

MINUTES
KING WILLIAM COUNTY
BOARD OF SUPERVISORS
MEETING OF DECEMBER 12, 2005

AT A MEETING OF THE BOARD OF SUPERVISORS OF KING WILLIAM COUNTY, VIRGINIA, HELD ON THE 12TH DAY OF DECEMBER, 2005, BEGINNING AT 7:00 P.M. IN THE BOARD ROOM OF THE KING WILLIAM COUNTY ADMINISTRATION BUILDING AT KING WILLIAM COURT HOUSE, ORDER WAS CALLED WITH THE FOLLOWING PRESENT:

W. F. ADAMS, CHAIRMAN
L. E. BYRUM, JR., VICE-CHAIRMAN
C. T. REDD III
T. G. SMILEY
O. O. WILLIAMS

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

RE: APPROVAL OF MEETING AGENDA

On motion by T. G. Smiley, seconded by O. O. Williams and carried unanimously, the Board adopted the agenda for this meeting as presented by the County Administrator.

**RE: ADOPTION OF RESOLUTION OF RECOGNITION FOR FIRST PLACE
IN STATE COMPETITION – KING WILLIAM HIGH SCHOOL CHEERLEADERS AND
COACH JENNI LONGEST AND COACH GAIL CASSIDY**

On motion by L. E. Byrum, Jr., seconded by T. G. Smiley and carried unanimously, the Board adopted the following resolution commending the King William High School 2005 State Champion Cheerleader Squad.

**RESOLUTION COMMENDING KING WILLIAM HIGH SCHOOL'S
2005 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 2005; and,

WHEREAS, the team won both the district and regional competitions and advanced to the state level where they competed against 10 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, the team consists of 16 young women in grades 9-12 who are: Bridget Cassidy, Jessica Childress, Lauren Childress, Katie Furr, Rachelle Gerard, Kristen Hundley, Nikkie Johnson, Holly Mahanes, Sara Mondy, Mara Newcomb, Lacey Parker, Shaina Parm, Emily Pitts, Lindsay Spangler, Stephanie Voelcker and Brittany York and are coached by Jenni Longest and 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 Squad and shall be spread upon the meeting minutes of said Board of Supervisors.

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

Mrs. Marion Jones of 1783 Walkerton Road addressed the Board with several concerns. She discussed the problem with deer crossing Route 30 seemingly at a set pattern of two specific locations – one near Route 617 (East Spring Forest Road) and another near East Chinquapin Road, and the number of accidents being caused on

Route 30 with the deer. She suggested that a VDOT Deer Crossing sign at these locations might make motorists more aware.

Mrs. Jones also asked the Board for an explanation of what type of tower has been constructed on Route 30 near the State Department of Transportation local King William office. She indicated that citizens were wondering why the construction was first started closer along Route 30 and then stopped, and everything taken down, leaving the concrete base buried in the ground, and restarted further back on the same property. The Board indicated that this matter would be referred to Mr. Stunkle, the VDOT Residency Administrator, for a response later in this meeting.

RE: CONSENT AGENDA

On motion by L. E. Byrum, Jr., seconded by C. T. Redd III and carried unanimously, the Board adopted the following items on its consent agenda:

a. Minutes of the November 21, 2005, Regular Meeting were approved as written

b. Claims against the County for December, 2005, in the amount of \$740,454.18 as follows:

(1) General Fund Warrants #60650-60785 in the amount of \$442,801.36; Manual Checks #14076-14078 in the amount of \$70,468.32; Direct Deposits #7944-8042 in the amount of \$170,156.44; and Electronic Tax Payment in the amount of \$57,028.06

(2) For informational purposes, Social Services expenditures for the month of November, 2005, Warrants #304659-304727 in the amount of \$48,731.67; Direct Deposits #1325-1341 in the amount of \$24,987.32; and Electronic Tax Payment in the amount of \$8,474.84

(3) For informational purposes, Circuit Court expenditures for the month of November, 2005, Warrants #60633-60638 in the amount of \$3,186.35; Direct Deposits #177-179 in the amount of \$7,773.06; and Electronic Tax Payment in the amount of \$2,697.09

(4) For informational purposes, Comprehensive Services Act Fund expenditures for November, 2005, Warrants #60640-60648 in the amount of \$36,956.68

(5) Tax Refunds for the month of November, 2005, in the amount of \$5,059.84

c. Approved the FY-06 third quarter appropriation for King William County Schools in the total amount of \$3,860,762.00 as follows:

Instruction	\$2,606,334
Administration	214,009
Transportation	231,981
Oper. & Main.	368,100
School Nutrition	19,838
Debt Service	420,500

d. Approved the FY-07 Budget Preparation Schedule as presented by the County Administrator

e. Adopted the following Resolution of Appreciation on the Occasion of the Retirement of Captain James Franklin Rice from the King William County Sheriff's Department with 38 years of dedicated service:

RESOLUTION OF APPRECIATION

WHEREAS, Captain James Franklin Rice began working for the King William County Sheriff's Office on January 1, 1968, and will retire on December 1, 2005; and,

WHEREAS, for 38 years, Captain Rice has played an essential role in safeguarding the rights and freedoms of the citizens of King William County; and

WHEREAS, despite the difficult duties, responsibilities, hazards and sacrifices of law enforcement, Captain Rice continued to serve the citizens of King William County by protecting life and property; and,

WHEREAS, Captain Rice's excellent attitude and work ethic represent the best in the law enforcement community; and,

WHEREAS, Captain Rice has earned the respect and admiration of those who have worked with him; and,

WHEREAS, Captain Rice has a wife, Mary; three daughters, Sheri, Tracey and Holly; one son, Kevin, and six grandchildren.

NOW, THEREFORE, BE IT RESOLVED, that the King William County Board of Supervisors expresses its deepest appreciation to Captain Rice for his service to King William County and its citizens, and for his bravery and heroism as a member of the King William County Sheriff's Office; and,

BE IT FURTHER RESOLVED, that the King William County Board of Supervisors wishes Captain Rice the best and congratulates him on the occasion of his retirement; 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 Captain Rice, and shall be spread upon the meeting minutes of said Board of Supervisors.

f. Approved payment of a Fowl Claim in the amount of \$50.00 to Lillie B. Crawford for two White Leghorn Bantam Hens (show hens) killed by stray dogs, as submitted by Animal Control Officer Rick Metzger

RE: VDOT MATTERS – CHARLES E. STUNKLE, RESIDENCY

ADMINISTRATOR

a. Adoption of Resolution Requesting Acceptance of Streets in McCauley Park, Section 1, into VDOT Secondary Highway System - On motion by T. G. Smiley, seconded by L. E. Byrum, Jr. and carried unanimously, the following resolution was adopted requesting VDOT to add the streets in Section 1 of McCauley Park into the VDOT Secondary Highway System:

RESOLUTION

WHEREAS, the streets described on the attached Additions Form LA-5(A), fully incorporated herein by reference, are shown on plats recorded in the Clerk's Office of the Circuit Court of King William County; and,

WHEREAS, the representative for the Virginia Department of Transportation has advised this Board that the streets meet the requirements established by the Virginia Department of Transportation's Subdivision Street Requirements.

NOW, THEREFORE, BE IT RESOLVED, that this Board requests the Virginia Department of Transportation to add the streets described on the attached Additions Form LA-5(A) to the secondary system of State highways, pursuant to 33.1-229, Code of Virginia, and the Department's Subdivision Street Requirements, after receiving a copy of this Resolution and all outstanding fees and documents required of the developer, whichever occurs last in time.

BE IT FURTHER RESOLVED, that this Board guarantees a clear and unrestricted right-of-way, as described, and any necessary easements for cuts, fills and drainage; and,

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

b. Request for Deer Crossing Signs on Route 30 - Residency Administrator, Charles Stunkle, addressed the request made to the Board earlier in this meeting by Mrs. Marion Jones regarding the need for "Deer Crossing" signs at certain locations along Route 30. Mr. Stunkle advised that he would request the VDOT Traffic Engineers to investigate this matter.

c. Radio Communications Tower Alongside Route 30 at Rumford on VDOT Owned Property - Mr. Stunkle also addressed the issue raised earlier in this meeting by Mrs. Marion Jones regarding placement of a communications tower on VDOT property. He explained that this is a State Police tower erected to upgrade their radio

communication system and that VDOT is merely just providing the footprint for the setting of the tower. He explained that when the original tower was placed near Route 30, the State Police were not aware that King William County has an ordinance requiring that such a tower be located a certain distance from the highway. Once this was learned, construction ceased, the tower taken down, and construction began further back on this property from Route 30.

d. Route 618 – Manquin Creek Bridge – Mr. Stunkle reported that bids are due to be received on this project on December 21, 2005, and that construction should begin in February, 2006, and be completed by mid-summer.

e. Route 604 – Herring Creek Road Mr. Stunkle indicated that this project will be completed within the contract time limits.

f. Route 600 – Request for Prohibition of Through Truck Traffic - Mr. Stunkle reported that the request for the prohibition of through truck traffic on Route 600 is in the Richmond office waiting for signature. It will then be forwarded to the Commissioner for approval.

g. Intersection of Routes 360 and 30 at Central Garage - C. T. Redd III requested Mr. Stunkle to check on the deep hole/dropdown located to the right side of the roadway in the west bound lane of Route 360 at the intersection of Routes 360/30. Mr. Stunkle responded that VDOT is aware of this situation and probably will need to extend the culvert at this intersection to get a little bit more of a shoulder there.

h. Discussion Concerning Activation of Signal Light Located at Intersection of Route 360 and Route 600 in Aylett - L. E. Byrum, Jr. questioned Mr. Stunkle about the possibility of activating the stop light located in Aylett at the intersection of Route 360 and 30. This light has been in place for some time and is set at flashing as a warning to motorists. Mr. Stunkle indicated that he would request a signal study for this intersection to determine if a stop light is warranted at the present time.

i. Route 604 - O. O. Williams discussed a problem on Route 604 with the reconstructed large bank. It has caved in and water is running down this hill and icing over. Mr. Stunkle responded that he would contact the local superintendent, Leon Custalow, regarding this issue.

**RE: PUBLIC HEARING – PROPOSED LEASE WITH KING WILLIAM
HISTORICAL SOCIETY FOR USE OF COUNTY PROPERTY AS A
MUSEUM/VISITOR’S CENTER**

Frank A. Pleva, County Administrator, explained that this is a public hearing to consider the proposed lease agreement between King William County and the King William County Historical Society, which will permit and specify the terms and conditions under which the Historical Society may occupy the former offices, record room and appurtenant facilities of the Clerk of the Circuit Court of King William County, and may modify and use the subject real property as a museum/visitors center and for other Historical Society-related activities.

The public hearing was declared open by the Chairman and the following persons appeared to speak:

Carl Fischer and Steve Colvin, officers of the King William County Historical Society, expressed their appreciation for the support received from the Board and County staff members during this process. Mr. Colvin explained that funds were left to the King William County Historical Society under the Will of the late Thomas T. H. Hill for establishment of a County Museum and that this location at the historic Courthouse is within keeping to the wishes of the late Mr. Hill.

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

Thereupon, on motion by C. T. Redd III, seconded by O. O. Williams and carried unanimously, the Board approved the Lease Agreement between King William County and the King William County Historical Society for use of the former offices, record room and appurtenant facilities of the Clerk of the Circuit Court of King William County for use as a museum/visitors’ center and for other Historical Society related activities. This motion further authorized the County Administrator to execute this Lease Agreement on behalf of the Board of Supervisors.

**RE: PUBLIC HEARING – SEPTIC SYSTEM EASEMENT REQUEST – PETER
GLUBIAK, ATTORNEY FOR CARROLL EPPS**

The County Administrator advised that this is a public hearing to consider the proposed variable width easement to encumber a portion of county-owned real

property described as Section 47, Parcel 20 on the King William County tax maps, to be used as a sanitary septic system by Carroll Epps. Said portion of real property is described as a proposed variable width drainfield easement, which is shown on a plat of survey prepared by Tom Hardyman, C.L.S., dated October 19, 2005, entitled "Survey and Plat of 0.43 acre of land located on the north line of State Route 626, West Point District in King William County, Virginia".

Thereupon, the public hearing was declared open for comments by the Chairman.

Applicant/property owner, Carroll Epps, asked for a favorable decision from the Board.

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

In discussing this request, the Board determined that more information is needed, therefore, on motion by O. O. Williams, seconded by C. T. Redd III and carried unanimously, action on this matter was tabled until the Board's March, 2006, meeting, and the County Attorney was requested to contact Mr. Peter Glubiak, attorney for Carroll Epps, to let him know what information the Board is seeking.

RE: APPROVAL OF RESOLUTION ADOPTING THE NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS) IN KING WILLIAM COUNTY – STEVE PUCKETT, EMERGENCY MANAGEMENT ADMINISTRATOR

Steve Puckett, Emergency Management Administrator for King William County, presented and reviewed a resolution seeking adoption of the National Incident Management System (NIMS) as the standard for King William County incident management.

Thereupon, on motion by T. G. Smiley, seconded by O. O. Williams and carried unanimously, the Board adopted the following resolution proclaiming that the National Incident Management System (NIMS) is established as the King William County standard for incident management.

RESOLUTION ADOPTING THE NATIONAL INCIDENT MANAGEMENT SYSTEM

WHEREAS, the Board of Supervisors of King William County, Virginia, does hereby find as follows:

WHEREAS, the President, in Homeland Security Directive (HSPD)-5 directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach for Federal, State, and local governments to work together more effectively and efficiently to prevent, prepare for, respond to, and recover from domestic incidents, regardless of cause, size or complexity; and,

WHEREAS, the collective input and guidance from all Federal, State, and local homeland security partners has been, and will continue to be, vital to the development, effective implementation, and utilization of a comprehensive NIMS; and,

WHEREAS, it is necessary and desirable that all Federal, State, and local emergency agencies and personnel coordinate their efforts to effectively and efficiently provide the highest levels of incident management; and,

WHEREAS, to facilitate the most efficient and effective incident management it is critical that Federal, State, and local organizations utilize standardized terminology, standardized organizational structures, interoperable communications, consolidated action plans, unified command structures, uniform personnel qualification standards, uniform standards for planning, training, and exercising, comprehensive resource management, and designated incident facilities during emergencies or disasters; and,

WHEREAS, the NIMS standardized procedures for managing personnel, communications, facilities and resources will improve the County's ability to utilize Federal funding to enhance local agency readiness, maintain first responder safety, and streamline incident management processes; and,

WHEREAS, the Incident Command System components of NIMS are already an integral part of various County incident management activities, including current emergency management training programs; and,

WHEREAS, the National Commission on Terrorist Attacks (9-11 Commission) recommended adoption of a standardized Incident Command System.

NOW, THEREFORE, BE IT RESOLVED, by the Board of Supervisors of King William County, Virginia, that the National Incident Management System (NIMS) is established as the County standard for incident management.

RE: PERSONAL PROPERTY TAX RELIEF (PPTRA) CHANGES – SALLY W.

PEARSON, COMMISSIONER OF THE REVENUE

a. Public Hearing – Proposed King William County Code Amendment

Regarding the Computation and Allocation of Relief Provided - In the absence of the Commissioner of the Revenue, Sally Pearson, County Administrator, Frank A. Pleva, explained that this is a public hearing to consider a proposed addition of Section 70-148 entitled, "Implementation of the 2004/2005 Changes to the Personal Property Tax Relief Act (PPTRA) of 1998 – Specific Relief", to Article 3 of Chapter 70 of the King William County Code. Mr. Pleva explained that under the 2004/2005 amendments to the PPTRA, King William County will be given a fixed sum of money from the Commonwealth of Virginia to use to offset the personal property tax owed on personal vehicles registered in the County. This proposed ordinance provides the method for

implementing the law and distributing the personal property tax reductions to the taxpayers; establishes the method that the County will use for computing (and reflecting) the tax relief; establishes the method of allocating the relief, and how low-value vehicles will be treated; provides for the use of the specific relief method for computing the amount of the relief (this method calculates the percentage relief that will apply to each vehicle); provides that a single percentage rate is to be used for all qualifying vehicles; provides a full exemption for all low-value (at or below \$1,000) vehicles; and authorizes the Treasurer to issue a supplemental personal property tax bill in the amount of 100 percent of tax due without regard to any former entitlement to State PPTRA relief, plus applicable penalties and interest, to any taxpayer whose taxes with respect to a qualifying vehicle for tax year 2005 or any tax year, remaining unpaid on September 1, 2006.

The public hearing was declared open for comments by the Chairman. No persons appeared to speak for or against the proposed amendment.

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

b. Adoption of Amendment of Section 70-148, entitled “ Implementation of the 2004/2005 Changes to the Personal Property Tax Relief Act (PPTRA) of 1998 – Specific Relief”, to Article 3 of Chapter 70 of the King William County Code - On motion by C. T. Redd III, seconded by L. E. Byrum, Jr. and carried unanimously, the Board adopted the above stated amendment to King William County Code Article 3, Chapter 70, Section 70-148, entitled “Implementation of the 2004/2005 Changes to the Personal Property Tax Relief Act (PPTRA) of 1998 – Specific Relief”.

RE: FINANCE AND BUDGET MATTERS – TERRI E. HALE, ASSISTANT COUNTY ADMINISTRATOR

a. Public Hearing – Proposed King William County Code Amendment Regarding the Levy of a Consumers’ Utility Tax on Cell Phones - Assistant County Administrator, Terri E. Hale, addressed the Board indicating that this public hearing is being held to consider a proposed amendment to Section 70-218, entitled “Local Exchange Telephone Service” of Article 5, Chapter 70 of the King William County Code, which states: “The tax imposed and levied by this article on purchasers with respect to local exchange telephone service shall apply to all charges made for local

exchange telephone service, **including mobile local telephone service**, except local messages which are paid for by inserting coins in coin-operated telephones.”

Ms. Hale explained that this amendment is being proposed at this time because during the 2005 General Assembly session, HB-2880 was approved, which currently reads that the Commonwealth of Virginia will collect for the locality local consumer utility taxes, 911 fees, cable franchise fees, etc. and remit them monthly to each locality based on rates adopted on or before July 1, 2005. In addition, through this legislation, the Commonwealth plans on collecting all taxes and fees relating to telecommunications allowed by the Code of Virginia, but, remitting to the locality only the tax or fee adopted by the locality on or before July 1, 2005. Currently, the County does not levy a local Consumer Utility Tax on cell phones. The Commonwealth proposes to levy the tax itself and keep the revenue, remitting only to the County those levies previously adopted prior to July 1, 2005.

Ms. Hale continued, stating that letters have been sent to State legislators seeking their support in passing legislation in the upcoming General Assembly session to amend the baseline date to a date sometime in the future so that the County would realize this locally generated revenue instead of the Commonwealth. In addition, other jurisdictions that do not currently have a Consumer Utility Tax on cell phones have been contacted and requested that they also contact their State legislators with this same request.

Thereupon, the public hearing was declared open by the Chairman and the following persons appeared to speak:

Alvin Lomax questioned how the details of determining who has a cell phone would be worked out, and how the tax would be applied.

Eugene Rivara asked if it would be prudent of the Board to consider at this same time, levying a consumer utility tax on satellite disks, cable service, etc. in order for the revenue to remain with the County and not be collected by the State.

There being no other persons appearing to speak, the public hearing was declared closed by the Chairman.

b. Adoption of Amendment to King William County Code Article 5, Chapter 70, Section 70-218, entitled “Local Exchange Telephone Service” - On motion by C.

T. Redd III, seconded by L. E. Byrum, Jr. and carried unanimously, the Board adopted the above stated amendment to the King William County Code Article 5, Chapter 70, Section 70-128, entitled "Local Exchange Telephone Service" to levy a consumer utility tax on mobile local telephone service at a maximum rate of \$3.00 per line, and is to become effective December 31, 2005.

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

a. Regional Animal Shelter - The County Administrator, Frank A. Pleva, reported that a pre-construction meeting with the contractor, Grand Metro of Quinton, Virginia, and the architect has been set for December 14, 2005.

b. Mt. Olive Community Improvement Project - It was reported by the County Administrator that an audit was performed on the Community Development Grant for the Mt. Olive Project by the Virginia Department of Housing and Urban Development last week.

RE: SETTING OF DATE, TIME, PLACE FOR JANUARY, 2006, ORGANIZATIONAL MEETING

On motion by T. G. Smiley, seconded by C. T. Redd III and carried unanimously, the Board set its 2006 organizational meeting to be held on January 23, 2006, beginning at 7:00 p.m. in the Board Room of the King William County Administration Building, during its regular monthly meeting.

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: BOARD OF SUPERVISORS' COMMENTS

Outgoing 2005 Chairman, W. F. Adams, thanked the Board for all their support during his tenure as Chairman, and wished everyone a Happy Holiday season.

L. E. Byrum, Jr. expressed appreciation to citizens who come out and participate in the Board's monthly meetings.

RE: CLOSED MEETING PURSUANT TO SECTION 2.2-3711(A)(7), CODE OF VIRGINIA, 1950, AS AMENDED, FOR CONSULTATION WITH LEGAL

COUNSEL, EMPLOYED AND RETAINED BY THE KING WILLIAM COUNTY BOARD OF SUPERVISORS, REGARDING SPECIFIC LEGAL MATTERS REQUIRING THE PROVISION OF LEGAL ADVICE BY SUCH COUNSEL, AND PROBABLE LITIGATION PERTAINING TO THE KING WILLIAM COUNTY COURTS AND PUBLIC SAFETY BUILDING, AND ACTUAL LITIGATION ENTITLED ST. LAURANT PAPER PRODUCTS CORPORATON VS. COUNTY OF KING WILLIAM; AND PURSUANT TO SECTION 2.2-3711(A)(1), CODE OF VIRGINIA, 1950, AS AMENDED, FOR DISCUSSION AND CONSIDERATION OF THE PERFORMANCE OF SEVEN SPECIFIC KING WILLIAM COUNTY EMPLOYEES

On motion by C. T. Redd III, seconded by L. E. Byrum, Jr. and carried unanimously, the Board entered Closed Meeting pursuant to Section 2.2-3711(A)(7), Code of Virginia, 1950, as amended, for consultation with legal counsel employed and retained by the King William County Board of Supervisors, regarding specific legal matters requiring the provision of legal advice by such counsel, and probable litigation pertaining to the King William County Courts and Public Safety Building, and actual litigation entitled St. Laurant Paper Products Corporation vs. County of King William; and pursuant to Section 2.2-3711(A)(1), Code of Virginia, 1950, as amended, for the discussion and consideration of the performance of seven specific King William County employees.

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

In accordance with Section 2.2-3711(B) 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 L. E. Byrum, Jr. and carried with a unanimous roll call vote.

RESOLUTION

WHEREAS, the King William County Board of Supervisors has convened a Closed Meeting on this date pursuant to an affirmative recorded vote, and in accordance with the provisions of the Freedom of Information Act; and,

WHEREAS, Section 2.2-3711(B) 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 such 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.

RE: ACTION ON MATTERS HEARD IN CLOSED MEETING

The Chairman reported that no action would be taken as a result of the Closed Meeting discussions.

RE: ADJOURNMENT OF MEETING

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

COPY TESTE:

W. F. Adams
Chairman

Frank A. Pleva
County Administrator