

**CORRECTED MINUTES
KING WILLIAM COUNTY
BOARD OF SUPERVISORS
WORK SESSION OF MARCH 8, 2021**

A meeting of the Board of Supervisors of King William County, Virginia, was held on the 8th day of March 2021, beginning at 7:00 p.m. in the Board Meeting Room of the County Administration Building and via Zoom.

CALL TO ORDER

Chairman Moskalski called the meeting to order.

ROLL CALL

The members were polled:

Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Vice Chair	Aye
Supervisor, 2nd District: Travis J. Moskalski – Chairman	Aye

REVIEW AND ADOPTION OF MEETING AGENDA

The meeting agenda regarding a closed session was discussed. Per Attorney McRoberts, compensation discussion is not an eligible item for a closed session.

Supervisor Greenwood moved for the adoption of the amended agenda and to move the discussion of salaries to an open discussion; motion was seconded by Supervisor Garber.

The members were polled:

Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Vice Chair	Aye
Supervisor, 2nd District: Travis J. Moskalski – Chairman	Aye

Agenda Item 4. WORK SESSION MATTERS

a. Cares Funding Thank You

Dr. David White, Superintendent for King William County Public Schools, presented on the allocation of Federal Cares funding during the Covid-19 pandemic and expressed gratitude and appreciation to the Board of Supervisors, County Administration and Finance Team for their support.

b. King William County Public Schools FY22 Capital Needs

Staci Longest, Director of Finance for King William County Public Schools, presented the request to carry over funds from the fiscal year 2020 to be moved to the School reserve fund for intended future use to address purchases needed and deferred maintenance. Resolution 19-28 was reviewed, and Attorney McRoberts confirmed that a resolution for appropriation would need to be had and a public hearing would be necessary if spending would be over 1% of the total budget. The school and Board of Supervisors agreed for a joint work session on 3/11/2021.

c. Public Hearing and Consideration of Ordinance 02-21 to Amend Section 7-45 of the King William County Code and Repeal Ordinances 9-20 and 21-17

Steve Hudgins, Interim County Administrator, presented the Public Hearing for the intention to adopt an ordinance to update the schedule for the General Reassessment of Real Estate to a four-year period starting on January 1, 2023.

Board members expressed concerns regarding the cycle of assessments. The intention is to adopt the 4-year assessment cycle to allow time for course of action. Per Attorney McRoberts, the County cannot have a 2- year reassessment cycle if there is no house accessor.

Chairman Moskalski opened the Public Hearing period.

No comments were made during the Public Hearing period.

Chairman Moskalski closed the public hearing period.

Upon motion of Supervisor Hodges, second by Supervisor Garber, Ordinance 03-21 to amend section 7-45 and repeal ordinances 9-20 and 21-17 was approved by the following roll call vote:

Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Vice Chair	Aye
Supervisor, 2nd District: Travis J. Moskalski – Chairman	Aye

ORDINANCE 02-21
AN ORDINANCE TO AMEND SECTION 7-45 OF THE KING WILLIAM COUNTY CODE
AND REPEAL ORDINANCES 9-20 AND 21-17

WHEREAS, Section 70-44 of the King William Ordinances provides that the County shall undertake a real property assessment every four years beginning January 1, 2015; and

WHEREAS, the Board of Supervisors of King William County (the "Board") extended the four-year general reassessment cycle to six years in October of 2017; and

WHEREAS, in October of 2020, the Board passed Ordinance 9-20, which required general reassessments every two years starting January 1, 2023; and

WHEREAS, the Board believes it is appropriate to revert back to its 2015 assessment due to implementation issues with the 2021 general reassessment; and

WHEREAS, the Board finds that it is reasonable and realistic to cancel the reassessment effective January 1, 2021 and establish January 1, 2023 as the effective date of the next reassessment in order to resolve the implementation issues and allow for thorough research, deliberation, and implementation of the next general reassessment; and

WHEREAS, the Board is motivated to build community confidence and trust in the next reassessment; and

WHEREAS, accordingly, the Board wishes to rescind Ordinance 9-20, passed on October 26, 2020; and

WHEREAS, accordingly, the Board also wishes to rescind Ordinance 21-17, passed on October 23, 2017.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, that the Board of Supervisors of King William County, Virginia, does this March 8, 2021, establish January 1, 2023 as the effective date of the next general reassessment for King William County in the place of the January 1, 2015 general reassessment and schedule established by Section 70-45 of the King William County Code by amending the King William Ordinance Sec. 70-45 as follows:

Sec. 70-45. - Four-year assessment and equalization cycle.

There shall be a general reassessment and equalization of assessments of all real property in the county on a four-year cycle, with the next such general reassessment being effective on January 1, 2023, and with subsequent general reassessments being effective every fourth year thereafter.

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Ordinance 9-20, effective on January 1, 2023, is hereby repealed and of no legal effect.

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Ordinance 21-17, effective on January 1, 2021, is hereby repealed and of no legal effect.

d. COVID-19 Vaccinations Update

Elizabeth Bartol, Emergency Management Assistant, presented an update regarding the EMS department assistance to VDH with administering COVID-19 vaccinations and the preparation for a second round of school vaccines. Virginia residents can pre-register for vaccines via vaccinate.virginia.gov or by calling 877-829-4682.

e. Treasurer’s Transfers to King William County Public Schools

Natasha Langston, Director of Finance, provided a summary of treasurers transfers to schools and county revenues received for school funding for Fiscal Year 2021.

f. Approval of Resolution 21-11 Location of Central Garage Water Tower

g. Public Hearings to be held by the Planning Commission

Sherry Graham, Interim Planning Director, presented updates on the proposed central garage water tower location and an update on the upcoming public hearings regarding two conditional use permits on Tuesday, April 6, 2021.

h. Supporting the Creation of the Middle Peninsula Economic Development District

Steve Hudgins, Interim County Administrator, presented a memo from the Middle Peninsula Planning District Commission to support the creation of the Middle Peninsula Economic Development District as a resolution 21-12 for their designation and application to the U.S. Economic Development Administration. King William would join with five other counties that would allow the Middle Peninsula Economic Development District to apply for a number of grants that would benefit the region as a whole as well as other local projects.

Chairman Moskalski opened the Board for discussion for resolution 21-12.

Upon motion of Supervisor Moren, second by Supervisor Garber, to approve resolution 21-12 by the following roll call vote:

Supervisor, 5th District: Edwin H. Moren, Jr. – Vice Chair	Aye
Supervisor, 3rd District: Stephen K. Greenwood	Aye

Supervisor, 1st District: William L. Hodges Aye
Supervisor, 4th District: C. Stewart Garber, Jr. Aye
Supervisor, 2nd District: Travis J. Moskalski – Chairman Aye

RESOLUTION 21-12
A RESOLUTION OF THE KING WILLIAM COUNTY BOARD OF SUPERVISORS
SUPPORTING THE SUBMISSION OF AN APPLICATION FOR THE CREATION OF THE
MIDDLE PENINSULA ECONOMIC DEVELOPMENT DISTRICT

WHEREAS, the United States Economic Development Administration (US EDA) was created by Congress pursuant to the Public Works and Economic Development Act of 1965 in part to establish economic development districts to fulfill the mission of US EDA in “fostering entrepreneurship, innovation and productivity through investments in infrastructure development, capacity building and business development in order to attract private capital investments and higher-skill, higher wage jobs to regions experience substantial and persistent economic distress.”; and

WHEREAS, the Middle Peninsula region meets the applicable measures of economic distress as provided in 13 CFR 301.3; and

WHEREAS, the Middle Peninsula Planning District Commission (MPPDC) is qualified to and has supported the economic development planning needs of the region in the past; and

WHEREAS, the MPPDC has taken action supporting the creation of a six-county Economic Development District and directed staff to complete the tasks necessary to establish said District; and

WHEREAS, the US EDA has expressed a willingness to create a six-county Economic Development District (EDD) to serve Essex, Gloucester, King and Queen, King William, Mathews, and Middlesex Counties; and

WHEREAS, there is regional support from both the public and private sectors for the creation of an EDD to serve the needs of the Middle Peninsula region; and

WHEREAS, an EDD program will help communities develop the planning and technical expertise to aid communities and the region in their comprehensive, entrepreneurial, and innovation-based economic development efforts; and

WHEREAS, King William County is desirous of participating in the EDD, in order to collaborate with other local governmental units, municipalities, organizations, and private entities for the mutual advantage and economic development of the communities of the region; and

NOW, THEREFORE, BE IT HEREBY RESOLVED, that the King William County Board of Supervisors, as duly elected and authorized representatives, do here by support the designation by the US EDA of a six-county economic development district to support the regional and local economic development needs of the member localities of the MPPDC.

i. Planning Commission Representation

Steve Hudgins, Interim County Administrator, presented to the Board for an open discussion the issue of equal representation of the Planning Commission. The Board could potentially discuss the possibility of changing the representation from “at large” to “per district”.

Chairman Moskalski opened the discussion to Mr. Garber.

Mr. Garber recommends and feels that it is very important to have equal representation from each district.

Mr. Moren agreed that equal representation is also important and inquired about any Commission applications.

Chairman Moskalski states he is open to restoring Board members on the Board to give more opportunity to have more voices at the table.

Per Mr. McRoberts the Board can choose as a policy matter to appoint from certain districts and has been common around the commonwealth. It is certainly not illegal or unauthorized.

Mr. Greenwood stated if they went to a nine member Board it might encumber the budgetary means and did not say that in any time was he in favor of disobeying any Board members and that he originally would like to see one member from each district then the Chairman can be at large or even a two member Board would be fair but always hold the positions open until an application is received.

Mr. Garber stated he would like to add no demands were made by him as well and looking for fairness and equality. His only request would be to not fill the vacancy if there is not one available.

Mr. Hodges stated he is in favor of equal representation.

Mr. Moren would like to find out what other adjoining counties per diem is.

Chairman Moskalski suggested giving the Planning Commission the opportunity to speak on the matter and he would lean toward increasing the membership to easily allocate representation to each district.

Chairman Moskalski made the decision to have County Administration research the resolution or ordinance for when the Planning Commission was originally created and provide outreach out to the Indian tribes to discuss the matter further.

j. Compensation Board Information

Nita McInteer, Human Resources Manager, presented the roll of the Compensation Board and their reimbursement to the County.

Chairman Moskalski opened the Board to discussion.

The Board made no comments regarding the Compensation Board.

Chairman Moskalski began the discussion for the Board regarding a previously adopted budget with money to supplement the salary of the Commissioner of the Revenue and the Treasurer. It is his understanding that when the Constitutional officers were elected that they understood that they will not be receiving the supplement and feels that this should not have been an administrative policy and that it should be a Board decision to remove the budget.

After much discussion, Chairman Moskalski stated there would be three options to move forward:

1. Take no action in which case Constitutional Officers will receive the compensation board pay plus the supplement appropriated in this year's budget.
2. Vote to remove the supplement appropriated in this year's budget.
3. Vote to raise pay to the level that the previous officers were making which would require further Board action.

Supervisor Garber made motion to remove the \$3,500 compensation for the two constitutional officers. No seconded motion was made.

Supervisor Hodges made a motion to leave the \$3,500 supplement in place, seconded by Supervisor Moren.

Supervisor Greenwood requested that the amount be retroactive. The Board requested Nita McInteer, Human Resources Manager, to calculate the exact dollar amount that would need to be paid out to each Constitutional officer.

Ms. Nita McInteer returned to the Board regarding discussion 4j. and confirmed the dollar amount that the Board requested (\$75,466.90). Supervisor Hodges made motion to approve and seconded by Supervisor Greenwood.

The roll call vote on the motion was as follows:

Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Nay
Supervisor, 5th District: Edwin H. Moren, Jr. – Vice Chair	Aye
Supervisor, 2nd District: Travis J. Moskalski – Chairman	Aye

k. Resolution 21-11- Funding for Buildout of Unfinished Courthouse Wing

Steve Hudgins, Interim County Administrator, presented Resolution 21-11 for funding the Buildout of Unfinished Courthouse Wing to hold potential jurors and prospective needs of courts.

Supervisor Moren made motion, seconded by Supervisor Garber, that Resolution 21-11 be approved. The roll call vote was as follows:

Supervisor, 1st District: William L. Hodges	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Vice Chair	Aye
Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 2nd District: Travis J. Moskalski – Chairman	Aye

**RESOLUTION 21-11
REAPPROPRIATION TO THE KING WILLIAM COUNTY
FISCAL YEAR 2021 CAPITAL FUND – RESTRICTED INFRASTRUCTURE BUDGET**

WHEREAS, the King William County Board of Supervisors wishes to amend by reappropriating its Fiscal Year (FY) 2021 Capital Fund – Restricted Infrastructure budget to reflect the use of unexpended project funds in the amount not to exceed \$91,533.50; and

WHEREAS, the King William County Board of Supervisors appropriated the original Capital Fund – Restricted Infrastructure within prior fiscal years’ Capital Improvement Plan for future development and infrastructure of the County; and

WHEREAS, the King William County Board of Supervisors wishes to reappropriate these Capital Funds for the buildout of the unfinished wing of the Courthouse building in response to the needs of the Courts; and

WHEREAS, the appropriated funds will be utilized as specified in *Attachment A* within the fiscal year 2021; and

WHEREAS, the amendment of the FY2021 Budget to reflect the appropriation not to exceed \$91,533.50 requires Board approval.

NOW, THEREFORE, BE IT RESOLVED by the King William County Board of Supervisors that the FY2021 Budget is amended via the reappropriation to reflect an amount not to exceed \$91,533.50 within the Capital Fund – Restricted Infrastructure for capital project identified within *Attachment A*.

Agenda Item 5. BOARD OF SUPERVISORS' REQUESTS

No requests were made.

Agenda Item 6. CLOSED SESSION

a. Motion to Convene Closed Meeting

Upon motion of Supervisor Moren, seconded by Supervisor Garber, the Board acted to convene a Closed Meeting pursuant to § 2.2-3711 (A)(1) and § 2.2-3711 (A)(7).

The roll call vote on the motion was as follows:

Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Vice Chair	Aye
Supervisor, 2nd District: Travis J. Moskalski – Chairman	Aye

b. Motion to Reconvene in Open Session

Having completed the Closed Meeting, Chairman Moskalski reconvened the regular meeting back to order in Open Session.

c. Certification of Closed Meeting

Chairman Moskalski called for a motion to approve Standing Resolution 1 (SR-1) In accordance with Section 2.2-3717(D) of the Code of Virginia, 1950, as amended.

Supervisor Hodges moved that the King William County Board of Supervisors adopt the following SR-1 Resolution certifying that the Closed Meeting was conducted in conformity with the requirements of the Virginia Freedom of Information Act; the motion was seconded by Supervisor Greenwood.

Chairman Moskalski announced the motion was properly moved and properly seconded; he called for any discussion. There being no discussion among Board members SR-1 was adopted.

The roll call vote in favor of this motion was as follows:

Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Vice Chair	Aye
Supervisor, 2nd District: Travis J. Moskalski – Chairman	Aye

STANDING RESOLUTION – 1 (SR-1)
A RESOLUTION TO CERTIFY COMPLIANCE WITH THE
FREEDOM OF INFORMATION ACT REGARDING MEETING IN CLOSED MEETING

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 Virginia Freedom of Information Act; and,

WHEREAS, Section 2.2-3711 of the Code of Virginia 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 on this 8th day of March, 2021, 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 convening the closed meeting were heard, discussed, or considered by the King William County Board of Supervisors.

DONE this the 8th day of March, 2021.

d. Action on Closed Meeting

Upon the motion of Supervisor Moskalski seconded by Supervisor Hodges, Resolution 20-56R was approved by the following roll call vote:

Supervisor, 3rd District: Stephen K. Greenwood Aye
Supervisor, 1st District: William L. Hodges Aye
Supervisor, 4th District: C. Stewart Garber, Jr. Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Vice Chair Aye
Supervisor, 2nd District: Travis J. Moskalski – Chairman Aye

Agenda Item 7. ADJOURN

Upon motion of Supervisor Hodges, second by Supervisor Greenwood, the meeting was adjourned by the following roll call vote:

Supervisor, 3rd District: Stephen K. Greenwood Aye
Supervisor, 1st District: William L. Hodges Aye
Supervisor, 4th District: C. Stewart Garber, Jr. Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Vice Chair Aye
Supervisor, 2nd District: Travis J. Moskalski – Chairman Aye

COPY TESTE:

Travis L. Moskalski, Chairman
Board of Supervisors

Kristi Gibson
Deputy Clerk to the Board