

*DRAFT*

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



## **NEW KENT COUNTY BOARD OF SUPERVISORS**

**July 17, 2008, 6:00 P.M**

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

### **ACTION AGENDA**

CALL TO ORDER (at 5:00 p.m.)

ROLL CALL (all members present)

CLOSED SESSION: for consultation with legal counsel pursuant to Section 2.2-3711A.7 of the Code of Virginia about actual or probable litigation

**Action:** Mr. Trout moved to go into Closed Session for consultation with legal counsel pursuant to Section 2.2-3711A.7 of the Code of Virginia concerning actual or probable litigation. Mr. Davis moved to go into Closed Session to discuss a personnel matter pursuant to Section 2.2-3711A.1 of the Code of Virginia, if there was time.

**Vote was 5:0, motion carried.**

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

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

INVOCATION and PLEDGE OF ALLEGIANCE (led by Mr. Burrell)

CONSENT AGENDA

**Action:** Mr. Davis moved to approve the Consent Agenda as presented, and that it be made a part of the record. Mr. Burrell clarified that as he was absent for the work session on June 24, his vote would not include approval of those minutes. **Vote was 5:0, motion carried.**

PRESENTATIONS

*By the Honorable Chris Peace, Delegate, 97<sup>th</sup> District – General Assembly Resolution on “Cool Counties”*

*By the Honorable Stran Trout - Resolution in recognition of Carol Witherspoon*

CITIZENS' COMMENT PERIOD (3 minutes/person)

RESIDENCY ADMINISTRATOR'S REPORT

INTRODUCTION OF NEW EMPLOYEES

*By Sheriff Howard: Ashley Brown, Part-time Dispatcher (filling vacancy)*

*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 1 PUBLIC HEARING – consideration of Ordinance O-05-08(R2) amending the zoning ordinance to establish performance standards for transportation, utilities, and temporary uses and facilities – *Planning Manager Rodney Hathaway*

*DRAFT*

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

**DRAFT**

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

**Action:** Mr. Trout moved, for purposes of voting, to divide the ordinance into two parts, the first vote being on pages 1 through Section 98-876(d)(1) and the second vote on Section 98-876(d)(2). Vote was 1:4 (Ayes: Trout; Nays: Davis, Evelyn, Sparks & Burrell), motion failed.

**Action:** Mr. Evelyn moved to adopt Ordinance O-05-08(R2) as presented. Vote was 4:1 (Ayes: Davis, Evelyn, Sparks & Burrell; Nays: Trout), motion carried.

ITEM 2 PUBLIC HEARING – consideration of Resolution R-15-08 approving a land exchange between New Kent Land & Development Company, Peter & Christine Sweet, and New Kent County in order to allow the County to construct a multi-use court at Quinton Community Park – County Administrator John Budesky and General Services Director James Tacosa

**Action:** Mr. Trout moved to adopt Resolution R-15-08 as presented. Vote was 4:1 (Ayes: Evelyn, Trout, Davis & Burrell; Nays: Sparks), motion carried.

ELECTED OFFICIALS' REPORTS

STAFF REPORTS

APPOINTMENTS

**Action:** Mr. Sparks moved to appoint Lena Sweeten as District Two's representative to the Clean County Commission to complete a four-year term ending December 31, 2011. Vote was 5:0, motions carried.

**Action:** Mr. Burrell appointed Linda Myers as New Kent's representative to the Charles City, New Kent, Henrico Mental Health & Retardation Board to complete a term ending December 31, 2008. Vote was 5:0, motions carried.

MEETING SCHEDULE: The next regularly scheduled meeting of the Board of Supervisors will be held at 6:00 p.m. on August 11, 2008, in the Boardroom of the County Admin Building. There will be no work session in July.

ADJOURNMENT

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

Meeting was adjourned at 8:10 p.m.

\*\*\*\*\*

**CONSENT AGENDA**

*(Matters included hereunder may be the subject of one motion to approve provided no Board member requests an item to be separated.)*

1. **Approval of Minutes**
  - a. Work session of May 27, 2008
  - b. Special meeting of May 28, 2008
  - c. Regular business meeting of June 9, 2008
  - d. Work session of June 24, 2008
  
2. **Miscellaneous**
  - a. Resolution R-14-08 in recognition of Richard E. Williams, Sr., deceased
  - b. Road Name Additions
    - i. Mystic Oak Trail

**DRAFT**

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

**DRAFT**

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

**3. Refunds**

- a. \$120.00 to Joseph and Anna Burton for boundary line adjustment fee
- b. \$11,334.42 to Virginia Biodiesel Refinery, LLC for erroneous assessment resulting from taxpayer error in reporting
- c. \$355.00 to James & Regina Talley for withdrawn subdivision fee
- d. \$864.00 to James Rowe for commercial land disturbance fee

**4. FY07/08 Appropriations**

- a. Funds donated to the New Kent Animal Shelter, \$318.00
- b. Funds for Fire-Rescue coverage at Colonial Downs Jun 2 – 29, \$20,625.00
- c. Funds for Sheriff coverage at Colonial Downs in May and Jun 08, \$11,173.00
- d. Funds for insurance proceeds for Feb 4 damage to the Visitors Center lawn, \$100.00
- e. Funds for extra security detail performed by the Sheriff's Office Jun 6 – 28, \$4,329.00
- f. Matching grant funds received from Quinton Volunteer Fire & EMS, Inc. for a State Forestry grant, \$2,970.00
- g. Charge card fees collected in excess of budget for offsetting expenditures associated with charge card fees, \$362.00

Total Supplemental Appropriation:  
\$ (40,457.00) Total  
\$ 40,457.00 Money-in/Money-out

**5. FY08/09 Appropriations**

- a. Funds for the *Hook a Kid on Golf* grant in Parks & Recreation for its Aug 11 golf clinic, \$1,250.00
- b. Funds for Attorney Review Fees for Deerlake C Homeowners' Association, \$700.00

Total Supplemental Appropriation:  
\$ (1,950.00) Total  
\$ 1,950.00 Money-in/Money-out

**6. FY09 Carry Forward Appropriations**

- a. Veterinarian Services from donations to the Animal Shelter not used in previous fiscal years, \$3,601.85
- b. Donations received for the Sheriff's Honor Guard, \$458.98
- c. Title Insurance in the Legal Services budget not used in FY08, \$1,200.00
- d. Litigation expenditures in the Legal Services budget for pending settlement that may occur in FY09, \$112,000.00
- e. Scholarship Program and Sponsorship Facility Improvements fund for Parks & Recreation not used in FY08, \$4,999.00
- f. Board of Equalization wages for meetings held in FY09, \$2,153.00
- g. Parks & Recreation capital projects not completed in FY08, \$509,927.51
- h. Capital funds for the E-Board Packages/Boardroom Tech Upgrades project not completed in FY08, \$27,856.21
- i. Capital funds for Sheriff-Mobile Data/In-Car Mapping not completed in FY08, \$114,064.29

Total Supplemental Appropriation:  
\$ (776,260.84) Total  
\$ 111,831.91 Money-in/Money-out  
\$ 124,412.83 From Fund 1 – General Fund Balance

**DRAFT**

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

*DRAFT*

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

\$ 540,016.10 From Fund 7 – Capital Fund Balance

- 7. FY08 Inter-Departmental Budget Transfers**
  - a. *Advertising*: \$75 from Parks & Rec to Human Resources
  - b. *Vehicle Supplies*: \$1,000 from MS SRO to Sheriff's Office
  - c. *Advertising*: \$47 from Commissioner of Revenue to Human Resources
  - d. *Economic Development*: \$10,500 from Furniture & Fixtures to Visitors Center Upgrades
  - e. *Sheriff's Office/Sheriff's Courts*: \$28,000 from Jails to Gasoline line items
  - f. *Quality Initiative Grant*: \$5,577 from Social Services to Parks & Rec
  
- 8. FY09 Inter-Departmental Budget Transfers**
  - a. *Vehicle Insurance*: \$100 from Sheriff's Court to Sheriff's Office
  - b. *Payroll*: \$48,220.00 from Zoning to Environmental
  - c. *Clerk of the Board*: \$3,000 from Reserve for Contingency to Advertising
  
- 9. Treasurer's Report:** Cash in Bank as of May, 2008: \$27,323,840.10

*DRAFT*

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