

A REGULAR MEETING WAS HELD BY THE NEW KENT COUNTY BOARD OF SUPERVISORS ON THE 10TH DAY OF JUNE IN THE YEAR TWO THOUSAND NINETEEN IN THE BOARDROOM OF THE COUNTY ADMINISTRATION BUILDING, NEW KENT, VIRGINIA, AT 6:00 P.M.

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IN RE: CALL TO ORDER

Chairman Tiller called the meeting to order.

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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.

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IN RE: INVOCATION AND PLEDGE OF ALLEGIANCE

Ms. Paige gave the invocation and led the Pledge of Allegiance.

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IN RE: CONSENT AGENDA

The Consent Agenda was presented as follows:

1. Minutes
  - a. March 27, 2019 Work Session Minutes
  - b. April 24, 2019 Work Session Minutes
  - c. May 13, 2019 Regular Session Minutes
2. Miscellaneous
  - a. Approval of Emergency Procurement – NexGen HVAC Services, LLC, \$4,219.70
  - b. Approval of Emergency Procurement – Orkin Pest Control, \$2,809.00
  - c. Approval of Eagle Scout Award Proclamation – Matthew Joseph Swartout
3. Refund
  - a. Refund due to Ryan Homes, BP# 0027-2019, \$466.50
4. FY19 Supplemental Appropriations
  - a. Program Income Received for FY19 - CDBG Plum Point Grant Participants, \$117.19
  - b. Donations to the Animal Shelter, \$615
  - c. Fire/Rescue - Virginia Junior Rodeo Association - 4/13/19 Rodeo, \$380.
  - d. Gifts & Donations to: Fire/Rescue - RunSignUp Inc. (\$125), Linda Cheatham/Charles Eich (\$30), Corinth Baptist Church (\$13.60), Richard E. Talley/Kendra L. Talley (\$100), \$268.60
  - e. Funds received from VML Insurance: General Services - Pipe Burst at Courthouse DOL 10/25/18 (\$3,643.07) & Water Damage at Sheriff's Office DOL 3/23/19 (\$33,555.08), Sheriff - Veh #311 T-Boned Vehicle DOL 3/28/19 (\$29,574.26), Sheriff Communication System - HVAC Failure at

- Tower Site - DOL 4/20/19 (\$196 & \$2,988) and Fire/Rescue - Veh #979  
Ran into Ditch to Avoid Collision DOL 2/7/19 (\$56,273.14) \$126,229.55
- f. Security Detail: New Kent High School - 4/11/19 Sporting Events  
(\$226.07) & 5/4/19 Prom (\$565.16), \$791.23
- g. Donations for TRIAD: Caremore, LLC \$200
- h. Funds from Vending Machine Sales: Sheriff's Office (\$28.83) &  
Administration (\$140.24), \$169.07
- i. Funds received from VACORP Claims: Schools Capital - Totaled 2016 Ford  
Explorer DOL 3/15/19 (\$20,338) & totaled Radio DOL 3/15/19  
(\$8,944.96), \$29,282.96

\$158,053.60 - Total  
(\$128,770.64) - Total In/Out - General Fund (1101)  
(\$29,282.96) - Capital Projects (1302)

5. Treasurer's Report: Cash as of April 2019, \$49,213,424.16

Mr. Evelyn drew attention to Consent Agenda Item 2.a. Approval of Emergency Procurement for NexGen HVAC Services. He asked if General Services was continuing to have problems with the HVAC system in the Administration Building. County Administrator Rodney Hathaway reported there had been a number of problems with the system serving the second floor of the Administration Building but that system now seemed to be working well. This particular transaction was for the replacement of compressors serving the first floor and this had been the first issue with that equipment.

Ms. Paige moved to approve the Consent Agenda as presented and that it be made a part of the record. The members were polled:

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

The motion carried.

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IN RE: INTRODUCTION OF NEW KENT COUNTY PUBLIC SCHOOLS SUPERINTENDENT  
BRIAN NICHOLS

County Administrator Rodney Hathaway announced he was excited to introduce New Kent County Public Schools Superintendent, Mr. Brian Nichols. He reported Mr. Nichols would be joining New Kent after a long tenure with the City of Newport News Public Schools and he was hopeful he would have an equally long tenure in New Kent. He welcomed Mr. Nichols to the podium.

Mr. Nichols indicated it was an honor and a privilege to be here and reported he would officially start in this position on July 1<sup>st</sup>. He also reported holding various positions in the City of Newport News Public Schools over a 23-year period and announced he was excited to be New Kent's Superintendent. He noted he was even more excited to be a member of this community and reported his family had purchased a home in the County and would have a sophomore in New Kent High School. He indicated he was excited to partner with the County not only as a Superintendent but also as a parent in the community. He indicated he was also excited about what New Kent Schools and the County could do

together. He thanked the Board for inviting him to this meeting and their partnership and noted he was looking forward to the new year. Board members thanked Mr. Nichols and indicated they were looking forward to working with him.

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IN RE: NEW KENT CLEAN COUNTY COMMITTEE - SERVICE RECOGNITIONS

Ms. Paige thank Chairman Tiller and the other members of the Board for their support of student membership on the Clean County Committee. She indicated that it was with great pride that she could say the students who had been appointed had served the committee and represented the County very well. She announced that the Board had approved proclamations on May 29<sup>th</sup> recognizing two New Kent High School seniors for their service. One of those students was Jacqueline Yvette Clardy-Josephs who unfortunately was not able to be present. She announced that the other student was Brandon Bonner who was serving as the 2019 Chairman and called Mr. Bonner to the podium. Ms. Paige read the proclamation noting a number of Mr. Bonner's achievements including being the youngest student to serve and the youngest Chairman of the Clean County Committee, enrollment in the Governor's Early College Scholars Program with Rappahannock Community College and his involvement in one of New Kent's most successful recycling events. She presented Mr. Bonner with a copy of the proclamation signed by the County Administrator and the Board Chairman. In addition she presented him with silver cords to be worn at graduation to represent his service. Ms. Paige also reported Mr. Bonner had been an integral part of New Kent Relay for Life for a number of years and she presented him with purple cords from the American Cancer Society to represent this service.

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IN RE: EAGLE SCOUT RECOGNITION – MATTHEW JOSEPH SWARTOUT

Ms. Paige called Matthew Joseph Swartout to the podium to be recognized for having attained the rank of Eagle Scout. She read a proclamation which had been adopted by the Board as a part of the Consent Agenda earlier in the meeting. The proclamation indicated Mr. Swartout was a member of Boy Scout Troop #562 and had performed landscape enhancements at Fire Station No. 1 in Providence Forge as his Eagle Scout project. The Board recognized the Eagle Scout award as an outstanding accomplishment and conveyed their deepest appreciation for the work Mr. Swartout had done at the Fire Station. Ms. Paige presented Mr. Swartout with a copy of the proclamation signed by the County Administrator and the Board Chairman.

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IN RE: SMALL BUSINESS CLOSE UP

There was no small business close up.

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IN RE: CITIZENS COMMENT PERIOD

Mr. Tiller opened the citizens comment period and provided brief instructions on procedures. He called Joe Swartout of 5427 Saint Leger Drive, Providence Forge to the podium. Mr. Swartout indicated he wished to address the Board in regard to issues at the intersection of Route 155 and Kentland Trail. He reported there had been several traffic incidents or near incidents at this intersection in recent weeks and there was much more traffic due to the reopening of Colonial Downs. He reported vehicles were cutting across the painted median in front of other traffic to turn into Kentland Trail. He suggested this could be because of limited signage directing people where to turn for Colonial Downs. He indicated this turn was located at a "blind hill" and noted there was much more traffic in play now. He asked the Board if they were considering any actions to address this or if there was any way to get a traffic light or a roundabout to improve the safety of this interchange. He suggested a

traffic light would be a better option financially and could be installed quicker than a roundabout. He asked, "As a County, what are we going to do?" He suggested that a study had been done which had reported four accidents at this interchange in the past five years and he also reported there had been two accidents in the last sixty days. He asked Board members for their comments and consideration.

Mr. Stiers requested a moment to respond to Mr. Swartout's comments. He indicated there had been a three-hour meeting with VDOT engineers the previous week to discuss this very issue. He as well as approximately seven representatives from VDOT, New Kent Sheriff's Department representatives, the County Fire Chief and the County Administrator had been in attendance. He reported this group had gone through everything Mr. Swartout had mentioned. He also reported traffic counts had been conducted and VDOT would continue conducting traffic counts during the racing season to get a true picture of traffic flows. He suggested that no matter what was done, it would take approximately four months. He pointed out horseracing would start on August 8<sup>th</sup> and suggested it would not be wise to have any type of construction in progress at this intersection while racing was in progress. He reported the "initial study" was suggesting roundabouts at the Kentland Trail and Colonial Downs entrance and at Kentland Trail and Route 155. He indicated he was aware that some didn't like roundabouts and that some didn't like stoplights but whatever was done would be VDOT's final decision. Mr. Swartout asked if there was anything that could be done in the interim and suggested the "close calls" that were occurring were where people were cutting across the painted median. Mr. Stiers reported he had asked Colonial Downs to move their sign closer to the I-64 ramp so that drivers would have more notice of which lane to select. He indicated he didn't believe this had been done but noted it was a simple change. He suggested there wasn't anything more that could be done now. Mr. Swartout suggested "you guys are the experts and we're going to trust you guys..." He noted he just wanted to bring this to the Board's attention. Mr. Stiers thanked him for his input.

Barbara Kidd of 2332 Carter Road, Lanexa came to the podium and introduced her neighbor, Barbara Green. Ms. Green, whose address was 2333 Carter Road, Lanexa, had also signed up to speak. Ms. Kidd addressed the Board regarding flooding issues at her property which had been a concern for the past seventeen years. She reported she had contacted Mr. Davis many times over the years and he was well aware of the situation. She also reported she had lost a car to flooding and over \$5,000 had been spent in gravel in an attempt to maintain the driveway. VDOT had done some work in the area but the problems, which she suggested had not started until concrete culverts had been installed on the left side of the road, persisted. She suggested if she had been at home the previous Friday she would have lost another car. She provided pictures of the flooding and suggested something had to be done. She reported water was coming onto her property from three different directions and indicated she felt the concrete culverts had been nothing but a "disaster" since they were installed. She suggested the culverts should have never been installed or the County should have never allowed a home to be built on her property.

Ms. Green indicated she lived across the street from Ms. Kidd and suggested that some of the flooding started on her property. She reported her husband kept the concrete culvert along their property clean but the culverts further up the street were never cleaned. This was causing trash and debris from Carter Road to back up every time there was a hard rain. Ms. Green agreed water was coming onto the Kidd property from several sides and reported the driveways on both the Kidd property and her property had washed out during the last two heavy rain storms. She indicated the driveway to her property was over a creek which ran into the Diascund Creek and they were limited in what they could do to solve the problem because her driveway was in a resource protection area.

Mr. Tiller suggested perhaps Marshall Winn with VDOT would be able to address this issue during his Residency Administrator's report. Ms. Green noted a neighbor had done the most recent work on the driveways. Ms. Kidd asked who was willing to pay these bills or should the property owners deduct these charges from their real estate taxes. Mr. Tiller indicated he could not answer that question. Mr. Davis noted this was not the first time this had happened and suggested the ditch and the road were acting like a flume funneling water to the Kidd property. He reported he had spoken with Jim Wallace with DCR (Department of Conservation and Recreation) and indicated Mr. Wallace had said staff would go out and determine if there was some way to divert the water. He indicated Carter Road was approximately half a mile in length and all downhill which caused all of the water to end up in Ms. Kidd's yard and washed out driveways along the way. He agreed that the installation of the concrete ditches had made the situation worse. He suggested the road surface was in very good shape but agreed that something needed to be done to stop or divert the water. Ms. Kidd suggested she had been told this issue would be addressed three year ago. She reported she had also been told to remove three trees which she had done at a cost of \$1,500 but no one had addressed the issue. Mr. Davis noted VDOT had done work downstream several years ago but the volume of water was still more than could be handled. Mr. Davis suggested this would be addressed with Mr. Winn.

Heritage Public Library Director Chandra McPherson, of 7791 Invicta Lane, New Kent – Ms. McPherson thanked the Board once again for their financial support as well as their assistance in getting the word out to the community on programs offered at the library. She reminded everyone that the Summer Reading Program had started on June 1<sup>st</sup> and there were many exciting activities planned including jugglers, magic, science experiments, 3D printing and coding. She also reported there would be many opportunities for adults as well as children and she specifically noted a chocolate workshop. Because many of these sessions would fill up fast, she asked Board members to encourage their constituents to take a look at the offerings and sign up early. She closed by noting the library had a huge calendar of events and activities which was available on their website and Facebook page. She thanked the Board for the opportunity to speak.

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

VDOT Resident Administrator Marshall Winn began by responding to comments made earlier during the Citizen Comments portion of the meeting.

- In response to Joe Swartout - regarding traffic issues at Route 155 and Kentland Trail – Mr. Winn reiterated comments made earlier by Mr. Stiers in regard to a recent meeting with VDOT officials. Traffic counters would be placed at this interchange in the next few weeks and again after the racing season had started to record weekend traffic numbers. VDOT was looking at placing additional signage on both Route 155 and Kentland Trail to make drivers more aware of the turn for Colonial Downs. Mr. Winn reported Colonial Downs would need to contact Virginia Logo for extra signage. He suggested there would be more information to come and as Mr. Stiers had stated, VDOT was considering the possibility of roundabouts. He also indicated they were looking at every avenue they could to help with the traffic issues. He reported the meeting mentioned by Mr. Stiers had been about three hours in length and the District Engineer had also been present.
- In response to Barbara Kidd – regarding flooding on Carter Road – Mr. Winn indicated VDOT would take a look at the paved ditch but suggested there was nothing VDOT could do to overcome six inches of rain. He suggested the paved ditches could be removed and the ditches could be cleaned out but, with the velocity of water coming down Carter Road when six inches of rain fell in an hour, there was little that could be done. He

suggested Maintenance Manager Jeff Allgood had met with Ms. Kidd, an environmental monitor had been consulted and the ditches around the Kidd property had been examined. He further suggested they would expand the area of ditches to be examined to include ditches further up the road. An unidentified man in the audience asked if the ditches further up the road could be cleaned. Mr. Winn indicated they could be cleaned and "check dams" could be installed but went on to suggest that even with this, the velocity of the water would wash them out. The unidentified man continued to speak expressing concerns about a snow plow driver who had thrown trees and limbs into the ditch which had never been removed. Mr. Tiller gavelled the meeting back to order.

Mr. Winn moved on to the monthly maintenance report. A written report on maintenance items completed over the past thirty days had been provided and reported a variety of work at various locations throughout the County including pothole repair, blading dirt roads, tree trimming and removal, mowing and work on drainage issues at several locations. 142 work requests had been received and 52 completed.

Mr. Winn drew attention to the construction and traffic engineering projects report and specifically noted details regarding paving projects on Route 60 had been provided. Information on what had been completed last year, what would be completed this year and what would be completed next year had been included. Projects scheduled for this year were scheduled for completion by November. The paving scheduled for this year would be using a different process which would include a fiberglass mat to seal cracks and a heavy polymer asphalt. He also indicated work on patching had been planned for the previous Saturday but had been canceled due to weather. He reported Saturday work on patching would be scheduled for a number of weeks.

He reported he had received additional information on the Goddin's Mill Pond bridge (Route 600) and the Board had been provided with copies of the three-page summary. He suggested the biggest issue with this project was that although the bridge was owned by VDOT, the dam and the spillway were not VDOT property. The summary suggested there were three options:

1. To permanently close the structure to traffic.
2. Request Landowners to make improvements to the approaches and existing substructures.
3. Determine if a reduced bridge width could be constructed by obtaining a Design Exception.

Mr. Davis suggested option one was not an option. Mr. Winn indicated VDOT would contact the property owner to see what could be done. He suggested it may be necessary to close the road for a period when any work was in progress. Mr. Winn suggested this was a tough issue to work through and VDOT did not know whether or not the dam in question was regulated. Mr. Davis suggested it most likely was not regulated.

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

Mr. Davis noted another road frequently used by Barhamsville residents had been closed for many years and asked if VDOT or County staff had any information on the status of this closing. No one had anything to report. Mr. Davis went on to note that when this road had been closed, it had added approximately ten miles to the commute for some travelers. He suggested if the Goddins Mill bridge was closed, another ten miles would be added. He stated, "We can't treat these people like this." He suggested some option had to be found and referenced previous work which had utilized a "basket" at Fannie's Creek as a possible



option. Mr. Winn indicated gabion baskets had been used at Fannie's Creek but he was not sure this was an option for Goddin's Mill. He reported bridge engineering was considering possibly laying a deck across the existing structure. Mr. Davis reported VDOT had done a good job in dealing with flooding behind Whitmore Chevrolet and along Farmers Drive.

Mr. Stiers thanked Jack Tate with VDOT for coming out during an emergency situation involving flooding on Route 60 the previous Friday. He noted Sheriff's Department and Fire-Rescue staff had also been present and a portion of Route 60 had been temporarily closed. He suggested this was evidence there was still a great deal of work to be done and that there were possibly more clogged culverts under Route 60 and the railroad tracks to be cleared. Mr. Winn indicated Mr. Tate had reported this situation and had said the water had receded in approximately 45 minutes. Mr. Stiers agreed and noted Fire-Rescue staff had also pumped water from some of the impacted yards.

Mr. Evelyn indicated he had noticed the concrete ditches near Whitehouse Farms had been cleared and asked if they had been clogged badly. Mr. Winn indicated they had been clogged badly and noted he believed individuals had been blowing leaves from their property into the ditches. He reported VDOT had used a leaf vacuum to clear the debris. Mr. Evelyn expressed his appreciation for the work that had been done. He also noted he had planned to follow up with Mr. Tate in regard to Mount Prospect Road but had not done so. He indicated he would contact him soon. Mr. Evelyn also indicated he needed to follow up with Mr. Winn regarding the church paving. Mr. Winn suggested it may be easier to follow up with Maintenance Manager Jeff Allgood.

Ms. Paige indicated she had nothing to report.

Mr. Tiller indicated he had previously spoken to Mr. Winn about a section of the Five Lakes community where moisture was visible in cracks in the road surface numerous days after rain. Mr. Winn suggested this area may need an "under drain" to get the water to the ditch. Mr. Tiller indicated he would like to meet with Mr. Winn at his convenience to take a look at this area. Mr. Winn suggested Mr. Tiller give him a call. Mr. Tiller thanked VDOT for the work they had done on potholes he had previously reported at two intersections.

Mr. Davis indicated he had an additional topic to discuss regarding Route 624 – Old Sweet Hall Ferry Road. He indicated this road had been approved for Rural Rustic improvements and asked when this work would begin. Mr. Winn indicated this project was scheduled to begin after July 1<sup>st</sup> when the funding would be available. Mr. Davis reported heavy trucks were hauling mats into the marsh for Dominion Energy powerline work and suggested VDOT may want to delay this work. He was concerned the new road surface would not be able to handle heavy trucks. Mr. Winn indicated they would look into this and delay the project if they felt necessary. He agreed it would not be wise to put the road in if it was known that heavy trucks that could destroy the work were making regular trips over the road.

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IN RE: VIRGINIA LAW ENFORCEMENT PROFESSIONAL STANDARDS COMMISSION  
ACCREDITATION PRESENTATION

James City County Police Chief Brad Rinehimer indicated he considered it an honor and a privilege to present the most recent Virginia Law Enforcement Professional Standards Commission (VLEPSC) Accreditation certification to the New Kent County Sheriff's Department, Sheriff Joe McLaughlin and the citizens of New Kent County. He noted Virginia Capitol Police Col. Steve Pike and Department of Criminal Justice Services Program Manager Derrick Mays had also been scheduled to attend but unfortunately were not able to be present. He started the presentation by sharing a quote from Will A. Foster included in the

accreditation manual which stated "Quality is never an accident; it is always the result of high intention, sincere effort, intelligent direction and skillful execution; it represents the wise choice of many alternatives." Chief Rinehimer suggested this was what the accreditation process was all about and noted participation was voluntary. He noted Sheriff McLaughlin and Sheriff Howard before him were dedicated to this process and what it stood for. He suggested the accreditation process furthered the professionalism of the field as well as provided a better overall delivery of law enforcement services to the community. He suggested he could not speak highly enough about Sheriff McLaughlin and the New Kent Sheriff's Department. He provided an overview of the accreditation process noting there were 190 standards with hundreds more bullets that were measured over a four-year period. Trained assessors from across the Commonwealth were brought in to do the evaluations. Chief Rinehimer indicated he was happy to report the New Kent County Sheriff's Department had been the first agency to receive a perfect assessment in 2007 and had continued to receive a perfect assessment with each review since. He reported this was not common especially with a full service sheriff's agency such as New Kent. He read the following narrative directly from the lead assessor's report on New Kent County:

"The New Kent County Sheriff's Office, under the leadership of Sheriff J.J. McLaughlin, Jr., is committed to the safety and protection of all residents, businesses and visitors to the County. The department is professional, dedicated, and committed to their mission as employees of the agency. Furthermore, Sheriff McLaughlin and his staff are committed to the accreditation process and understand the value of that distinction. This was evident to the team during every aspect of the assessment. Every employee, whether sworn or civilian, reflected the leadership and guidance of the Sheriff and his command staff. The level of professionalism of the entire New Kent Sheriff's Office impressed the assessment team thoroughly. Sheriff McLaughlin not only expects but demands that his staff display the highest level of ethics, morals, and integrity. Sheriff McLaughlin accomplishes this by leading by example and setting the standard for his agency."

Chief Rinehimer closed by noting Sheriff McLaughlin's team was doing an outstanding job providing outstanding service to the citizens of New Kent County and it was his honor to present the certificate of accreditation to the Sheriff and his staff. Sheriff McLaughlin thanked Chief Rinehimer for the presentation and noted there were many individuals deserving recognition for this accomplishment. He called members of his staff to join him for the presentation and specifically introduced Accreditation Manager Maria Davenport, former Sheriff Wakie Howard, Chief Deputy Lee Bailey, Town of West Point Police Chief Tim Sawyer and his wife Robin McLaughlin. He also thanked Chief Rinehimer for the presentation, the Board of Supervisors for their support and every staff member for their involvement in the department's receipt of this award.

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IN RE: NEW KENT CLEAN COUNTY COMMITTEE ANNUAL REPORT

New Kent Clean County Committee Chairman Brandon Bonner thanked the Board for the opportunity to speak and to share a report on what the committee had accomplished over the past year. He acknowledged committee members who were present and noted they were dedicated to the cause of a cleaner, more attractive community. They had supported that cause by hosting shredding events, information events, sign campaigns and a very successful recycle day. Shredding events were often held in conjunction with other community events such as the Jenna Bash Festival, the New Kent County Fair, New Kent Relay for Life and the annual Grand Illumination. Mr. Bonner reported 5,100 pounds of paper had been shredded at the most recent Grand Illumination event. The committee had



also participated in several educational events including LiveSmart at New Kent High School where approximately 1,000 students received information on recycling. Informational and promotional items were also distributed at various events throughout the year. The committee had launched an "Ouch! Litter Hurts" and "Keep New Kent Beautiful" sign campaign to encourage responsible disposal of waste. The committee also had several litter cleanup kits which were available for check-out through the County Environmental Department. Kits included the tools and supplies necessary to assist a citizen or a group who may be interested in doing roadside litter pickup. He reported the most successful event had been the New Kent Recycle Day. Over 11,800 pounds of paper had been shredded, tire and electronics recycling had also been available and those participating had received recycling information and promotional items. Mr. Bonner shared a video which depicted the success of the Recycle Day as well as the fun had by those involved. Mr. Tiller thanked Mr. Bonner and the committee for their report.

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IN RE: PUBLIC HEARING – RAB AVIATION SERVICES, LLC LEASE

Airport Manager Duane Goss asked the Board to consider a lease agreement for hangar and office space at the New Kent County Airport to provide general aviation aircraft maintenance services. The potential lessee was Ms. Anna Brown, owner of R.A. B. Aviation Services, LLC, who he indicated had come highly recommended and met or exceeded all minimum requirements of the County. Ms. Brown had an established business at KPTB Airport in Petersburg and was seeking a more favorable home for her business. She was an Airframe and Powerplant Mechanic with Inspection Authorization privileges and had an established growing client base. He entertained questions. Mr. Davis asked if this would be in addition to the aircraft maintenance services provided at the New Kent Airport. Mr. Goss indicated the other operation was no longer at the Airport and this would be a new business.

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

Mr. Evelyn noted the lease was for 1,350 square feet. Mr. Goss agreed and pointed out an additional 147 square feet of office space was also included. This would be a one year lease with the potential for annual renewals for four years. Mr. Evelyn suggested the annual rental of \$4,200 was low. He noted there was currently no one leasing the space and asked Mr. Goss if he believed RAB Aviation may spur some other business in the area. Mr. Goss suggested it would and Ms. Brown wanted to expand her business. County Administrator Rodney Hathaway pointed out this was a service that could be provided to the pilots especially the inspection services and would bring more traffic to the airport. Mr. Goss reported there were currently 47 aircraft housed at the Airport and RAB would have the capability of handling the inspections of these aircraft as well as transients who may fly in. He noted Ms. Brown's business had been established at the Petersburg Airport for a number of years and she had a good following. Mr. Evelyn asked how many employees the business would have. Mr. Goss indicated there would be one employee in addition to Ms. Brown.

Mr. Stiers moved to approve and authorize the County Administrator to sign the RAB Aviation Services LLC lease for general aviation aircraft maintenance at the New Kent County Airport. The members were polled:

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

The motion carried.

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IN RE: PUBLIC HEARING – ORDINANCE O-04-19 – GOLF CARTS IN CHICKAHOMINY SHORES

This public hearing was canceled at the request of the residents of Chickahominy Shores.

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IN RE: PUBLIC HEARING – RT. 618 WATERLINE ENVIRONMENTAL ASSESSMENT

Assistant Public Utilities Director Mike Lang reported the Route 618 waterline was an important project in the Public Utilities Department plan for the future. This project would connect the Farms of New Kent and Colonial Downs water systems. This would require approximately 10,500 feet of waterline along Olivet Church Road (Route 618) connecting to the VDOT rest area near Criss Cross Road (Route 617). This connection would improve the drinking water quality for the residents of Brickshire and surrounding neighborhoods, water system reliability and operational efficiency would improve by savings on samplings and electricity. Two large tanks at the corner of Horsemen Road would also be removed. Mr. Lang indicated the National Environmental Policy Act (NEPA) required proposed projects with federally sourced dollars to complete an assessment of environmental impacts. The State Drinking Water Revolving Loan Fund was funded in part by the Environmental Protection Agency. A public notice and hearing were required before the funding agency could issue the "Finding of No Significant Impact". Mr. Lang reported all negative short-term or temporary impacts could be mitigated by strict adherence to the project plans and specifications, particularly in the areas of erosion and sedimentation control and stormwater management. Permanent conversion of 0.17 acres of wetlands would be mitigated by purchasing wetland credits, a commonly accepted mitigation method for projects such as these. Potential wildlife impacts to the Northern Long Eared Bat and nesting songbirds could be mitigated by observing a tree clearing restriction from April 15 to September 15, although this was not required based on the proposed acreage of clearing. No negative permanent or long-term significant impacts were identified that would preclude the proposed project from moving forward. He entertained questions.

Mr. Davis asked if a Northern Long Eared Bat had been found. Mr. Lang reported no Long Eared Bats had been found as well as no Small Whorled Pogonias. He indicated they had received a thumbs up from the Virginia Department of Health (VDH) and were moving forward with the process to receive a "Finding of No Significant Impact". He noted any public comments would be documented and reported to VDH. Mr. Stiers agreed that improving the quality of drinking water would be a great advantage to extending this water line. He asked "What about bringing down the cost of water rates?" He suggested that if there would be fewer pumps and less maintenance, the rates should come down. Mr. Lang noted it would be necessary to incur a 20 to 30 year loan to fund this project. The estimated annual savings would be \$42,000 in operating and the annual debt service payment would be approximately \$200,000. Mr. Davis asked what the cost would be to replace the tanks near Brickshire. Mr. Lang suggested the cost would be approximately \$1 million. Mr. Davis noted the tanks would be eliminated. Mr. Lang agreed and noted the area currently occupied by the tanks could be used for future expansion. Mr. Stiers asked if the existing tanks could be sold. Mr. Lang suggested the tanks were too large to move and would most likely be sold for scrap metal.

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

Mr. Tiller confirmed that no action was required by the Board. Mr. Lang agreed and noted the only requirement was that a public hearing be conducted.

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IN RE: ELECTED OFFICIALS' REPORTS

Mr. Davis indicated he had nothing to report.

Mr. Stiers reported he had attended the recent grand opening of the new Charles City branch of the Heritage Public Library. He also reported he had received a phone call from the Colonial Downs restaurant manager at Rosie's on Sunday morning. There had been a small kitchen fire resulting in the need for the fire suppression system to be activated. The fire had been extinguished quickly but the restaurant could not reopen for business without a clearance from the Health Department. Mr. Stiers indicated finding someone to give this clearance on a Sunday morning had been difficult. He also noted the inability to sell food would also mean no alcohol could be sold. He reported County Administrator Rodney Hathaway and he were going to get together to come up with an emergency plan in case something similar to this were to happen again at any of the restaurants in the County.

Mr. Evelyn reported Ms. Paige and he had attended the New Kent Educational Foundation's "Strides for Education" run in the Brickshire community. There had been over 120 runners in the 5K event and a one mile run had also been offered for those interested in a shorter course. (Mr. Evelyn had initially called this event a 5K Marathon and then changed it to a 5K.) Funds generated by the event would be used for scholarships. Mr. Evelyn also noted the New Kent High School graduation would be the following weekend. He congratulated the graduates and wished them all the best in their future endeavors. He also reported attending the recent scholarship presentation ceremony at New Kent High School and noted he had been impressed to hear the name of Brandon Bonner called frequently. (Mr. Bonner had been recognized earlier in the meeting for his service on the New Kent Clean County Committee and had also presented the Committee's annual report to the Board.) He congratulated Mr. Bonner on all of the scholarships he had received and all of the hard work he had put into earning these awards. Mr. Bonner had received over \$90,000 in scholarships and would be attending the University of Virginia.

Ms. Paige jokingly reported that due to her allergy to any type of exercise, she had only been present at the "Strides for Education" event and had not actually participated. She noted it had been raining during this event and suggested this truly showed the dedication of the runners and their support of the Educational Foundation in such poor weather conditions. She also congratulated the Sheriff's Department and noted how blessed the County was to have a sheriff's department which received marks of "Excellence." She went on to suggest she could not say enough about the New Kent Clean County Committee and all they had accomplished over the past year. She noted the Board had already met Mr. Bonner but pointed out that Marty Eagle, Cecelia Garner, Earlyne Leary and Staff Liaison Justin Stauder had also been very supportive over the past year. She also reported the Central Virginia Waste Management Authority (CVWMA) recognized the efforts of New Kent's Clean County Committee and often spotlighted what was happening here as well as in other CVWMA localities. She also recognized Environmental Department Administrative Assistant Gail Carey for her support. She also reported the Clean County Committee had ordered additional litter awareness signs which should be delivered soon. She closed by wishing everyone a happy 4<sup>th</sup> of July, a safe graduation and a safe holiday.

Mr. Tiller jokingly suggested a 5K for him was a marathon. Mr. Evelyn agreed. Mr. Tiller went on to suggest that Ms. Paige and he shared the same allergy to exercise.

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IN RE: STAFF REPORTS – BUDGET TRANSFER – BOARDROOM SOUND SYSTEM

County Administrator Rodney Hathaway reported the IT department had been looking for solutions to address the ongoing audio and video issues in the Boardroom and the Cox channel broadcast. He reported receiving numerous calls regarding the poor quality of the video and audio broadcast. A budget of \$80,000 had been approved in the FY20 Capital Improvement Program for this project. He reported six firms had examined the existing equipment and had been asked to provide proposals. The lowest proposal had been \$84,431. He asked the Board to approve a transfer of \$4,431 from Reserved for Contingency to the Board Room Sound System Replacement account so the County could implement a contract and move forward with the project. He reported the low quote had come from a firm in Mechanicsville with extensive experience working with State agencies and indicated he was comfortable with their qualifications.

Ms. Paige noted the Board was broadcasting its meetings as a service to New Kent County residents. She reported she also frequently received calls regarding the poor quality.

Ms. Paige moved to approve the transfer of \$4,431 from Reserved for Contingency to the Board Room Sound System Replacement account. The members were polled:

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

The motion carried.

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IN RE: APPOINTMENTS – DELEGATED BY DISTRICT

Mr. Davis moved to appoint Connie C. Nalls as District Five representative to the Heritage Library Board of Trustees to serve a four-year term beginning July 1, 2019 and ending June 30, 2023. The members were polled:

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

The motion carried.

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IN RE: APPOINTMENTS – NOT DELEGATED BY DISTRICT

Mr. Evelyn moved to appoint William J. Wallace, III as an at-large representative to the Purchase of Development Rights Committee to serve a three-year term beginning July 1, 2019 and ending June 30, 2022. The members were polled:

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

C. Thomas Tiller, Jr.                      Aye

The motion carried.

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IN RE:                      APPOINTMENTS – REGIONAL BOARDS AND COMMISSIONS

Mr. Stiers moved to appoint Ellen Davis as New Kent's representative to the Arts Alive Board of Directors to serve a three-year term beginning July 1, 2019 and ending June 30, 2022.

Mr. Evelyn moved to appoint Rodney A. Hathaway as New Kent's representative to the Quin Rivers Community Action Board to complete a four-year term ending December 31, 2020.

Mr. Evelyn moved to appoint Patricia Paige as New Kent's representative to the Richmond Region Tourism Board of Directors through December 31, 2019.

The members were polled:

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

The motions carried.

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IN RE:                      CLOSED SESSION

Mr. Tiller announced the Board was about to go into Closed Session and indicated there may be some additional action to be taken after those discussions.

Ms. Paige moved to go into closed session pursuant to section 2.2-3711A.29 of the Code of Virginia for discussion of the award of a public contract involving the expenditure of public funds, including interviews of bidders and offerors, and discussion of the terms or scope of such contract, where discussion in an open session would adversely affect the bargaining position or negotiating strategy of the Board, involving Pine Fork Park and pursuant to section 2.2-3711A.5 of the Code of Virginia for discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the County. The members were polled:

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

The motion carried.

Mr. Evelyn moved to come out of closed session. The members were polled:

W. R. Davis, Jr.	Aye
Thomas W. Evelyn	Aye
Patricia A. Paige	Aye

Ron Stiers	Aye
C. Thomas Tiller, Jr.	Aye

The motion carried.

Mr. Evelyn moved to 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:

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

The motion carried.

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IN RE: OTHER BUSINESS – AWARDING OF PINE FORK PARK PHASE I PROJECT

Mr. Evelyn moved to approve the award of the Pine Fork Park Phase I project to Bruce Howard Construction Inc. and to authorize the County Administrator to enter into a contract for this purpose. He further moved to approve the appropriation of \$250,000 from the Capital Projects Fund Fund Balance to the Pine Fork Park Construction project. The members were polled:

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

The motion carried.

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IN RE: ANNOUNCEMENT OF UPCOMING MEETINGS AND ADJOURNMENT

Mr. Tiller announced the next regularly scheduled meeting of the Board of Supervisors would be held at 6:00 p.m. on Monday, July 8, 2019, and the next work session at 9:00 a.m. on Wednesday, June 26, 2019 both in the Boardroom of the County Administration Building.

Mr. Stiers moved to adjourn. The members were polled:

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

The motion carried. The meeting adjourned at 8:09 p.m.