

**MINUTES
KING WILLIAM COUNTY
BOARD OF SUPERVISORS
REGULAR MEETING OF JULY 27, 2020**

A regular meeting of the Board of Supervisors of King William County, Virginia, was held on the 27th day of July, 2020, beginning at 7:00 p.m. in the Board Meeting Room of the County Administration Building and via Zoom.

Agenda Item 1. CALL TO ORDER

Chairman Greenwood called the meeting to order.

Agenda Item 2. ROLL CALL

The members were polled:

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

Also, in attendance:

Bobbie H. Tassinari, County Administrator
Olivia S. Lawrence, Deputy Clerk
Andrew McRoberts of Sands Anderson, County Attorney

Agenda Item 3. MOMENT OF SILENCE

The Chairman called for a moment of silence.

Agenda Item 4. PLEDGE OF ALLEGIANCE

The Chairman led the pledge of allegiance.

Agenda Item 5. REVIEW AND ADOPTION OF MEETING AGENDA

Supervisor Moskalski moved for the adoption of the amended agenda for this meeting as presented; motion was seconded by Supervisor Hodges.

The members were polled:

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

Agenda Item 6. PUBLIC COMMENT PERIOD

Chairman Greenwood opened the public comment period.

1. Jacob Levy, of District 5, stated his concern for delinquent taxes not being collected and described how this has affected him directly. He stated he chose to move to King William in 2015 under the impression the vacant home next to the property he was purchasing would be auctioned off for delinquent taxes owed. Since 2017 there has been no advertisements for this properties delinquent taxes or an auction as promised by Treasurer, Harry Whitt.
2. Robert Hubbard, of District 5, stated his concern for delinquent taxes not being collected and suggested that money could be used for the buses needed by the King William County Public Schools.
3. Chris Couch, of Dreaming Tree Farms, stated his concerns over the current meals tax, the amount being spent in legal fees by the Commissioner of Revenues Office and reasons why his salads should be exempt from the meals tax.

There being no further speakers, Chairman Greenwood closed the public comment period.

Agenda Item 7. CONSENT AGENDA

Supervisor Hodges moved for the approval of the Consent Agenda with the aforementioned changes; motion was seconded by Supervisor Moskalski.

The Chairman called for any discussion.

There being no discussion the Consent Agenda was approved by the following roll call vote:

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

**RESOLUTION 20-45
 APPROPRIATING RESTRICTED GENERAL FUNDS
 IN FY2021 FOR KING WILLIAM COUNTY PUBLIC SCHOOLS CAPITAL NEEDS**

WHEREAS, the King William County Board of Supervisors at the October 7, 2019 Board meeting was presented with the Fiscal Year 2019 Special School Tax District Property Tax Levies and Non-Split Levy Reconciliation; and

WHEREAS, the Director of Financial Services prepares the annual reconciliation of revenue collected in the prior fiscal year that will be reflected within the General Fund as Restricted for KWCPS use; and

WHEREAS, the Fiscal Year 2019 reconciliation designated \$610,617.75 for use within the General Fund as restricted and is cited in the 2019 Comprehensive Annual Financial Report Balance Sheet, Exhibit 3; and

WHEREAS, King William County Board of Supervisors approved the request from King William County Public Schools to utilize \$86,178 via Resolution 20-11(RI) from the Restricted Funds for an emergency procurement of the intercom system at Cools Springs Elementary; and

WHEREAS, King William County Board of Supervisors approved the request via Resolution 20-11(RI) from King William County to utilize \$181,940.49 from the Restricted Funds for reimbursement of expenditures made for KWCPS by the County within FY20; and

WHEREAS, King William County Board of Supervisors is requested by the King William County Public Schools to utilize \$170,246.00 from the Restricted Funds for capital procurement for the following; and

RESTRICTED GENERAL FUND	AMOUNTS REQUESTED
Computers – KWHS leveraging with VPSA funds	\$58,000
Gym Speakers at KWHS	\$9,500
Parking Lot – KWHS	\$62,960
Fire Panel – AES	\$24,986
Lawnmower – KWHS	\$10,000
Camera System – Transportation	\$4,800

WHEREAS, the new balance of the Restricted Fund after reimbursement will be as follows; and

Restricted General Fund	\$610,617.75	
KWCPS Emergency Procurement	- 86,178.00	Resolution 20-II(RI)
Reimbursement to KWC	-181,940.49	Resolution 20-II(RI)
KWCPS Request for Capital Needs FY21	<u>-170,246.00</u>	
New Restricted General Fund Balance	<u>\$172,253.26</u>	

NOW, THEREFORE, BE IT RESOLVED by the King William County Board of Supervisors this 27th day of July 2020, they approve the use of Restricted General Fund of \$170,246.00 to the FY2021 County budget from Restricted General Fund for expenditures related to KWCPS.

Agenda Item 8. PRESENTATIONS

a. Resolution of Appreciation for Presentation to Susan G. Russell

Supervisor Garber presented Resolution 20-35 to Susan G. Russell recognizing her service on the Social Services Board.

**RESOLUTION 20-35
RESOLUTION OF APPRECIATION
SUSAN G. RUSSELL**

WHEREAS, Susan G. Russell was appointed to serve on the King William County Board of Social Services in July 2016 and has been an active member of the Board for 4 years; and

WHEREAS, Mrs. Russell has served as Chair and Vice-Chair of the King William Board of Social Services; and

WHEREAS, Mrs. Russell has been a faithful advocate for meeting the needs of those in her community and has sought solutions for those who are underserved without wanting recognition; and

WHEREAS, Mrs. Russell has been diligent in her commitment to the staff and administration of the King William County Department of Social Services; and

NOW, THEREFORE, BE IT RESOLVED, that the King William County Board of Social Services expresses its appreciation to Susan G. Russell for her valuable contributions to the well-being of the citizens of King William County and the Administration and Staff of the King William County Department of Social Services; and

BE IT FURTHER RESOLVED, that a copy of this Resolution expressing the sense of the King William Board of Supervisors on this matter shall be conveyed to Susan G. Russell, and shall be spread upon the meeting minutes of said Board of Supervisors.

Agenda Item 9. OLD BUSINESS

a. Recommended Revisions to the King William County Procurement Manual (Resolution 20-31)

Natasha Joranlien, Director of Finance, presented Resolution 20-31. Procurement Policy updates were presented to the Board to review and discuss on June 8, 2020 at the Board of Supervisors Work Session. One concern from the Board involved Terms and Conditions of procurement. The County Attorney has provided General Terms and Conditions that are to be included in all solicitations. No other terms are approved as to form by the County Attorney as required by **Virginia Code § 15.2-1237**. If edits are needed to the terms, the County Attorney will review requests and advise.

King William County Procurement Policy was adopted on January 26, 2015. The Finance staff is recommending the following amendments to the King William County Procurement Policy. These recommendation will streamline handling and review of purchase contracts, improve the effectiveness of the County's purchasing efforts, reduce expenditures related to procurement, and mitigate unnecessary delays in purchases of routine supplies, materials, services, vehicles, machinery, equipment apparatus, construction, repair, and maintenance necessary to provide timely public service.

Revisions are summarized by topic:

- Removal of requirement to advertise public notice for invitation to bid. Due to the cost of print, this will reduce our expenses for procurement. The language has been updated to “may be” advertised.

Per Virginia Public Procurement Act § 2.2-4302.1. Item 2

“In addition, public bodies may publish in a newspaper of general circulation. Posting on the Department of General Services’ central electronic procurement website shall be required of any state public body.”

- Request to increase the threshold of purchase order completion requirement from \$1,000 to \$5,000
- Competition requirements amendments:
 1. For purchases in excess of \$1,000 to \$3,000 changed to \$1,000 to \$5,000 (Departments will be required to keep documentation of quotes for audit trail purposes)
 2. For purchases in excess of \$3,000 to \$10,000 changed to \$5,000 to \$30,000
 3. For purchases in excess of \$10,000 to \$60,000 changed to \$30,000 to \$100,000

Additional language added requiring a purchased order is approved prior to expending the funds.

- Language removed and updated regarding Construction Procurement based on Virginia Public Procurement Act § 2.2-4303 Methods of Procurement. Increase the amount from \$25,000 to \$100,000 for contract review and approval by County Attorney. Finance has reached out to County Attorney to receive standard terms and conditions to be used for contract less than \$100,000.

Upon the motion of Supervisor Moskalski, seconded by Supervisor Hodges, Resolution 20-31 was adopted by the following roll call vote:

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

**RESOLUTION 20-31
REVISIONS AND UPDATES TO THE
KING WILLIAM COUNTY PROCURMENT POLICY**

WHEREAS, King William County is required to follow the provisions of the Virginia Public Procurement Act as it applies to purchases made by the officers, departments and agencies of the County; and

WHEREAS, §§ 2.2-4343 and 15.2-1231 of the Code of Virginia authorize local governments to establish centralized purchasing systems and, by adoption of a qualifying purchasing policy, supersede many of the requirements of the Virginia Public Procurement Act; and

WHEREAS, the Board adopted the King William County Procurement Policy on January 26, 2015, by Resolution 15-04 and updated the Policy on August 8, 2016 and September 24, 2018; and

WHEREAS, the County continues to grow and the number of purchases of supplies, materials, services, vehicles, machinery, equipment, apparatus, construction, repair and maintenance required for municipal government operations continue to increase, and it is prudent and desirable for the County to become more efficient by streamlining organization processes; and

WHEREAS, the Financial Services Department has recommended changes to incorporate into the Procurement Policy to streamline handling and review of purchase contracts, improve the effectiveness of the County's purchasing efforts, reduce expenditures related to procurement, and avoid unnecessary delays in purchases of routine supplies, materials, services, vehicles, machinery, equipment, apparatus, construction, repair, and maintenance necessary to provide public service to its citizens.

NOW, THEREFORE, BE IT RESOLVED that the King William Board of Supervisors does hereby approve and adopt the following amendments to the King William County Procurement Policy (deletions strike through; amendatory language appearing in ***italicized/underlined*** font):

Article I. Purpose, Application, General Provision and Definitions

1-4 Definitions

(h) Competitive Sealed Bidding

2. Public notice of the invitation to bid at least ten (10) calendar days prior to the dates set for receipt of bids by posting on the King William County website and **may be advertised** in at least one **a** newspaper of general circulation in King William County.

Article II. Purchasing Agent: Competition Requirements

2-1 Delegation of authority

The Purchasing Agent shall serve as the principal public purchasing official for the County and shall be responsible, under the supervision of the Board, for the procedures and methods used in the procurement of all goods, services, insurance, and construction as well as the management and disposal of surplus materials. The authority of the Purchasing Agent shall specifically, but without limitation, include the authority to select the method of procurement to be used and the authority to negotiate and execute contracts on behalf of the County for any and all procurements or for the disposition of materials. The Purchasing Agent shall ensure that all purchasing activities are conducted in accordance with the provisions of this policy. The Purchasing Agent may not delegate approval of the use of competitive negotiation instead of competitive sealed bidding as required by Subparagraph (h) of Section 2-3 of this policy, the declaration of a purchase as sole source as provided in Subparagraph (e) of Section 2-4 of this policy, nor the signing of purchase orders for amounts greater than ~~\$3,000~~ **\$5,000**. In other matters the Purchasing Agent may delegate his authority to a duly authorized agent or agents.

Unless the Purchasing Agent specifically provides to the contrary, each administrator, as defined in this policy, is authorized and shall be responsible for initiating purchases in accordance with this policy for all goods and services to be used by the agency under such administrator. Such administrator may delegate the authority to make purchases to an agent or agents under his control, but every purchase in excess of ~~\$1,000~~ **\$5,000** shall be approved by the administrator. Any purchase in excess of ~~\$1,000~~ **\$5,000** shall require a request for purchase from the using agency and a corresponding purchase order issued by the Purchasing Agent. Every formal contract and purchase order shall be executed by the Purchasing Agent. The administrator shall indicate approval of any purchase requiring the same by signing the request for the purchase. The authority of the Purchasing Agent does not include approval of specific items to be procured by the Department of Social Services, the Constitutional Officers, or other public bodies who have by agreement become subject to this policy, when sufficient funds have been appropriated to such entity or officer for the purpose of the procurement and this policy has been followed. The Purchasing Agent with regard to such entities and officers shall, however, by signing all purchase orders for such procurements prior to the placement of a firm order, certify compliance with this policy

and any procedures issued pursuant to it. The Purchasing Agent shall not execute a purchase order if such procurement has not been in compliance with this policy and any procedures developed pursuant to it.

Article II. Purchasing Agent: Competition Requirements

2-3 Competition requirements

Prior to any purchase of goods or services, reasonable price competition is desired. Reasonable price competition shall depend on the amount of the purchase and is defined in the following circumstances:

(a) For purchases in the amount of \$1,000 or less, no permanent documentation of solicitation of prices is required. The individual making the purchase is expected to compare prices by telephone, catalog or other appropriate means.

(b) For purchases in excess of \$1,000 and not greater than ~~\$3,000~~ **\$5,000**, telephone calls shall be placed to at least two suppliers of the item. Oral quotes shall be obtained from the suppliers and a memo of the telephone conversation shall be made showing the item requested, date, time, company name, and price quoted. **The Department will be required to keep documentation of quotes to be used in audit trail.**

(c) For purchases in excess of ~~\$3,000~~ **\$5,000** but not greater than ~~\$10,000~~ **\$30,000** at least three (3) suppliers shall be contacted. Telephone (provided a memorandum is made of the supplier called and the item on which the quote is requested) or written contacts are acceptable. Documentation is required. Requests for quotation may also be posted on the County's web site and on the purchasing web site maintained by the Virginia Department of General Services if deemed appropriate by the Purchasing Agent. Prospective suppliers shall be required to submit a written quote within a specific time stated in the solicitation in order to receive further consideration. **A Purchase Order is required before the funds may be committed and been expended.**

(d) For purchases in excess of ~~\$10,000~~ **\$30,000** but not greater than ~~\$60,000~~ **\$100,000**, written solicitations and quotes are required and at least four (4) suppliers shall be contacted. Telephone solicitations for purchases less than \$20,000 (provided a written memorandum is made of the supplier contacted and the item on which the quote is requested) are acceptable. The supplier shall be required to submit a written quote within the specified time to be further considered. Requests for quotation shall be posted, at least ~~fifteen (15)~~ **ten (10)** days prior to the due date, on the County's

web site and on the purchasing web site maintained by the Virginia Department of General Services and, if deemed appropriate by the Purchasing Agent, may be published in a newspaper of general circulation in King William County. **A Purchase Order is required before the funds may be committed and been expended.**

(e) When a procurement transaction is made under (a), (b), (c) or (d) above the purchase shall be made from the offeror quoting the lowest price or best value unless the Administrator, using the evaluation factors in this policy for competitive negotiation or competitive sealed bidding as the case may be, documents in writing the reason for the determination that in the best interest of the county such purchase should be made from another offeror quoting a higher price. Such determination for purchases in excess of ~~\$3,000~~ **\$5,000** shall be approved by the Purchasing Agent.

(f) Purchases other than those set out in the following subparagraph (g) that in the aggregate or in the sum of all phases are expected to be in excess of ~~\$60,000~~ **\$100,000** shall be made by either competitive sealed bidding or competitive negotiation as defined in this policy.

(g) Purchases of professional services as that term is defined in §2.2- 4301 of the Code of Virginia, when the cost of such services is expected to exceed \$60,000.00, shall be made in accordance with the process set forth in § 2.2- 4302.2 of the Code of Virginia.

(h) The Purchasing Agent shall have the authority to use competitive negotiation in the place of competitive sealed bidding (when those methods are required) to procure any goods, services or insurance, after documenting in advance the basis therefore in writing, as required by § 2.2-4303(C), Code of Virginia. Insurance may be procured through a licensed agent or broker selected in the manner provided for the procurement of things other than professional services set forth in § 2.2-4302.2, Code of Virginia, if the basis for doing so is approved by the Board. Construction in excess of the amount listed in subparagraph (f) of this section may be procured only by competitive sealed bidding, except that competitive negotiation may be used, upon a determination made in advance by the Purchasing Agent in writing, after making the findings required by § 2.2- 4303(D), Code of Virginia, to procure contracts for the construction of highways and any draining, dredging, excavation, grading or similar work upon real property.

(i) The purchase of goods or nonprofessional services, but not construction or professional services, may be made by reverse auctioning. However,

bulk purchases of commodities used in road and highway construction and maintenance, and aggregates shall not be made by reverse auctioning.

(j) ~~Construction may be procured under a 'cooperative contract' made available by another public body provided the public body is less than a straight line distance of 75 miles from the territorial limits of King William County. The installation of artificial turf or other athletic surfaces shall not be subject to the limitations prescribed in this subdivision.~~ **Construction may be procured only by competitive sealed bid, except that competitive negotiation may be used in the following instances:**

(j) By any public body on a fixed price design -build basis or construction management basis as provided in Chapter 43.1 of the VPPA.

(k) By any public body for the construction of highways and any draining, dredging, excavation, grading or similar work upon real property upon a determination made in advance by the public body and set forth in writing that competitive sealed bidding is either not practicable or not fiscally advantageous to the public, which writing shall document the basis for this determination.

Nothing in this section shall prevent the use of competitive sealed bidding or competitive negotiation in procurements under ~~\$60,000~~ **\$100,000**, if deemed appropriate by the Purchasing Agent.

Article III. Administrative Provisions
3-18 Approval of certain purchases required

Except as provided for emergency purchases, all purchases in excess of ~~\$3,000~~ **\$5,000** shall be specifically approved by the County Administrator for the Board, or by the appropriate approving authority, prior to the issuance of a purchase order. Emergency purchases may be approved after the fact. The request for approval shall identify the method of price competition used in the procurement.

3-19. Contract requirements and legal review.

The terms and conditions of procurements in excess of ~~\$25,000~~ **\$100,000** shall be reviewed and approved by the County Attorney prior to solicitation. Advertisements for Formal Invitations for Bids (IFB) and Requests for Proposals (RFP) for procurement of construction or services in excess of ~~\$25,000~~ **\$100,000** shall be reviewed by the County Attorney prior to advertising. Contracts signed by all parties and containing, or

incorporating by reference, all applicable terms and conditions shall be required for procurements of services or construction in excess of \$25,000. Such contracts and all amendments and changes thereto shall be approved as to form by the County Attorney.

APPENDIX 1

2. Public notice of the Request for Proposal at least 10 days prior to the date set for receipt of proposals by posting on the Department of General Services' central electronic procurement website or other appropriate websites. Additionally, public bodies ~~shall~~ **may** publish in a newspaper of general circulation in the area in which the contract is to be performed so as to provide reasonable notice to the maximum number of offerors that can be reasonably anticipated to submit proposals in response to the particular request. Posting on the Department of General Services' central electronic procurement website shall be required of any state public body. Local public bodies are encouraged to utilize the Department of General Services' central electronic procurement website to provide the public with centralized visibility and access to the Commonwealth's procurement opportunities. In addition, proposals may be solicited directly from potential contractors. Any additional solicitations shall include certified businesses selected from a list made available by the Department of Small Business and Supplier Diversity; and

b. CARES Relief Funds Update

Bobbie Tassinari, County Administrator, presented an update on the CARES Relief Funds. On May 12, 2020, the County was notified of the local allocation of CARES Relief funds in the amount of \$1,496,097. May 18, 2020, the Board of Supervisors approved accepting and expending the funds. June 1, 2020, bank account set up for CARES Relief funds deposit under the name of King William County. June 1, 2020, funds received by the County and deposited to specified bank account. June 9, 2020, Town Manager provided a letter to the Board of Supervisors agreeing to the Town maintaining a separate bank account for the funds, adherence with the guidelines of the program, agreement to cooperatively work with County on program administration, and "hold harmless" for expenditures. June 19, 2020, transferred \$285,754.52 to the Town of West Point's as their allocation of CARES Relief funds. June 22, 2020, KWCPSS submitted an amended request for support of \$414,306. Original request had totaled \$613,800. June 22, 2020, Board of Supervisors made the decision not to participate in the MPPDC CAP Program. Multiple meetings held with Town Manager, Town Treasurer, County Director of Financial Services, County Human Resources Manager and County Administrator. The Town and County have agreed to address the School Districts request separately. Forms and application, process strategies,

and guidance documents are under development. The Board of Supervisors agreed to table the proposed King William County TOGETHER Coupon Program until a later date. July 8, 2020, received guidance from the Department of Treasury on reporting requirements. Town representative and County representative will enter expenditures information directly into GrantSolution with the County Financial Services Director acting as authorized certifier.

The recommendations being presented included:

- King William Public Schools: WIFI Access Points around the County for online and blended learning, software for online and blended learning administrative software to operate "new normal" teacher devices to accommodate online and blended learning, jump drives for student use to accommodate blended learning, IT services to support additional devices needed for blended and online learning for CSPS and AES and a balance of funds (\$40,506) being requested to address COVID-19 cleaning supplies for classrooms, hand sanitizer dispenser in hallways and common areas, and cleaning supplies for buses.
- Local Business Support: Food delivery to residents, including for example, senior citizens and other vulnerable populations, expenditures related to provisions of grants to small businesses to reimburse the costs of business interruption caused by required closures, unemployment insurance costs related to the COVID public health emergency if such costs will not be reimbursed by the federal government pursuant to the CARES Act or otherwise and expenses for acquisition and distribution of medical and protective supplies, including sanitizing products and personal protective equipment, 5. Funds may be used to cover employment and training programs for employees that have been furloughed due to the public health emergency, reimbursement for costs associated with constructing outdoor facilities either temporary or permanent, to include seating and tables, allowing service to customers with proper social distancing to include seating and tables, installation of screens and buffers to allow for proper social distancing practices and reimbursement for storage costs to store seating until the restrictions are lifted.
- Economic Development Authority: Distribute \$50,000 to the organization to address local business economic issues related to COVID and current grant program has been distributed in a \$3,000 increment to local businesses that can show negative impact. To date, ten (10) businesses have been awarded grants.
- King William County: PPE purchased, above and beyond what was budgeted, for both law enforcement and fire and emergency medical services departments, additional cleaning supplies, such a disinfectant that were not included in the regular budgetary request, reimbursement for employees quarantined due to suspected COVID-19 (up to the 80 hours granted by the Federal Government as Administrative Leave), and replacement of desk top computers with laptops for those employees identified with job functions that would require remote work.

Agenda Item 10. NEW BUSINESS

a. Resolution 20-36 Setting the Personal Property Tax Relief Percentage for Personal Property 2020 Billing

Sally Pearson, Commissioner of the Revenue, presented Resolution 20-36, requesting to set the percentage of tax relief at 30% for the 2020 Personal Property Tax Book. Sec. 70-149 "Method of computing and reflecting tax relief" of the King William County Code, Section (b) requests the Board to set the rate of Tax Relief reimbursement annually. The tax relief rate requested went down from the 2019 PPTRA tax relief percentage of 35%. The amount given to King William County by the State of Virginia to fund the PPTRA program remains the same at \$1,204,131 annually while the vehicle values housed in King William have grown on average 5.73% per year.

Supervisor Moskalski recommended keeping the percentage of tax relief at 35% to alleviate additional taxes added to the citizens. Commissioner Pearson stated the Board has the authority to set the percentage.

Supervisor Hodges agreed to keep the current percentage.

Chairman Greenwood questioned why we do not prorate and if we should consider this change.

Upon the motion of Supervisor Moskalski, seconded by Supervisor Hodges, Resolution 20-36R was approved by the following roll call vote:

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

**RESOLUTION 20-36R
SETTING THE PERSONAL PROPERTY TAX RELIEF PERCENTAGE
FOR THE PERSONAL PROPERTY 2020 BILLING
IN ACCORDANCE WITH THE 2004-2005 CHANGES
TO THE PERSONAL PROPERTY TAX RELIEF ACT OF 1998**

WHEREAS, the Personal Property Tax Relief Act of 1998, Virginia Code 58.1-3523, et seq. ("PPTRA"), has been substantially modified by the enactment of Chapter 1 of the

Acts of Assembly, 2004 Special Session 1 (Senate Bill 5005), and the provisions of Item 503 of Chapter 951 of the 2005 Acts of Assembly (the 2005 revisions to the 2004-2006 Appropriations Act, hereinafter cited as the “2005 Appropriations Act”); and

WHEREAS, the Board of Supervisors (hereinafter Board) adopted King William County Code Sections 70-149 and 70-150 on December 12th 2005 implementing the 2004-2005 changes to the Personal Property Tax Relief Act of 1998, in response to these legislative enactments; and

WHEREAS, such County Code sections provide that the Board shall annually set the rate of tax relief on qualifying vehicles at a level that is anticipated to fully exhaust tax relief funds provided to the County by the Commonwealth; and

WHEREAS, County Code Section 70-150 provides that personal property tax relief shall be applied so as to eliminate personal property taxation on qualifying vehicles with an assessed value of One Thousand Dollars (\$1,000.00) or less; and

WHEREAS, the County Treasurer has received the amount of relief in the County’s block grant from the Commonwealth, and made a projection based upon the County’s historical growth in personal property tax values of the level necessary to fully exhaust the PPTRA relief fund provided to the County by the Commonwealth, as called for in the ordinance; and

WHEREAS, it is necessary for this Board to establish the allocation of tax relief for the first Twenty Thousand Dollars (\$20,000.00) in assessed value of other qualifying vehicles; and

WHEREAS, this Board has been informed that for the 2019 calendar year, the remaining relief funds available will be sufficient to provide a reduction of Thirty Five Percent (35%) in the tax bill of such qualifying vehicles valued at greater than \$1,000;

NOW THEREFORE BE IT RESOLVED, this 27th day of July, 2020, that for Calendar Year 2020, qualifying vehicles with assessed values of more than One Thousand Dollars (\$1,000.00) shall have their tax computed by reducing the amount otherwise owed on the first Twenty Thousand Dollars (\$20,000.00) of assessed value of such qualifying vehicle by a dollar amount equal to Thirty Five Percent (35%) of the amount otherwise owed.

b. Update on 360/30 Intersection and 360 Park and Ride Project

Ron Etter, Director of Community Development, presented photos of the project and stated it should be completed within 12 to 18 months.

c. Subdivision Ordinance Revision Status Update

Ron Etter, Director of Community Development, stated the ordinances were under review still and would be presented to the public, Board of Supervisors and Planning Commission soon.

d. 2020 Smart Scale Resolution 20-43

Ron Etter, Director of Community Development, presented Resolution 20-43 to install shared-use pedestrian/bike facilities that will extend from the intersection of Kelly Lane and Route 30 north to the Highway 360 intersection for approximately 2,300 feet. The trail will extend north of Highway 360 to the intersection of Route 30 and Pine Crest Lane for a distance of approximately 1,800 feet. The project will include an at-grade crossing over Sharon Road from the King William High School and incorporate cross-walks at the Route 30 and Highway 360 intersection.

Upon the motion of Supervisor Moskalski, seconded by Supervisor Hodges, Resolution 20-43 was approved by the following roll call vote:

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

**RESOLUTION 20-43
2020 SMART SCALE PROJECT SUPPORT REQUEST FOR
PEDESTRIAN/BICYCLE ACCOMODATIONS
ON ROUTE 30 AND HIGHWAY 360**

WHEREAS, the Board of Supervisors of King William County desires to submit applications through the Virginia Department of Transportation (VDOT) 2020 SMART SCALE Program; and

WHEREAS, the County intends to submit an application to install shared-use pedestrian/bike facilities that will extend from the intersection of Kelly Lane and Route 30 north to the Highway 360 intersection for approximately 2,300 feet. The trail will extend north of Highway 360 to the intersection of Route 30 and Pine Crest Lane for a distance of approximately 1,800 feet. The project will include an at-grade crossing over Sharon Road

from the King William High School and incorporate cross-walks at the Route 30 and Highway 360 intersection;

WHEREAS, this Project will provide for safer access to the King William High School and businesses located at the Route 30 and Highway 360 intersection and provide trails to residents in the neighborhoods on Route 30 north and south of Highway 360 to access the businesses located at the Route 30 and Highway 360 intersection.

NOW, THEREFORE, BE IT RESOLVED that the King William County Board of Supervisors does on this 27th day of July 2020 support the 2020 SMART SCALE Program Round #4 application request for the installation of the mixed-use trail.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Resident Engineer for the Virginia Department of Transportation.

e. Public Hearing and Consideration of Ordinance 08-20 – Proposing to Construct a 24x56.6 ft. Attached Accessory Dwelling in an Agricultural-Conservation District

Ron Etter, Director of Community Development, presented Ordinance 08-20 requesting to construct a 24x56.6 feet attached accessory dwelling as an addition to the existing residence located at 6585 Mount Olive Cohoke Road, King William, Virginia, Tax Map Parcel 53-1-1.

Chairman Greenwood opened the public hearing.

There being no speakers, Chairman Greenwood closed the public hearing.

Upon the motion of Supervisor Hodges, seconded by Supervisor Moskalski, Ordinance 08-20 was approved by the following roll call vote:

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

ORDINANCE 08-20
AN ORDINANCE APPROVING CONDITIONAL USE PERMIT CUP-02-20
6585 Mount Olive Cohoke Road – Attached Accessory Dwelling

WHEREAS, Section 86-173 of the King William County Code provides for the addition of an attached accessory dwelling associated with properties in the A-C, Agricultural-Conservation zoning district following review and approval of a Conditional Use Permit; and

WHEREAS, applicant Todd Shoaf and Kelly Tait submitted a Conditional Use Permit application, CUP-02-20, proposing to construct a 24x56.6 feet attached accessory dwelling. The attached accessory dwelling will be constructed as an addition to the existing residence located at 6585 Mount Olive Cohoke Road, King William, Virginia, Tax Map Parcel 53-1-1.

WHEREAS, staff in the King William County Department of Community Development have proposed conditions to mitigate potential impacts of the use on the public; and

WHEREAS, the Planning Commission voted unanimously to recommend that the Board of Supervisors approve such application as proposed; and

WHEREAS, the Board of Supervisors conducted a public hearing on July 27, 2020 to consider CUP-02-20; and

NOW, THEREFORE, BE IT RESOLVED, the King William County Board of Supervisors this 27th day of July, 2020, hereby approves CUP-02-20, with the following condition:

- 1) The accessory dwelling will be occupied by immediate family only.

f. Fire and Ems Update

Stacy Reaves, Battalion Chief of Administration, in the absence of Interim Chief Nunnally gave an update concerning the Fire and Emergency Services Department stating that staffing the schedule adequately has been challenging over the past month, primarily due to summer time vacations playing a role and with the Governor's reopening in Phase III aggressive advertising for the full-time positions have begun. He also stated the new ambulance is in service, engine 1 is currently at AES for an estimate of needed repairs. While Engine 1 is out-of-service the County is leasing an engine. Adequate levels of PPE are in supply for our responders. All personnel have been instructed that they must wear a

mask in public if they are in King William County uniform. The beginning stages of the demobilization for COVID-19 state of emergency is being put together. However, many of the practices put in place during this time may become common practice to ensure safety of personnel and citizens.

Supervisor Garber thanked him for his service.

Supervisor Moren requested a meeting between the Mangohick Station and Battalion Chief Reaves.

g. Resolution 20-44

Supervisor Hodges presented Resolution 20-44 expressing continued opposition to any law that would unconstitutionally restrict the rights of the citizens of, and visitors to, King William County to keep and bear arms.

Upon the motion of Supervisor Hodges, seconded by Supervisor Moskalski, Resolution 20-44 was approved by the following roll call vote:

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

RESOLUTION 20-44

WHEREAS, in acknowledgment of its deep commitment to the rights of all citizens of, and visitors to, King William County to keep and bear arms, King William County Board of Supervisors previously declared King William County to be a ‘Second Amendment Sanctuary’, and

WHEREAS, certain legislation has been passed in the Virginia General Assembly that allows localities to, by ordinance, ban otherwise lawfully possessed and transported firearms from certain public spaces, causing law-abiding citizens to be exposed to a patchwork of local ordinances as they travel throughout the Commonwealth, and

WHEREAS, the King William County Board of Supervisors acknowledges the significant economic contribution made to our community by tourists and visitors and does not wish to discourage travel to King William County, and

WHEREAS, King William County wishes to welcome all law-abiding citizens who wish to live in, visit, or otherwise participate in the economy of our community, including those citizens and visitors who choose to legally carry a firearm for personal protection, and

WHEREAS, the King William County Board of Supervisors does not wish to infringe on the rights of the citizens of, or visitors to, King William County to keep and bear arms, and

WHEREAS, the King William County Board of Supervisors wishes to express its continued opposition to any law that would unconstitutionally restrict the rights of the citizens of, and visitors to, King William County to keep and bear arms.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of King William County Virginia:

That the King William Board of Supervisors hereby declares King William County, Virginia shall not exercise any authority granted to it by § 15.2-915(E) of the Code of Virginia to regulate or prohibit the otherwise legal purchase, possession, or transfer of firearms or ammunition.

Agenda Item 11. ADMINISTRATIVE MATTERS FROM COUNTY ADMINISTRATOR

a. Board Information

County Administrator, Bobbie Tassinari, noted the information items provided.

Agenda Item 12. BOARD MEMBER COMMENTS

Supervisor Hodges stated they are pushing to solve the delinquent tax issue, he is open to listening to Mr. Couch, and thanked everyone for attending.

Supervisor Moskalski commented on the delinquent taxes issue as well as the Dreaming Farms issue. He stated an investigation is taking place in the constitutional officer's office currently due to these issues. He stated the legal fee expenditure of \$31,000 is

unacceptable, and they will be institute a policy going forward to avoid this sort of event from reoccurring.

Supervisor Garber thanked everyone for attending and commented on the delinquent tax issue stating Treasurer, Harry Whitt, stated delinquent taxes would be placed on the County's website within the next 30 days but still had not done so. He congratulated Stacy Reaves on becoming King William County's new Fire Chief as of August 1, 2020.

Supervisor Moren commented on the painfulness of how slow local government works. He stated his disappointment in the activities he's seen happening on Facebook recently as well. He wished every to be stay safe and thanked them for coming.

Chairman Greenwood thanked everyone for attending and expressed how little control they have over Constitutional Officers. He encouraged everyone to continue to social distancing and use their masks.

Agenda Item 13. CLOSED MEETING

a. Motion to Convene Closed Meeting

Upon motion of Supervisor Moskalski, seconded by Supervisor Hodges, the Board acted to convene a Closed Meeting pursuant to § 2.2-3711(A) (7), (A) (8) and (A) (1) to consult with legal counsel regarding probable litigation on certain tax appeals where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body, to consult with and receive advice from the county attorney regarding the tax appeals and directly related matters.

The roll call vote on the motion was as follows:

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

b. Motion to Reconvene in Open Session

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

c. Certification of Closed Meeting

Chairman Greenwood 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 Moskalski.

Chairman Greenwood 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, 2nd District: Travis J. Moskalski – Vice Chairman	Aye
Supervisor, 3rd District: William L. Hodges	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 5th District: Edwin H. Moren, Jr.	Aye
Supervisor, 1st District: Stephen K. Greenwood - 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 27th day of July, 2020, 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 27th day of July, 2020.

d. Action on Closed Meeting

Agenda Item 14. APPOINTMENTS

Upon motion of Supervisor Moskalski, second by Supervisor Garber, Scoots Curry was appointed to the Recreation Commission for a term expiring on December 31, 2023 by the following roll call vote:

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

**RESOLUTION 20-37
APPOINTMENT/REAPPOINTMENT TO RECREATION COMMISSION**

WHEREAS, the term of Eugene Rivara on the Recreation Commission was vacated as of December 31, 2020, and

WHEREAS, the Board of Supervisors now desires to make an appointment or reappointment to this position;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of King William, Virginia that Scoots Curry be appointed or reappointed to the aforementioned organization for a term ending December 31, 2023.

Upon motion of Supervisor Moskalski, second by Supervisor Garber, Robert Hubbard was appointed to the Historic Preservation and Architectural Review Board for a term expiring on June 30, 2025 by the following roll call vote:

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

**RESOLUTION 20-38
APPOINTMENT/REAPPOINTMENT TO THE
HISTORICAL PRESERVATION AND ARCHITECTURAL REVIEW BOARD**

WHEREAS, Robert Hubbard’s term on the Historical Preservation and Architectural Review Board has expired as of June 30, 2020, and

WHEREAS, the Board of Supervisors now desires to make an appointment or reappointment to this position;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of King William, Virginia that Robert Hubbard be reappointed to the aforementioned organization for an unexpired term ending June 30, 2025.

Upon motion of Supervisor Moskalski, second by Supervisor Garber, Beth Woolford was appointed to the Social Services Board for a term expiring on June 30, 2025 by the following roll call vote:

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

**RESOLUTION 20-39
APPOINTMENT/REAPPOINTMENT TO SOCIAL SERVICES BOARD**

WHEREAS, Susan Russell’s term on the Social Services Board has expired as of June 30, 2020, and

WHEREAS, the Board of Supervisors now desires to make an appointment or reappointment to this position;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of King William, Virginia that Beth Woolford be appointed to the aforementioned organization for an unexpired term ending June 30, 2024.

Upon motion of Supervisor Moskalski, second by Supervisor Garber, Jay Brown was appointed to the Economic Development Authority for a term expiring on June 30, 2024 by the following roll call vote:

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

RESOLUTION 20-40
APPOINTMENT/REAPPOINTMENT TO THE ECONOMIC DEVELOPMENT AUTHORITY

WHEREAS, Jay Brown’s term on the Economic Development Authority has expired as of June 30, 2020, and

WHEREAS, the Board of Supervisors now desires to make an appointment or reappointment to this position;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of King William, Virginia that Jay Brown be reappointed to the aforementioned organization for an unexpired term ending June 30, 2024.

Upon motion of Supervisor Moskalski, second by Supervisor Garber, Eugene Campbell was appointed to the Economic Development Authority for a term expiring on June 30, 2024 by the following roll call vote:

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

RESOLUTION 20-41
APPOINTMENT/REAPPOINTMENT TO THE ECONOMIC DEVELOPMENT AUTHORITY

WHEREAS, Eugene Campbell's term on the Economic Development Authority has expired as of June 30, 2020, and

WHEREAS, the Board of Supervisors now desires to make an appointment or reappointment to this position;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of King William, Virginia that Eugene Campbell be reappointed to the aforementioned organization for an unexpired term ending June 30, 2024.

Upon motion of Supervisor Moskalski, second by Supervisor Garber, Doris White was appointed to the Board of Zoning Appeals for a term expiring on June 30, 2025 by the following roll call vote:

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

RESOLUTION 20-42
APPOINTMENT/REAPPOINTMENT TO BOARD OF ZONING APPEALS

WHEREAS, Doris White's term on the Board of Zoning Appeals has expired as of June 30, 2020, and

WHEREAS, the Board of Supervisors now desires to make a recommendation for appointment or reappointment to this position;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of King William, Virginia that Doris White be reappointed to the aforementioned organization for an unexpired term ending June 30, 2025.

Agenda Item 15. ADJOURN

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

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

COPY TESTE:

Stephen K. Greenwood, Chairman
Board of Supervisors

Olivia S. Lawrence
Deputy Clerk to the Board