

THE BOARD OF SUPERVISORS HELD A WORK SESSION ON THE 24th DAY OF MARCH, IN THE YEAR TWO THOUSAND THREE OF OUR LORD IN THE BOARD ROOM OF THE COUNTY ADMINISTRATION BUILDING IN NEW KENT, VIRGINIA, AT 6:30 P.M.

IN RE: ROLL CALL

Rebecca M. Ringley	Present
James H. Burrell	Present
Dean E. Raynes	Present
W. R. "Ray" Davis, Jr.	Present
Julian T. Lipscomb, Sr.	Present

Chairman Lipscomb opened the meeting.

IN RE: AGENDA CHANGE

Mr. Christie reported changes to the Agenda, which include the addition of authorization to apply to VDOT for Revenue Sharing Funds for FY2003/2004, the appointment of a representative to the Arts Alive Board of Directors, and budget discussions with the Treasurer. Additionally, the County Attorney may want to bring the Board up to date with regard to the Myers litigation, either in open or closed session. The Board consented to these agenda changes, and to having the discussion with County Attorney in open session. Mr. Burrell announced that he will need to leave at 8:15 p.m.

IN RE: REVENUE SHARING

Mrs. Ringley made a motion to authorize application for VDOT Revenue Sharing funds for Fiscal Year 2003/2004 in the sum of \$500,000.00. The members were polled:

Rebecca M. Ringley	Aye
James H. Burrell	Aye
Dean E. Raynes	Aye
W. R. "Ray" Davis, Jr.	Aye
Julian T. Lipscomb, Sr.	Aye

The motion carried.

IN RE: APPOINTMENTS

Mr. Davis moved to appoint Betty Wallace to represent New Kent on the Arts Alive Board of Directors to serve a three-year term. The members were polled:

James H. Burrell	Aye
Dean E. Raynes	Aye
W. R. "Ray" Davis, Jr.	Aye

Rebecca M. Ringley Aye
Julian T. Lipscomb, Sr. Aye

The motion carried.

IN RE: OLD FERRY ROAD

Chairman Lipscomb reported that a Motion made by Mr. Davis at the prior meeting did not specify an amount, and requested clarification. Mr. Davis moved to request VDOT to establish an accounts receivables with the County to minimally fix Old Ferry Road so that the residents of the 19 homes down there can have ingress and egress to their homes, in a sum not to exceed \$2,500.00. The members were polled:

Dean E. Raynes Aye
W. R. "Ray" Davis, Jr. Aye
Rebecca M. Ringley Aye
James H. Burrell Aye
Julian T. Lipscomb, Sr. Aye

The motion carried

IN RE: TREASURER'S BUDGET

The Treasurer, Herb Jones, explained his request for \$10,000 to relocate the storage closet so that his staff can have easier access to their files during times when meetings are in progress in the Board conference room. Chuck Loving, Public Works Director, explained that this relocation had been considered by the County a few years back, but had been abandoned because of the cost. Following discussion, it was agreed that Mr. Lipscomb and Mr. Christie will follow up with staff to see if this is a project that can be handled in house.

RE: WATER & SEWER STUDY

Charles Riedlinger of Resource International, reviewed the draft water and sewer study with the Board. He addressed the options available for providing water and sewer, estimated costs, possible phases of construction, service areas, suggested locations for wells, water towers, pump stations and treatment plant locations, in the areas of Bottoms Bridge, Talleyville, Providence Forge, Woodhaven Shores, the Courthouse, and the Route 33 corridor.

Mr. Lipscomb asked if the format of the report could be changed in order to make it easier to understand.

Mr. Raynes suggested that rather than construct a treatment plant to service the Talleyville area, the County consider enlarging the Parham Landing Road plant and pumping the flow there through the Courthouse area.

Mr. Riedlinger agreed to improve the format of the report before it is printed in final form.

IN RE: ELTHAM BRIDGE

Mr. Christie explained that, at the suggestion of the Department of Conservation and Recreation, VDOT is considering leaving a part of the old span in place after construction of the new bridge, in order to provide a public fishing pier and perhaps a boat launch area for canoes and kayaks, as New Kent currently has little access to the Pamunkey River. The Board felt that the demolition estimates provided by VDOT were too low, and were concerned that VDOT had not given any estimates for reclaiming the wetlands. There was discussion about the possibility of turning any fishing pier over to the Parks & Recreation Department. Following discussion, it was agreed that Mr. Davis will follow up with VDOT officials and try to determine what would be best for the County.

IN RE: PUBLIC-PRIVATE EDUCATION ACT

County Attorney Phyllis Katz reviewed the proposed Procedures for Implementation of the Public-Private Education Facilities and Infrastructure Act of 2002. She reported that these procedures must be adopted before the County could proceed under this Act. The decision that needs to be made by the Board is what kind of review fee to adopt - a percentage or actual cost. The fee is designed to cover costs of administration, advertising, analysis and legal fees. The percentage fee would be the easiest to implement, and would be based on a percentage of the project cost. The County could consider establishing a cap. An estimate of actual costs would be more time-consuming and could discourage the smaller projects. Mr. Davis suggested a 2% fee with a cap of \$50,000. Mr. Raynes and Mrs. Ringley were in favor of a 3% fee with a cap of \$100,000. Following discussions, the Board asked that staff determine what fees other localities have adopted and report back to them.

IN RE: VOLUNTEER APPRECIATION EVENT

Mr. Christie and his staff provided a breakdown of the costs involved in hosting this event, including spouses, at a race at Colonial Downs. Following discussion, the Board asked for time to consider other options and will discuss this again at the April 14 meeting.

IN RE: UPGRADING OF PRIVATE ROADS

Mr. Christie and Mr. Lipscomb reported on their meeting with residents in Essex Hills regarding their private road being taken into the state road system. This group is working with a bank to finance the local share.

Mr. Christie asked for the Board's input regarding consideration of a procedure wherein the County would finance improvements for private roads in the County, securing repayment through liens or deeds of trust on the property. There was discussion about rights-of-way and easements, and how deeding rights-of-way could impact on the requirement that parcels in some areas be five acres or greater, and whether the County should act as a bank. It was the consensus of the Board to leave things as they are now.

IN RE: MYERS LITIGATION

County Administrator, Gary Christie, asked County Attorney Phyllis Katz to bring the Board up to date regarding this matter. Dean Raynes removed himself from discussion. Ms. Katz reported that Mr. Myers had failed to submit a plan as required by Court order and that the Planning Department has asked her office to file a motion on April 1 to hold him in contempt. She indicated that Mr. Myers has discharged his attorney and telephones her associate, Ann Neil Cosby, on a weekly basis. Her office has written him several letters but he has still failed to file a plan as ordered by the Court, indicating that he does not understand what he is supposed to do. Following discussion, the Board requested that Ms. Katz prepare the Motion and mail a copy to Mr. Myers, outlining what he has been ordered to do, and giving him a deadline. If he fails to meet that deadline, Ms. Katz is to file the Motion with the Court.

IN RE: OTHER BUSINESS

Mrs. Ringley reported that she is having problems with her long distance service and asked that staff contact Verizon to determine what is wrong. Mr. Raynes stated that residents in The Colonies had the same problem during the Cox upgrade. Mr. Christie agreed to follow up on this. The Board was reminded that Tom Prevette, Vice President of Cox Communications, is scheduled to report to the Board at the April 14 meeting, regarding the upgrade, including the intended removal of the Tidewater stations.

Mr. Lipscomb asked if anyone had received complaints of large increases in electric bills, as his bill has recently doubled.

IN RE: MEETING SCHEDULE

The Board agreed to meet for a budget work session on Thursday, April 3, 2003, at 6:00 p.m.

RE: ADJOURNMENT

Mr. Davis moved that the meeting be adjourned. The members were polled:

W. R. "Ray" Davis, Jr.	Aye
Rebecca M. Ringley	Aye
James H. Burrell	Aye
Dean E. Raynes	Aye
Julian T. Lipscomb, Sr.	Aye

The meeting was adjourned at 8:25 p.m.
