a resident of King William County for the past 34-years, Mrs. Townsend and her husband, David, have three children, Renee Townsend Mills, Ashley Tate Townsend Simons and Lance Edward Townsend, all graduates of King William High School, and 1 grandchild on the way;

NOW, THEREFORE, BE IT RESOLVED, that the King William County Board of Supervisors expresses its deepest appreciation to Mrs. Townsend for her years of distinguished service to the King William County Public Schools; and,

BE IT FURTHER RESOLVED, that the King William County Board of Supervisors wishes Mrs. Townsend the best with her new ventures; 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. Townsend, and shall be spread upon the meeting minutes of said Board of Supervisors.

c. Recognition of Appreciation to Katy Lloyd, Public Information Officer, for the 2008 Spring Fest Held on April 19, 2008 - D. L. Wright recognized Katy Lloyd, Public Information Officer of the County, for a job well done on the 2008 King William County Spring

Festival held on April 19, 2008. Due to FY-08 budget constraints, it was determined that full County funding would not be available for the 2008 Spring Festival. Katy raised \$17,000.00 from local businesses and individuals to sponsor the costs associated with the Festival, and organized the event. As it turned out this year's Festival was bigger and better than ever, with more vendors, more displays, the hot air balloon rides, the Life-Evac emergency helicopter on display, fireworks at dusk, and approximately 3,000 people attending the event.

At the request of Ms. Lloyd, D. L. Wright motioned that the County donate a framed Coat-of-Arms print to Bay Lands Federal Credit Union at the Board's May 19th meeting. Bay Lands Federal Credit Union donated \$6,500.00 to sponsor Spring Fest. This motion was seconded by C. L. Schools and carried unanimously by those present.

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

a. Announcement of Request to Abandon Virginia Secondary Route 666 (Chericoke Road) from Route 600 to 0.72 Mile Southwest of Route 600 - The Board was made aware of a request received from Mrs. Alice Siegel, Siegel Family, to abandon Route 666 (Chericoke Road) from Route 600 to 0.72 mile southwest of Route 600.

It was determined that the Board, if it intends to consider this requested abandonment at its next meeting, must publish notice in the local newspaper for two successive issues of such intent, prior to the meeting. In addition, the road proposed for abandonment has to be posted with the same notice, and notice is to be forwarded to Charles Stunkle, Residency Administrator with VDOT.

Thereupon, on motion by T. G. Smiley, seconded by D. L. Wright and carried unanimously by those present, the Board adopted the following resolution directing the Clerk of the Board of Supervisors to post and publish notice of the Board's intent to consider abandonment of Route 666 (Chericoke Road) from Route 600 to 0.72 mile southwest of Route 600 at its May 19, 2008, meeting.

**RESOLUTION OF COUNTY ORDER TO POST NOTICE
OF INTENT TO ABANDON A ROAD PER
SECTION 33.1-151, CODE OF VIRGINIA**

WHEREAS, it appears to this Board of Supervisors that State Secondary Route 666 (Chericoke Road) from Route 600 to 0.72 mile southwest of Route 600, serves no public necessity and is no longer necessary as a part of the Secondary System of State Highways.

NOW, THEREFORE, BE IT RESOLVED, that the Clerk of this Board of Supervisors is directed to post and publish notice of the Board's intent to abandon the aforesaid section of Route 666 (Chericoke Road), pursuant to Section 33.1-151, of the Code of Virginia, 1950, as amended.

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to the Commissioner of the Virginia Department of Transportation.

b. Grass Mowing Operations on Primary Roads and Secondary Roads in the County - Mr. Stunkle advised that mowing operations will begin in the County on the primary roads the week of May 12th and on the secondary roads the following week.

He also advised that extensive patching work has been done the past several weeks throughout the County.

c. Report on Final Figures for Revised FY-09 – FY-14 Six Year Plan for Secondary Roads and the FY-09 Construction Priority List - Mr. Stunkle reported that final figures have been received for the Six Year Plan, and that some changes have been made, but not substantial revisions. He indicated that he would have copies of this final Plan to the Board prior to its May 19th meeting.

d. Summer Hours for the King William Headquarters Office - Mr. Stunkle made the Board aware of summer work hours for the King William Headquarters Office as being 6:00 a.m. to 4:30 p.m. beginning April 28, 2008, and ending in early October.

e. Route 1301 (Courthouse Lane) - D. L. Wright questioned why there is no speed limit sign posted on Route 1301. He indicated to Mr. Stunkle that a 25 MPH limit would be ideal.

f. Route 626 (West Rose Garden Road) - D. L. Wright requested that VDOT perform a speed study on Rose Garden Road to determine the possibility of setting the speed limit at 45 MPH.

g. Route 30 at Intersection of Route 629 (Walkerton Road) - D. L. Wright advised that citizens have requested a speed study be done in this zone as they feel the speed limit needs to be lowered to 45 MPH.

h. "Fines For Littering" Signs - D. L. Wright discussed a request from Mary Walton, Litter Prevention Coordinator for the County, to VDOT for placement of "Fines For Littering" signs at various locations in the County. Mr. Stunkle indicated that VDOT can erect these signs, but, he made the Board aware that funding for these signs would come from the County's secondary road construction dollars, and each of these signs costs \$200.00.

i. Route 638 (Mangohick Church Road) - O. O. Williams informed Mr. Stunkle that the Trustees of the Mangohick Baptist Church would like to meet with him to discuss paving of Route 638 (Mangohick Church Road).

j. Route 628 (Dorrell Road) - O. O. Williams advised Mr. Stunkle of a drainage problem on Route 628 (Dorrell Road).

RE: KING WILLIAM COMMUNITY ACTION TEAM – ALINDA UZEL, UNIT COORDINATOR, EXTENSION AGENT, FAMILY & CONSUMER SERVICES

Alinda Uzel, Extension Agent with the Virginia Cooperative Extension in King William County, appeared before the Board to provide an update on the newly formed King William Citizens' Action Team comprised of twenty plus residents from across the County, representing all districts and socio-economic groups. This group was formed to be a bridge between community needs and business, education and government services. Further explaining this group, sponsored by the King William Office of Virginia Cooperative Extension and Quin Rivers, Inc., she indicated that this group has held a series of focus meetings and conducted community surveys and has identified several major local issues, needs, and concerns, including: Development/Growth Planning, Community Services; Environment, Education, and Family Services.

Also, appearing with Mrs. Uzel was Mr. Phil Ferrante, a member of the Citizens Action Team, who further explained the results of the surveys conducted.

RE: PLANNING MATTERS – SCOTT LUCCHESI, COMMUNITY DEVELOPMENT DIRECTOR

a. Public Hearing – Zoning Case #CUP-01-08, Request for Conditional Use Permit to Build an Electric Transformer Substation on Property Described as Tax Map 11-82B; Owner/Applicant: Rappahannock Electric Cooperative - Scott Lucchesi, Community Development Director, presented and reviewed the application of Rappahannock Electric Cooperative for a Conditional Use Permit in accord with Article X of the King William County Zoning Ordinance to operate an Electric Transformer Substation on a 1.09 acre parcel located on Route 604 (Dabneys Mill Road) approximately 200 feet west of the intersection of Routes 30 and 604. This property is further described as Tax Map Parcel 11-82B on the King William County Tax Maps. Mr. Lucchesi stated that Rappahannock Electric Cooperative is proposing to build the

Mangohick substation on the REC-owned property adjacent to REC's 115 KV transmission line, and that strategically placing the substation at this location eliminates the need for any new transmission line construction.

Continuing, Mr. Lucchesi advised that although this parcel is not located within the Transportation Corridor Overlay District that runs parallel with King William Road (Route 30), it is in close proximity. The TCO runs the entire length of Route 30, but the development standards do not apply to commercial sites northwest of the intersection of Route 30 and Route 607 (Beadles Road). If applicable, the TCO guidelines would eliminate Industrial uses within the corridor. An electric transfer substation is specifically listed under "Public Service and Institutional" in the Zoning Ordinance Use Table (Sec. 86-173) and is permitted in the agricultural-conservation district with a Conditional Use Permit and would not be considered an industrial use. The TCO guidelines would require additional buffers to the site as well as increased landscaping. Due to the fact of the close proximity to the TCO, staff is requesting additional landscaping that would compliment the site as if the standards still applied.

Further, Mr. Lucchesi advised that this application was considered in public hearing by the Planning Commission in its meeting held on March 17, 2008, and the Commission and staff recommend approval of this request with the following conditions. It was the staff's feeling that with these proposed conditions, the request could be improved to help ensure that any adverse impacts are minimized, and to ensure that the proposed operation complies with County requirements.

1. The site shall be developed in substantial conformance with the approved plan.
2. The entrance to the site shall be paved for a distance of at least 75 feet from Route 604 (Dabneys Mill Road).
3. The site shall have no permanent lighting. If permanent lighting is required, a lighting plan shall be submitted to the Planning Office for review and approval.
4. A landscaping plan shall be submitted and approved by the planning office prior to final site plan approval.
5. All landscaping shall be kept healthy and replaced in a timely manner if diseased, dying or dead.
6. Signage shall be posted at the site including owner and emergency contact information. All signage shall be in accordance with the King William County Zoning Ordinance.

7. The site shall be kept clean of trash and debris and maintained on a routine basis.
8. The site will be unmanned and not used for the storage of equipment or supplies unless housed inside an enclosed facility that is shown on the approved site plan as storage use.

Thereupon, the Vice-Chairman declared the public hearing open for comments and the following persons appeared to speak:

Sam Wilson, Project Manager for Rappahannock Electric Cooperative, addressed the Board stating that REC has two existing substations now in the area, one in Dawn and one in Enfield, and these two substations can no longer adequately serve the increasing electrical demand occurring in this area of REC's service territory. The Dawn substation is operating at 99% capacity and the Enfield substation has become overloaded during peak loads.

Mr. Wilson indicated that REC, through its long range planning, purchased this parcel in 1982, for the possible need to construct a new substation in this area. He advised that Rappahannock Electric Cooperative is charged by the Virginia State Corporation Commission with the obligation to provide electric service within its franchised territory, in a safe and reliable manner, while maintaining voltage within industry standards. He indicated that REC has no problem with any of the conditions proposed to be placed on this application by the Planning staff, and that REC will maintain the site.

Julian Connelly Wilson, an adjacent property owner to this site, addressed the Board expressing his opinion that there is a need for this substation, and it will benefit the people of the community. He also indicated that all of his concerns regarding this project have been satisfied.

There being no other persons appearing to speak for or against this proposal, the public hearing was declared closed by the Vice-Chairman.

b. Consideration of Action - On motion by T. G. Smiley, seconded by C. L. Schools and carried unanimously by those present, the Board approved the application of Rappahannock Electric Cooperative, Case # CUP-01-08, for a Conditional Use Permit in accord with Article X of the King William County Zoning Ordinance, to operate an electric transformer substation on 1.09 acres located on Route 604 (Dabneys Mill Road) approximately 200 feet west of the intersection of

Routes 30 and 604, with the eight conditions presented in public hearing by the Director of Community Development, and stated above.

RE: REQUEST FROM PAMUNKEY REGIONAL LIBRARY – FRAN FREIMARCK, DIRECTOR

Board Member, D. L. Wright, asked Mrs. Fran Freimarck, Director of the Pamunkey Regional Library, to come forward and present her request to the Board.

On behalf of the Pamunkey Regional Library Board, Mrs. Fran Freimarck, Director, requested an additional appropriation of \$12,500 in the proposed FY-09 Budget. She indicated these funds are being requested to allow additional hours of library service. This additional request of \$12,500.00 will bring the total appropriation to \$412,500.00 for the FY-09 Budget. She indicated that her original FY-09 request was in the amount of \$418,000.00, and the advertised amount was set at \$400,000.00. Continuing, Mrs. Freimarck explained that the Library Board had asked for funds to increase the hours of library service and for funds to be able to increase the Library's internet speed. She stated that the Library Board will be working with the Friends of the Library to ask them to help sponsor the funding to increase the speed for all the people using their internet terminals. Mrs. Freimarck indicated that the Library location is among one of the very few places in the County that has broadband access.

The Board was advised by Mrs. Freimarck that the Library is anticipating at least a 4% cut in their State Aid in this fiscal year, and this is the funding they normally use for the purchase of books. This 4% cut in State Aid is not included in the additional \$12,500.00 being requested from the Board.

The Board took this request under advisement for consideration during its Budget adoption.

RE: BUDGET MATTERS – FRANK A. PLEVA, COUNTY ADMINISTRATOR

a. Public Hearing – Proposed FY 2008-09 Budget Including Tax Levies and Fees - Vice-Chairman, O. O. Williams, declared the public hearing open to receive comments on the proposed FY-09 Budget including proposed tax levies and fees, and the following persons appeared to speak:

a. Charles Piersa, President of the King William Farm Bureau, discussed the proposed increase in the land use program from \$435 to \$750 per acre for forest

land and from \$600 to \$1,140 per acre for agricultural land. He feels the lower land use taxation is one factor helping to keep housing developments down in the County. He also questioned whether or not the County is collecting roll back taxes on all properties as they are coming out of land use.

George McFadden addressed the Board stating his opinion that the effective tax increase should be set so as to raise the FY-09 budget no more than 3 percent over FY-08. He also spoke against the proposed rate increase in the land use taxation stating that it makes more sense that the County view farms and forests as the best way to keep taxes low and encourage the owners to keep land in production.

Phyllis Jones of the Indian Rivers Humane Society thanked the Board for the funds allocated to them in the FY-09 Budget and for the continued support from the Board of their efforts.

Stephen Greenwood spoke against the proposed increase in tax rates for FY-09 and compared the rates in King William County to those in James City County.

Agnes Smith of 11329 Mt. Olive/Cohoke Road, addressed the Board concerning several issues including the proposed tax increases in the FY-09 Budget, funding the proposed Reservoir land purchases, the recent reassessment of properties in the County, and a VDOT problem along Route 632 with the ditches on either side of the road being approximately 2 feet deep.

Howard Townsend of 2121 Dabneys Mill Road stated his opposition to the proposed increase in the rates for the land use taxation. He also presented Chuck McGhee, a resident of Hanover County, to speak on his behalf in opposition.

Troy Johnson of 745 Smith Ferry Farm Road, asked the Board to maintain the current Land Use Taxation rates and to utilize other means, such as collecting the roll back taxes.

Ann Brummer, a land owner of property located in the Second District, spoke in opposition to the proposed increase in Land Use taxation, stating that the farmers need to be able to maintain.

Bob Ehrhart of the Fifth District, asked the Board for moderation in the proposed increase in the Land Use taxation rates. He stated that renters in the County pay no taxes to the County, but receive services, and that developers pay no

taxes. He also stated that the number of housing lots being developed in the County needs to be minimized.

Susan Garrett of 234 West Rose Garden Road, asked the Board to keep the Land Use Taxation at the current rate.

Steve Tupponce, Chairman of the King William County School Board, thanked the Board of Supervisors for its continued support of the King William County School system, and presented a brief synopsis of the overall financial picture of school funding including local funds, state funds, and federal funds.

Ernest Glazebrook of 167 Scotland Landing Road, stated his disappointment in the Board's proposal for increased tax rates, indicating his opinion that citizens are being forced to leave the County.

Chuck Emmons, Director of the Quin Rivers Community Action Agency, asked the Board to reconsider including this agency in the FY-09 Budget.

Tina McKinney of the Fifth Election District, and President of the King William Education Association, stated that the cost of living is constantly increasing, and asked to Board to consider this, for salary increases for teachers.

Chris Ross-Ern, a resident of Venter Road, also spoke in favor of increased salaries for teachers.

Stana Pankey, a teacher in the King William School System, stated that King William County is not keeping pace with other counties for teacher salaries.

Brian Major spoke concerning the \$1.7 million bond issue used for the construction of the athletic fields at King William High School and stated his opinion that the County should consider education first and recreation after.

Lori Betts, Animal Shelter Manager for King William County, thanked the Board for its support of the budget for the first year of operation of the Shelter. She highlighted some of the items that she has been working on including Standard Operation Procedures for the Shelter, a Program for Adoption, and has been working with Steve Puckett, Emergency Services Director, on a plan for the Emergency Rescue of Animals in the event of a disaster.

There being no other persons appearing to speak for or against the proposed FY-09 Budget, the public hearing was declared closed by the Vice-Chairman.

b. Public Hearing – Proposed Real Property Tax Levies for Tax Year, 2008

The public hearing to consider proposed real property tax levies for tax year, 2008, was declared open by the Vice-Chairman.

No persons appeared to speak.

Thereupon, the public hearing was declared closed by the Vice-Chairman.

c. Setting of Date, Time, Place for Consideration of Adoption of the Proposed FY-09 Budget Including Tax Levies - On motion by T. G. Smiley, seconded by C. L. Schools and carried unanimously by those present, the Board determined that it will continue this meeting to be reconvened on May 12, 2008, at 7:00 p.m. in the Board Room of the King William County Administration Building to consider adoption of the proposed FY-09 Budget including tax levies.

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

a. Regional Animal Shelter - County Administrator, Frank A. Pleva, reported that the contract has been terminated with the building contractor, and the County has been in negotiation with the bonding company to complete this project. It is hoped that the attorneys will have a report on this for the Board by its May, 2008, meeting.

b. Mt. Olive Community Improvement Project - Frank A. Pleva, County Administrator, reported that one more house has been approved for the Gray Manor Subdivision, which now brings the total to 5 houses, that the self-help group has completed the sewer lines in Area #1, and some of this self-help work was donated by Hampton Roads Sanitation District, and by work of crews from the Middle Peninsula Regional Security Center.

c. Request to Draft Ordinance Relating to “No Parking in Fire Lane” at County Shopping Center and “Loitering in a Public Place” - A motion was made by D. L. Wright, seconded by C. L. Schools and carried unanimously by those present, to authorize the County Administrator and the County Attorney to prepare draft ordinances relating to “No Parking in Fire Lane” and “Loitering in a Public Place” for

the Board's review. Mr. Wright indicated that these two draft ordinances should be prepared to include county wide enforcement.

Mr. Wright also requested the County Attorney to look into the possibility of some type of ordinance relating to animals running in neighbors yards causing problems, and report back to the Board at its May 19, 2008, meeting.

RE: APPOINTMENTS

a. Bay Consortium Local Workforce Investment Board, Inc. – One Member to Fill Vacated, Unexpired Term, Term Expires June 30, 2010 - The Board was informed that Mrs. Kathy Morrison has resigned as the King William County representative on the Bay Consortium Local Workforce Investment Board, Inc.

Thereupon, a motion was made by D. L. Wright, seconded by T. G. Smiley and carried unanimously by those present, to appoint Mrs. Brenda H. Ball to fill this vacated, unexpired term on the Bay Consortium Local Workforce Investment Board, Inc. Said term will expire June 30, 2010.

RE: KEVIN OVERSTREET – PROBLEM WITH FAILED SEPTIC SYSTEM

D. L. Wright stated that he feels the County has a moral obligation to assist Kevin Overstreet with the problem of the failed septic system at his residence, and made to motion that the County pay the \$17,000.00 to \$19,000.00 to establish a new septic system for the Overstreet family. This motion was seconded by O. O. Williams, and received the following roll call vote:

C. T. Redd III	Absent
O. O. Williams	Aye
D. L. Wright	Aye
C. L. Schools	Nay
T. G. Smiley	Nay

This motion failed on a tie vote.

C. L. Schools stated his opinion that the Board should not spend the taxpayers money on this failed septic system, but that it should be the developer's/builder's obligation.

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

Kevin Overstreet addressed the Board stating his opinion that information contained in Building Permits being issued by the County should be matched very carefully with the information contained in the Health Department Permits.

Stephen Greenwood stated his opinion that the arbitrary counsel employed by the County which spoke to the Board at its meeting last month concerning the Reservoir project, only spoke in favor of Newport News and paid no attention to the concerns of the citizens of King William County.

Herb White addressed the Board indicating that he is upset with the Board's decision regarding the Kevin Overstreet situation. He felt that Mr. Overstreet is being overlooked by the County, that this was a mistake made by a member of its workforce, and that the County should accept some of the responsibility.

Bob Ehrhart also addressed the Board regarding the decision made on the Overstreet property, indicating his feeling that Mr. Overstreet has been wronged by the County. He feels the County did not do its job, and a citizen has been penalized.

RE: BOARD OF SUPERVISORS' COMMENTS

T. G. Smiley stated his opinion that the Kevin Overstreet septic system problem is with the building contractor, and he is glad to hear that Mr. Overstreet has obtained legal counsel.

D. L. Wright explained that the tax rates for Land Use Taxation have not been increased for 11 years, and that the proposed FY-09 Budget contains funds to add to its Contingency Fund and to its Reserve Fund, which will put the County on the road to recovery from its deficit. In addition, the County will be going to a reassessment period of every 3 years instead of the 2 year schedule now being utilized.

O. O. Williams thanked everyone for their attendance at this meeting and participating in County government.

RECESS OF MEETING

On motion by T. G. Smiley, seconded by D. L. Wright and carried unanimously by those present, the Board recessed this meeting to be reconvened on May 12, 2008, at 7:00 p.m. in the Board Room of the King William County Administration Building to consider adoption of the proposed FY-09 Budget including tax levies for tax year, 2008.

COPY TESTE:

Frank A. Pleva
County Administrator

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