

THE REGULAR MEETING OF THE BOARD OF SUPERVISORS WAS HELD ON THE 11<sup>H</sup>  
DAY OF FEBRUARY IN THE YEAR TWO THOUSAND TWO OF OUR LORD IN THE  
BOARDROOM OF THE COUNTY ADMINISTRATION BUILDING AT 6:05 P.M.

---

IN RE: INVOCATION AND PLEDGE OF ALLEGIANCE

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

---

IN RE: ROLL CALL

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

Chairman Davis called the meeting to order, and announced that the Work Session will be extended until February 14, 2002, at 6:00 p.m. in the Old Courthouse.

---

IN RE: CONSENT AGENDA

Mr. Ellyson presented the Consent Agenda, which consisted of the following: approval of the minutes from the January 14, 2002, work session and January 14, 2002 regular meeting; Miscellaneous: road name addition of Blayton Lane, as well as road name additions in Deer Lake Subdivision of Deerlake Drive, Big Buck Court, Fawn Lake Court, Longbow Lane, Antler Hill Court, Deerpath Drive, Buck Lake Court, Snipe Lane, Deerhunt Drive and Buckhunt Lane; Resolution R-04-02, Resolution Amending the Small Purchase Procedures for the County; Refunds totaling \$245.00; Appropriations for Fiscal Year 2001-2002, to appropriate additional money provided by the Compensation Board in the sum of \$531.54; \$20.00 donated to Animal Control; a DMV "Child Safety Seat Mini-Grant" for \$500.00; DMV "New Kent Bike Safety Program" in the sum of \$1,500.00; and Office of Emergency Medical Services Grant in the sum of \$44,243.50, for a total supplemental appropriations of \$46,243.50; \$44,075.04 money in/money out, and \$2,168.46 from General Fund Balance; Budget Transfers for the month of January 2002; Finance Report showing Monthly Revenues during January 2002, of \$1,723,651.25 and Expenditures during January 2002 of \$2,966,842.62; and Treasurer's Report showing total cash as of the end of December, 2001, of \$17,651,895.80.

Mr. Burrell had the following corrections to the minutes of the Regular Meeting:

Page 1, first sentence should read "Mr. Burrell".

Page 7, second paragraph, should read that the meeting of the Virginia Waste Management was cancelled, not postponed.

Page 13, near the end of the first paragraph, should read ". by March 1 of each year".

Ms. Ringley had the following corrections:

Page 5, "Dairy Queen" is misspelled

Page 8, second paragraph should read "Kenwood" rather than "Kingwood".

Page 9, paragraph 6 should read "GASB34".

Mrs. Ringley also asked that Resolution R-04-02 be removed from the Consent Agenda for discussion. Mr. Ellyson reported that this Resolution was proposed in order to conform to changes in the State Code. Currently, any County purchases over \$20,000 and any School Board purchases over \$30,000 must be obtained through a formal bidding procedure. Staff was looking at combining the two because the projected costs of the systems currently being considered are approximately \$50,000. Legal counsel had advised that the State had already changed the limits to \$50,000 and recommended that the County do this in order to have more flexibility in procuring goods and services for the County and schools. Mrs. Ringley felt that \$50,000 was an excessive amount, and expressed her opposition to purchases of \$50,000 without the formal bidding process. Ms Ringley moved to remove the Resolution from the Consent Agenda for a separate vote. The members were polled:

Mr. Burrell	Aye
Mr. Raynes	Aye
Mr. Lipscomb	Aye
Mrs. Ringley	Aye
Mr. Davis	Aye

The motion carried.

Subject to the corrections to the minutes, Mr. Burrell moved to approve the Consent Agenda. The members were polled:

Mr. Raynes	Aye
Mr. Lipscomb	Aye
Mrs. Ringley	Aye
Mr. Burrell	Aye
Mr. Davis	Aye

The motion carried.

Mrs. Ringley moved that proposed Resolution R-04-02 be deferred until the March meeting to give the Board time to discuss and consider it. The members were polled:

Mr. Lipscomb	Aye
Mrs. Ringley	Aye
Mr. Burrell	Aye
Mr. Raynes	Aye
Mr. Davis	Aye

The motion carried

---

IN RE:                   CITIZENS COMMENT PERIOD

Mr. Steve Miles addressed the Board concerning the Schools and the proposed Capital Spending Plan approved by the School Board last week. As a parent of two primary school students, he is supporting the County and the Schools in this process. He commended the Board's efforts in support of the Schools and the County's educators. He expressed his belief that the proposed plan will not only enhance the schools and the families, but over time will improve property values and attract desired type of commercial business to New Kent. He inquired as to the next step in this process, to which question Chairman Davis deferred to Mr. Ellyson. Mr. Ellyson reported that the next step would be a formal request from the School Board to the Chairman of the Board of Supervisors, after which time the Board will take it under consideration. If the Board passes a Resolution to proceed, then the administrative staff would draft the appropriate documents for the Board's approval, which would then be submitted to the Court for approval to be put on the ballot for referendum. Mr. Miles concluded that he had once read that "what we show our children in the world is really what we want them to know" and he stands ready to support this proposed plan.

Mr. Stran Trout addressed the Board in anticipation of the presentation by a representative from Cox Communications, suggesting several items that should be covered. The first is the fact that there is little or no sound when the Supervisor's meetings are broadcast. Secondly, last week a very good interview with Senator Thomas Norment, who represents our district, was broadcast on Cable Channel 24, but unfortunately, there was no advance notice of this interview. The last item is to determine when the County can expect cable Internet access for this area.

Mr. Trout also invited everyone to the meeting of the New Kent Chamber of Commerce at 6:30 p.m. on Tuesday, February 12, 2002, at the Whitehouse Restaurant. Guest speakers will be Richard Ellyson, County Administrator, and George Homewood, Planning Director.

There being no further speakers, the Chairman closed the Citizen Comment period.

---

IN RE:                   ELECTED OFFICIALS REPORTS

Mr. Herb Jones, Treasurer, appeared and reported that the Bank RFPs have been sent and a pre-bid meeting is scheduled for February 20, 2002. Regarding taxes, as of January 31, 2002, real estate taxes collected totaled \$6,975,500.43; public service \$470,263.19; personal property \$1,559,722.23; mobile homes \$13,153.96; machinery and tools \$1,093.14; aircraft \$2,970.50, for a total of \$9,022,703.00. Regarding the contract signed with Jim Elliott to collect delinquent real estate taxes of about \$500,000, the sum of \$140,899.42 has been collected and Mr. Elliott is moving forward with efforts to collect the remainder. A rabies clinic was conducted on January 26, 2002, which was very well attended, and over \$9,000 has been collected in dog license fees.

Mr. Jones also addressed some of the fee structures already in place in the County. He feels that there were a number of services and associated fees that should be expanded. The first is the fee for pickup and boarding of dogs. There is currently a \$10 pick up fee and a \$3 daily board fee. On top of that, county staff has to walk and feed that dog every day. Secondly, he indicated that cats have become a problem as far as public health, and he thinks the County should look at requiring rabies shots for cats as well. Lastly, regarding county decals, he indicated that it is cheaper for residents to pay the fine for failure to have a decal, than to pay the taxes and decal fee, and feels that the County needs to look at increasing the fines. He reported that he had

discussed this issue with Sheriff Howard and they have agreed to look at these fines and make recommendations as to what would be more appropriate.

Chairman Davis thanked Mr. Jones for both his service to New Kent and to our country, and reported that the Board of Supervisors fully support him in his current deployment. The Chairman asked Ms. Katz, the County Attorney, to explain the Attorney General's ruling regarding this situation. Ms. Katz reported that she had sought the Attorney General's opinion as to Mr. Jones' continuing in his job as Treasurer while he is engaged in his military duty, and his compensation during this time. She reported that the Attorney General had issued an official opinion that Mr. Jones could maintain his job throughout the duration of his military deployment and that he should receive his salary as long as he is performing his duties as Treasurer.

Chairman Davis and Mr. Ellyson reported that Sheriff Howard had surgery last week and is doing well and it is hoped that he will be out of the hospital by this Friday. The Board of Supervisors expressed their wishes that he have a speedy recovery.

Mr. Lipscomb reported that some of the landowners in his district, whose property had been removed from the Resource Management Area, had received letters from the County erroneously indicating that they needed to have their septic tanks pumped. Seven homeowners have contacted Mr. Lipscomb and want the County to reimburse them for having their septic tanks pumped when it was not necessary. Mr. Lipscomb indicated that he did not feel it was the fault of the present staff of the Planning Department as they had not been notified that these properties had been removed from the Area. Mr. Ellyson reported that the letter **recommended** that the septic tank pumping be done, not **require** that it be done, and he would not recommend reimbursement. Mr. Lipscomb admitted that he had not actually seen the letter. Mr. Burrell reported that the Chesapeake Bay Preservation Act requires that pumping be done every five years and the Planning Department should **not** have sent these letters out if the tanks had been pumped in the last five years. Mr. Burrell felt that most recipients of the letter felt compelled to have the tanks pumped and misunderstood that they had an option, and he is of the opinion that the County should reimburse these residents. Mrs. Ringley indicated that she had also received some calls from her constituents who had received the letters in error, and agreed with Mr. Ellyson that homeowners who were not due to have their tanks pumped, should have known that and disregarded the letter. Mr. Raynes indicated that it was his opinion that if the County made a mistake, and caused people who had been pulled out of the RMA to spend money they did not have to spend, then the County should issue reimbursements. Mr. Burrell reminded the Board that some of the people who had been removed from the RMA may not have received notice, and would not know that they were no longer required to have their tanks pumped. Mrs. Ringley recommended that before a decision is made to reimburse anyone, the Board be provided with a list of the recipients who received the letter in error, a copy of the letter, and information on how much money is involved. Mr. Ellyson reminded the Board that removal of the affected lots from the RMA was done in public session and not knowing is no excuse. Mr. Lipscomb responded that the County cannot expect everyone to know whether they are in the RMA or not, and that if the County made a mistake, then reimbursements should be made. Mr. Lipscomb repeated his motion to reimburse seven people, one of which lives in Greenwood Estates and six live in Kenwood Farms. Mrs. Ringley repeated her recommendation that no vote be taken until the Board knows who and how much and she needs more information. Mrs. Ringley reminded the Board that when refunds are issued under the Consent Agenda, each is specified by name and amount. The Board was then provided with a copy of the letter that had been sent out, excerpts from which were read into the record by Mr. Lipscomb: ***“According to our records, the septic system existing on your property is located in the Chesapeake Bay Preservation Area. Our***

*records indicate that five years have elapsed since your last reported maintenance and we are notifying you that your septic system will need to be pumped out".*

Mr. Ellyson pointed out that the next paragraph in the letter asked that the recipient furnish proof if it had been. Mr. Ellyson also asked if it was the Board's contention that the County should bear the burden of sending letters to everyone who owns property that has been removed from the RMA. Mr. Lipscomb reminded that homeowners who are no longer in the RMA should not have received any septic tank pumping letters, and those letters were sent because the records in the Planning Department had not been updated. He added that it was his understanding that the records now have been updated and that this should not happen again. Mrs. Ringley indicated that she does not think those that were removed from the RMA were the only ones who had received letters in error. She again asked that the Board be given full information before any decision is made. Mr. Raynes moved that this issue be tabled until full information is received from the Planning Department, including names and amounts, at which time Mr. Lipscomb withdrew his previous motion. Mrs. Ringley also asked that the information include how many people received the letter in error. The members were polled:

Mrs. Ringley	Aye
Mr. Burrell	Aye
Mr. Raynes	Aye
Mr. Lipscomb	Aye
Mr. Davis	Aye

The motion carried.

Mr. Lipscomb asked for a vote on the proposed Economic Development Agreement. It was agreed that issue will be discussed at the continuation of the work session on February 14, 2002.

Mrs. Ringley reported that she attended the meeting of the House of Delegates Transportation Committee, as had Joe McLaughlin from the Sheriff's Department, and several New Kent residents, including Stran Trout, and another resident from her district, for discussion of House Bill 895 concerning the weigh station. The bill did pass the Transportation Committee and the House of Delegates, and has been forwarded to the Senate. She asked that the Board make efforts to have it pass in the Senate as well. House Bill 895 calls for the upgrade of the existing facility, which will preclude it from being moved into New Kent County.

Mr. Burrell reported that it appears that House Bill 895 has a good chance of passing in the Senate, in light of the current condition of the State budget. He reported that he attended the quarterly meeting of the Colonial Community Criminal Justice Board on Monday February 4. A Substance Abuse Committee is being formed, which will involve participation by Social Services, and he will report on that once it is established. He will be meeting on Friday with the Central Virginia Waste Management Authority and will have a report at the next meeting.

Mr. Davis reported that he and the Vice Chairman met with the Chair and Vice Chair of the School board on January 20, prior to the recent School Board Meeting. He also met on January 22 with some citizens from Eltham, West Point, King and Queen, and King William regarding bridge design and the effects it will have on the Eltham side.

---

STAFF REPORTS:

Mr. Ellyson reported on the status of the improvements to the Boardroom. The new ceiling tiles are in place and commended the County staff for their efforts. He further reported on the cost of the other items under consideration, as follows: replace carpeting and pad: \$6,928.87; move and re-install seating, creating a 5-foot center isle, \$1,150; new podium \$450; new microphone and wiring \$305; remove wood paneling \$750; install wall board \$1,850; paint the walls and two ceilings \$775; install and stain chair railing, \$2,050; totaling approximately \$14,262. If all improvements were approved, renovations would take approximately 60 days, and the room would not be available for the Board meeting in March. The amount of \$90,000 was previously budgeted to renovate the Boardroom, and deducting the amounts previously paid to the architect, there remains \$85,470. Mr. Ellyson reported that the proposed seating refiguration will make it safer and easier for speakers to move to the podium and no seating capacity would be lost. He felt that replacing the dark paneling with a light-colored painted wall would considerably brighten the room, and recommended that upgrading the lighting system should not be considered at this time because it would be a major task and most likely cost prohibitive. Mr. Ellyson also recommended that the existing table and rail be removed, and that folding tables be purchased for use by those groups that currently use the table. Mr. Loving, Public Works Director, reported that all light bulbs have been changed, using the highest wattage that can be safely used. Mr. Burrell moved that the County proceed with the project as presented by Mr. Ellyson in the amount of \$14,262. The members were polled:

Mrs. Ringley	Aye
Mr. Burrell	Aye
Mr. Raynes	Aye
Mr. Lipscomb	Aye
Mr. Davis	Aye

The motion carried.

Mr. Ellyson reported on the current request for School Funding. The School Board wants to build a new high school at a cost of \$25,632,000, which will be a 1200 core facility high school with 1,000 student space. There are plans to convert the existing high school for use as a middle school with a capacity for 700 students. Regarding the Elementary School, there are plans to upgrade the heating and air conditions systems, fix the roof and perform other improvements, with no change in capacity. The School Board plans to build an addition to the Primary School to provide for an indoor activity room and three class rooms, for a capacity of 650 students at a cost of \$1,493,964. Projected expenditures for these plans and improvements total roughly \$30 million. Mr. Ellyson also reported that projected enrollment figures, based on an annual increase of 2%, have been provided out to 2005, of 644 in the primary school, 516 for the elementary school, 596 for the middle school and 823 in the high school. He indicated that the School Board is of the opinion that if it can get these projects done, the County will be well served for the next ten to twelve years and it can avoid the costly necessity of purchasing trailers.

Mr. Ellyson reported on the progress of several projects. He indicated that the County is still waiting on the generators to be delivered and for the contractors to complete the site work. He reported that Delmarva had requested a start up of the Chickahominy Treatment Plant but the County maintains it is premature as staff is still waiting on some tests and recertifications. The County has received a permit application from Atlantic Rural Expositions for the Strawberry Hill

paces with the same conditions as last year. Regarding Phase 2 of the sidewalk project, the contractor has done some work and still has more to do. The highway department is looking at installing a concrete apron across the Crump driveway, and he has asked staff to get an estimate on installing some good gravel in the driveway. The ditch between the Crump driveway and the school is still a problem, on which the highway department is working. The Planning Department has suggested some type of ordinance to control or permit cluster buildings. Mr. Ellyson also suggested that the Board may want to revisit the current procedure in handling Family Subdivisions, as they are starting to cause problems for the Planning Department.

Mr. Ellyson further reported that Fire Engine No. 2 is at the manufacturer and scheduled for delivery in either July or August of this year. Tanker 3 is now at the manufacturer and still scheduled for delivery in late February. Medic 2 is at the manufacturer and scheduled for delivery in late May. Work is still being done on the radio system. Bids came in on Fire Station 1 on February 6, with a low bid of \$1,537,000, which is substantially higher than the budgeted amount. The architect is now reviewing the bids and some "value engineering" may have to be done to bring the bids closer to budget. RFPs are out for the Vehicle Maintenance Facility. Mr. Gallaher is participating in a technical advisory group on local security and terrorism with the Richmond Regional Planning District Commission. He also reports that there is a Bill being considered in the General Assembly to allow local law enforcement mutual aid agreements between non-contiguous localities. Mr. Ellyson reported that the Dairy Queen has received all required permits and is open and operating. He reported that there have been some diversion problems with our rescue squads and Williamsburg Community Hospital which are being worked out. Mr. Ellyson reported that the budget process is still proceeding and he is meeting with the various department heads. He indicated that he has asked for a legal opinion from the County Attorney regarding an old subdivision that, in 1974, was plotted and approved for 55 lots with one well, which is in violation of state law which limits water connections to 49 per well. There has been construction on 50 lots to date, and there is current construction on the 51<sup>st</sup>. The County is uncertain as to whether they can legally permit another connection. He reported that the estimated price to install a second well is \$350,000. Neither the original developer nor any of its partners are still in business, and there is no surety.

---

IN RE:                   RESIDENT ENGINEER'S REPORT

Mr. Robbie Prezioso, Resident Engineer from VDOT, updated the Board of Supervisors on projects which have been accomplished within New Kent County, and other tasks which are scheduled to be completed. Regarding maintenance, he reported that on Route 628, Mt. Pleasant Church Road, work has been done on erosion and slope problems. Patching work has been done on the primaries and interstate throughout the County, and they plan on working on driveways and low shoulders on secondaries. He reported that after using the snow removal equipment, they have had to go back and do clean up work. They have also been busy dealing with drainage complaints after the abundant rainfall in recent weeks. Mr. Prezioso reported that he had the opportunity to work with the Sheriff's Department in responding to calls pertaining to damaged signs and debris in the roadway. He has also been working with them to coordinate traffic control for Strawberry Hill. Regarding Waterside Drive, he reported that he had an opportunity to meet with one of the citizens from that area to address his concerns. He has addressed concerns about some trees on Route 665, which have been scheduled to be removed. His staff met with property owners on Route 686 regarding some problems there and they are working on some possible solutions. The 106 project has been finalized and was accepted from the contractor last week. They have received approval from the Health Department on the rest area project on I-64 but are still waiting for approval from DEQ.

Mr. Prezioso next reported and provided a handout on the ways to bring private roads into the VDOT Secondary System for maintenance. The first is new subdivision streets, where the developer pays for and builds the road to required standards, which are then accepted into the system. The developer normally coordinates his efforts with the County.

The next way is for a New Addition, which requires that a road have been established prior to July 1, 1990; that there has been no further development or subdivision; that it serve three or more homes; and that no speculative interest remains. Funding for the New Additions can come from a combination of (1) Rural Addition and Property Owner/Developer, (2) Rural Addition and Revenue Sharing (50/50 cost sharing process that the County and State can work together), or (3) Property Owner/Developer and Revenue Sharing which totally excludes funding from the 6-year plan. Ranch Acres recently used the last option, the property owners paying one half of the improvement costs.

At 7:25 p.m. Chairman Davis called a short recess.

At 7:30 p.m., Chairman Davis called the meeting back to order.

Mr. Prezioso also reported on the current budget. He referred to a letter previously mailed to the County from the Commissioner's Office which had explained some of the budgetary situations. He indicated that over the past few years, their Department had some very optimistic revenue forecasts. The economy started to turn in the fall and shortly after the 6-year plan passed in New Kent, he was advised of the probability of a small cut. Mr. Prezioso reported that his Department is certain that there will be at least a 2% cut on existing plans. He reported that the new administration has a much more conservative forecast, but no one will know until the end of the General Assembly Session. In the meanwhile, the Transportation Department has been asked to go back and revisit and re-evaluate estimates, and include inflation factors. He reported that in the past, estimates have been significantly lower than the final costs. The current goal is to make certain that what is on the plans is what is being delivered. The new catch phrase is "on time - on budget". Plans are to take the priority list of projects and compare it to the state revenue forecast and "shake it out and see how far the money goes". They are anticipating that there are more projects than funding, and that some of the projects will drop off the lists. His department is also looking at maintenance and the process of "level funding" (funding matches that of year before) and are projecting a 4% increase in funding for maintenance. Salaries and materials have gone up, but allocations have not.

Mr. Prezioso expressed concern about the status of New Kent's 6-year plan and expects to be able, by the end of this month, to show what the true projection is going to be. If the numbers change drastically enough, then the plan may have to be re-evaluated and there may have to be another public hearing.

Mr. Burrell inquired about the bonuses paid on certain road projects. Mr. Prezioso said that the intention is to work on an A+C+ B bidding plan, where if a contractor can do a job in a certain amount of time for a certain amount of money, then he will be paid a bonus. For instance if \$1 million is allocated, and the contractor does it on time for \$800,000, then he will receive a \$200,000 bonus, and it will still just cost the State what is budgeted.

---

ITEM 2: PRESENTATION BY ED ALLEN, JR., New Kent High School Athletic Director, regarding the Field House

Mr. Allen thanked the Board for an opportunity to address this issue. He gave a history of the proposed Field House, indicating that when the present High School was built, part of the project was to develop the athletic complex. After the school was completed, there was not enough money left to build the athletic complex. Several years thereafter, the Board of Supervisors agreed to fund the building of the athletic complex and basically gave them whatever amount of money they wanted to finish that project. Unfortunately, the estimate and resultant funding of \$675,000 was not sufficient to fully complete the project. The athletic complex is used by the community and the School, and a substantial amount of athletic department money has been put into the facility, including fixing the sprinkler system, adding a crown to the football field, and planting Bermuda grass. In fact, the School Board returned to the County funds in the sum of \$27,000 that had been appropriated to upgrade the practice fields, which they could not do because it cost \$60,000.

Mr. Allen described the problem of lack of dressing rooms for the football players. He reported that this year they had to cut players from the football program because there was no place to safely dress them. The dressing room is small, has 100 lockers in it, and they have 120 - 150 participating in activities at one time. The second problem is visiting teams have to dress at the middle school and then be transported over to the high school, and then transported back to the middle school to shower and dress after a game. Another problem is the weight room, which is currently a closet-sized room, is very unsafe, and can only accommodate 15 people at a time. Mr. Allen reported that this was not an issue until the school moved up to the State Rivers District Double A. All of the schools in that division have auxiliary gymnasiums to go with their regular gymnasiums and have first-class weight rooms. He indicated that another problem concerns the fast-growing wrestling program (30 wrestlers), as well as the Youth Wrestling Program (54 youth) that uses the high school mats. The school's team has to go to the primary school to practice, which entails taking the wrestling mats, rolling them up, practicing, washing them off, taking them back, rolling them back up, costing the team an hour of practice time each day. For a match, the mats have to be hand carried over to the high school. The proposed Field House would have a room for wrestling. It will also have room to store the outside equipment, which they now have to leave out in the weather, including the \$5,000 high jump kit, and a pole vault kit they are getting ready to purchase.

Mr. Allen indicated that if the Field House is built in the fall, the football team would dress in there, which would lessen the congestion in the locker room. Cross county and golf would stay inside. The weight room would be in the Field House. The visiting team will dress in the female side of the Field House. In the winter, the Field House would be used totally for wrestling and weight lifting, and in the spring, it would be used for boys and girls outdoor track. In the summer, it would be used for the late programs. Essentially, it would be used 365 days per year.

Mr. Allen expressed how important it is to give our young people the same advantages that others have. If it is approved, the earliest the Field House could be ready would be October, according to the architect, who is a parent of one of the athletes and who prepared the plans/estimate free of charge. The site, which is on the hill at the end of the football field, has already been bulldozed and leveled off; water, sewer and electricity is ready. He reported that the location will have no effect on the site for the proposed high school, and would be between the new high school and current high school. The turn-key estimate on the facility is \$479,000, although he believes that there are some businesses and individuals in the County that would contribute services and materials, to reduce that cost, once an appropriation is made.

Mr. Lipscomb inquired as to whether this would be sufficient for the projected increase in school population for the middle and high schools. Mr. Allen indicated that the proposed Field House will be able serve the County for many years, will be sufficient to accommodate the increase in population, and will help decrease the congestion inside the school.

Mrs. Ringley inquired about there being no exterior door to the storage facility. Mr. Allen indicated that the large track equipment would be stored up on the second floor. Mrs. Ringley asked if this facility would include restroom facilities for the use of patrons of athletic events. Mr. Allen indicated that the proper place for such restrooms would be near the concession stand, and that the Field House would be too far away for that.

---

ITEM 3: PRESENTATION BY TOM PREVETTE OF COX COMMUNICATIONS.

Mr. Prevette was not present. Mrs. Ringley asked that when staff communicates with Cox regarding arrangements for another appearance, he needs to be advised as to the items that the County wants him to address, including the current sound problems with the session broadcasts, the increase in rates, and the prospect for cable internet service and high speed access. Mr. Ellyson expressed his dismay at Mr. Prevette's failure to appear, and enumerated the points of interest that had been communicated to Mr. Prevette in anticipation of his appearance. Mr. Ellyson further indicated that county staff had made a practice tape in the last week or two and delivered it to Cox who put it on the system and the sound was fine. Mr. Ellyson indicated that efforts will be made to have Mr. Prevette available for the March 11 meeting.

---

ITEM 4: PRESENTATION by Dr. Norman Scott, President of Rappahannock Community College, regarding the current status of the college

Dr. Scott thanked the Board for allowing him to appear and presented a brief report on the current status of Rappahannock Community College. He reported that between the credit and non-credit students, there is nearly 7,000 individuals served by RCC. In just two years, their training center has grown 26%, and since 1997, the enrollment growth has been 37%. Their budget has increased by only 23%.

Last year, there were 47 New Kent County citizens enrolled in RCC credit courses. This year the College has asked for an appropriation from New Kent County of \$3,340, which results in spending of about \$73 per student. This past fall, there were 58 New Kent County students enrolled, which would considerably decrease the per student cost. Dr. Scott pointed out the importance of the local appropriation, in light of the "five foot rule". When the General Assembly created the community college system, there was a ruling that the local jurisdiction was to provide everything five feet up to the building. The state would build the building and run the building, but the local community had to take care of anything five feet from the building. That rule is still in the Appropriations Act today. Therefore, any parking lot repairs, or repairs to outdoor lighting or sidewalks, has to be paid for by the local fund.

Dr. Scott reported that New Kent had a student participating in the Governor's School for Marine and Environment Science, and RCC hosts two of the three Governor Schools sites. Further, he pointed out that their Center for Business Work Force Development provided 31 training classes in New Kent County, serving 190 employees, primarily using the schools and Colonial Downs as training sites. RCC is active in New Kent County and wants to do everything it can to serve New Kent County. Dr. Scott recognizes that many of the students from New Kent drive to J.

Sargent Reynolds and to Thomas Nelson Community College, and his staff is working to try to get more to come to RCC.

Dr. Scott reported that he believes there will be funding decrease of 7% next year, and 8% the following year. RCC is currently operating under a 4% decrease in its budget. Although these cuts will make it difficult, the college is going to try very hard to continue with its present level of services. The college has no plans to cap enrollment, like J. Sargent Reynolds announced, and it has no plans to close down any classes.

Dr. Scott did explain the Bond Bill, one piece of which is the General Obligation Bond which will come before the voters in a referendum in November, if the Bond Bill is passed by the General Assembly and is approved by the Governor. There is also a College Building Authority Bond that can be issued without a referendum. Dr. Scott indicated that RCC currently is floating five projects. Two were funded last year but the Governor froze those dollars so they were unable to continue with them. Four of those projects would be in the College Building Authority Bond and the fifth one in the General Obligation Bond. He reported that the Governor was favorably considering signing the Bond Bill if it passes the General Assembly. If so, RCC will be able to build the Workforce and Technical Training Center that it has been planning for the past 3 ½ years. This Center will be located on the Glens Campus and have facilities for high tech business training. He did indicate that it may be a year or so before any one can go into that Center because they may not have the operating funds.

Dr. Scott thanked Sylvia Hathaway, a very active member of their Board, for her efforts and services. Mrs. Ringley inquired what employees were trained at the 31 training classes held in New Kent. Dr. Scott indicated those were mostly school employees, and the training included a good amount of SOL classes.

---

ITEM 5. PUBLIC HEARING: Biosolids Permit Application BS-01-02, by Synagro to apply and amend bio-solids application to the land farmed by Edward P. Binns.

Ms. Courtney Jones, Environment Planner, explained that this was an amendment to a previously issued application of Edward P. Binns to apply biosolids to his farm in the Providence Forge Area. Application has been made to apply the sludge in the winter of 2001 and again in the spring of 2002, and that the permit period be extended for a full three years. Ms. Jones reported that she had contacted Synagro for information to present to the Board. She reports that there is some odor, the intensity of which is weather-dependent, and which dissipates as the material dries. She has been advised that the material has been treated for pathogens and harmful components. Ms. Jones reports that there has never been any documented contamination from one of these applications. She indicated that the sludge comes from solids removed from septic systems. This material would normally be placed in landfills. Ms. Jones introduced Brian Cauthorn from Synagro who was available to answer questions. Ms. Jones asked that the Board approve this application. She indicated that it is better to permit farmers to reap some benefit from this sludge, rather than just send it to a landfill. She then turned the presentation over to Paul Davis of the Virginia Extension Office, for a slide presentation to the Board.

Mr. Davis briefly reviewed the history of sludge application in New Kent and the current ordinance controlling such applications. He represented that the majority of biosolids were applied to corn, soybeans and pasture lands, as will be in Mr. Binns' case. His slides depicted the trucks and tractor trailers which will be hauling the biosolid material, and the equipment that will

be spreading it. Mr. Davis reported that when the biosolids are delivered, he goes out to the site to take samples and sends them out for testing, which is paid for by the company. He represented that the material is spread no closer than 25 feet to any state maintained road. Mr. Davis also represented that once applied, these biosolids do not move.

Ms. Jones briefly reviewed the need for the regulations governing these applications. She indicated that the Colonial Soil and Water District has reviewed and approved this application. She also represented that the original application was granted before the current ordinance was passed, and that there was never any biosolid application after the initial permit was approved.

Chairman Davis opened the Public Hearing.

Mr. George Philbates spoke out in favor of approving this application. He expressed that this was a prime example of recycling a natural resource, and is preferable to applying chemicals to the soil.

There being no further individuals signed up to speak, Chairman Davis closed the Public Hearing.

Mr. Lipscomb moved to approve Bio-Solids Permit Application BS-02-01 as presented. The members were polled:

Mr. Raynes	Aye
Mr. Lipscomb	Aye
Mrs. Ringley	Aye
Mr. Burrell	Aye
Mr. Davis	Aye

The motion carried.

---

ITEM 1. APPOINTMENTS OF STANDING COMMITTEES

Chairman Davis made the following appointments to Standing Committees:

Finance Committee: James Burrell  
Public Safety Committee: Dean Raynes  
School Board Liaison Committee: Julian Lipscomb  
Legal Affairs Committee: Jimmy Burrell  
Personnel Policy and Management Committee: Rebecca Ringley  
Water Resource Committee: Dean Raynes

---

ITEM 6. APPOINTMENTS

The Board will continue to make appointments to various committees.

Mr. Lipscomb moved to appoint Charles Emmons as District One's representative to the Youth Services Commission for a four-year term beginning June 30, 2001 and ending June 30, 2005.

Mrs. Ringley had no appointments.

Mr. Burrell had no appointments.

Mr. Raynes had no appointments.

Mr. Davis moved to appoint George A. Philbates, Jr. as District Five's representative to the Transportation Safety Commission for a four-year term beginning January 1, 2002, and ending December 31, 2005.

The members were polled:

Mr. Lipscomb	Aye
Mrs. Ringley	Aye
Mr. Burrell	Aye
Mr. Raynes	Aye
Mr. Davis	Aye

The motions carried.

Mr. Lipscomb moved to appoint Richard Ellyson as New Kent County's representative (alternate) to the Richmond Regional Planning District Commission, to complete a four-year term ending December 31, 2003.

Mr. Burrell moved to appoint Norman Anderson as New Kent County's representative to the Local Disability Services board for a one-year term beginning January 1, 2002 and ending December 31, 2002.

The members were polled:

Mrs. Ringley	Aye
Mr. Burrell	Aye
Mr. Raynes	Aye
Mr. Lipscomb	Aye
Mr. Davis	Aye

The motions carried.

On further business, Chairman Davis reminded the Board that the previously scheduled meeting of October 15 conflicts with a meeting of Social Services, and suggested that the meeting be rescheduled for Tuesday, October 8, 2002. Mr. Lipscomb made a motion that the October meeting be rescheduled for October 8, 2002. The members were polled:

Mr. Burrell	Aye
Mr. Raynes	Aye
Mr. Lipscomb	Aye
Mrs. Ringley	Aye
Mr. Davis	Aye

The motion carried.

---

Mrs. Ringley reported that she had met with representatives from the Providence Forge Volunteer Rescue Squad and they asked for her to convey their request to meet individually with each Board Member to review some of their concerns.

Mr. Ellyson announced a proposed joint meeting between the School Board and the Board of Supervisors on February 27, 2002, at 6:00 p.m. in the Old Courthouse and asked all members to check their calendars and let him know of their availability.

Mr. Burrell made a motion to continue the meeting until February 14, 2002, at 6:00 p.m. in the Old Courthouse. The members were polled

Mr. Raynes	Aye
Mr. Lipscomb	Aye
Mrs. Ringley	Aye
Mr. Burrell	Aye
Mr. Davis	Aye

The motion carried.

The meeting was recessed at 8:35 p.m.

---