

**MINUTES**  
**KING WILLIAM COUNTY**  
**BOARD OF SUPERVISORS**  
**MEETING OF JULY 23, 2007**

**AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF KING WILLIAM COUNTY, VIRGINIA, HELD ON THE 23<sup>RD</sup> DAY OF JULY, 2007, 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 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 W. F. Adams, seconded by E. J. Rivara and carried unanimously, the Board adopted the agenda for this meeting as presented by the County Administrator with the following change: Item 12c – Communications Committee Report, Steve Puckett – was deleted.

**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 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 June 25, 2007, were approved as written
- b. Claims against the County for July, 2007, in the amount of \$1,842,139.60 as follows:

(1) General Fund Warrants #65189-65395 in the amount of \$1,354,896.63 (\$364,875.76 in FY-07; \$990,020.87 in FY-08); Manual Checks

#14141-14143 in the amount of \$240,377.21; Direct Deposits #9983-10095 in the amount of \$185,058.68; and Electronic Tax Payment in the amount of \$61,807.08

(2) For informational purposes, Social Services expenditures for the month of June, 2007, Warrants #306003-306012 in the amount of \$24,947.95; Direct Deposits #1680-1701 in the amount of \$27,086.81; and Electronic Tax Payment in the amount of \$9,096.97

(3) For informational purposes, Circuit Court expenditures for the month of June, 2007, Warrants #65163-651670 in the amount of \$5,033.71; Direct Deposits #244-247 in the amount of \$9,830.40; and Electronic Tax Payment in the amount of \$3,381.63

(4) For informational purposes, Comprehensive Services Act Fund expenditures for June, 2007, Warrants #65172-65187 in the amount of \$49,609.22

(5) Tax Refunds for June, 2007, in the amount of \$5,292.70

c. Authorized advertisement for a public hearing to consider Zoning Case #Z-02-06, Request to Amend Proffers; Applicant: Saymar Custom Homes, Howard K. Ingalls to be held during the Board's regular August 27, 2007, meeting, beginning at 7:00 p.m. in the Board Room of the King William County Administration Building.

d. Authorized advertisement for a public hearing to consider Zoning Case #Z-01-07, Request to Rezone 2.66 Acres from A-C (Agricultural-Conservation) to B-1 (Local Business) and R-1 (Suburban-Residential); Applicant/Owner: Darrell Kellum to be held during the Board's regular August 27, 2007, meeting, beginning at 7:00 p.m. in the Board Room of the King William County Administration Building.

e. Authorized advertisement for a public hearing to consider Proposed FY-08 Building Fees, to be held during the Board's regular August 27, 2007, meeting, beginning at 7:00 p.m. in the Board Room of the King William County Administration Building.

**RE: INTRODUCTION OF NEW SCHOOL SUPERINTENDENT, DR. MARK RUSSELL JONES – SCHOOL BOARD CHAIRMAN, KATHY H. MORRISON**

School Board Chairman, Kathy H. Morrison, introduced Dr. Mark R. Jones, the newly appointed Superintendent of Schools for King William County, effective July 2,

2007. Dr. Jones had been serving as Assistant Superintendent for Instruction in the Pittsylvania County Schools, prior to coming to King William.

**RE: ADOPTION AND PRESENTATION OF RESOLUTION OF APPRECIATION TO CARL R. FISCHER FOR HIS WORK ON THE KING WILLIAM HISTORICAL MUSEUM COUNCIL**

On motion by T. G. Smiley, seconded by O. O. Williams and carried unanimously, the Board adopted the following Resolution of Appreciation for Carl R. Fischer for his work on the King William Historical Museum Council. Mr. Fischer was present and received this Resolution along with other members of the Historical Museum Council.

**RESOLUTION OF APPRECIATION**

**WHEREAS**, because of the significant contributions by Carl R. Fischer and members of the King William Historical Museum's Council, what was once a vision of the late Thomas T.H. Hill, is now a reality; and

**WHEREAS**, the newly established King William Historical Museum creatively describes all aspects of King William County's unique history and provides educational opportunities by telling stories of Africans, Colonials and Native Americans who all came together here; and

**WHEREAS**, Mr. Fischer spent countless hours working at the museum, practically on a full-time basis, as he led the Council through the planning and design phases; and

**WHEREAS**, Mr. Fischer has conducted the business of the Museum Council and overseen the development of the King William Historical Museum with dignity, equanimity, open-mindedness and clarity of purpose in order to ensure for the citizens of King William County a museum worthy of its past; and

**WHEREAS**, as a result of the hard work and dedication given by Mr. Fischer and the other members of the Museum Council, the Court Green is now home to a spectacular museum that will keep King William County's distinctive history alive for generations to come; and

**NOW, THEREFORE, BE IT RESOLVED**, that the King William County Board of Supervisors expresses its sincere appreciation to Mr. Fischer for his fine work overseeing the creation of the King William Historical Museum; and,

**BE IT FURTHER RESOLVED**, that the King William County Board of Supervisors also commends Mr. Fischer for developing a museum that all of the citizens of King William County, past, present and future, can be proud of; 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 Mr. Fischer, and shall be spread upon the meeting minutes of said Board of Supervisors.

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

**ADMINISTRATOR**

Mr. Emmett Heltzel, interim VDOT Residency Administrator, addressed the Board to update on VDOT matters. He also advised that this would be his last appearance before the King William Board as he would be returning to the Central Office effective August 1<sup>st</sup>.

a. Maintenance Operations - Mr. Heltzel indicated that VDOT is continuing a County-wide effort in putting down calcium chloride to help with dust control.

b. Route 653 and Route 656 Rural Rustic Projects - Work on these two projects was begun last week.

c. Route 659 and Route 606 - Mr. Heltzel reported that work on these two routes should be starting within the next 30 days.

d. Update on Safety/Speed Studies Requested at Board's June Meeting - Mr. Heltzel advised that the five Safety/Speed Studies (Route 360/30 Intersection at Central Garage; Beadles Road from Route 30; Intersection of Venter Road with Route 360; Route 30 at Hamilton-Holmes School/Acquinton School complex; and Route 30 near King William High School and County Transfer Site entrance and beyond) are being worked on, but, are not yet completed.

e. Route 654 - T. G. Smiley thanked Mr. Heltzel and VDOT for replacing the missing "Road Ends 2.3 Miles" sign on Route 654.

f. Route 360 and Route 604 Intersection Turning Lane - O. O. Williams stated that the turning lane is under construction for the new hardware store located on Route 604, and cautioned Mr. Heltzel to make sure that this turn lane is built to a standard that will also accommodate the sand and gravel trucks that will be using this very soon from the new sand and gravel operation being established on Route 604. He felt the need for everyone involved to work together with this project to save time and money.

g. Mattaponi River Bridge - C. T. Redd III questioned Mr. Heltzel as to when the damage done to the railing on the new Mattaponi River Bridge approximately three months ago caused by a vehicle running off the bridge, would be repaired. Mr. Heltzel responded that he would investigate this situation.

h. Consideration of Discontinuance and Vacation of a Portion of Commins Road (Route 606) - The County Administrator advised that the Board conducted a public hearing on this matter at its June 25, 2007, meeting and action was tabled until the Board Board's July 23, 2007, meeting.

Thereupon, the Board was informed that a request has been received from the applicant, Mt. Sinai Baptist Church, to defer action on this matter at this meeting.

Whereupon, a motion was made by E. J. Rivara, seconded by T. G. Smiley and carried unanimously, to defer action on this request until the Board's September 24, 2007, meeting, to allow time for legal counsel to work out a solution and to obtain more information.

**RE: PLANNING MATTERS – SCOTT LUCCHESI, DIRECTOR OF COMMUNITY DEVELOPMENT**

a. Public Hearing – FY-08 Proposed Planning & Zoning Fees - Scott Lucchesi, Director of Community Development, presented and reviewed the proposed increased fee schedule for planning and zoning services. He explained that this fee schedule was last updated on May 20, 2002. He also reported that he has reviewed and compared the fees charged by surrounding jurisdictions, and recommends that the Board revise our current fee schedule to reflect the current demands made upon the Department, what surrounding localities charge for similar services, and the impending amount of development the County faces. The proposed effective date of these fee increases will be September 1, 2007.

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

Bob Ehrhart spoke in favor of the proposed fee increases which will help to bring this Department in line with charges being made by our surrounding localities for similar services.

There being no other persons appearing to speak for or against these proposed fee changes, the public hearing was declared closed.

b. Consideration of Adoption of FY-08 Proposed Planning & Zoning Fees - On motion by E. J. Rivara, seconded by W. F. Adams and carried unanimously, the

Board adopted the proposed FY-08 Fee Schedule for Planning and Zoning Services as presented.

**RE: KING WILLIAM COUNTY CODE MATTERS – FRANK A. PLEVA,  
COUNTY ADMINISTRATOR**

a. Discussion of Potential Amendments to King William County Code, Chapter 70, Taxation, Section 10-103(c), Policy-Scale of Exemptions, Tax Relief for the Elderly and Disabled - The County Administrator reported that various members of the Board have recently requested that an update to the County’s policy for tax relief for the elderly and disabled be considered. Information was presented by the County Administrator giving guidelines from the State Code as well as a table showing comparisons with surrounding counties.

b. Setting of Public Hearing - The Board reviewed and discussed this information, and upon motion by W. F. Adams, seconded by T. G. Smiley and carried unanimously, authorized that a public hearing be set for its August 27, 2007, meeting, to consider the following amendments to King William County Code, Chapter 70, Taxation, Section 70-103(c), Policy, Scale of Exemptions, Tax Relief for the Elderly and Disabled.

Maximum Income for Owners & Relatives From All Sources: \$50,000.00

Maximum Net Combined Financial Worth: \$100,000.00 + Residence & 5 Acres

Maximum Annual Tax Exemption Scale:	
Annual Income less than \$30,000.00	100%
Annual Income less than \$40,000.00	75%
Annual Income less than \$50,000.00	50%
With Maximum Annual Exemption of \$1,000.00	

**RE: PUBLIC HEARING – PROPOSED AMENDMENT TO KING WILLIAM  
COUNTY CODE TO INCLUDE AN EMERGENCY WATER SUPPLY ORDINANCE,  
DEDUCT WATER METER POLICY, AND INSTALL, USE OF PRIVATE WELLS FOR  
NON-DOMESTIC USE**

The County Administrator presented and reviewed proposed amendments to the King William County Code, Article III, Section 78, entitled “Utilities”, Section 78-192; Section 78-214; and Section 78-307. These proposed amendments would add the following public water utility system-related provisions:

1. Private wells that are used to provide water for irrigation and certain other non-domestic consumption purposes;

2. Deduct water meters that are used for the subtraction from public wastewater service bills the public water, which is used for irrigation and certain other non-domestic consumption purposes and is not discharged into the public wastewater utility system; and,
3. Water emergencies declarations and conservation measures that are required for the public water utility system's groundwater withdrawal permits

Thereupon, the Chairman declared the public hearing open for comments and the following persons addressed the Board:

Heather Gargaino stated that she is a new resident in McCauley Park Subdivision on the public water system and sewerage disposal system and has an irrigation system and, as such, has been watering her lawn, etc. and just received a sewer bill from the County for \$800.00 for the past two months service. She indicated that she called the County office upon receipt of this bill and was told that the County is offering a one-time adjustment for these sewer bills that are extremely high. She wanted to make sure of this fact.

Kathy Johnson, a new resident of Kennington Subdivision, addressed the Board inquiring about the cost to install the "deduct water meter" that is being proposed by the amendment to the County Code. She indicated that she also received a very high sewer bill and is requesting the one-time adjustment.

There being no other persons appearing to speak for or against the proposed Code amendments, the public hearing was declared closed.

b. Consideration of Action - The Board discussed the proposed amendments to the King William County Code explaining that these provisions offer options to offset the water/sewer costs for residents on the County water/sewer system.

One option allows residents to install a private well, if there are no deed restrictions, on their property for water usage outside of the residence for non-domestic consumption such as irrigating lawns, washing vehicles, power-washing, etc. With this option the resident would not be billed for the water or sewer usage, because the water would not be coming from the County lines nor would it be discharged into the County sewer system.

Another option allows residents to install a "Deduct Water Meter". This meter would calculate the amount of water used for non-domestic purposes and subtract that amount from the sewer bill, however, the resident would still be billed for the water.

Either of these options is entirely up to the individual resident. The builders do not automatically install a "Deduct Water Meter" or a private well unless instructed to do so. Prior to installation of either option, the resident should contact the County, as the type of "Deduct Water Meter" and location must be approved.

Following this discussion, a motion was made by T. G. Smiley, seconded by W. F. Adams and carried unanimously, to adopt the proposed amendments to Article III, entitled Public Utility Services Regulations of Chapter 78, entitled Utilities, of the King William County Code, as presented in public hearing. Said amendments are to become effective immediately upon adoption.

The Board further stated that all claims for the one-time adjustment to County sewer bills should be filed with the County by October 1, 2007.

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

a. Regional Animal Shelter - County Administrator, Frank A. Pleva, updated the Board on the status of construction at the new Animal Shelter indicating that the front archway/arcade and the southwest storefront have been installed. Painting of exterior and interior doors, walls and interior surfaces, and exterior kennel runs is being done, and ceiling tile is being put up. The HVAC ducting system work has been completed and the system is on-line. Substantial completion date is still scheduled for late summer.

b. Mt. Olive Community Development Project - The Board was informed by the County Administrator that the road work and paving in the Gray Manor Subdivision has been completed.

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

Brian Tiller, a resident of Woodruff Subdivision on Route 600 near Aylett, addressed the Board concerning the possibility of lowering the speed limit on Route

600 to 45MPH, and requesting VDOT to install a double yellow line. He cited the increased amount of traffic using this road, and the number of older citizens driving this route as the need for this. He indicated that 10-wheeler trucks speed by at 65-70 MPH and motorcycles go by at 100 MPH. He feels this is a very dangerous situation and requested assistance.

Bob Ehrhart stated his opinion that the "Deduct Water Meters" do not promote water conservation.

Don Wagner also discussed the need to lower the speed limit to 45 MPH for truckers on secondary roadways.

**BOARD OF SUPERVISORS' COMMENTS**

C. T. Redd III stated that the local Army National Guard out of West Point left on July 22<sup>nd</sup> going to Iraq for 3 months tour of duty.

**RE: ADJOURNMENT OF MEETING**

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

COPY TESTE:

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Frank A. Pleva  
County Administrator