

AN EMERGENCY MEETING OF THE NEW KENT COUNTY BOARD OF SUPERVISORS WAS HELD ON THE 21<sup>ST</sup> DAY OF JANUARY IN THE YEAR TWO THOUSAND ELEVEN OF OUR LORD IN THE BOARDROOM OF THE COUNTY ADMINISTRATION BUILDING IN NEW KENT, VIRGINIA, AT 9: 30 A.M.

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IN RE: CALL TO ORDER

Chairman Evelyn called the meeting to order.

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IN RE: ROLL CALL

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| Thomas W. Evelyn | Present |
| David M. Sparks  | Present |
| James H. Burrell | Absent  |
| Stran L. Trout   | Present |
| W. R. Davis, Jr. | Present |

Mr. Burrell was unable to attend but did execute a Waiver of Notice pursuant to Section 15.2-1418 of the Code of Virginia.

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IN RE: WEIR CREEK EMERGENCY SERVICES, INC.

Present from New Kent Fire-Rescue were Fire Chief E. Thomas Hicks, Captain Lisa Adkins and Eugene Gerald to review problems with Weir Creek Emergency Services, Inc. ("Weir Creek").

Chief Hicks reported on efforts over the past eighteen to twenty-four months to work with the leadership and membership of Weir Creek in order to foster continued delivery of coverage in Eltham and surrounding areas. He indicated that after multiple meetings and the drafting of some performance expectations and goals, the volunteer organization continued to fail to meet the standards set by the County's Operational Medical Director (OMD) and the requirements of County ordinance. He provided and reviewed documentation reflecting the calls made by each of the Weir Creek volunteers and how they compared to other volunteer organizations, as well as the status of some of the volunteers.

It was reported that in 2010, Weir Creek ran 307 calls, with two of the volunteers answering 220 calls by themselves, and the remainder of the volunteers covering just 44 responses.

Staff reported that there was also a failure to keep the emergency response equipment in good and serviceable condition, with some expensive apparatus missing and unaccounted for.

Chief Hicks explained how the current system did allow for the productive use of volunteers, and spoke about the high quality service, excellent participation, and effective communication with some of the other volunteer companies in the County.

He advised that should the Board dissolve Weir Creek, then it was his intent to thereafter reach out to all of the volunteers in that company, asking them to submit their intent to continue to serve and their commitment to meet the expectations and requirements set forth in the County's ordinance which included training. It was reported that none of the Weir Creek volunteers held Advanced Life Support certification. Chief Hicks also confirmed that the County's OMD was aware of what was happening with this organization.

Mr. Gerald added that he felt that many of the problems were related to the negative environment that existed at the station and that, if there were leadership changes, volunteer participation would likely increase as well as the quality of the service.

County Attorney Michele Gowdy advised that once the Board voted to dissolve Weir Creek and the premises was no longer used for a fire station, then the property would revert back to Mr. and Mrs. George Philbates, Jr. She suggested that a Memorandum of Understanding (MOU) be drafted between the Philbates and the County to allow Fire-Rescue to remain in the building while a deed of gift from the Philbates to the County was being drafted and circulated for signature. She pointed out that there was no reversion clause in the deed for the property adjacent to the subject parcel, but that should not affect the County's right to access the fire station property. It was noted that the parcels were deeded to the New Kent Volunteer Fire Department, which in essence no longer existed, and that at some point in the future, the Board also might be asked to consider the dissolution of that organization in order to clear up some of the ambiguities in the various deeds, once some exploratory discussions were held with the Providence Forge Volunteer Fire, the successor to that organization.

A review of the proposed resolution resulted in suggested language changes, including changing "such property" to "real property". After discussion, Mr. Davis moved to adopt Resolution R-04-11 dissolving Weir Creek Emergency Services, Inc. with the requested language changes. The members were polled:

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| David M. Sparks  | Aye    |
| James H. Burrell | Absent |
| Stran L. Trout   | Aye    |
| W. R. Davis, Jr. | Aye    |
| Thomas W. Evelyn | Aye    |

The motion carried.

There was discussion regarding the proposed MOU to be entered into with the Philbates, and how the Board needed to approve its execution. Mr. Trout moved to authorize the Chairman, on behalf of the Board of Supervisors, and the Fire Chief to enter into a Memorandum of Understanding for the use of the premises at 16440 Eltham Road, as a fire and emergency services facility. The members were polled:

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| James H. Burrell | Absent |
| Stran L. Trout   | Aye    |
| W. R. Davis, Jr. | Aye    |
| David M. Sparks  | Aye    |
| Thomas W. Evelyn | Aye    |

The motion carried.

It was reported that staff would be meeting with the Sheriff to discuss how to best handle the removal of County property from the building during the period when the premises was not being used as a fire station.

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IN RE:           ADJOURNMENT

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

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| Stran L. Trout   | Aye    |
| W. R. Davis, Jr. | Aye    |
| David M. Sparks  | Aye    |
| James H. Burrell | Absent |
| Thomas W. Evelyn | Aye    |

The motion carried.

The meeting was adjourned at 10:02 a.m.