

THE REGULAR MEETING OF THE NEW KENT COUNTY BOARD OF SUPERVISORS WAS HELD ON THE 5TH DAY OF SEPTEMBER IN THE YEAR TWO THOUSAND SEVENTEEN IN THE BOARDROOM OF THE COUNTY ADMINISTRATION BUILDING, NEW KENT, VIRGINIA, AT 6:00 P.M.

IN RE: CALL TO ORDER

Chairman W.R. Davis, Jr. called the meeting to order.

IN RE: ROLL CALL

Thomas W. Evelyn	Present
C. Thomas Tiller, Jr.	Present
Patricia A. Paige	Present
Ron Stiers	Present
W. R. Davis, Jr.	Present

All members were present.

IN RE: INVOCATION AND PLEDGE OF ALLEGIANCE

Mr. Tiller gave the invocation and led the pledge of allegiance.

IN RE: CONSENT AGENDA

1. Approval of Minutes
 - a. August 14, 2017 Business Meeting minutes
2. Miscellaneous
 - a. Approval of Emergency Procurement – NexGen HVAC Services LLC, \$2,374.50.
 - b. Approval of Change Order – Alpha Corporation on call services, \$30,000.
3. FY17 Supplemental Appropriations
 - a. Funds received from the Office of the Attorney General for FY17 TRIAD, \$150.
 - b. Four For Life Funds for Fire/Rescue, \$22,908.08.
 - c. Funds needed for secure detention at Merrimac Juvenile Detention Center, \$39,221.
 - d. Funds received for Parks & Rec Program Sponsorships which had been misappropriated to Parks & Rec Co-Sponsorships, \$4,495.
 - e. Funds from VML Insurance: Sheriff's Dept. – Veh #293 DOL 6/28/17 – vehicle struck deer; Fire Dept. – Veh #913 DOL 2/9/17 – engine was driven into ditch, \$2,336.17.
 - f. Funds received from Vending Machine Sales: Sheriff's Office (\$59.68) & Administration (\$241.13), \$300.81.

\$64,916.06 Total
(\$25,545.06) Total In/Out - General Fund (1)
(\$150.00) Total In/Out - Grants (6)
(\$39,221.00) From Fund Balance – General Fund (1)

4. FY17 Interdepartmental Budget Transfers

- a. Administration – From Contingency Reserve – FY17 to Office Supplies, \$209.
- b. Administration – From Federal Engineering – On Call Tech Support to CAD System Upgrade, \$49,901.95.
- c. Administration – From Pub Safety Radio Sys – 800 MHZ to CAD System Upgrade, \$505,011.32.
- d. Administration – From New Courthouse HVAC to Facility Management Software Upgrade, \$22,000.
- e. Airport – From Fuels-Vehicles/Equipment to Retirement-Health Ins Credit, \$119.
- f. Utilities – From Diesel Fuel to various Retirement-Health Ins Credit line items, \$1,902.
- g. Building & Grounds – From Workers Compensation to Disability Insurance Premium, \$165.
- h. Building Inspections – From FICA to Wages – Regular, (\$1), to Retirement – VRS, (\$1) and to Medical Insurance, (\$124), \$126.
- i. CSA Administration – From Medical Insurance to Wages – Regular, (\$513), to FICA, (\$15), to Retirement – VRS, (\$1) and to Group Insurance – Life, (\$1), \$530.
- j. Clerk of the Board – From Advertising to Wages – Regular, (\$1,667), to FICA, (\$67), to Retirement – VRS, (\$146), to Medical Insurance, (\$91) and to Workers Compensation, (\$22), \$1,993.
- k. Commissioner of Revenue – From Wages – Regular to Wages – Short Term Disability, (\$1,901), to Medical Insurance, (\$12) and to Workers Compensation, (\$32), \$1,945.
- l. Commonwealth Attorney – From Wages – Regular to Medical Insurance, (\$74) and to Workers Compensation, (\$6), \$80.
- m. Community Development Admin – From FICA to Wages – Regular, (\$1), to Retirement – VRS, (\$1), to Hospital/Medical Plans, (\$79) and to Workers Compensation, (\$93), \$174.
- n. County Sewer & Reclaim System – From Wages – Regular to Wages – Part-time Overtime, (\$802) and to On-call Pay, (\$562), \$1,364.
- o. Environmental – Community Development – From Medical Insurance to Wages – Part-time Regular, (\$12,158), From Wages – Regular to Wages – Part-time Regular, (\$2,513), From Retirement – VRS to FICA, (\$887) and From Retirement – VRS to Workers Compensation, (\$320), \$15,878.
- p. Economic Development – From Contract Services to Wages – Part-time Regular, (\$1,312), From Dues & Association Memberships to Wages – Part-time Regular, (\$1,555), From Office Supplies to Wages – Part-time Regular, (\$588), From Computer Supplies to Wages – Part-time Regular, (\$247), From Computer Supplies to Hospital/Medical Plans, (\$84), From Computer Supplies to Group Insurance – Life, (\$1) and from FICA to Workers Compensation, (\$50), \$3,837.
- q. Fire-Rescue – From Life Insurance to Part-time Overtime, (\$205), From Turn-Out Gear Replacement to FICA, (\$3,222) and From Travel to FICA, (\$1,900), \$5,327.
- r. Fire-Rescue – From Salaries & Wages to Overtime, (\$4,000), From Salaries & Wages to Part-time Salaries, (\$4,000), From Special Duty to Part-time Salaries, (\$1,235), From Retirement to Part-time Salaries, (\$1,000), From Medical Plans to Part-time Salaries, (\$2,500), From HAS Contribution-Employer to Part-time Salaries, (\$1,000), From LODA-Volunteers to Part-time Salaries, (\$1,000), From Maintenance Service

- Contracts to Part-time Salaries, (\$3,069), From Advertisements to Part-time Salaries, (\$1,000), From Travel to Part-time Salaries, (\$1,897), From Mileage to Part-time Salaries, (\$200), From Dues & Association Memberships to Part-time Salaries, (\$260) and From Electric Service to Part-time Salaries, (\$2,400), \$23,561.
- s. Human Resources – From Advertising to Wages – Regular, (\$654), to Retirement – VRS, (\$51), to Group Insurance – Life, (\$8) and Disability Premiums, (\$1), \$714.
 - t. Information Technologies – From FICA to Medical Insurance, (\$2) and to Disability Insurance Premiums, (\$1), \$3.
 - u. Parham Landing Sewer – From Wages – Regular to Wages – Part-time Overtime, (\$6,419), to Medical Insurance, (\$602) and to Disability Insurance Premiums, (\$167), \$7,188.
 - v. Parham Landing Water – From Wages – Part-time Overtime to Wages – Regular, \$81.
 - w. Planning – From Career Development to Wages – Regular, (\$168), to Wages – Overtime, (\$62), to Retirement – VRS, (\$14.84), to HAS Contribution-Employer, (\$1,000) and to Group Insurance – Life, (\$3), \$1,247.84.
 - x. Refuse Collection – From Wages – Part-time Overtime to Wages – Regular, (\$645), to Wages – Overtime, (\$742), to Wages – Part-time Regular, (\$1,246) to Medical Insurance, (\$35) to Disability Insurance Premium, (\$15), \$2,683.
 - y. Sheriff – From Pub Safety Radio Sys – 800 MHZ to CAD System Upgrade, \$13,560.
 - z. Social Services – From Wages – Regular to Wages – Part-time Regular, \$3,478.
 - aa. Utility Administration – From Wages – Overtime to Retirement – VRS, \$1.
 - bb. Utility Fund – From Repairs & Maintenance to Wages – Regular, (\$16,798), to Wages – Part-time Overtime, (\$2,052), to FICA, (\$813), to Retirement – VRS, (\$1,443), to Group Insurance – Life, (\$217) and to Disability Insurance Premiums, (\$98), \$21,421.
 - cc. Various General Fund Departments – From Reserved for Contingency to various Retirement-Health Ins Credit line items, \$4,499.
 - dd. Victim/Witness Assistance – From Wages – Part-time Regular to Wages – Regular (\$53) and to Group Insurance – Life, (\$1), \$54.
 - ee. VA Wireless E911 Fund Exp – From FICA to Wages-Regular, (\$1) and to Group Insurance – Life, (\$1), \$2.
5. FY18 Supplemental Appropriations
- a. Program Income received for FY18 from CDBG Plum Point Grant Participants, \$475.
 - b. Donations for Animal Shelter, \$150.
 - c. Gifts & Donations to Fire/Rescue: Theresa M. Conroy, (\$50) & John & Tabitha Raines, (\$250), \$300.
 - d. FY18 Grand Illumination: Gracefield Hall, LLC T/A Gracefield Hall Bed & Breakfast, (\$100) & Baylands Federal Credit Union, (\$500), \$600.
 - e. Security Detail: Dagen Electric Company, LLC – Traffic Control at Love’s Truckstop – 7/17-7/19/17, (\$1,426.18) & 7/26-7/27/17, (\$443.27), \$1,869.45.
 - f. Donations received for New Kent University: Davenport & Company, \$1,400.

- g. Co-Sponsorship and Affiliate Agreement Funds: New Kent Youth Association – Baseball Account, \$2,472.
- h. Donations received for TRIAD: New Kent Parks & Recreation Raffle, \$42.
- i. Funds for the FY18 Selective Enforcement Grants for Alcohol, (\$28,300), Speed, (\$10,500) and Occupant, (\$5,250) plus FICA for each.

\$64,786.45 Total
(\$7,158.45) Total In/Out - General Fund (1)
(\$53,500.00) Total In/Out - Grants (6)
(\$3,978.00) From Fund Balance – General Fund (1)

- 6. FY18 Interdepartmental Budget Transfers
 - a. Administration – From Reserved for Contingency to Professional Services, \$8,000.
 - b. Public Utilities – From Diesel Fuel to Convention/Travel, \$2,000.
- 7. FY18 Carryforward Appropriations
 - a. Carryforward FY17 New Kent University & Grand Illumination Funds (Fund 1), Promotional Items, (\$471.48) & Special Events, (\$3,259.98), \$3,731.46.
 - b. Carryforward FY17 General District Court Funds (Fund 1), Office Supplies, \$894.45.
 - c. Carryforward FY17 Sheriff's Office Funds (Fund 1), Insurance Damages/Recoveries, (\$1,308.75), Food Supplies, \$140.44, Police Supplies, (\$1,024.71), Honor Guard Supplies, (\$616.44), T.R.I.A.D., (\$22.51), Machinery & Equipment, (\$8,545.92) & Veterinarian Supplies, (\$34,695.95), \$46,354.72.
 - d. Carryforward FY17 Victim/Witness Assistance Funds (Fund 1), Donated Operating Supplies, \$4.72.
 - e. Carryforward FY17 Fire/Rescue Funds (Fund 1), Four for Life Grant Funds, (\$30,339.05), Professional Services, (\$36,057.00), Building Project Upgrades, (\$22,000.61), Repairs & Maintenance – Extrication, (\$120.00), Maintenance Service Contracts – Extrication, (\$2,100.00), Printing & Binding, (\$3,846.40), Donations – Public Education, (\$7,943.94), State Fire Programs Fund, (\$22,466.37), Insurance Damages/Recoveries, (\$19,180.82), Uniforms & Wearing Apparel, (\$15,472.01), Turn-Out Gear Replacement, (\$7,214.17), Professional Services, (\$9,175.00) and Mach & Equipment – Va Dominion Power Funds, (\$18,312.97), \$194,228.34.
 - f. Carryforward FY17 Parks & Recreation Funds (Fund 1), Childcare Quality Initiative Program, (\$8,236.90), Scholarship Program, (\$11,972.13) and Sponsorship Facility Improvements, (\$1,443.22), \$21,652.25.
 - g. Carryforward FY17 Extension Program Sponsorship Revenue (Fund 1), Programs – Outside Sources, \$13,176.26.
 - h. Carryforward FY17 Sheriff's Office Funds (Fund 6), LLEBG Equipment, (\$1,774.00), TRIAD Crime Prevention – Seniors Grant, (\$1,650.00), Wages – Selective Enforcement – Alcohol, (\$8,560.00), Travel – Convention, (\$385.42), Wages – Selective Enforcement – Speed, (\$2,355.00) and Wages – Selective Enforcement – Occupant, (\$1,370), \$16,094.42.
 - i. Carryforward FY17 Capital Projects Funds (Fund 7) - \$6,791,695.61
 - County Access Control Upgrade \$ 33,691.00

NKMS Needs Assessment	\$ 25,000.00
P&R - Wahrani Nature Trail	\$ 2,094.61
Park Development FONK Proffer - Receipt Uncertain	\$ 82,041.25
Park Development - County Funds	\$ 984,363.83
P&R Equipment	\$ 4,720.00
P&R - Historic School Fields/Bleachers	\$ 1,200.00
New Courthouse - Steps/Sidewalk	\$ 40,000.00
IT - Surveillance Cameras	\$ 24,065.40
Finance - Upgrade ERP Software	\$ 762,747.51
Board Room Technology Upgrades/Sound Improvements	\$ 12,714.56
GIS Topography	\$ 16,849.51
CAD System Upgrade	\$ 673,413.27
New Courthouse - HVAC	\$ 29,919.50
County Facility Rehab Projects	\$ 36,406.88
Vehicle - Building Development	\$ 22,050.00
Vehicle - Community Development/Environmental	\$ 21,000.00
Fire Station #1	\$ 50,000.00
Facility Management Software Upgrade	\$ 22,000.00
CD - Purchase Development Rights	\$ 101,959.73
Donations - Fire Station #4	\$ 125.00
Stretchers - Cot Retention	\$ 56,000.00
Fire Station Construction	\$ 1,744,909.92
Historic School Campus - Renovations	\$ 278,781.01
Replace MS Bleachers/Sound System	\$ 73,906.82
Student Building Conference Room - Sound Proof	\$ 4,871.85
NKMS - Lighting	\$ 13,048.90
NKES - Front Office	\$ 9,552.00
NKMS Improvements	\$ 90,000.00
NKMS - HVAC Controls/Fire Alarm Panel	\$ 14,343.96
Schools Misc. Improvements/Equipment	\$ 19,675.00
School Buses	\$ 101,673.00
Appropriation of Funds from Prior Years	\$ 185,906.63
GWES/Others Roof Maintenance/Repairs	\$ 12,357.08
Pavement Sealing - System Wide	\$ 25,456.07
SBO Renovation	\$ 11,902.50
NKHS Roof Repairs	\$ 1,949.02
NKMS Expansion	\$ 1,172,238.80
Affordable Housing	\$ 28,761.00

j. Carryforward FY17 Litter Grant Funds (Fund 15), Promotional, \$0.14.

k. Carryforward FY17 Airport Funds (Fund 97) - \$580,592.16

Special Events - Fall Festival	\$ 9,329.28
Terminal Building Improvements	\$ 3,087.99
Perimeter Fence - Local	\$ 10,000.00
Perimeter Fence - State	\$ 40,000.00
New Kent Airport Business Center	\$ 22,226.89

Disadvantage Business Enterprise - 2%	\$	120.00
Disadvantage Business Enterprise - 8%	\$	480.00
Disadvantage Business Enterprise - 90%	\$	5,400.00
MIRL/REIL Design 2% Local	\$	837.97
MIRL/REIL Design 8% State	\$	3,351.83
MIRL/REIL Design - 90% Federal	\$	37,708.20
RAMP Rehabilitation - 2%	\$	2,961.00
RAMP Rehabilitation - 8%	\$	11,844.00
RAMP Rehabilitation - 90%	\$	133,245.00
MIRL/REIL Construction - 2% Local	\$	6,000.00
MIRL/REIL Construction - 8% State	\$	24,000.00
MIRL/REIL Construction - 90% Federal	\$	270,000.00

I. Carryforward FY17 Public Utilities Funds (Fund 98) - \$1,382,536.28

Professional Services	\$	2,375.50
Domestic Meter Supply	\$	3,513.12
Repairs & Maintenance	\$	6,500.00
Maintenance Service Contracts - SCADA	\$	12,900.00
GIS As Built Insertions	\$	5,000.00
Repairs & Maintenance	\$	1,000.00
Maintenance Service Contracts - SCADA	\$	4,000.00
Maintenance Service Contracts - SCADA	\$	4,000.00
Repairs & Maintenance	\$	7,500.00
Maintenance Contract - SCADA	\$	22,450.00
GIS As-Builts	\$	3,072.10
SCADA System Installation - Water	\$	87,850.00
SCADA System Installation - Sewer	\$	11,200.00
Interconnect Larger/Smaller Water Systems	\$	41,978.56
Ground Level Tank Maintenance	\$	594,889.30
Water Supply Plan Feasibility Study	\$	158,368.55
Microwave Antenna-Admin/Courthouse	\$	12,785.81
GIS Utility Mapping & Updates	\$	7,787.11
Water System Interconnect - Phase 1A	\$	175,680.00
Replace Storage Garage Building	\$	18,059.55
Well & Pump Preventive Maintenance	\$	50,000.00
Extend Water Up Rt33/Rt30/I64	\$	151,626.68

m. Carryforward FY17 Computer Replacement Funds (Fund 800), Sheriff, (\$8,753.84) and Building Inspections, (\$4,800.00), \$13,553.83.

\$9,064,514.64	Total
(\$266,865.94)	From Fund Balance - General Fund (1)
(\$16,094.42)	From Fund Balance - Grants (6)
(\$0.14)	From Fund Balance - Clean County/Litter (15)
(\$580,592.16)	From Fund Balance - Airport Fund (97)
(\$1,382,536.28)	From Fund Balance - Water/Sewer (98)
(\$6,791,695.61)	From Fund Balance - Capital Projects (7)
(\$13,553.83)	From Fund Balance - Computer Replacement (800)

1. Treasurer's Report: Cash as of July 2017, \$33,867,118.53.

Mr. Tiller moved to approve the Consent Agenda and that it be made a part of the record. The members were polled.

Thomas W. Evelyn	Aye
C. Thomas Tiller, Jr.	Aye
Patricia A. Paige	Aye
Ron Stiers	Aye
W.R. Davis, Jr.	Aye

The motion carried.

IN RE: SMALL BUSINESS CLOSE UP

There was no Small Business Close Up for September.

Mr. Davis announced a revised order of business with the Citizens' Comment Period moved up ahead of the Virginia Department of Transportation Residency Administrator's report.

IN RE: CITIZENS' COMMENT PERIOD

Mr. Davis opened the citizens' comment period and called Paula K. Thacker of 616 Riverside Drive, Lanexa to the podium. Ms. Thacker reported Mr. Davis had received many calls and emails from residents of her community (Chickahominy Shores) and she thanked him for hearing their concerns. She also thanked the Board for the opportunity to address VDOT. She indicated Route 627 (Waterside Drive) was the road into her community and reported VDOT had come in the previous week and had applied a thin layer of tar and rocks on the road. She suggested this had been done to improve the road but had actually made things worse. She also reported potholes had not been repaired prior to applying the tar and rock. She suggested VDOT had put down "real paving" patches on Waterside Drive some time ago and had come back and applied tar and rock over the "good paving". She suggested that at best, the road would be described as a "washboard". She pointed out Chickahominy Shores' residents paid taxes at the same rate as others in the County and suggested roads in their community should receive the same attention as others. She also suggested the condition of the road (dust and loose rocks) made it difficult for residents to walk or ride bicycles. She also reported concerns with poor drainage at Riverside and Cypress Drives and noted many issues with culverts, ditches and roads. She indicated she would appreciate VDOT addressing these concerns and she thanked the Board again for the opportunity to speak.

Peggy Parker of 605 Riverside Drive, Lanexa also addressed the Board concerning the recent road work. Ms. Parker noted she agreed with everything Ms. Thacker had said. She indicated she was aware there had been concerns regarding the recent pavement patching on Waterside Drive but suggested she believed the road had been the smoothest it had ever been after the patch work had been completed. She suggested the pavement patching followed by crush and run had been done "with very poor thought" and had been a waste of taxpayer money. She suggested VDOT should ask for input from citizens before performing similar work in the future. Ms. Parker indicated there was a large amount of boat and trailer traffic on this road and suggested the road's current condition were dangerous for these vehicles. She thanked the Board for the opportunity to speak.

Mr. Davis thanked Ms. Thacker and Ms. Parker for their comments. There being no others wishing to address the Board, the comment period was closed. Mr. Davis reported he had been made aware of this situation the previous Thursday and had driven out to see for himself. The work crew had still been on the job and he had thought they would "get it right" before leaving. He had returned on Sunday to find the area in no better condition. Mr. Davis also reported the Board had received a petition from residents of North Waterside Drive at a previous meeting in which they expressed concerns regarding the patching work mentioned by Ms. Parker. He indicated he believed the recent work had corrected this concern but agreed with Ms. Thacker and Ms. Parker that the road surface was "very washboardy". Mr. Davis noted the VDOT Residency Administrator's report would be next and suggested some solution could possibly be reached at that time.

IN RE: VIRGINIA DEPARTMENT OF TRANSPORTATION – RESIDENCY
ADMINISTRATOR'S REPORT

Operations Manager Bruce Puffenbarger began his report by commenting on the concerns expressed during the Citizens' Comment Period. He noted the work in question had been performed by a VDOT construction crew and not by VDOT maintenance. He reported he had driven out to the area earlier in the day and suggested the "washboarding" was the result of loose stone and would go away. He also indicated the road surface would be swept after a 14-day curing period and he noted the concerns had been reported to VDOT construction. Mr. Davis suggested citizens didn't realize there was a difference between VDOT maintenance and construction and asked Mr. Puffenbarger to explain. Mr. Puffenbarger reported maintenance staff were responsible for cleaning ditches, patching pot holes, mowing grass, replacing cross pipes, tree removal and tree trimming. Construction staff were responsible for paving, putting down shoulder stone, surface treatment, striping, repairing stop signs, daylighting signs (removal of obstructions) and stop lights. He also reported maintenance staff were responsible for initiating speed studies when requested and also maintained gravel roads. He reported staff had been working on Route 632 (Stage Road) in preparation for tar and rock application through the Rural/Rustic program. Mr. Puffenbarger also reported that concerns called into the 1-800-FOR-ROAD number were forwarded to local maintenance crews and the New Kent maintenance staff consisting of twelve employees worked to fill these requests as quickly as they could. Mr. Davis indicated citizens would not be aware of the pending work on Stage Road and asked if this information could be placed on the County website. County Administrator Rodney Hathaway reported the County routinely posted emergency road closings but had not been posting work zones. Mr. Puffenbarger reminded everyone that Rural/Rustic projects were not asphalt paving but were comprised of several layers of tar and stone. Plans were to begin tar and stone application on Thursday (September 7th) if weather permitted.

Mr. Puffenbarger reported a speed study had been conducted on Route 611 (S. Quaker Road) resulting in no recommendation to reduce the speed. He provided a summary of maintenance activities over the past thirty days as well as areas to be addressed over the next thirty days. Some recent work included asphalt repair, gravel road repair, pipe replacement, stop sign repairs, daylighting signs, pothole repairs, mowing, tree trimming and ditch pulling. Upcoming projects for the next 30 days included completing the snow hired equipment contracts, equipment repair for snow dry runs, continued work on drainage issues and asphalt repairs as well as daylighting signs.

Board members provided the following comments and reported the following road concerns:

Mr. Stiers reported he served on the Transportation Safety Commission and had received many complaints regarding the road work of which Ms. Thacker and Ms. Parker had spoken. He pointed out that Mr. Puffenbarger had indicated maintenance staff were responsible for repairing potholes and questioned why pot holes had not been filled prior to the road work. Mr. Puffenbarger indicated he could not speak for the contractor but it had been the contractor's responsibility to fill the potholes in advance of putting down the tar and gravel. Mr. Puffenbarger also noted he had driven out to the work site and had noted pot holes had also been left along the areas where striping had been removed. Mr. Stiers asked if the road would be restriped after the 14-day curing period. Mr. Puffenbarger indicated the contractor would stripe the road in the same manner as it had been prior to the road work. An unidentified man in the audience began to add comments regarding the manner in which the tar and rock had been applied. Mr. Davis called for order in the meeting. Mr. Stiers continued to report and noted there was a builder/realtor who wanted to build on 18 lots in Brickshire and had asked if they could place an advertising sign on VDOT property near the Brickshire entrance. Mr. Puffenbarger indicated this individual would need to work with Brent Pollard in VDOT Location and Design to see what could be done. He provided the email address and Ms. Paige indicated she had Mr. Pollard's phone number. Mr. Puffenbarger also noted Mr. Stiers had been asking for drainage issues to be addressed near Gammon Well on Route 60. He announced there would be a meeting at that site at 10:00 a.m. on Thursday, September 7th and Mr. Stiers was welcome to attend. He reported plans had been drawn to address the problem but it had since been determined that what had been proposed would not work. This meeting would be to take another look at what needed to be done so a new design could be developed. Mr. Stiers asked if Mr. Puffenbarger knew of the timeframe for completion of this project. Mr. Puffenbarger indicated he was not sure when the work would be completed. Mr. Stiers thanked him for all VDOT was doing.

Ms. Paige thanked VDOT for the work being done on Stage Road. She noted Good Hope Road and G.W. Watkins Road were experiencing the same situation as Waterside Drive with the tar and gravel work. She indicated it had been over 14 days and suggested that driving over the road was not going to make the washboarding go away. Mr. Puffenbarger suggested the theory was that the weight of vehicles would pack more stone into the surface. Ms. Paige suggested that would not be happening and asked for a contact person to call with her concerns. Mr. Puffenbarger noted concerns should be directed to Area Construction Engineer Brian Ramsey and noted he would provide contact information.

Mr. Tiller asked why asphalt had been put down first and then tar and gravel on the Waterside Drive project and noted the same had been done on Route 612 (Airport Road). Mr. Puffenbarger indicated this was called a "patch and level" process. Mr. Tiller suggested the portion of Route 612 which had been paved had been in the best condition it had been in the 32 years he had lived in the County and indicated he didn't understand why tar and gravel would be put over an asphalt surface. He also noted pot holes previously reported at the intersection of Pinehurst and Pointe Drive had become much worse in recent months. He also asked why the side striping had been removed from Route 33 in Eltham. He reported he had been traveling in the area during a heavy rain and it had been difficult to follow the road without the striping. Mr. Puffenbarger indicated he was not aware the striping had been removed but suggested this was generally done in preparation for repaving. Mr. Tiller noted there had been some asphalt work in the Toe Ink area of Route 60 and asked if there were plans to come back with tar and gravel in this area. Mr. Puffenbarger indicated tar and gravel were not planned.

Mr. Evelyn indicated he had thought money designated for a bike path along Route 155 (Courthouse Road) had been moved to the Rt. 612/249 roundabout project. He reported a

resident on the north side of Route 155 had reported seeing surveyors in the area and had asked them why they were surveying. The workers had indicated they were surveying for the bike path. Mr. Hathaway indicated the bike path funding was from a federal source and could not be moved to other projects. He also reported he had recently learned the County would have to move forward with the project or pay back the funding already received. He reported it had been suggested in recent conversations with VDOT that the County could pursue completion of Phase 1, which would go from Old Forge Road to the Royal New Kent Golf Course, and satisfy the federal requirements. Mr. Evelyn noted the surveyors had been seen north of I-64 and asked why they were in this area for a bike path. Mr. Hathaway indicated he didn't know why they were in that area. Mr. Stiers indicated he didn't believe the County had requested a bike path and he didn't understand why we would have to pay back money for something we didn't request. Mr. Hathaway indicated he didn't know the complete history of the bike path but believed it had been approved more than ten years ago. He reported he had been informed by VDOT that because funds had been expended in the area of planning and engineering, if the County stopped the project, they could be made to pay back what had been expended. He asked VDOT Ashland Resident Engineer Bruce McNabb if he could expand on this. Mr. McNabb indicated he had no additional information and confirmed what Mr. Hathaway had already shared. Mr. Hathaway indicated he had started the conversation with VDOT to see if the funding could be moved to other areas of need or if the project could be ended. Mr. Evelyn suggested the Board did want to end the project and that the project had been pushed through without the Board knowing. Mr. McNabb indicated he would check to see why surveyors had been seen north of I-64. Mr. Evelyn asked for confirmation that the first phase of the bike path would stop at Royal New Kent. Mr. Hathaway indicated VDOT had indicated Phase 1 would stop at Royal New Kent.

Mr. Tiller asked if he might speak again since Mr. McNabb was at the podium. He reported previously speaking with Mr. McNabb regarding a speed study in Five Lakes. It had been his intention to slow down speeders but the study had suggested the speed limit could be increased. He had heard it had been decided that the speed limit would not be increased and he asked for confirmation. Mr. McNabb confirmed the speed would not be increased.

Mr. Evelyn indicated he had additional information to share with VDOT. He noted there had been discussion at the previous meeting regarding the possibility of landscaping the Route 612/249 roundabout. He reported a group of residents in Kenwood Farms was interested in planting and maintaining the area and he asked if there was any protocol for something like this. Mr. Puffenbarger indicated he could check with Brent Pollard or Mike Ebersole in the VDOT Permit Department. He asked for confirmation that the residents wished to purchase the plants as well as maintain the area. Mr. Evelyn indicated this was his understanding and suggested VDOT should have approval of a landscape plan for the area before anything was done. He noted there had been issues regarding the height of some of the plantings at the roundabouts on Route 106 and he wanted to be sure that was taken into consideration. Mr. Evelyn also reported a resident in Sherwood Estates had sent pictures of an issue they were having with drainage. He indicated he believed VDOT had been out to this property in the past and asked if someone would take another look. Mr. Hathaway noted a portion of the roads in Sherwood Estates was state maintained and the remainder was private.

Mr. Davis asked what could be done in regard to the Waterside Drive and Chickahominy Shores concerns and asked if it was possible to go back and make the contractor redo the work. Mr. Puffenbarger indicated he could meet with Project Engineer Brian Ramsey and the Construction Manager to relay the concerns. Mr. Davis suggested the contractor had not done a good job and everyone would agree. A number of individuals in the audience began to add comments. One individual suggested that none of the Supervisors would have

such in front of their homes. Mr. Davis indicated he had a dirt road in front of his home and Mr. Stiers indicated similar surface treatment had been done in his neighborhood three years. Mr. Stiers reported residents in his community had expressed concerns similar to those expressed tonight. One of the audience members asked why the County continued to do this if the citizens didn't like it. Mr. Stiers pointed out this was not done by the County and that VDOT was a State agency. The County provided input but ultimately VDOT decided what would be done. He noted many of the citizens present tonight had not attended previous meetings and pointed out the Board routinely shared concerns with VDOT at these meetings. Mr. Davis pointed out the Board had no say in which roads were paved other than the use of a \$60,000 annual allowance for the Secondary Six-Year Plan. Mr. Davis suggested VDOT needed to go back to the contractor and have them resurface the road correctly. Mr. Puffenbarger added that he wanted everyone to understand that he also had no say regarding where the money was spent. A number of individuals in the audience began to add comments. Mr. Davis asked Mr. McNabb and Mr. Puffenbarger to follow up on these concerns and asked who the County should contact in regard to seeing about the possibility of not paying for the substandard work that had been done. Mr. Puffenbarger again suggested Brian Ramsey should be contacted. Mr. Evelyn noted that several years ago VDOT representatives had not been attending monthly meetings with Supervisors and pointed out issues were being addressed much quicker since they had been attending.

Mr. Davis asked for an update on the requested traffic study in the Barhamsville area. Mr. Puffenbarger indicated he had heard nothing and noted reports were forwarded to Mr. Hathaway when received. Mr. Davis asked for a timeline on the Stage Road project. Mr. Puffenbarger indicated tar and gravel would go down on Thursday, weather permitting. Mr. Davis asked if this would be a one or two-day job. Mr. Puffenbarger indicated the first one-mile section would take at least two days to complete. Mr. Davis indicated he would contact Mr. Ramsey to express the concerns of the citizens and the Board. Mr. Puffenbarger noted he would send Mr. Ramsey's number to Ms. Paige.

Ms. Thacker asked to say a few additional words. She indicated she and others in the community appreciated Mr. Davis taking the time to come and hear their concerns and addressing them. She noted appreciation to other Board members for hearing them as well.

Mr. Davis asked when VDOT would be scraping the shoulders on Route 60 to improve water runoff. Mr. Puffenbarger suggested they would begin working on this when the Rural/Rustic project was finished and more of the backlog of work orders was completed. He was hopeful that half of the Rural/Rustic project would be completed prior to the hurricane. Mr. Davis also noted VDOT typically used a sweeper each year in the Eltham area to clear grass from the road and asked Mr. Puffenbarger if he would check on having this done again. Mr. Davis thanked Mr. Puffenbarger for his report and for all VDOT was doing.

IN RE: 2017 RICHMOND-CRATER MULTI-REGIONAL HAZARD MITIGATION PLAN
UPDATE – RESOLUTION R-30-17

Before the Board for consideration was Resolution R-30-17 to adopt the 2017 Richmond-Crater Multi-Regional Hazard Mitigation Plan update. Fire Chief Rick Opett reported the Richmond-Crater region was comprised of 26 localities which had worked together to identify vulnerabilities associated with natural disasters and to develop long-term strategies to reduce or eliminate long-term risks. This effort had been guided by a Hazard Mitigation Technical Advisory Committee (HMTAC) consisting of emergency management staff from each of the 26 localities. Chief Opett had served as New Kent's representative on the HMTAC. Chief Opett reported the Commonwealth's plan had been out-of-date since April

but FEMA (Federal Emergency Management Administration) had extended a grace period. He noted this was an extensive plan and he provided an overview of some of the changes specific to New Kent. Several new strategies had been added including:

- Identifying additional shelter locations.
- Investigating the feasibility of I-Flow gauges for the Colonies and campground areas near the Chickahominy River.
- Investigating a new campaign for the community alert system. The County had recently adopted the Everbridge System for community alerts.
- Investigating siren/early warning devices in high population areas.
- Integrating mitigation plan requirements and actions into other appropriate planning mechanisms such as comprehensive plans and capital improvement plans.

Chief Opett reported two of the strategies from the previous five-year plan had been marked off the list. Those strategies included:

- Reinstating an architect and engineers luncheon to discuss various issues.
- Working with private utilities to keep right-of-ways clear. Chief Opett noted Dominion Energy had been doing a phenomenal job of keeping right-of-ways clear.

Chief Opett also reported that Fannie's Creek had not been marked as completed in the planning process. This project had been completed in the past three to four years but had not been put to the test. Mr. Davis asked if a flow gauge could also be placed at Fannie's Creek. Chief Opett indicated he could look into this. Chief Opett reported the plan update had been reviewed by FEMA and recommendations were for the participating jurisdictions to move forward with adoption. He suggested there would be no financial impact to the County and Deputy Emergency Management Coordinator Kate Hale would be working to implement the plan and make recommendations for the Capital Improvement Plan as well as hazard mitigation grants. This plan would allow the 26 localities to apply for hazard mitigation grants as well as allow for public and individual assistance in the event of a disaster. Chief Opett recommended the Board consider adoption of this plan update.

Mr. Evelyn moved to approve Resolution R-30-17 adopting the 2017 Update to the Richmond-Crater Multi-Regional Hazard Mitigation Plan." The members were polled:

C. Thomas Tiller, Jr.	Aye
Patricia A. Paige	Aye
Ron Stiers	Aye
Thomas W. Evelyn	Aye
W. R. Davis, Jr.	Aye

The motion carried.

IN RE: HURRICANE IRMA UPDATE

Fire Chief Rick Opett asked if he could provide an update on Hurricane Irma. He reported Irma was an impressive storm which had developed off the Africa coast and was headed toward to Leeward Islands. The storms was currently 130 miles east of Antigua with maximum sustained winds of 185 mph and was moving at 15 mph in a WSW direction. He reported Irma was an extremely dangerous Category 5 hurricane and noted Virginia could see some impact from the storm. A better understanding of the storm's possible impact on Virginia would be available in the next 48 hours. Tropical Storm Jose was tracking behind Hurricane Irma and was expected to be upgraded to a hurricane soon. County Emergency Management staff had been planning for these storms since Thursday and had participated

in a Commonwealth conference call the previous Saturday. Staff had been notified that resources were thin in Virginia due to assets being shipped out to the Houston area to assist with Hurricane Harvey relief. County staff were making plans for a direct hit on the east coast to be sure necessary resources would be available in the County. Chief Opett urged citizens to register for the New Kent Alert system and noted updates would also be provided through social media and the New Kent County website. Mr. Davis noted the last time FEMA (Federal Emergency Management Administration) had come to New Kent had been during Hurricane Irene (2011). He suggested FEMA was "tapped out" with all that had happened in Texas and further suggested that if New Kent was impacted by Irma, "we'll have to take care of ourselves". Chief Opett agreed. Mr. Davis encouraged citizens to look out for each other and indicated the County would do all that it could to help. Mr. Davis asked how many individuals had registered for New Kent Alert. Deputy Emergency Management Coordinator Kate Hale reported approximately 150 had registered. Chief Opett also noted the system was capable of sending messages to everyone in the County using listed numbers but registration would be necessary to receive alerts through email and cell phone.

IN RE: LEASE PURCHASE FINANCING FOR FIRE APPARATUS – RESOLUTION R-31-17

Before the Board for consideration was Resolution R-31-17 approving lease purchase financing for fire apparatus. County Administrator Rodney Hathaway noted the Board had authorized staff at its July work session to procure financing up to \$3.2 million for the purchase of new fire apparatus to replace existing fleet vehicles. This financing had been put out to bid and a wide response with very good rates had been received. Mr. Hathaway noted Chazzo Habliston with Davenport & Company was present and would provide an overview of responses and recommendations. Mr. Habliston had provided handouts which had been distributed prior to the meeting.

Mr. Habliston reported Davenport & Company had distributed a Request for Proposals (RFP) on behalf of the County to secure a commitment for a direct bank loan by a Lease Agreement to finance the purchase of four pumper fire trucks and one ladder truck including equipment/upfit and any associated costs of issuance. The RFP had been distributed to over 50 lending institutions and Davenport had contacted each of them to assess their interest in the financing and to address any questions. Responding institutions were asked to provide proposals for both 10-year and 15-year amortizations. Mr. Habliston reported fourteen responses were received and a summary had been included. Banc of America Public Capital Corp. with a rate of 2.16% for ten years and 2.4385% for fifteen years was the lowest. City National and US Bank came in with the second and third lowest rates respectively. Mr. Evelyn pointed out the summary had included BankFunding LLC with an interest rate lower than Banc of America and asked for an explanation as to why this lender was not being considered. Mr. Habliston reported BankFunding LLC would not act as a lender for the County and although their proposal had been made on behalf of the banks they represented, none of the banks had been contacted to determine if they agreed with the requested terms. Based on discussions with County staff, the County Attorney and Bond Counsel, the BankFunding LLC proposal had been determined to be "non-responsive".

Mr. Habliston drew attention to the prepayment provisions and noted Banc of America had offered the ability to prepay in whole on any payment date with no prepayment penalty after the first half of the loan. Davenport had negotiated further with Banc of America who was now offering the County the ability to prepay the loan in whole or in part on any payment date at par after the first half of the loan. This provision would allow the County to have more flexibility with prepayment options.

A comparison of debt service on the Banc of America 10 and 15-year options was also provided. Mr. Habliston noted the repayment of a \$3.2 million loan over ten years would result in a \$3.6 million payment (\$360,000 in annual debt service) and over fifteen years a \$3.86 million payment (\$257,000 in annual debt service). An additional \$100,000 in annual debt service payments would be needed with the 10-year financing option but the 10-year option would save the County \$266,782 in total debt service. Mr. Evelyn requested a breakdown of the \$71,000 Cost of Issuance and Bank Fees included in the debt service comparison. Mr. Habliston reported this figure had been reduced to \$50,000 since publication of the handout. Davenport would receive \$15,000 plus expenses, Sands Anderson would receive \$25,000, Hefty Wiley and Gore would receive \$3,000 and the remainder would be used for any additional costs associated with the purchase. Mr. Davis asked if there would be any sales tax on the purchase. Mr. Habliston indicated there would be no sales tax. He reported that based upon a review of the proposals, related analyses and discussions with County staff, the County Attorney and Bond Counsel, Davenport was recommending the County select the Banc of America Public Capital Corp. 10-year proposal. This proposal offered the lowest total debt service, the lowest interest rate fixed for ten years and provided flexibility to prepay the loan after the first five years. Mr. Tiller asked how much the County would save if the loan was paid off after five years. Mr. Habliston indicated prepayment after five years would require a principal payment of approximately \$1.5 million and would result in a savings of approximately \$100,000. Mr. Evelyn and Mr. Davis both noted the interest rates were very good. Mr. Evelyn indicated he was doubtful a lower rate could be found but asked if the County were to refinance the loan, would there be any penalty. Mr. Habliston indicated there would be no penalty. Mr. Stiers asked if this was the same deal the Board had previously discussed in which it would take a year to receive the equipment and payments would not start until the equipment was received. Mr. Habliston confirmed the first payment would be scheduled for October 2018.

Mr. Tiller moved to adopt Resolution R-31-17 approving lease purchase financing for fire apparatus with Banc of America. The members were polled:

Patricia A. Paige	Aye
Ron Stiers	Aye
Thomas W. Evelyn	Aye
C. Thomas Tiller, Jr.	Aye
W. R. Davis, Jr.	Aye

The motion carried.

Mr. Davis called for a brief recess at 7:11 p.m. The meeting reconvened at 7:20 p.m.

IN RE: PUBLIC HEARING – ORDINANCE AMENDMENT OA-03-17 – SUBDIVISION
ORDINANCE – ORDINANCE O-22-17

Before the Board for consideration was Ordinance O-22-17 to amend Article III, Chapter 91, Section 91-57(8) and 91-57(1) of the New Kent County Code. Planning Manager Kelli Le Duc noted these proposed amendments were in response to a recent DEQ (Department of Environmental Quality) audit. She indicated Community Development Director Matthew Smolnik was more familiar with the process and would be presenting the background information on the proposed amendments.

Mr. Smolnik reported the County had gone through a DEQ compliance audit for the Chesapeake Bay Preservation Program. This had been a lengthy audit process resulting in a

list of corrective actions for the County to address by December 31, 2017. Amendments included in O-22-17 were in response to the DEQ Corrective Action Plan requiring that New Kent amend its ordinances to require a notation on plats regarding the pump out of on-site septic systems every five years and a notation that specified permitted development in the RPA (Resource Protection Area) was limited to water dependent facilities or redevelopment. The Planning Commission had conducted a public hearing on these amendments the previous month and had voted to forward a favorable recommendation.

Mr. Davis asked what would be required of property owners with alternative septic systems. Mr. Smolnik noted alternative systems generally included effluent filters and were not required to pump every five years. He indicated this plat notation would be another way of notifying the property owner of the every five-year pump-out/inspection requirement. Mr. Davis suggested there had been a time when the County Health Department had not had a list of alternative systems in the County. Mr. Smolnik agreed and noted Environmental staff (Gail Carey) had been diligently working to rebuild and develop a database of systems in the County to make this process easier in future years.

Mr. Evelyn noted the recommendations also included a notation on the plat that specified permitted development in the RPA was limited to water dependent facilities or redevelopment. He asked for clarification on this statement. Mr. Smolnik indicated the purpose of this statement was to notify the property owner of possible limitations and restrictions on the property. Any encroachment into the RPA would have to constitute redevelopment or be for a water born activity. Mr. Smolnik pointed out this was being put forth in response to the DEQ's requirement. Mr. Evelyn questioned whether this would really be helpful and what the penalty would be for not pumping the septic system every five years. Mr. Smolnik's response was, "we don't have septic police, sir". Mr. Stiers reported he had spoken with individuals who were in the septic business who had suggested septic systems did not need to be pumped every five years. Some had suggested the systems should not be opened unless there was a problem and pumping too frequently could cause harm. Ms. Paige agreed and noted pumping removed enzymes which actually made the system work. Mr. Evelyn noted concerns and used a four-bedroom house where all of the children were grown and had moved out as an example. He suggested if only two people were remaining in the home it was not reasonable to believe the tank would need to be pumped every five years. He indicated he understood this was what DEQ required but he wished there was some alternative. Mr. Davis also noted he owned a property which was subject to the five-year pumping requirement and he estimated the home was used only two months of the year. He also noted septic pump-out providers had indicated they would charge the same price to perform an inspection as they would to pump the system. Ms. Paige asked if alternative system owners understood regular maintenance was required with those systems. Mr. Davis noted the five-year pump-out requirement was not a new thing. Mr. Smolnik agreed and indicated it would be new to put this notation on the plat but the requirement had always been a part of the Chesapeake Bay Act but had not been codified.

Mr. Davis opened the public hearing and called Connie Bennett of 15511 River Bend Trail, Lanexa to the podium. Ms. Bennett indicated she wished to speak in favor of the proposed ordinance amendments. Ms. Bennett noted she was in support of these amendments because they were required by the State and the County was already doing these things. She suggested these plat notations would put new property owners and developers on notice that these requirements were in place when they receive the plat. Owners would be notified up front rather than learning of this requirement five years later when the County sent a reminder letter to have their system pumped. Mr. Bennett noted an inspection rather than a pump-out every five years was allowed but as Mr. Davis had noted, most

would charge a fee for an inspection. She suggested that well-maintained septic systems helped the environment and reduced the amount of nitrogen and phosphorous making its way to the water table and to the Bay. Mr. Stiers suggested it was ironic that the DEQ was concerned about what was going into the soil and making its way to the Bay when they allowed sludge to be spread on land. Ms. Bennett indicated she could not address that. Mr. Stiers suggested there was too much DEQ control over people and they needed to back off.

Mr. Davis thanked Ms. Bennett for her comments. Noting there were no others wishing to speak, he closed the public hearing. He noted that all these amendments would do would be to take what was already law and note that information on the plat. He asked Mr. Smolnik when this information would go on the plat. Mr. Smolnik noted that Section 91-57 included final plat requirements and these notations would be necessary for final approval.

Mr. Tiller moved to adopt Ordinance O-22-17. The members were polled:

Ron Stiers	Nay
Thomas W. Evelyn	Aye
C. Thomas Tiller, Jr.	Aye
Patricia A. Paige	Nay
W. R. Davis, Jr.	Aye

The motion carried.

IN RE: PUBLIC HEARING – COMPREHENSIVE PLAN AMENDMENTS – RESOLUTION R-32-17

Before the Board for consideration was Resolution R-32-17 to amend the Natural Resources Section and Maps Section of the New Kent County Comprehensive Plan. Community Development Director Matthew Smolnik noted this was another requirement stemming from a recent DEQ (Department of Environmental Quality) audit. The RPA/RMA (Resource Protection Area/Resource Management Area) map was not currently included in the Comprehensive Plan. He pointed out the Comprehensive Plan was a long-term guide in comparison to the Subdivision Ordinance which was law. This amendment would include a map into the County's long-term guide. The Planning Commission had conducted a public hearing the previous month and was recommending the map, which would show the approximate locations of the RPA/RMA, be added to the Comprehensive Plan.

Mr. Davis opened the public hearing and called Connie Bennett of 15511 River Bend Trail, Lanexa to the podium. Ms. Bennett indicated she wished to speak in favor of the proposed Comprehensive Plan amendments. She also noted the Chesapeake Bay Program had been around for 28 years and the County did have the RPA and RMA noted on their GIS (Geographic Information System). GIS was used by the Environmental Division as a tool for property owners and she suggested it would be helpful to have this information also included in the Comprehensive Plan. This would also keep the County in compliance with the Chesapeake Bay Program. Mr. Davis thanked Ms. Bennett for her comments. There being no others wishing to speak, he closed the public hearing.

Mr. Tiller moved to adopt Resolution R-32-17. The members were polled.

Thomas W. Evelyn	Aye
C. Thomas Tiller, Jr.	Aye
Patricia A. Paige	Aye

Ron Stiers	Aye
W.R. Davis, Jr.	Aye

The motion carried.

IN RE: PUBLIC HEARING – COMPREHENSIVE PLAN AMENDMENTS – RESOLUTION R-33-17

Before the Board for consideration was Resolution R-33-17 to amend the New Kent County Comprehensive Plan to include the Route 106 Arterial Management Plan (AMP) as Appendix C. Planning Manager Kelli Le Duc held up a copy of the Route 106 AMP which was a study funded by the RRPDC (Richmond Regional Planning District Commission) and performed in conjunction with Kimley-Horn (engineering consultant). The AMP had been adopted by the Board of Supervisors on August 8, 2016 with the intentions of it being incorporated into the Comprehensive Plan. The Planning Commission had considered this at its August meeting and had voted to forward a favorable recommendation to the Board. Ms. Le Duc noted the document was available in digital format and could easily be added to the Comprehensive Plan. She also noted a brief paragraph describing the study and referencing Appendix C would be included in the Comprehensive Plan.

Mr. Tiller asked if the Board could make changes to the AMP as needed. Ms. Le Duc indicated they could. Mr. Stiers asked for confirmation that bike trails had been deleted from the AMP. Ms. Le Duc confirmed bike trails had been removed. Mr. Davis asked when the stop light on Route 106 would be installed. Mr. Evelyn and Mr. Stiers both indicated work was in progress on the stop light and concrete bases were in place. Mr. Smolnik indicated staff had been working with VDOT and noted the Conditional Use Permit had required the light be fully functional prior to issuance of a certificate of occupancy for the Love's Travel Stop. In an effort to not hold up opening, VDOT had agreed to install a temporary signal until the permanent signal could be completed. Mr. Smolnik reported a lot of activity in the area and noted Love's was planning to be open in a week or two. Mr. Davis asked what restaurants would be included in the facility. Mr. Smolnik indicated a large Arby's would be the only restaurant in the facility.

Mr. Davis opened the public hearing. There being no individuals wishing to speak, the public hearing was closed.

Ms. Paige moved to adopt Resolution R-33-17. The members were polled:

C. Thomas Tiller, Jr.	Aye
Patricia A. Paige	Aye
Ron Stiers	Aye
Thomas W. Evelyn	Aye
W. R. Davis, Jr.	Aye

The motion carried.

IN RE: PUBLIC HEARING – DISPOSAL OF SURPLUS WELL LOT – RESOLUTION R-29-17

Although this public hearing had been advertised, this agenda item was withdrawn prior to meeting publication.

IN RE: ELECTED OFFICIALS REPORTS

Sheriff Joe McLaughlin reported the Sheriff's Office in conjunction with Third Base Grill would be hosting a benefit on September 18th for Trooper-Pilot Berke Bates' family. A portion of the proceeds would go to the State Police Association Relief Fund in the name of the Bates family and he encouraged everyone to support this event. He noted County Administrator Rodney Hathaway also had information on an upcoming event to share. Mr. Hathaway reported the County would be hosting its annual 9/11 Memorial Ceremony at 10:00 a.m. on September 11th at the Courthouse steps. This event would be open to the public and he encouraged everyone to attend. He also thanked the Sheriff's Office and Fire-Rescue for hosting this event. Mr. Tiller reported Third Base Grill would be giving 20% of proceeds received between noon and 9:00 p.m. on September 18th for the Bates family benefit. He encouraged everyone to show their support by stopping in sometime during the day. He also reported Rock Creek Villa builder Billy Cunningham had offered the use of his facilities in support of this family if there was a need.

Mr. Stiers indicated he had no report.

Ms. Paige reported she had ridden with Sheriff McLaughlin to the home going service for Trooper Bates and New Kent County had been well represented. She also reported she had been at the scene of a plane crash in the County on that same date. She reported the Sheriff's Office and Fire-Rescue had done an extraordinary job at the scene, had been very professional and in control. She indicated she was both very proud and very appreciative of what these individuals had done on that day.

Mr. Tiller indicated he had nothing else to report.

Mr. Evelyn reminded everyone that there would be extra traffic in the County now that schools were back in session. He encouraged everyone to be mindful of school buses especially while they were loading and unloading students. He jokingly added that his son had just received his learner's permit and other drivers should look out for him as well.

Mr. Davis reported he had discussed with Mr. Hathaway several months ago that it would be nice to have a softball game in conjunction with the County Fair. Mr. Hathaway had made arrangements for a four-team event with the County Administration Team playing the School Board Team, the Sheriff's Office Team playing the Fire-Rescue Team and the winner of these games playing each other. Unfortunately the event had been rained out and was rescheduled to August 24th. The County and the Sheriff's Office teams had won in the first round. Mr. Davis reported the Sheriff's Office had held several practices and suggested no one had been more surprised than the Sheriff's Office Team when the County Administration Team had won in the final round. Ms. Paige, who had not been able to attend the game, noted she had thought it was "fake news" when the County had posted the win on Facebook. Sheriff McLaughlin congratulated the County on the win. Mr. Davis noted the games had been fun, entertaining and a good opportunity for camaraderie.

IN RE: STAFF REPORTS – HISTORIC SCHOOL PHASE II RENOVATION

County Administrator Rodney Hathaway reminded the Board that School Superintendent David Myers had come to the Board several months ago with a request to use a classroom in the Historic School. This room had not been fully renovated and, as a result of this request, the County had put a project out to bid to finish renovation of the two remaining classrooms, replace an exterior wall, to correct storm water drainage issues impacting ball

fields and build additional parking in front of the building. Construction Consultant Brian Camden (Alpha Corporation) was assisting with the procurement process and was present to provide a summary. Mr. Camden reported bids for the Historic School Phase II project had been received on August 31st. He noted an existing window wall would be replaced and eighteen additional parking spaces would be constructed at the front of the building. A small amount of asbestos had been found in the building and the storm water work to be done was to address the courtyard runoff impacting the athletic fields. Existing mechanical systems would be maintained with some new duct work and general cleanup of the mechanical area at the side of the building. A chair lift was being included to provide access for those with mobility issues. Mr. Camden reported six bids ranging from \$498,000 to \$329,000 had been received. The low bidder had been Haley Builders Inc. from Ashland, Virginia. Haley Builders had been in business since 1995, they mostly did commercial work and had recently finished approximately twenty four school projects. The bid had been carefully reviewed and a draft contract had been sent to the bidder and the County Attorney for review. Mr. Camden recommended the Board authorize the County Administrator to enter into a contract with Haley Builders Inc. in the amount of \$329,000 pending final contract approval by the County Attorney.

Mr. Hathaway noted the Board had appropriated funds for the renovation of the Historic School in 2013 and sufficient funding remained from the original appropriation to cover the cost of this contract. Mr. Evelyn asked if Mr. Camden would be overseeing the project. Mr. Camden indicated he would. Mr. Evelyn asked if he felt confident about the group. Mr. Camden indicated he had never worked with Haley Builders but suggested they seemed to have a good reputation with the twenty four recent school projects. He also noted they had a good bond rating and an A+ rating with the Better Business Bureau. He reported there had been a few negative comments on Facebook but they had been years ago. Mr. Davis asked for the timeline on the project. Mr. Hathaway reported the project had been put out to bid with a year for completion. Mr. Camden reported the construction phase had been changed to nine months but he believed it would be completed in about four months. Mr. Davis asked for details regarding what would be done with the exterior wall. Mr. Camden indicated the existing window/wall would be removed and a new window/wall including brick would be built in its place. Plans also included screening the existing mechanical area along the side of the building. He suggested the major part of the work would be the storm drain work and new parking area. Mr. Stiers asked what the School Board wanted to do with the two rooms. Mr. Hathaway noted the School Board had asked for one room to be used for an alternative school for students who had been suspended or expelled. Instruction would be provided to assist these students with keeping on track with school assignments.

Mr. Tiller moved to authorize the County Administrator to execute a contract with Haley Builders Incorporated in the amount of \$329,000 pending final contract approval by the County Attorney for the second phase of the Historic School east wing renovation. The members were polled:

Patricia A. Paige	Nay
Ron Stiers	Aye
Thomas W. Evelyn	Aye
C. Thomas Tiller, Jr.	Aye
W. R. Davis, Jr.	Aye

The motion carried.

IN RE: STAFF REPORTS – SHERIFF’S OFFICE VEHICLE APPROPRIATION

County Administrator Rodney Hathaway reminded the Board that a new Sheriff's Office Deputy position had been approved in the FY18 budget. Along with the cost of a new position came the cost of equipment, training and a vehicle. Equipment and training had been included in the budget but the vehicle had not. Mr. Hathaway pointed out that vehicles were purchased through the capital line item and he was requesting that \$36,000 be appropriated from the Capital Improvement Fund for the purchase of a vehicle for the new Deputy position. Mr. Davis asked how many miles were on Sheriff's Office vehicles before they were replaced. Sheriff Joe McLaughlin indicated the mileage would go up to 100,000 and noted maintenance costs were also a consideration. Mr. Hathaway pointed out the County had been keeping with the 100,000 requirement and reminded the Board that requests to replace two vehicles had been denied in the FY18 budget process because of lower mileage. Sheriff McLaughlin also reported several vehicles at or near the 100,000 mile mark were kept as spares for when work was being performed on other vehicles.

Ms. Paige moved to appropriate \$36,000 from Fund 7, Capital Improvement Fund to line item 4-007-091000-9920 for the purchase of a vehicle for the New Deputy Sheriff position that was approved in the FY18 budget. The members were polled:

Ron Stiers	Aye
Thomas W. Evelyn	Aye
C. Thomas Tiller, Jr.	Aye
Patricia A. Paige	Aye
W. R. Davis, Jr.	Aye

The motion carried.

IN RE: STAFF REPORTS – UNITED STATES POSTAL SERVICE LETTER

County Administrator Rodney Hathaway drew attention to a letter from the United States Postal Service which had been placed at each Board member's seat. He reminded everyone that the Board had authorized him at the August work session to draft a letter to the Postal Service requesting an exemption to their subdivision cluster box requirement. The Postal Service was no longer allowing individual homes within residential subdivisions to have mail boxes and was now requiring that cluster boxes be used. Mr. Hathaway reported he had been informed by Congressman Rob Wittman that there was a process in place to request an exemption from this requirement. The process had been followed and the letter received in response had notified the County the request had been denied.

IN RE: OTHER BUSINESS

There was no other business.

IN RE: APPOINTMENTS

There were no appointments.

IN RE: CLOSED SESSION

Mr. Evelyn moved to go into Closed Session pursuant to Section 2.2-3711A.1 of the Code of Virginia for discussion on the assignment of duties to the Community Development Director position and for discussion of a public contract involving the expenditure of public funds and

discussion of the terms or scope of such contract where discussion in an open session would adversely affect the bargaining position and negotiating strategy of the Board, involving the construction of Firehouse 505. The members were polled:

Thomas W. Evelyn	Aye
C. Thomas Tiller, Jr.	Aye
Patricia A. Paige	Aye
Ron Stiers	Aye
W. R. Davis, Jr.	Aye

The motion carried. Mr. Davis indicated he did not believe the Board would be taking any further actions once returning to open session.

Mr. Stiers moved to return to open session. The members were polled:

C. Thomas Tiller, Jr.	Aye
Patricia A. Paige	Aye
Ron Stiers	Aye
Thomas W. Evelyn	Aye
W. R. Davis, Jr.	Aye

The motion carried.

Mr. Tiller moved that the Board certify by roll call vote that to the best of each member's knowledge only public business matters lawfully exempted from the open meeting requirements of the Freedom of Information Act and identified in the motion to go into closed session were heard, discussed or considered in the closed session. The members were polled:

Patricia A. Paige	Aye
Ron Stiers	Aye
Thomas W. Evelyn	Aye
C. Thomas Tiller, Jr.	Aye
W. R. Davis, Jr.	Aye

IN RE: ADJOURNMENT

Mr. Davis announced the next regularly scheduled meeting of the Board of Supervisors would be held at 6:00 p.m. on Monday, October 9, 2017 and the next work session would be held at 9:00 a.m. on Wednesday, September 27, 2017 both in the Boardroom of the County Administration Building.

Mr. Evelyn moved to adjourn the meeting. The members were polled:

Ron Stiers	Aye
Thomas W. Evelyn	Aye
C. Thomas Tiller, Jr.	Aye
Patricia A. Paige	Aye
W. R. Davis, Jr.	Aye

The motion carried. The meeting was adjourned at 8:59 p.m.