

THE REGULAR MEETING OF THE NEW KENT COUNTY BOARD OF SUPERVISORS WAS HELD ON THE 12th DAY OF MAY IN THE YEAR TWO THOUSAND THREE OF OUR LORD IN THE BOARDROOM OF THE COUNTY ADMINISTRATION BUILDING AT 6:00 P.M.

IN RE: INVOCATION AND PLEDGE OF ALLEGIANCE

Mr. Burrell gave the invocation and led the Pledge of Allegiance.

IN RE: ROLL CALL

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| 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 called the meeting to order.

IN RE: CONSENT AGENDA

County Administrator Gary Christie presented the Consent Agenda, which consisted of the following: a correction to the minutes from March 26, 2003 budget work session on page 2 under Electoral Board as requested by the Registrar; approval of the minutes of the April 14, 2003 work session and regular session, and April 28, 2003 work session; road name additions of Hidden Hills Lane and Lightning Ridge; Resolution R-16-03 in recognition of Charles Davis; Resolution R-15-03 in memory of Nancy Hailey; Resolution R-17-03 to accept a pump station lot in the Kentland PUD; to refund \$75 to Neil Sleeme for reimbursement of duplicate application for land disturbance permit; to appropriate the Child Safety Seat Mini-Grant of \$500.00; to appropriate funds received from DMV sales of Animal Friendly License Plates, \$304.31; Total Supplemental Appropriation \$804.32; Money-in/Money-out \$804.32; -0- from the General Fund Balance; budget transfers during April 2003; proposed interdepartmental budget transfer of \$3,000 from the Sheriff's Court part-time wages (4-1-21700-1300) to Animal Control part-time wages (4-1-35010-1300); monthly revenues during April 2003 - \$3,335,217.00; monthly expenditures during April 2003 - \$2,780,729.89; Treasurer's Report - total cash as of March 2003 - \$16,825,268.77

Mrs. Ringley requested a change on page three of the minutes from April 28, 2003, in the third paragraph, to read "Mr. Raynes and Mrs. Ringley do not feel that the County is in a position to spend this amount of money *for office space on the second floor of the Courthouse* at this time. " Mr. Raynes agreed to the change. Mr. Burrell moved to approve the Consent Agenda, with the changes to the minutes as requested. The members were polled:

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| 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: CITIZENS COMMENT PERIOD

Chairman Lipscomb opened the Citizens Comment Period.

John Crump addressed the Board as President of the Jamestown 4-H Educational Center. He described the activities and projects that are underway and reported that close to a half a million dollars has been raised in private funds, a large part of which are donations of less than \$100. He reported that a number of New Kent children attend the camp and other activities and that the Center serves the youth of 32 localities. He invited the public to visit the center during New Kent's week of July 28 through August 1, at which time visitors will be able to tour the camp and observe the children in their activities.

Beatrice De Leon read to the Board a letter from Robert Boroughs repeating his request for payment from the County for the expenses he incurred which he attributed to County errors. The Board was in consensus with Mr. Burrell's suggestion that the Board invite Mr. Boroughs to meet with them at the work session on May 27 to discuss his request. Ms. De Leon will communicate the invitation to Mr. Boroughs.

Charles D. Frazier chose to defer his comments until the Public Hearing on the budget.

There being no one else signed up to speak, Chairman Lipscomb closed the Citizen Comment period.

IN RE: ELECTED OFFICIALS REPORTS

Sheriff Howard introduced two new deputies, Wade Small and Donald Mehalko, both of whom have recently completed the Crater Academy. Deputy Small, who maintained a 96.5 grade point average, will be assigned to the Animal Control Unit. Deputy Mehalko, who is a patrol deputy, graduated with academic honors, having maintained a 99.2 grade point average, one of the highest ever achieved at Crater. Both deputies will be filling existing vacancies.

Sheriff Howard reported that he is still working on the Board's request for help from Henrico Jail East prisoners to pick up trash and clean out ditches, and hopes to have information in a few weeks.

He reported that there were no problems with the recent high school prom which was held at Colonial Downs, and commended those involved in the After Prom Party.

Chairman Lipscomb expressed his appreciation to Colonial Downs for permitting this use of their facility.

Mr. Davis reported that he has had several meetings on the possibility of the Eltham Bridge being given to the County for use as a fishing pier after the new bridge is constructed, and he will keep the Board updated on this issue.

Mr. Burrell sent out his prayers to the Howard family for the speedy recovery of Sam Howard. A meeting is being scheduled for July 7 for R. Stuart Royer to meet with Bottoms Bridge business and property owners on the water and sewer fee study.

Mrs. Ringley reported on recent activities of the Virginia Association of Counties, and that association's work with Local Finance Solutions regarding establishment and management of a municipal bond pool for financing projects within the region, which will provide alternatives at a lower cost than otherwise available. VACo is also sponsoring training and certification for supervisors.

Mrs. Ringley reported on activities of the Richmond Regional Planning District Commission and the work they are performing on the Providence Forge village plan and an historic resources study.

IN RE: STAFF REPORT

Connie Nalls, Administrative Assistant to the County Administrator, introduced two new employees, Marilyn Mills and Betty Roper. Ms. Mills is the new temporary, part-time administrative assistant hired to work in the County Administrator's office during the planning and implementation of the 350th Commemoration celebration as well as in the Economic Development office. Ms. Roper has been hired to fill the Monday-Tuesday receptionist/switchboard operator position.

County Administrator Gary Christie congratulated Assistant Accounting & Budget Director Amy Stonebraker on having recently received a degree from Christopher Newport University as well as being a recipient of the Edward Pettigrew Award.

Regarding West Nile Virus, Mr. Christie urged residents to control areas of standing water, and to report dead birds to the Health Department so that they can be tested.

Mr. Christie reported that a contract has been awarded for paving at the Route 618 transfer station, and that project should be completed soon and under budget.

IN RE: RESIDENT ENGINEERS REPORT

Gary Jennings, Assistant Resident Engineer from VDOT, reported on work performed by their crews during April, which included filling potholes, preparation work for resurfacing, and machining the non-paved roads. He reported that the road signs had been corrected at Route 33 and Stage Road; work on Angel View was on the schedule; they are looking into trail blazer signs; and litter signs have been ordered for installation on Route 606.

R. E. Prezioso, Resident Engineer for VDOT, asked that the Resolution on Revenue Sharing be deferred until the June meeting in order to give them an opportunity to "tweak" some of the items.

Mr. Davis inquired about a machine that will blow out culverts and Mr. Prezioso explained that this machine was on loan from the Williamsburg office.

Mr. Lipscomb reported water running on a portion of Dispatch Road where there is no ditch and Mr. Prezioso agreed to look at that.

IN RE: HOUSE JOINT RESOLUTION PRESENTED TO THE SHERIFF'S DEPARTMENT

Delegate Ryan McDougle was in attendance to present House Joint Resolution No. 531 commending and congratulating Sheriff Howard, Corporal Lee Bailey and the New Kent County Sheriff's Department for winning the 2002 National Chief's Challenge sponsored by the International Association of Chiefs of Police. This Resolution was sponsored by Senator Tommy Norment and Senator Bill Bolling and recognized the Department as a "shining example for fellow law-enforcement officers throughout the nation and the Commonwealth". Sheriff Howard accepted the award on behalf of his department and Corporal Bailey, and expressed his thanks to the School Board for their participation. He reported that Corporal Bailey and Yvonne Jones, principal of the high school, were to be presented with the Governor's Transportation Safety Award for the seatbelt safety project at the high school.

IN RE: PRESENTATION OF RESOLUTION TO FAMILY OF MERLE "LISA" GILL

The parents and daughters of Merle "Lisa" Gill were present to accept a framed copy of Resolution R-09-03. Mrs. Ringley recounted some of the many accomplishments of Mrs. Gill and read the Resolution aloud. Also in attendance were School Board members Terry Lawler and Teresa Lindsay.

IN RE: COURTHOUSE RENOVATIONS

County Administrator Gary Christie reported that Wiley & Wilson had, at the request of the Board, presented a revised proposal for architectural and engineering services for improvements at the Courthouse for a fee of \$16,000 and expenses not to exceed \$1,000. The reduced scope of services include a space needs verification, existing building verification and documentation, and a plan of development for the HVAC system. If the Board elects to accept this proposal, these funds would be paid from the Capital Fund.

There was discussion about the need to obtain firm, accurate figures for the HVAC work, and who will oversee this project. Following discussion, Mr. Davis moved that the County enter a

contract with Wiley and Wilson for an evaluation of options relating to renovations in the Courthouse as outlined in their Scope of Services for a fee of \$16,000 and expenses not to exceed \$1,000, to be paid from the Capital Fund. The members were polled:

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|-------------------------|-----|
| 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.

It was decided that Mr. Christie and Mr. Loving will monitor the project, with assistance from Mr. Raynes.

IN RE: APPOINTMENTS

The Board will continue to make appointments to various committees.

Mr. Lipscomb moved to appoint Charlie V. Thompson as District One's representative to the Transportation Safety Commission to complete a four-year term beginning January 1, 2003 and ending December 31, 2006.

Mr. Lipscomb moved to appoint John Bragg as District One's representative to the Wetlands Board to complete a five-year term ending December 31, 2005.

Mrs. Ringley moved to appoint Sherry Lowry as District Two's representative to the 350th Commemoration Committee to serve a two-year term ending March 31, 2005.

Mr. Burrell moved to appoint Bryant Allen as District Three's representative to the Agricultural & Forestal Advisory to complete a four-year term beginning January 1, 2003, and ending December 31, 2006.

Mr. Raynes moved to appoint Nelle Pittman as District Four's representative to the 350th Commemoration Committee to serve a two-year term ending March 31, 2005.

There were no appointments for District Five.

The members were polled:

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|-------------------------|-----|
| 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.

Mr. Lipscomb moved to appoint Debbie Downs as a member at large on the 350th Commemoration Committee to serve a two-year term ending March 31, 2005.

Mrs. Ringley moved to appoint Hal Wallof as a member at large to the 350th Commemoration Committee to serve a two-year term ending March 31, 2005.

The members were polled:

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|------------------------|-----|
| W. R. "Ray" Davis, Jr. | Aye |
|------------------------|-----|

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|-------------------------|-----|
| Rebecca M. Ringley | Aye |
| James H. Burrell | Aye |
| Dean E. Raynes | Aye |
| Julian T. Lipscomb, Sr. | Aye |

The motion carried.

Mrs. Ringley reminded everyone that although all positions on the steering committee for the 350th Commemoration Committee have been filled, there is still a need for plenty of volunteers for the subcommittees and asked that interested persons contact their Supervisor or the County Administrator's Office.

IN RE: GENERATORS/VIRGINIA ENERGY PURCHASING GOVERNMENTAL ASSOCIATION

County Administrator Gary Christie reported on the two generators scheduled to be installed in FY03/04, one each at The Colonies and at Minitree Glen. Public Works Director Charles Loving reviewed the proposals received from Resource International, R. Stuart Royer and Dominion Virginia Power. He reported that Dominion Virginia Power performs design build services for municipalities, and will design-build these two generators through the Virginia Energy Purchasing Governmental Association contract for an amount well below budget. The generators will use Caterpillar diesel power systems. Mr. Loving suggested that if the County chose Dominion Virginia Power, the firm of R. Stuart Royer be retained to provide quality control and engineering inspection services, which would include two site visits. It was Mr. Loving's recommendation that the County retain the services of Dominion Virginia Power for the project, in that he has been impressed so far and does not think that the County can get a better price.

Mr. Christie explained that this would require that the County join the VEPGA.

Following discussion, the Board requested Mr. Loving to work with Dominion Virginia Power to prepare a contract for consideration. Staff was also requested to set the Joint Powers Agreement for the VEPGA for a Public Hearing at the June 9 meeting.

RE: FY03/04 TAX LEVIES, PROPOSED BUDGET AND FEES

County Administrator Gary Christie reviewed the highlights of the budget with a power point presentation. He reported that the three priority areas that were addressed in the budget were education, improvements in fire and emergency response time, and a streamlined permit and inspection process. The proposed budget provides for a 2¢ real estate tax increase. He reviewed teachers' salaries, new school positions, as well as the improvements budgeted for the Primary and Elementary schools, and the intention to borrow \$3.8 million for the school projects. He reported that the budget includes six full-time paid firefighters/EMTs to be hired in January 2004, and an administrative assistant for the Fire Department to be hired in August. The number of permits issued is expected to continue to increase, and he reviewed the plans for a one-stop permit office to streamline the process. The budget includes a new position of Inspection Supervisor/Clerk of the Works, and an additional inspector to be hired in January, as well as two new wastewater plant operators. Also included are increased security at the Courthouse to cover non-court days, payment for the Resource Officer at the Middle School, funds for the 350th Commemoration celebration, \$1.1 million for Courthouse/HVAC renovations, and raises for county employees. He reviewed the projected revenues, capital projects and fees. He reported that the entire budget can be reviewed on the County's web site and encouraged those with questions to contact him or Accounting & Budget Director Mary Altemus.

Chairman Lipscomb opened the Public Hearing.

Donah Miller urged the Board to support school choice. She was concerned about the money being budgeted for parks and recreation and did not feel that the County needed these services. She questioned the money spent by the Board in attending the VACo conference at the Homestead and

whether any creative ideas were brought back from the conference. She urged the Board to re-adjust their priorities and put education first. Speaking as an educator, she stated that teachers do not teach for the money.

Debbie Burcham addressed the Board on behalf of the Henrico Area Mental Health and Retardation Board, and was accompanied by Michelle Johnson of the New Kent Mental Health office, and Jack Brannan, the County's Board representative. She provided the Board with a handout which contained a summary of their services to New Kent, activities provided in the County during the last year, as well as a summary of clients served for FY01/02. She reported that because of careful reductions in their budget, the state cuts will have no negative impact on services to residents of New Kent. They are asking for \$91,805 from New Kent, which is an increase of \$2,673 over last year. She thanked the Board for its continued support.

Charles D. Frazier voiced his displeasure with the proposed budget, and complained about potholes, the tax increase, additional employees, the lack of industry, Colonial Downs, the plan to hire paid firefighters, the reassessment, the generators, the proposed increase in fees, the Parks & Recreation programs, the proposed study of the Middle School, the trip to the Homestead, the School Board Budget, the money for increased security, and the driver's education program.

Judy Cogburn, a participant in the Meals on Wheels Program, thanked the Board for including that program in the budget. She reported that 4300 meals were provided in New Kent last year by 50 volunteers. The \$2,500 donated by New Kent will provide 500 meals to those who are in dire need.

Henry McLaughlin, from the Central Virginia Legal Aid Society, asked for consideration to be included in the budget. His group provides free legal services in civil cases to low income and those over 60 years of age, and provides legal advice over the telephone. They help people whose homes are threatened by foreclosure as well as those who are victims of domestic violence.

Steve Miles thanked the Board for their support of Meals on Wheels. He was concerned about the projected increase in the number of permits. He stated that the Board had done a good job on the budget, thanked them for making the schools a top priority, and stated that the Board members could not be paid enough for all that they do.

A.C. Worley expressed his concern about the proposed increase in taxes, and asked the Board to trim the budget rather than raise taxes. He reported that a doctor with a practice in Quinton was relocating to Henrico County because of New Kent's taxes. He suggested that the County was spending money it shouldn't and the projected state and federal revenues are uncertain.

Mark Daniel thanked the Board for their services and commended Mr. Christie on his report. He is concerned that even with the proposed teacher raises, their salaries are still near the bottom of the list in comparison with other localities. He feels that the renovations to the Primary and Elementary schools are just a temporary fix and that more is needed. He feels the County needs to find more revenue and needs to spend money to bring water and sewer to the interstate interchanges in order to attract businesses. He questioned the application, the current fee and the proposed increase fee for boundary line surveys, and stated that this is not warranted for an existing parcel with no changes.

Fred Bahr had questions about the tax increase and what effect it will have on re-assessment. He stated that the increase in AFD fees is excessive and questioned the figures for the airport.

Edward Pollard elected not to speak.

There being no one else signed up to speak, Chairman Lipscomb closed the Public Hearing.

Chairman Lipscomb reminded that the elderly are eligible for tax relief and urged those interested to contact the office of the Commissioner of the Revenue. He also reported that the Board had spent a total of \$4,000 on the trip to the Homestead, not \$4,000 per person as stated by one of the speakers.

Mrs. Ringley asked about local dollars in the budget for the Airport, and Mr. Christie reported that figure was \$18,506 from the general fund. She disagreed with one of the speaker's statements that there was no industry in New Kent, citing the businesses along Route 33 and Route 106. She reported that the County collects approximately \$850,000 in revenue from Colonial Downs each year, and that the driver's education program pays for itself. Regarding the proposed increase in fees, the Board had requested staff to determine the actual costs of services rendered so that the users pay the costs and not the general population. Regarding water and sewer at Bottoms Bridge, she reported that there is interest from a private developer to bring those services. Mrs. Ringley explained that the Parks & Rec department was formed as a result of requests from community members, and the programs provide services to all citizens of the County and she commended the coordinator for an excellent job. Regarding the VACo conference at the Homestead, she stated that the Board is able to bring back good ideas that save the County money. She stated that she is not in favor of raising taxes, but is concerned with how to fund the proposed budget with just a 2¢ increase. She thanked the speakers for their comments and questions.

Regarding paid firefighters, Chairman Lipscomb reported that the volunteers have been begging for paid personnel to provide services during the daytime hours when most of the volunteers are at work. He reported 22 new businesses have come to New Kent this year. Colonial Downs, which is not in bankruptcy as one of the speakers indicated, has been good for the County, and if it is able to open the two new OTBs, then racing revenues for New Kent are projected to be more than \$1,000,000.

Mr. Burrell thanked the citizens for their comments. He suggested that the number of full time firefighters be reduced in order to fund a new technology teacher for the schools. He also commented on the revenues from businesses along Route 33 and Colonial Downs.

Mr. Raynes questioned the policy and fee for the boundary survey, and stated that it creates a hardship on New Kent residents. He feels that the policy will encourage people not to record the surveys. A boundary survey should only be required to show boundaries, there should be no fee for review, and he suggested that the policy be changed to streamline the process. Mr. Raynes stated that the budget could be cut by removing the health insurance coverage for Board members and the Board should reduce other items in their budget as well. Mr. Raynes defended the Parks & Recreation program, stating that it was one of the reasons that an industry had recently located in the County.

Mr. Davis thanked all of the speakers for their comments. He said that the County had a good staff and were asked to do more and more work. He questioned the proposed increase for AFD fees. Planning Director George Homewood explained that the AFD process requires three separate public hearings and a minimum of six ads and that the proposed fee covers the County's costs only.

IN RE: RESTROOMS AT THE HIGH SCHOOL ATHLETIC FACILITY

High School Athletic Director Ed Allen reported that the athletic department is trying to raise money to build restrooms at the stadium. He reported that there will be 39 home events using the athletic complex in the coming year. The cost of the portable toilets that they have used for the past 10 years is \$3,000 per year. They have raised \$12,500 in three weeks and he is asking the County to make up the difference. Modular units would cost \$25,000, could be quickly installed, and would presently require an even match from the County. It would cost \$42,000 for stick built restrooms, which would provide a more permanent and sturdy facility but would require a greater contribution from the County. He believes that they will continue to receive donations, which would decrease the amount needed from the County. They have received offers for free HVAC work, free trusses, and blocks and bricks at cost, and anticipates that he will receive more donations of materials and money from businesses and individuals. Anyone wanting to make a donation should make it payable to "Restroom Fund" and send it to the Athletic Department at the High School.

The Board asked Mr. Allen to send them the information in writing for consideration at the work session on May 27, 2003.

The Chairman declared a break at 8:50 p.m. and the meeting resumed at 9:00 p.m.

RE: ALTERNATIVE WATER SOURCES/IRRIGATION WELLS

Chairman Lipscomb explained that this Ordinance would restrict irrigation wells in areas served by public water. Wells would be permitted in these areas only if they drew from the Middle Potomac Aquifer and the water was for non-potable use. Public Works Director Charles Loving reported that DEQ would monitor any well that withdrew more than 10,000 gallons per day. Colonial Downs has been given a permit to install an irrigation well and the County will lose revenues from the water sold to them for irrigation. However, it is anticipated that Colonial Downs will exhaust the greywater supply before using well water for irrigation.

Chairman Lipscomb opened the Public Hearing. There being no one signed up to speak, the Public Hearing was closed.

Mrs. Ringley was concerned about the language in the ordinance and whether it should be tightened up. It was reported that there is already a county ordinance in effect that prohibits the resale of water.

Following discussion, Mr. Burrell moved to adopt Ordinance O-02-03 as presented. The members were polled:

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

The motion carried.

IN RE: CONNIE TERRY REZONING

Planning Director George Homewood reviewed this request for rezoning from A1 to B1, and a simultaneous issue of a use permit for Connie Terry to operate a child care business at her home. This will be a conditional rezoning in that the only business that will be allowed is a child care business. The use permit will allow the home to continue to be used as residence. The subject property is located off New Kent Highway in a mixed use area and there is other business-zoned properties in the vicinity. Ms. Terry has operated her child care business as a home occupation for more than a year. This use is acceptable under the current comp plan as well as the draft plan, and both staff and the Planning Commission are recommending approval. Mr. Homewood reported that any change in use would have to come back to the Board for approval.

The applicant, Connie Terry, advised the Board that she is fully licensed and currently subject to a limit of 10 children. She reported that child care facilities in the County can currently accommodate only 16% of the residents who require care for children ages 0 - 9, and she has 17 children on her waiting list.

Chairman Lipscomb opened the Public Hearing.

Christy Gibson described to the Board the lack of childcare providers in New Kent, and the problems that she has faced having to use day care outside of the County. She urged the Board to grant the application.

There being no one else signed up to speak, the Public Hearing was closed.

Mrs. Ringley inquired as to VDOT's response to the application, and whether the commercial entrance conditions had been addressed.

Following discussion, Mr. Burrell moved to adopt Ordinance O-07-03 as presented. The members were polled:

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| 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: BOUNDARY LINE ADJUSTMENTS WITH INDUSTRIAL DEVELOPMENT AUTHORITY

County Administrator Gary Christie advised the Board that this Resolution approves recording of a deed to accomplish a land swap between the Industrial Development Authority and County property that has previously been approved by the Board.

Chairman Lipscomb opened the Public Hearing. There being no one signed up to speak, the Public Hearing was closed.

Mrs. Ringley moved to adopt Resolution R-13-03 as presented. The members were polled:

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| 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: IRRIGATION SEWER CREDITS

County Administrator Gary Christie explained that Mr. Davis had requested that the County consider changing its policy regarding irrigation credits to permit customers to apply those credits to their water bills and irrigation meter charges, in addition to their sewer bills which is what is currently allowed. Specifically, the builders of two spec homes in Brickshire have a significant credit but will never have sewer bills on which to apply those credits.

Following discussion, staff was asked to prepare the necessary Resolution for the Board to consider at its next meeting.

IN RE: WATER BILL CREDITS FOR LEAKS

Public Works Director Charles Loving explained the County's current policy, in which the maximum amount that can be waived for a water leak on a customer's bill is \$75.00. After researching the policies of other localities, he recommended that New Kent adopt a policy similar to that of Henrico County. If an underground leak or other unexplained problem occurs which causes a significant increase in water consumption, and the customer promptly made repairs, then the Public Works Director could adjust the bill to an amount equal to double the amount of the customer's average bill. The average bill would be determined by the usage over a full year that would include all four seasons. Customers would only be entitled to an adjustment once every three years.

Mr. Raynes felt that the adjustment should only be given for underground leaks. Following discussion, Mr. Davis moved for adoption of Ordinance O-09-03 as presented. The members were polled:

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

The motion carried.

IN RE: FEASIBILITY STUDY OF MIDDLE SCHOOL RENOVATIONS

County Administrator Gary Christie reported that proposals for the feasibility study for renovations at the Middle School are due by May 21, 2003. He proposed that a panel be created to review these proposals, consisting of members of the Board of Supervisors and School Board, as well as a parent of a middle school student. Mr. Raynes suggested that, in light of safety concerns, the panel include someone from the Sheriff's Office as well. After discussion, it was agreed that the review panel contain two members from the Board of Supervisors, two members of the School Board, a retired engineer or architect, someone from the Sheriff's Office, and a parent of a middle school student. Chairman Lipscomb appointed Mrs. Ringley and Mr. Raynes to represent the Board. The School Board will be asked to appoint two of their members as well as a parent of a middle school student. Mr. Raynes suggested that Dr. Leland Myers, who is a retired engineer, be asked to sit on the panel.

IN RE: RADIO SYSTEM

Public Safety Director Larry Gallaher reviewed the latest communication from Joe Butner, President of Radio Communications of Virginia, Inc. Mr. Butner will provide propagation maps, guarantee service and coverage, and will obtain a performance bond which will cost the County approximately \$2,000. Mr. Butner has asked that the County work with him to look at problem areas and establish survey points before the upgrade and then test afterwards. He will guarantee 95% in-building coverage, which is the nationwide standard. Mr. Gallaher stated that he feels comfortable with this proposal and recommends that the Board move forward.

Following discussion, Mr. Davis moved that the County accept the proposal from Radio Communications, requiring the performance bond for which the County will pay. The members were polled:

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| 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 passed.

IN RE: MEETING SCHEDULE

The Board of Supervisors will meet for a work session on Tuesday, May 27, 2003, at 6:30 p.m. in the Courtroom of the Old Courthouse. The next regular meeting of the Board of Supervisors will be held at 6:00 p.m. on Monday, June 9, 2003, in the Boardroom of the County Administration Building. Mobile work sessions in connection with the application filed by the Farms of New Kent are scheduled for May 22 and June 5, 2003.

IN RE: ADJOURNMENT

There being no further business, Mr. Burrell moved to adjourn the meeting. The members were polled:

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|-------------------------|-----|
| 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. The meeting was adjourned at 10:15 p.m.