

**UNOFFICIAL**  
*Approved minutes will be posted after the next regular business meeting.*



**NEW KENT COUNTY BOARD OF SUPERVISORS**

**March 13, 2017, 6:00 p.m.**

Boardroom, County Administration Building  
12007 Courthouse Circle, New Kent, VA 23124

**A C T I O N**  
**A G E N D A**

**CALL TO ORDER** (at 6 p.m.)

**INVOCATION and PLEDGE OF ALLEGIANCE** (led by Ms. Paige)

**ROLL CALL** (All members were present.)

**CONSENT AGENDA**

**Action:** Ms. Paige moved to approve the Consent Agenda and that it be made a part of the record. Vote was 5:0, motion carried.

**SMALL BUSINESS CLOSE UP**

**RESIDENCY ADMINISTRATOR'S REPORT** – Virginia Department of Transportation  
Maintenance Operations Manager  
Bruce Puffenbarger

**CITIZENS' COMMENT PERIOD** (3 minutes/person)

**ITEM 1**            **Rappahannock Community College Update** – RCC President  
Dr. Elizabeth Crowther and RCC Vice President of Finance Mr. Bill Doyle

**ITEM 2**            **Arts Alive Annual Report on Programming and Support**  
–Marketing Committee Co-Chair Tim Dice

**ITEM 3**            **Atlantic Coast Pipeline Support – Resolution R-09-17** – Board  
Chairman W.R. Davis, Jr.

**Action:** Mr. Tiller moved to adopt Resolution R-09-17 supporting the construction of the proposed Atlantic Coast Pipeline. Vote was 4:0:1 with Mr. Evelyn abstaining, motion carried.

*Public Hearings to be held at 7:00 p.m. or as soon thereafter as possible. Speakers are limited to three minutes each, should come to the podium and state their name and address*

**ITEM 4**            **PUBLIC HEARING – Ordinance O-01-17** amending Sections 98-2,  
98-212 and 98-62 of the New Kent County Code regarding agritourism  
and agritourism activities – Community Development Director Matthew J.  
Smolnik

**Action:** Mr. Evelyn moved to defer action on Ordinance O-01-17 until the March work session. Vote was 4:1, (Ayes – Stiers, Evelyn, Paige and Davis – Nays – Tiller), motion carried.

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**ITEM 5 PUBLIC HEARING – Ordinance O-02-17** repealing Article III and Article IV, Chapter 98 of the New Kent County Code regarding the Route 33 and Route 155 corridor overlay districts – *Community Development Director Matthew J. Smolnik*

Action: Mr. Stiers moved to defer action on Ordinance O-02-17 until the March work session. Vote was 1:4, (Ayes – Stiers – Nays – Evelyn, Tiller, Paige and Davis), motion failed.

Action: Mr. Evelyn moved to adopt Ordinance O-02-17 in order to address, protect and promote public convenience, necessity, general welfare and good zoning practices in the County and the health, safety and general welfare of the citizens in the County. Vote was 4:1, (Ayes – Tiller, Paige, Evelyn and Davis – Nays – Stiers), motion carried.

**ELECTED OFFICIALS’ REPORTS**

**STAFF REPORTS**

**Report on Tonnage Figures for County Transfer Sites – County Administrator Rodney Hathaway**

**OTHER BUSINESS**

**APPOINTMENTS**

Regional Boards and Commissions

Action: Mr. Tiller moved to appoint John P. Moyer as New Kent’s Planning Commission representative to the Richmond Regional Planning District Commission to serve a one year term beginning January 1, 2017 and ending December 31, 2017. Vote was 5:0, motion carried.

**MEETING SCHEDULE:** The next regularly scheduled meeting of the Board of Supervisors will be held at 6:00 p.m. on Monday, April 10, 2017, and the next work session at 9:00 a.m. on Wednesday, March 29, 2017, both in the Boardroom of the County Administration Building.

**CLOSED SESSION**

Action: Ms. Paige moved to go into Closed Session pursuant to Section 2.2-3711A.1 of the Code of Virginia for discussion involving the assignment of specific employees. Vote was 5:0, motion carried.

Action: Mr. Stiers moved to return to Open Session. Vote was 5:0, motion carried.

Action: Mr. Evelyn made the certification of Closed Session. Vote was 5:0, motion carried.

**ADJOURNMENT**

Action: Mr. Tiller moved to adjourn the meeting. Vote was 5:0, motion carried.

Meeting was adjourned at 8:32 p.m.

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**CONSENT AGENDA**

1. **Approval of Minutes**
  - a. February 13, 2017 Business Meeting minutes
  - b. February 16, 2017 Budget Retreat minutes
  - c. February 22, 2017 Work Session minutes

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2. **Miscellaneous**
  - a. Adoption of Resolution R-08-17 to request that VDOT add streets in Diascund Creek, Sections 1 and 2 into the State system for maintenance.
  
3. **Refunds**
  - a. Due to Jolene LLC – Erroneous Assessment, \$3,097.78.
  - b. Due to P&M Electric – Contractor Not Doing Work - BP# 20597-2016, \$82.88.
  - c. K. Hovnanian Homes – Builder Canceled Permit – BP#20546-2016, \$501.38.
  
4. **FY17 Supplemental Appropriations**
  - a. Program Income received for FY17 from CDBG Plum Point Grant Participants, \$723.67.
  - b. Donations to Animal Shelter, \$130.00.
  - c. Extension Program Sponsorship Revenue for - 2017 Ag Conference Sponsorship: Bayer (\$100.00) and Smithfield (\$100.00); Carole’s Garden: James City County Williamsburg Master Gardner Association (\$255.42); 2017 Pallet Art Workshop: Various Participants (\$150), \$605.42.
  - d. Funds received from VML Insurance – Sheriff’s Dept., Veh #291 – 2013 Dodge Charger ran over deceased deer – DOL 11/24/16, (\$497.70), Veh #313 – 2016 Dodge Charger collision with deer – DOL 1/29/17 (\$3,381.51 and \$716.32), \$4,595.53.
  - e. Gifts & Donations to New Kent Fire & Rescue: P. Simone Thornton (\$50.00), TRUiST (\$88.64) and Samaria Baptist Church (\$500.00), \$638.64.
  - f. Funds received from Vending Machine Sales: Sheriff’s Office (\$67.46) and Administration (\$221.15), \$288.61.
  - g. Funds for Security Detail: New Kent High School – Basketball Games (\$96.89 and \$694.34) and to correct the February 2017 appropriation of \$968.86 for School Security that was requested for line item 1304 (Salaries – Supplemental Activities) vs. 1320 (Extra Security Detail – Schools), \$791.23.
  - h. Title I Distinguished School Academic Award, \$8,500.
  - i. Munis Software Hosting Lease, \$120,000.

\$136,273.10 Total  
(\$127,773.10) Total In/Out - General Fund (1)  
(\$8,500.00) Total In/Out – Teacher Sal – Title IA (207)
  
5. **FY17 Interdepartmental Budget Transfers**
  - a. Administration – From Public Safety Radio Sys. – 800 MHZ to Federal Engineering, Inc., (15,000.00).
  - b. Administration – From Reserve for Contingency to Munis Software Hosting Lease, (\$102,818.00).
  - c. Fire-Rescue – From Contingency to Vehicle Repair & Maintenance, \$40,000.00).
  
6. **Treasurer’s Report:** Cash as of January 2017, \$46,332,874.21

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