

MINUTES
KING WILLIAM COUNTY
BOARD OF SUPERVISORS
MEETING OF JUNE 26, 2006

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF KING WILLIAM COUNTY, VIRGINIA, HELD ON THE 26TH DAY OF JUNE, 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:

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

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

RE: APPROVAL OF MEETING AGENDA

On motion by C. T. Redd III, seconded by W. F. Adams and carried unanimously, the Board adopted the agenda for this meeting as presented by the County Administrator with the following change: (1) under Consent Agenda, Item 6c Authorization for Public Hearing – Zoning Case #Z-09-06, Request to Change Zoning District Classification from A-C (Agricultural-Conservation) to B-1 (Local Business), Applicant/Contract Purchaser: Chryl Shaw and Owner: Henry Stephens - Public Hearing was set for the Board's August 28, 2006, meeting. (2) Item 10b, King William County Enforcement Matters, Ms. Workman, was deleted, and (3) under Item 13f, Appointments, Middle Peninsula Regional Airport Authority, One Member and One Alternate, Four Year Terms, Terms of Benjamin R. Jenkins, Jr. as Member, and Frank A. Pleva, as Alternate, Expire June 30, 2006, was added.

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: CONSENT AGENDA

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

- a. Minutes of the Regular Meeting of May 22, 2006, as written
- b. Claims against the County for June, 2006, in the amount of \$686,756.76

as follows:

(1) General Fund Warrants #62192-62389 in the amount of \$442,531.44; Manual Checks #14103-14104 in the amount of \$4,128.06; Direct Deposits #8580-8704 in the amount of \$181,176.42; and Electronic Tax Payment in the amount of \$58,920.84

(2) For informational purposes, Social Services expenditures for the month of May, 2006, Warrants #305022-305090 in the amount of \$62,374.24; Direct Deposits #1420-1436 in the amount of \$25,373.32; and Electronic Tax Payment in the amount of \$8,578.97

(3) For informational purposes, Circuit Court expenditures for the month of May, 2006, Warrants #61933-61935 in the amount of \$3,223.97; Direct Deposits #192-194 in the amount of \$7,951.68; and Electronic Tax Payment in the amount of \$2,815.78

(4) For informational purposes, Comprehensive Services Act Fund expenditures for May, 2006, in the amount of \$61940-61957 in the amount of \$39,815.27

(5) There were no Tax Refunds for the month of May, 2006.

c. Authorized advertisement for a public hearing to be held during the Board's regular August 28, 2006, meeting, to consider Zoning Case #Z-09-06, Request to Change Zoning District Classification from A-C (Agricultural-Conservation) to R-1 (Local Business); Applicant/Contract Purchaser: Chryl Shaw and Owner: Henry Stephens

d. Authorized advertisement for a public hearing to be held during the Board's regular July 24, 2006 meeting, to consider Zoning Case #Z-10-16, Request to Change Zoning District Classification from A-C (Agricultural-Conservation) to R-1 (Suburban Residential); Applicant: King William County

e. Adopted the following Resolution Approving a Letter of Credit for Financial Assurance for Landfill Permit #505

RESOLUTION

WHEREAS, the King William County Board of Supervisors prepared and adopted a budget for the fiscal year beginning July 1, 2006, and ending June 30, 2007; and,

WHEREAS, the County will have sufficient revenues to fully fund the expenditures for the fiscal year; and,

WHEREAS, the County acknowledged within that budget, a potential liability as it relates to the post closure care of the King William County landfill; and,

WHEREAS, the Commonwealth of Virginia's Department of Environmental Quality has required King William County to post a \$210,350.00 Letter of Credit in conjunction with this liability; and,

WHEREAS, the County will repay any such funds required in the event the Letter of Credit is drawn upon.

NOW, THEREFORE, BE IT RESOLVED, that the King William County Board of Supervisors authorizes the County Administrator to negotiate the Letter of Credit not to exceed \$210,350.00 and the repayment amounts associated with this instrument.

f. Adopted the following Resolution regarding participation in Water Supply Plan and Planning Grant

RESOLUTION

WHEREAS, the Virginia General Assembly has mandated the development of water supply plans throughout the Commonwealth and the State Water Control Board has developed regulations to implement this planning process; and,

WHEREAS, based upon these regulations, King William County is required to complete a water supply plan that fulfills the regulations by November 2, 2011; and,

WHEREAS, the Virginia Department of Environmental Quality has announced the availability of grant funds to assist localities offset some of the costs related to the development of these plans and are encouraging localities to submit applications for grant funds using regional water supply plans; and,

WHEREAS, the Middle Peninsula Planning District Commission has previously managed the development of successful regional plans and is a logical entity to organize and manage a regional water supply planning process; and,

WHEREAS, the Middle Peninsula Planning District Commission desires to participate in a regional water supply plan and desires to secure DEQ grant funds to help offset the cost of the plan development.

NOW, THEREFORE, BE IT RESOLVED, that King William County authorizes the Middle Peninsula Planning District Commission to develop an application for water supply planning grant funds and to develop a regional water supply plan which will meet mandated regulations; and,

BE IT FURTHER RESOLVED, that the County Administrator is authorized to sign the DEQ grant contract and other appropriate documents related to the source water planning grant and the regional source water supply plan.

g. Approved first quarter of FY-07 appropriations for the School Operating Fund in the amount of \$11,186,479.00

h. Approved supplemental appropriations in the amount of \$821,517.00 for FY-06 for the School Operating Fund

RE: PRESENTATION OF GENERAL ASSEMBLY RESOLUTION HONORING THE LATE HONORABLE L. E. BYRUM, JR. – DELEGATE CHRIS PEACE

Delegate Chris Peace was in attendance to present to the family of the late Honorable L. E. Byrum, Jr. a General Assembly Resolution adopted by the Virginia House of Delegates on February 10, 2006, and by the Virginia Senate on February 16, 2006, celebrating the life of Lloyd Eugene Byrum, Jr. Family members present included Mrs. Debbi Byrum, Miss Kelley Byrum, Miss Lindsay Byrum, Ms. Viola B. McClenney, Mr. and Mrs. L. E. Byrum, Sr. and Miss Jessica Byrum.

The Byrum family was also presented a Resolution adopted by the King William County Board of Supervisors in February, 2006, honoring fellow Board member, the Honorable L. E. Byrum, Jr.

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

a. FY-07 Secondary Road Construction Budget - Charles E. Stunkle, VDOT Residency Administrator, addressed the Board to present and review estimated allocations for the Six Year, 2007-2012, Construction Plan for Secondary Roads in King William County. He reported that allocations for FY-07 statewide are down about 21% and that the allocation for King William County is only down about 12% from what was anticipated in the FY-06 Six Year Plan. Mr. Stunkle indicated, that for the first time, VDOT has had to identify State and Federal monies in the Budget that are applied to each of the projects. Previously, this was not a concern at the secondary system level, but, since Federal money now makes up about 52% of the total secondary construction dollars, this has to be done. This may mean that some projects will be delayed because there may not be enough of the right kind of funds, State or Federal, to apply to them. For example, the two curve improvement projects on Route 604 (Dabney's Mill Road) are State funded projects, and not enough State money could be allocated to them to meet the schedule previously established.

Therefore, they will be slowed down. Likewise, projects that are eligible for Federal funding, such as the other end of Route 604 from Corinth Heights out to Route 30, which is a Federal Aid route, could have their schedule benefited by this.

Mr. Stunkle further noted that a line item shown on the cover sheet of this document "Additional Funding" shows a total of \$1,059,980.00 over the six years. He explained that this line item is Federal Bridge money, and there are two projects that are included in this – the bridge on Route 600 over Foxes Mill Run, and Chelsea Road in the Town of West Point where the permanent, temporary bailey bridge is now located. Mr. Stunkle indicated that the good thing about this line item for these two projects is that the 20% matching funds have been found elsewhere in the budget, and these projects should have no impact on the remainder of the Six Year Plan.

b. Adoption of Resolution Designating Route 603 (Dover Lane) as a Rural Rustic Road Candidate - Mr. Stunkle informed the Board that the Virginia Department of Transportation has concluded that Route 603 (Dover Lane) from the intersection of Route 600 to 1.25 mile north is a viable candidate for the Rural Rustic Road program, as this route presently carries 120 vehicles per day, and meets all eligibility criteria for meeting this program. VDOT is, therefore, requesting that the County adopt a resolution designating this section of roadway as a Rural Rustic Road candidate.

Thereupon, on motion by W. F. Adams, seconded by O. O. Williams and carried unanimously, the Board adopted the following resolution designating Route 603 (Dover Lane) as a Rural Rustic Road.

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 VPD; and,

WHEREAS, the Board of Supervisors of King William County, Virginia, (Board) desires to consider whether Route 603, Dover Lane, should be considered a Rural Rustic Road; and,

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

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

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

WHEREAS, this road is 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 this road a Rural Rustic Road, and requests that the Residency Administrator for the Virginia Department of Transportation concur in this designation.

BE IT FURTHER RESOLVED, that the Board requests 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 their current state.

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

c. Intersection of Routes 360 and 30 at Central Garage – Lane Assignments - Mr. Stunkle reported that the Traffic Engineers have begun to review this intersection regarding the lane configuration, but, the study has not yet been completed.

d. Request to Lower Speed Limit on Route 30 in Front of King William County Court House and Posting of Signs Indicating Turning Vehicles - Mr. Stunkle also indicated that the Traffic Engineers are looking at this area to determine what can be done for traffic safety.

e. Route 618 – Bridge Repairs Completed and Road Reopened to Traffic - Mr. Stunkle announced that repairs have been completed to the Route 618 Bridge that was washed out by Tropical Storm Gaston, and that the roadway was reopened to traffic on June 23, 2006.

RE: PLANNING MATTERS - LEE YOLTON, COMMUNITY DEVELOPMENT

DIRECTOR

a. Public Hearing – Zoning Case #Z-07-06, Request to Change Zoning District Classification from A-C (Agricultural-Conservation) to R-1 (Suburban Residential) (Conditional); Applicant/Contract Purchaser: R. P. James River Investment Group, LLC and Representative: W. Rand Cook, Esq.; Owners: Emmett M. and Marion F. Upshaw

Lee Yolton, Director of Community Development advised that this application was duly advertised for public hearing to be held at this meeting, but, information was received in his office today from the applicant's representative, Mr. W. Rand Cook,

indicating that he will be requesting a 30 day deferral because they are looking into the possibility of providing public water to this property in the future, so that might change some of their proffers and other considerations. Mr. Yolton acknowledged that earlier in this meeting, the Board expressed its desire to defer this application for 60 days, to the regular August 28, 2006, meeting, as the full Board will not be present at the July 24, 2006, meeting.

Mr. W. Rand Cook addressed the Board explaining this the applicant, in the past two weeks, has very seriously been investigating the possibility of hooking into the King William water system, and their engineers have not yet completed the work to provide the final report, therefore, they are requesting a 30 day deferral, to the Board's July 24, 2006, meeting. This will give the applicant time to adjust the proffers and any other considerations, if necessary. They are requesting the 30 day deferral because they are quickly getting close to the deadline upon which they have to have their rezoning completed by, for the contract. They can accommodate an August 28, 2006, date for the hearing, but, if it is deferred in August for some reason, they will then miss their deadline.

The Chairman reiterated the Board's desire to have the full Board present for this hearing in order to be fair to everyone – the applicant, the Board, the owner, etc. Mr. Cook agreed to the deferral to the August 28, 2006, meeting.

Thereupon, on motion by C. T. Redd III, seconded by E. J. Rivara and carried unanimously, the Board deferred the public hearing on Zoning Case #Z-07-06 to its August 28, 2006, meeting.

RE: KING WILLIAM COUNTY CODE ENFORCEMENT MATTERS

a. Concerns About Enforcement of Building Codes – Ronnie Helmick, Contractor - Mr. Ronnie Helmick, was represented by Attorney, Scot Katona of Tappahannock. Mr. Katona addressed the Board with concerns of Mr. Helmick, regarding the King William County Building Department. He indicated that Mr. Helmick is a resident of King William County and is a reputable well drilling contractor with over 20 years of experience in King William and surrounding counties. Ronnie's father, Mr. Charles Helmick, was in the well drilling business before him, so Ronnie brings with him many years of experience in matters regarding contracting and dealing with

Building Officials. He feels that the Building Department, the Board of Supervisors, the building contractors and the residents of the County all have a common interest, and that is to have clear, common sense rules and procedures in place, that are uniformly enforced, to insure that there is quality construction in the County, and that the work is performed efficiently and inexpensively as possible for the homeowner. Mr. Katona explained that the purpose of being before the Board at this time is because of Mr. Helmick's recent dealings with the Building Department which lead him to believe that that ideal is not being achieved, and they are asking the Board to look into this matter and see if any corrections can be made to make the Building Department more efficient. Mr. Helmick is experiencing requirements being made of him in King William County that are not being required in other counties. Mr. Helmick has had difficulty with materials he uses being approved in King William County, that he has had no trouble being approved for use in other counties. He is having construction work being rejected in King William County, and similar work is not being rejected in other counties. He is being charged Well Drilling Permit Fees in King William County that he is not being charged in other counties. In consequence of these problems that he is experiencing in King William County, he has hired a third party engineer to perform inspections of all of his work in King William County. He does not use third party inspectors in any other counties. That system works fine for him, he is getting the work done, and it is getting approved here in King William, but, ultimately, that extra expense is being passed on to the residents of King William County where the construction work is being done. Mr. Katona indicated that he believes other contractors doing work in King William County may be experiencing the same problems. Continuing, Mr. Katona indicated his client would like to see that the Board of Supervisors is aware of the problems that Mr. Helmick sees, and to look into these problems. Mr. Helmick has spoken with certain County Officials informally, and has been told that there is always an ongoing review, but, he would like the process to be a little bit more formal, and have the Board of Supervisors become involved and look into this, and see if there is anyway the efficiency of the Building Department can be improved, and whether the regulations can be made clearer, and enforced more

uniformly. He asked the Board to keep this on its agenda and do something to look into it.

The Chairman indicated that the Board will look into these issues and provide a written reply to Mr. Helmick and his attorney, Mr. Scot Katona.

RE: ADMINISTRATIVE MATTERS – TERRI E. HALE, ASSISTANT COUNTY

ADMINISTRATOR

a. Public Hearing – King William County Code Amendment Changing the General Reassessment Cycle From Every Four Years to Every Two Years - Assistant County Administrator, Terri E. Hale, addressed the Board stating that during the Board's FY-07 budget deliberations in March, the Board directed the staff to advertise an amendment to change the General Reassessment cycle from every four year to every two years. Some of the reasons discussed for changing to the two year assessment were that it will be less of a shock to taxpayers because with the last reassessment, the increase in values approached 40%. The fair market value would be more accurate with the two year reassessment. For example, when the County contracts with the Reassessment Officers and by the time the values actually become effective, they are already one year old. In essence, in doing the reassessment every four years, the values are at least five years old by the time the end of the reassessment cycle arrives.

Ms. Hale advised that the public hearing has been advertised as directed, and if this ordinance amendment is adopted, she would like to issue a Request for Proposal (RFP) for one or two reassessment cycles. This would make the next reassessment cycle values effective January 1, 2008.

W. F. Adams questioned what the difference in cost of doing the reassessment every two years versus the four years. Ms. Hale indicated that the last several reassessments have been approximately \$98,000.00, which is about \$11.00 or \$12.00 per parcel. This would be every two years, but, theoretically, the cost could be made up by the increase in the values because the County would be getting the revenue two years earlier.

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

Herb White of 1186 Mill Road in Aylett addressed the Board stating concern that the word out in the community is that in addition to the two year reassessment, the level of assessment will be raised to a Level 2, instead of the Level 1 which has been previously used in the four year reassessment, and that it will also increase the rate of taxes.

The County Administrator reviewed the process, as set out in the State Code, for counties to follow in a reassessment of properties.

Mr. White questioned the rate of increase between the two year and four year assessment and stated his concern regarding the effect of this on the elderly and low income citizens.

Don Wagner of 5515 Herring Creek Road in Aylett expressed his concern to the Board regarding a statement made earlier that the cost of the two year reassessment would be covered by the revenues the County would receive from the increased values. He indicated concern that the County would pay approximately \$100,000.00 every two years or \$150,000.00 or more as time goes by. It would seem to him, whether a one year, two year, or four year assessment is performed, that a tax rate should be based on a budget to meet the needs of the County, and therefore, an adjustment, whether upwards or down, and if it is based on the assessment, it wouldn't make any difference whether it's every two year or four years. He feels the four year reassessment would be satisfactory.

There being no other persons appearing to speak for or against this matter, the public hearing was declared closed.

b. Consideration of Action – Biennial Assessments - On motion by C. T. Redd III, seconded by W. F. Adams and carried unanimously, the Board adopted the following addition of Section 70-45, "Biennial Assessment and Equalization" to Chapter 70, "Taxation", of Article II, "Real Property Tax" of the King William County Code:

King William County Code
Article II, Chapter 70
Section 70-45

Section 70-45 (to be added)

Sec. 70-45. Biennial Assessment and Equalization.
As authorized by Section 58.1-3253 of the Code of Virginia, 1950, as amended, there shall be a biennial assessment and equalization of assessment of all real property in

the County. All real estate shall be assessed as of January 1. The effective date of the first such assessment shall be January 1, 2008.

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

ADMINISTRATOR

a. Rebuilding of East Court House Wall – The County Administrator, Frank A. Pleva, reported that last month the Board received a presentation from Mrs. Marion Jones of the King William County Historical Society regarding reconstruction of the east Court House wall. Mr. Pleva reported that, since the Board's last meeting, he and Terri Hale, Assistant County Administrator, have met with three representatives of the Historical Society and another meeting on site is scheduled for tomorrow with the architect and the contractor to review the cost estimate and how the work will proceed.

b. Regional Animal Shelter - The County Administrator indicated that site clearing was to have begun today, but, due to inclement weather, did not. Approval has been obtained from Virginia Power for temporary and permanent electric service. The Notice to Proceed with the work has been issued.

c. Mt. Olive Community Improvement Project - The County Administrator reported that the Planning Commission, at its meeting on June 19, 2006, recommended approval of the rezoning of a parcel of County property, acquired through the Block Grant Program, a portion of which will be used for placement of a wastewater treatment plant to serve the project area, and the other portion, if approved by the Board in public hearing in July, will be subdivided into lots for construction of homes in lieu of rehabilitating the existing structures either because of title issues involved, or because the rehabilitation would be too expensive.

RE: APPOINTMENTS

a. Economic Development Authority – One Member, Four Year Term, Term of James Ellis Boyer Expires June 30, 2006 - On motion by E. J. Rivara, seconded by O. O. Williams and carried unanimously, the Board reappointed James Ellis Boyer to serve a four year term on the King William County Economic Development Authority. Said term will expire June 30, 2010.

b. Recreation Commission, Three Members, Three Year Terms, Term of Linwood Garland Smith, Jr., Election District #2, Expires June 30, 2006; Term of Evelyn W. Martin, At-Large Member, Expires June 30, 2006; and Term of Terry Sims

Adams, King William School System Representative, Expires June 30, 2006 - On motion by W. F. Adams, seconded by O. O. Williams and carried unanimously, the Board reappointed Linwood Garland Smith, Jr. from Election #2, Evelyn W. Martin as the At-Large Member, and Terry Sims Adams as the King William School System Representative as members of the King William County Recreation Commission, each for a term of three years. Said terms will expire June 30, 2009.

c. Social Services Board – One Member, Four Year Term, Term of Constance D. Mickens Expires June 30, 2006 - On motion by W. F. Adams, seconded by O. O. Williams and carried unanimously, the Board reappointed Mrs. Constance D. Mickens to serve a four year term on the King William County Social Services Board. Said term will expire June 30, 2010.

d. Bay Consortium Local Workforce Investment Board – Two Members, Four Year Terms, Terms of James E. Mickens and W. Frank Adams Expire June 30, 2006 - Mr. James E. Mickens has indicated that he does not wish to be considered for reappointment.

On motion by C. T. Redd III, seconded by O. O. Williams and carried unanimously, the Board reappointed Mr. W. Frank Adams as a member of the Bay Consortium Local Workforce Investment Board for a term of four years, with said term expiring June 30, 2010.

Action on the second appointment was tabled until the Board's July, 2006, meeting.

e. Middle Peninsula Planning District Commission – One Citizen Member, One year Term, Term of Robert F. (Dick) Brake Expires June 30, 2006 - On motion by C. T. Redd III, seconded by E. J. Rivara and carried unanimously, the Board reappointed Mr. Robert F. (Dick) Brake to represent the County as the citizen member on the Middle Peninsula Planning District Commission for a term of one year, with said term expiring June 30, 2007.

f. Middle Peninsula Regional Airport Authority – One Member and One Alternate to Member, Four Year Terms, Terms of Benjamin R. Jenkins, Jr., as Member, and Frank A. Pleva, as Alternate Member, Expire June 30, 2006 - On motion by E. J. Rivara, seconded by C. T. Redd III and carried unanimously, the Board

reappointed Mr. Benjamin R. Jenkins, Jr. as a member of the Middle Peninsula Regional Airport Authority and Mr. Frank A. Pleva, as the alternate member to Mr. Jenkins, each for a term of four years. Said terms will expire June 30, 2010.

RE: PUBLIC COMMENT PERIOD

Herb White of 1186 Mill Road in Aylett, brought to the attention of the Board, a very serious motor vehicle accident that occurred today in the Manquin area, under terrible weather conditions and in a very bad location. Mr. White stated that, under those circumstances, he feels a number of people should be recognized and brought to the Board's attention for the excellent job they did at this accident scene in helping to get this victim out and to the hospital, which took approximately two hours. Mr. White indicated he was standing by at the scene, observing the excellent cooperation of all the workers, which included members of the King William County Sheriff's Department, Mr. Steve Puckett, Emergency Services Director, members of the King William Volunteer Fire Department and Rescue Squad, and members of the Mangohick Volunteer Fire Department, as well as a number of citizens who brought in their own equipment to assist. It is nice to see the community come together in such a spirit of cooperation when someone needs help.

RE: BOARD OF SUPERVISORS' COMMENTS

Various Board members expressed their appreciation to those citizens who volunteer to serve in community service positions and to all the citizens in attendance at this meeting.

RE: CLOSED MEETING PURSUANT TO SECTION 2.2-3711(A)(1), CODE OF VIRGINIA, 1950, AS AMENDED, FOR DISCUSSION OF THE PERFORMANCE OF SPECIFIC EMPLOYEES IN THE DIVISION OF COMMUNITY DEVELOPMENT

On motion by C. T. Redd III, seconded by O. O. Williams and carried unanimously, the Board entered Closed Meeting pursuant to Section 2.2-3711(a)(1), Code of Virginia, 1950, as amended, for Discussion of the Performance of Specific Employees in the Division of Community Development.

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

In accordance with Section 2.2-3712(d) 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 W. F. Adams and carried with a unanimous roll call vote.

RESOLUTION

WHEREAS, the King William County Board of Supervisors 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 2.2-3712(d) 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.
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.

The Chairman stated that no action would be taken as a result of discussions in closed meeting.

There being no further business to come before this Board, the meeting was adjourned.

COPY TESTE:

Frank A. Pleva
County Administrator

