

MINUTES
KING WILLIAM COUNTY
BOARD OF SUPERVISORS
MEETING OF SEPTEMBER 25, 2006

AT A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF KING WILLIAM COUNTY, VIRGINIA, HELD ON THE 25TH DAY OF SEPTEMBER, 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.

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

Charles Clare, Principal of King William High School, expressed his pride in the happenings at King William High and thanked the Board for its support. He presented each of the Board members with a Cavalier card for all of the upcoming football games.

RE: CONSENT AGENDA

On motion by C. T. Redd III, 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 August 28, 2006, as written, with one correction

b. Claims against the County for September, 2006, in the amount of \$1,057,169.75 as follows:

(1) General Fund Warrants #62965-63188 in the amount of \$641,788.58 for the month of September, 2006; Manual Checks #14108-14110 in the amount of \$176,277.92; Direct Deposits #8942-9041 in the amount of \$179,116.41; and Electronic Tax Payment in the amount of \$59,986.84

(2) For informational purposes, Social Services expenditures for the month of August, 2006, Warrants #305299-305367 in the amount of \$47,314.82; Direct Deposits #204-207 in the amount of \$26,040.24; and Electronic Tax Payment in the amount of \$8,871.44

(3) For informational purposes, Circuit Court expenditures for the month of August, 2006, Warrants #62944-62951 in the amount of \$4,706.79; Direct Deposits #204-207 in the amount of \$8,793.98; and Electronic Tax Payment in the amount of \$8,871.44

(4) For informational purposes, Comprehensive Services Act Fund expenditures for August, 2006, Warrants #62953-62963 in the amount of \$27,415.26

(5) Tax Refunds for August, 2006, in the amount of \$470.12

c. Approved FY-06 Year End Supplemental Appropriations in the total amount of \$772,670.98. Of this amount, \$302,570 was for an increased population in the Regional Security Center; \$65,758.12 was for Legal Services; \$26,663.73 was for Groundwater and Gas Monitoring at the two closed Landfills; \$17,003.51 was for the local share for mandated Social Services cases; and \$13,647.94 was for engineering services for the Central Garage Utilities System.

d. Approved the FY-07 Second Quarter School Operating Fund Appropriation in the amount of \$4,520,759.00

e. Approved the Well Lot Certification for Kennington Subdivision for filing with the Virginia Department of Health

RE: MIDDLE PENINSULA-NORTHERN NECK COMMUNITY SERVICES BOARD, CHARLES R. WALSH, EXECUTIVE DIRECTOR

a. Adoption of Resolution Approving FY-07 Performance Contract and Operating Budget - Mr. Charles Walsh, Executive Director of the MP-NN Community

Services Board, presented and reviewed the FY-07 Performance Contract and Budget as prepared by the MP-NN Community Services Board for community mental health, mental retardation and substance abuse services. Mr. Walsh indicated that prior approval of this Contract is required from each jurisdiction it serves, before it is submitted to the Virginia Department of Mental Health, Mental Retardation and Substance Abuse Services.

On motion by W. F. Adams, seconded by E. J. Rivara and carried unanimously, the Board adopted the resolution as presented by Mr. Walsh approving the MP-NN Community Services Board FY-07 Performance Contract and Budget.

RE: MIDDLE PENINSULA PLANNING DISTRICT COMMISSION, DAN KAVANAGH, EXECUTIVE DIRECTOR

a. Request for Funding of \$8,500 For A Regional Emergency Management Technical Committee (REMTAC) Position - MPPDC Executive Director, Dan Kavanagh, addressed the Board inviting participation of King William County in a Regional Emergency Management Technical Committee (REMTAC), with five other counties. The counties of Essex, Gloucester, King and Queen, Mathews, and Middlesex have all agreed to participate. The REMTAC program will be funded by the local partners with the anticipation that the MPPDC staff will secure Federal, State, and or Project Resources to subsidize the local cost in future years. The estimated cost of this Program is \$85,000. In the first year, the MPPDC will provide \$34,000 and the local partners will provide \$51,000, which will be \$8,500 per county. This Program is to begin January 1, 2007.

Formation of REMTAC is being developed to serve as a resource to foster and support local and regional strategies that will provide for coordination and consistency between existing emergency management programs in the counties and towns throughout the Middle Peninsula. The MPPDC and REMTAC will provide support to the local jurisdictions on a variety of emergency management issues including: Hurricane Evacuation Planning, Emergency Shelter Planning, Disaster Planning for Populations with Special Needs, and Public Education, Awareness and Disaster Preparedness Programs.

The Board discussed this proposal and indicated that King William County has recently developed an Emergency Services Management Department and employed a Coordinator. Chairman T. G. Smiley questioned whether the County would be spending money twice for the same services if King William is already developing a plan for emergencies. Mr. Kavanagh explained that REMTAC will not duplicate what the County is doing for first response.

After further discussion on this issue, a motion was made by W. F. Adams to table action on this matter to the Board's October 23, 2006, meeting.

RE: VDOT MATTERS – CHARLES E. STUNKLE, RESIDENCY

ADMINISTRATOR

Residency Administrator, Charles E. Stunkle updated the Board on ongoing VDOT issues including the following:

a. Dover Lane – Route 603 - Mr. Stunkle reported that VDOT is stocking materials for this hard surfacing project this week. A disposal site has now been located and approved, and the contractor could be starting on the project as early as October 4th or it may be October 10th.

b. Lord Delaware Bridge - This bridge is still on schedule for the four lanes for next week. VDOT has been advised that the contractor is working and expects to request final inspection by the end of October, and then a couple of weeks thereafter, this project should be completed.

c. Six Year Plan for Secondary Roadways Update - Mr. Stunkle indicated that due to the special session of the General Assembly, the decision has been made to delay the cycle for the secondary Six Year Plan updates. The public hearings will be held after the first of the year, with a goal of having an approved Six Year Plan by March 15, 2007. Mr. Stunkle indicated that he would like to conduct a work session with the Board in November, in preparation for the public hearing.

He announced that the Primary, Urban, Interstate, Rail, which was formerly called the Preallocation Hearing and now is known as the Fall Transportation meeting, is tentatively scheduled for November 6th in the Fredericksburg District. Notification will be sent out as the date becomes final.

d. Route 30 – West Point – Drainage Issues - Mr. Stunkle reported that the drainage issues created by VDOT last year when Route 30 was repaved, will be corrected in October, along with hardsurfacing of several streets in the Town .

e. Parkwood Subdivision – Watch for Children Signs - Mr. Stunkle indicated that the Watch For Children sign requested for Parkwood Subdivision has been approved, and will be in place shortly.

f. New Traffic Signal at Intersection of Route 600 with Route 360 at Aylett
Mr. Stunkle advised that the Traffic Engineers are in the process of arranging for power drops and will install advance warning flashers on both approaches on Route 360.

E. J. Rivara inquired about the timing of this traffic signal and Mr. Stunkle indicated that he has had no further feedback on this, other than when the engineers looked at the left turn phases.

g. Route 600 (East River Road) at its Intersection With Route 30 - W. F. Adams reported that a row of cedar trees located along Route 600 near its intersection with Route 30 are expanding out and are causing a problem with site distance clearance, particularly, for school buses pulling out onto Route 30, and need to be trimmed.

h. Route 607 (Millwood Road) – Herring Creek Dam Washed Out – New Sign Needed - E. J. Rivara reported that the VDOT sign placed on Route 607 (Millwood Road) indicating that the roadway is closed due to the Dam being washed out, has disappeared, and should be replaced.

i. Route 652 (Mehixon Road) - O. O. Williams discussed an issue occurring on Route 652 (Mehixon Road) where it intersects with Dabney's Mill Road, on which he has received numerous complaints from citizens. A new home has recently been built in a sharp curve on the right hand side of Mehixon Road approximately ¼ mile down from its intersection with Dabney's Mill, and when the school bus stops at this location, vehicles behind it are braking hard and sliding to stop.

Mr. Stunkle advised that Mr. Williams should relay this information to the King William School Transportation Office as they are very conscientious in reporting to VDOT the locations at which they consider to be a problem.

j. Adoption of Resolution Authorizing a Surety Bond to Install and Maintain Utility Service Connections Along Primary and Secondary Roads in King William County - On motion by E. J. Rivara, seconded by C. T. Redd III and carried with a unanimous roll call vote, the Board adopted a blanket Resolution Authorizing a Surety Bond to Install and Maintain Utility Service Connections Along Primary and Secondary Roads in King William County.

RE: PLANNING MATTERS – SCOTT LUCHESSI, ZONING ADMINISTRATOR

a. Consideration of Action – Zoning Case #TXT-01-06, Zoning Text Amendment of Section 86-173(1) to Add “MotoCross Track” as a Use Permitted with a Conditional Use Permit in the A-C (Agricultural-Conservation) Zoning District - Zoning Administrator, Scott Luchessi, indicated that the public hearing on Case #TXT-01-06 was conducted by the Board at its August 28, 2006, meeting and action on the case was tabled until this meeting.

Mr. Luchessi explained that the nature of the proposed amendment is to add a new use to the table of permitted uses (Section 86-173), and to specify certain standards and conditions under which the new use may be established. Specifically, the proposed text amendment is to add “MotoCross Track” to the use table under the subheading entitled “Recreational, Public or Commercial”. A MotoCross Track would be permitted with an approved Conditional Use Permit (CUP) in the A-C District. MotoCross Tracks would be prohibited in the Transportation Corridor Overlay (TCO) District or in any Historic Overlay District.

Thereupon, on motion by C. T. Redd III, seconded by E. J. Rivara and carried with the following roll call vote, the Board approved Zoning Case #TXT-01-06 as stated above.

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

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

ADMINISTRATOR

a. Regional Animal Shelter - County Administrator, Frank A. Pleva, highlighted work being done thus far on the Regional Animal Shelter including completion of the grubbing and clearing of the site, natural soils have been cut down to sub-grade, select fill replacement of the building pad has been accomplished, and soil compaction tests have revealed satisfactory results thus far. Erosion and sediment control requirements at the construction entrance have been accomplished, as well as installation of the primary entrance culvert. An easement has been signed with Dominion Virginia Power which provides temporary and permanent power service to the site.

Mr. Pleva indicated that thus far, the construction is on schedule with an anticipated completion date of March 22, 2007.

b. Mt. Olive Community Improvement Project - Frank A. Pleva, County Administrator, updated information on this project reporting that the Board approved the rezoning of a portion of the tract of land the County acquired to be used for the wastewater treatment plant, to be used for housing units for people who are eligible for the project, but, may have title problems that can't be resolved. The Planning Commission has approved the preliminary subdivision plat for this property and waived several expensive requirements that would have affected the number of lots and the provision of utilities that actually would have reduced the number of lots, if implemented, because of their cost, largely dealing with curbs and gutters and sidewalks. There will still be a State standard road and it will be taken into the State Highway System. The power line may go overhead versus underground, depending on the cost. There will be 14 lots on this site, and to date, six to eight parties have expressed an interest in being placed on these lots.

c. Presentation by School Board on Athletic Fields Renovation at King William High School Scheduled for October Board Meeting - E. J. Rivara indicated that the School Board will be making a presentation to the Board at its October 23rd meeting on the King William High School Athletic Fields Renovation project.

RE: APPOINTMENTS

a. Middle Peninsula Juvenile Detention Commission – One Member and One Alternate Member, Four Year Terms – Terms of Frank A. Pleva as Member, and Terri E. Hale, as Alternate Member, Expire October 31, 2006 - On motion by W. F. Adams, seconded by E. J. Rivara and carried unanimously, the Board reappointed Frank A. Pleva, as the primary member and Terri E. Hale as the alternate member to represent King William County on the Middle Peninsula Juvenile Detention Commission, each for a term of four years. Said terms will expire October 31, 2010.

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No one appeared to speak.

RE: BOARD OF SUPERVISORS' COMMENTS

W. F. Adams informed everyone of an educational conference entitled “Virginia Indians: 400 Years of Survival” to be held in Williamsburg October 5-7,2006. As part of this conference, tours of the Tribal Centers of the Mattaponi, Pamunkey, Upper Mattaponi, Rappahannock and Chickahominy will be conducted, as well as a guided tour to the Monocan Indian Nation’s Annual Homecoming in Amherst County. These events are being held in conjunction with the Jamestown 2007 anniversary celebration.

The County Administrator pointed out that the Virginia House of Delegates and the Senate are meeting in a special session on Transportation. Some Bills that will be introduced on the House side have the potential to affect the maintenance of roads by local governments. One of the Bills would say that effective January 1, 2007, the practice of taking additional subdivision streets into the State Secondary Highway System would end. Effectively this would become a local maintenance item. King William County and some of the other smaller counties probably are not interested in getting into the road maintenance business, so we should contact our legislators about this, particularly, about the costs that would be involved for local governments.

RE: ADJOURNMENT OF MEETING

There being no further business to come before this Board, on motion by C. T. Redd III, seconded by O. O. Williams and carried unanimously, this meeting was adjourned.

COPY TESTE:

Frank A. Pleva, Co. Administrator