

A REGULAR MEETING WAS HELD BY THE NEW KENT COUNTY BOARD OF SUPERVISORS ON THE 8TH DAY OF SEPTEMBER IN THE YEAR TWO THOUSAND TWENTY-ONE IN THE BOARD-ROOM OF THE COUNTY ADMINISTRATION BUILDING IN NEW KENT, VIRGINIA, AT 6:00 P.M.

IN RE: CALL TO ORDER

Chairman Thomas W. Evelyn called the meeting to order.

IN RE: ROLL CALL

Thomas W. Evelyn	Present
C. Thomas Tiller, Jr.	Present
Patricia A. Paige	Present
Ron Stiers	Present
John N. Lockwood	Present

All members were present. Mr. Evelyn welcomed those in attendance as well as those joining virtually. He welcomed several school administrators in the audience as well.

IN RE: INVOCATION AND PLEDGE OF ALLEGIANCE

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

IN RE: CONSENT AGENDA

The Consent Agenda was presented as follows:

1. Minutes
 - a. June 30, 2021 Work Session Minutes
 - b. July 12, 2021 Regular Session Minutes
 - c. July 28, 2021 Work Session Minutes
2. Miscellaneous
 - a. Approval of New Development Street Names for FONK Land Bay 4, Section 3
 - b. Approval of PAPCO Agreement for Purchase of Petroleum Products
 - c. Memorandum of Understanding with RiverStreet Communications of Virginia, Inc.
 - d. Appropriation of Funds for Emergency Well Pump Repair
3. Refunds
 - a. REFUND – Main Street Homes - \$616.50
 - b. REFUND – Main Street Homes - \$628.50
 - c. REFUND – Interior 2000 - \$52.12
 - d. REFUND – Comfort First Mechanical LLC - \$69.37
4. FY21 Supplemental Appropriations
 - a. Sheriff Extra Duty - Colonial Downs - 6/11/21 - 6/19/21 (\$1,547.84), Colonial Downs - 6/25/21 - 6/26/21 (\$663.36), Schools - NKHS Softball - 6/23/21 - 6/26/21 (\$516.72), Schools - NKHS Softball - 6/17/21 (\$258.36), Schools - Girls Soccer - 5/17/21 - 6/2/21 (\$775.08) and Schools - Graduation - 6/11/21 (\$1,065.74), \$4,827.10.

- b. Funds Received from VRSA Insurance - Fire/Rescue - Claim #02-20-37636-1-AP DOL 5/23/2021, \$500.
- c. Interest Earned on Quinton Elementary School, \$4,719.03.

\$10,046.13 - Total
(\$5,327.10) - Total In/Out - General Fund (1101)
(\$4,719.03) - Total In/Out - School Construction (1301)

- 5. FY22 Supplemental Appropriations
 - a. Animal Shelter Donations, \$1,435.
 - b. Gifts and Donations to Fire/EMS, \$400.
 - c. Funds Received from VRSA Insurance - Fire/Rescue - Claim #02-21-38422-1-AP DOL 7/8/2021, \$321.
 - d. Farmers Market Registration Fees, \$135.
 - e. Sheriff Extra Duty - Colonial Downs - 7/9/21 - 7/17/21 (\$1,768.96), Colonial Downs - 7/1/21, 8/9/21 (\$7,650.75), Colonial Downs - 7/19/21 - 7/31/21 (\$6,102.91) and Colonial Downs - 7/2/21-7/4/21 (\$1,680.51), \$17,203.13.
 - f. Additional Funds from DSS, \$30,284.
 - g. Victim Witness Donation - Kip Kephart Foundation, \$500.
 - h. Vending Machine Sales - HR (\$60.90) and Sheriff (\$31.51), \$92.41.
 - i. P&R Sponsorship, \$1,950.
 - j. Interest Earned on Quinton Elementary School, \$1,060.13.
 - k. DMV Selective Enforcement Grants, \$76,308.40.
 - l. Total Response Emergency Medical Dispatch Grant Funds, \$62,405.60.

\$192,094.67 - Total
(\$21,536.54) - Total In/Out - General Fund (1101)
(\$72,004.20) - Total In/Out - Grants (1106)
(\$30,284.00) - Total In/Out - Social Services (1201)
(\$1,060.13) - Total In/Out - School Construction (1301)
(\$62,405.60) - Total In/Out - Capital (1302)
(\$4,804.20) - From Fund Balance - General Fund (1101)

- 6. FY 21 Interdepartmental Budget Transfers
 - a. Administration - From Wages - Part-time - Regular (\$10,239.87) and Hospital/Medical Plans (\$2,558.22), \$12,798.09 to Salaries & Wages - Regular (\$3,194.76), to Wages - Overtime - Regular (\$6,968.22), to VRS Employee Health Insur. Cred. (\$7.36), to Group Life Insurance (\$44.88), to St/LT Disability Premium (\$0.20), to FICA/Medicare (\$1,013.71), to Retirement - VRS (\$368.96) and to Vehicle Allowance (\$1,200), \$12,798.09
 - b. Fire-Rescue - From Salaries to Overtime (\$48,392.32), From Salaries to Medical Plans (\$32,249), From Salaries to Part-Time (\$6,391.44), From LODA to Volunteer LODA (\$139), From FICA/Medicare to FICA Medicare (\$488.65), From OSHA Compliance Expense to Maintenance Service Contracts (\$22,893.35), From Uniforms & Wearing Apparel to Repairs & Maintenance (\$6,607.92), From Heating Service to Electrical Service (\$1,572.55), From Printing & Binding to Postage (\$287.05), From Volunteer Insurance to Leased WAN Lines (\$4,574.32), From Volunteer Insurance to Motor Vehicle Insurance (\$1,674), From Office Supplies to Training (\$1,347.35), From Office Supplies to Janitorial Supplies (\$45.63),

- From Telecommunications to Dues & Association Memberships (\$1,107) and From Workers Compensation to Vehicle Powered Equipment & Repair (\$67,675.82), \$195,445.40.
- c. Fire-Rescue - From Workers Compensation to Vehicle & Powered Equipment Fuel (\$5,585.06), From Uniforms & Wearing Apparel to Books & Subscriptions (\$93.36), From Professional Services to Operational Supplies (\$2,815.11), From Telecommunication - Cellular to Machinery & Equipment (\$1,875.65), From Professional Services to Furniture & Fixtures (\$1,563.89) and From Professional Services to Haz-Mat Response Equipment (\$2,268), \$14,201.07.
 - d. General Services - From Wages-Part Time Overtime (\$500), From Workers Compensation (\$4,392.61), From Brush Recycling (\$6,121.94), From Contracted Refuse Disposal (\$2,461.93), From County Recycling (\$834.98), From Repairs & Maintenance (\$8,752.19), From Postal Services (\$47.17), From Telecommunications - Land (\$2,120.53), From Lease/Rent Equipment (\$1,324.93), From Travel (Convention & Education) (\$500), From Dues & Association Memberships (\$218.24), From Vehicle & Pwerd Equip Fuel (\$877.38), From Vehicle & Pwerd Equip Supplies (\$3,901.63), From Rt 618 Projects (\$52.80), From Wages - Overtime Regular (\$4,299.58), From Professional Services (\$286.20), From Repairs & Maintenance (\$36,582.84), From Maintenance Service Contracts (\$13,101.50), From Electric Services (\$19,841.11), From Telecommunications - Land (\$687.99), From Mileage (\$234.94), From Travel (Convention & Education) (\$240), From Insurance Damages/Recoveries (\$250), From Office Supplies (\$137.80), From Janitorial Supplies (\$1,068.18), From Repairs & Maintenance Supplies (\$4,959.81), From Vehicle & Pwerd Equip Supplies (\$324.56), From Lawn Maintenance Supplies (\$1,518.47) and From Parking Lot Striping/Sealing (\$4,378.90), \$120,018.21 to Salaries & Wages - Regular (\$10,196.82), to Wages-Overtime Regular (\$205.48), to FICA/Medicare (\$1,100.06), to Retirement - VRS (\$708.13), to VRS Employee Health Insur Cred (\$14.78), to Hospital/Medical Plans (\$799.24), to Group Life Insurance (\$85.20), to ST/LT Disability Premium (\$244.98), to Contract Services (\$46,190.49), to Vehicle Insurance (\$469), to Uniforms & Wearing Apparel (\$198.19), to Machinery & Equipment (\$15,121.92), to Salaries & Wages Regular (\$15,562.73), to Wages-Part Time Regular (\$913.47), to FICA/Medicare (\$426.22), to Retirement - VRS (\$1,001.99), to VRS Employee Health Insur Cred (\$20.22), to Hospital/Medical Plans (\$1,139.43), to Group Life Insurance (\$123.27), to ST/LT Disability Premium (\$352.96), to Contract Services (\$4,460.72), to Heating Services (\$1,245.89), to Utility Service - Water (\$12,219.30), to Postal Services (\$15.11), to Insurance - Fire/Property (\$2,449.01), to Vehicle Insurance (\$253), to Vehicle & Pwerd Equipment Fuel (\$333.07), to Uniforms & Wearing Apparel (\$847.20) and to Wages PT (\$3,320.33), \$120,018.21.
 - e. Human Resources - From Professional Services (\$11,335.02) to Salaries & Wages - ST Disability (\$6,865.29), to Employee Incentives/Awards (\$2,444.06), to Retirement-VRS (\$547.91), to Hospital/Medical Plans (\$545.21), to Office Supplies (\$371.70), to Dues & Association Memberships (\$234.50), to FICA/Medicare (\$215.22), to Group Life Insurance (\$67.28), to ST/LT Disability Premium (\$26.40), to VRS Employee Health Insur Cred (\$11.68) and to Wages-Overtime Regular (\$5.77), \$11,335.02.

- f. Information Technology - From Contract Services to Hospital/Medical Plans (\$52.36) and From Internet Access to Professional Services (\$1,210), \$1,262.36.
 - g. Sheriff's Department - From Wages-Overtime Regular (\$3,693) to Salaries & Wages - Regular (\$3,692) and to Group Life Insurance (\$1) and From Uniforms & Wearing Apparel (\$2,290) to Maintenance Service Contracts (\$500), to Telecommunications-Cellular (\$379), to Vehicle Insurance (\$8), to Travel (Conv. & Education) (\$900), to Insurance Damages/Recoveries (\$25) and to Dog Tags (\$478), \$5,983.
 - h. Social Services - From Dues and Membership to Overtime, \$122.28.
7. FY 22 Interdepartmental Budget Transfers
- a. Administration - From Reserved for Contingency to General County Repairs and Maint., \$2,945.64.
 - b. Administration - From Reserved for Contingency to Economic Development Authority, \$27,500.
 - c. School Board - From Appropriation of Funds From Prior Years to HS HVAC Repair, \$16,500.
 - d. School Board - From Appropriation of Funds From Prior Years to Basin Fund, \$15,833.50.
8. Treasurer's Report: Cash as of July 31, 2021, \$69,946,196.24 including escrow funds.

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

C. Thomas Tiller, Jr.	Aye
Patricia A. Paige	Aye
Ron Stiers	Aye
John N. Lockwood	Aye
Thomas W. Evelyn	Aye

The motion carried.

IN RE: SPECIAL PRESENTATION TO GAGE MICHAEL EUTSEY

Ms. Paige stated that with everything going on in the world it was awesome to have an opportunity to celebrate and acknowledge an outstanding youth in the community. She had enjoyed the honor of sitting with this individual at the New Kent Farmers Market many Saturdays and noted that after he had hugged his mother, he would then share a hug with her. This individual had provided great customer service, served as a greeter, assisted with handing out New Kent swag and helped vendors promote products and everyone who met him at the Market learned chocolate zucchini bread was the best bread to buy. She came down to the podium where she asked Gage Michael Eutsey to join her. She read from the Certificate of Appreciation recognizing him for giving of his time as a greeter and helper at the New Kent Farmers Market for the 2021 season. She presented the certificate and stated they could not have run the Market without him and that she and her fellow Board members appreciated his service. Gage thanked Ms. Paige and hugged her before they returned to their seats. Mr. Evelyn thanked Ms. Paige and congratulated Gage.

IN RE: INTRODUCTION OF NEW SCHOOL SYSTEM ADMINISTRATORS

New Kent School Superintendent Dr. Brian Nichols reported schools were now open for in person learning five days a week. It was an exciting time and there were some new faces and old faces in new places as a result of the division's continuing work, being a growing school system and reorganizing to become more efficient. He introduced:

- Jonathan Hochman, Assistant Superintendent of Operations – Mr. Hochman was a New Kent resident and a former Principal with the Town of West Point Schools. He also had students in the second and seventh grades in New Kent County Schools.
- Allison Anderson, Executive Director for Human Resources – Ms. Anderson had worked in Human Resources in Newport News and had served as a school administrator. She had a seventh grade student in Williamsburg James City County Schools. Retired Human Resources administrator Cynthia Pitts was enjoying time with a new grandchild.
- Dr. Amy Stamm, New Kent Elementary School Principal – Dr. Stamm was coming to New Kent from Williamsburg James City County Schools. Retired New Kent Elementary Principal John Moncrief was enjoying more time for hobbies and on the water.
- Frank Wheeler, New Kent Middle School Principal – Mr. Wheeler had served as Assistant Principal at New Kent Middle School. Dr. Nichols noted Mr. Wheeler was saying every day this was his dream job and he would be holding him to that for the next 178 days. Previous Principal Kelly Gray had taken a position closer to her home.
- Kyle Moser, Quinton Elementary School Principal – Mr. Moser was the “man without a home” because his school was not scheduled to open for a year. Mr. Moser had served as Assistant Principal at G.W. Watkins Elementary and would know most of the students attending the new school. He had a lot on his plate working to open a new school. Dr. Nichols reported the new school project was currently on schedule and under budget.

Dr. Nichols noted they could not do the work they were doing without the School Board and introduced School Board members Sarah Barber and Vice-Chair Kristin Swynford. He stated it would be a bumpy year which they would work through in partnership as they always did. He was amazed this was his third year with New Kent and it seemed just like yesterday when he had stood before the Board stating how excited he was to be here. He was even more excited and committed now and was looking forward to continuing to partner with the Board. He thanked the Board for the opportunity to make these introductions.

Mr. Evelyn thanked Dr. Nichols and opened the floor for other Board members to comment. Mr. Stiers welcomed the administrators and stated the most important thing Dr. Nichols had said was that the new school project was under budget and noted the Board loved to hear this. Mr. Evelyn agreed and thanked the administrators for attending and wished them all a very successful year. He noted the school division had put many protocols in place to be able to have all students in school five days a week. He thanked them for all they had done in this regard and noted he was looking forward to working with them over the next year.

IN RE: INTRODUCTION OF EXECUTIVE ASSISTANT FOR ADMINISTRATION –
AMANDA A. STANGER

County Administrator Rodney Hathaway noted it was an honor and pleasure to introduce Amanda Stanger as the new Executive Assistant for Administration. Ms. Stanger had started working for New Kent County in 2016 as a part of the Administrative Team serving as a part time receptionist. She had transferred to a full time Accounts Payable Specialist position in Financial Services in June 2017. He stated he was happy to have her back as a part of the Administrative Team and noted she had hit the ground running and was doing an excellent job. Mr. Evelyn thanked Mr. Hathaway and Ms. Stanger.

IN RE: CITIZENS COMMENT PERIOD

Mr. Evelyn opened the citizens comment period and provided brief instructions. He called Chandra McPherson of 811 Mansion Drive, Hopewell to the podium. Ms. McPherson, representing the New Kent Chamber of Commerce, shared information on upcoming events hosted by two of the County's largest civic organizations. The first was the "A Taste of New Kent" wine festival hosted by the Chamber at Maidstone Village from 11:00 a.m. to 5:00 p.m. on October 16th. The New Kent Rotary had previously hosted an Air/Car show at the New Kent Airport but would be hosting a car only show this year at Rosie's/Colonial Downs from 10:00 a.m. to 3:00 p.m. on October 30th. This event known as "Motor Fest" as well as the wine festival were big fundraisers for these organizations. More information was available at the websites and Facebook pages and she encouraged everyone to save the dates. She also noted it was not too late to be a sponsor, vendor or volunteer at these events and funds raised would be used to provide scholarships and support in other ways in the County. Those interested could reach out to her with any questions and she thanked the Board for the opportunity to speak. Mr. Evelyn thanked her for her report.

John Wilgus of 8653 Chestnut Hills Road spoke regarding advertising signage in the County. He had spoken on this subject at previous meetings and noted the County had made good progress on cleaning up. He noted County Administrator Rodney Hathaway had sent letters to the biggest offenders but a few had apparently not gotten the word. He further noted a number of garage sale signs could also be found at intersections. He reported a large plastic sign advertising an open house and houses for sale in the roadway at a roundabout on Route 106. Two requests to VDOT had been marked canceled but the sign remained. He was curious why the requests had been canceled and asked if the Board could find out. Mr. Evelyn noted VDOT would be reporting next and perhaps they could provide an answer. Mr. Stiers reported he had personally removed signs at the intersection of Routes 60 and 155 and noted any official with the County could do so. Mr. Evelyn thanked Mr. Wilgus for his comments and noted the signage issue remained an ongoing concern. He suggested perhaps there would be more compliance once fines were imposed. Mr. Wilgus noted the Board had talked about Envision New Kent (Strategic Plan) and his "Envision New Kent" went more to the basics such as being clean, signs not all over the place, a trash contract in place and the grass being cut. He stated things were moving forward and expressed appreciation for the Board's efforts. Mr. Evelyn thanked him for his comments.

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

VDOT Resident Administrator Marshall Winn reviewed a written report on items completed over the past thirty days including a variety of work throughout the County such as pothole repair, surface treatment, grading gravel roads, shoulder repairs, ditching, tree removal/pruning/cleanup, herbicide spraying, grass mowing, sign repair, debris removal and litter pickup. 61 work orders had been received and 29 completed. Ten emergency after hours call outs involving high water, trees and other debris in the roadway, an accident, a road wash out and setup for a dangerous work zone were reported. The pipe installation on Henpeck Road had been completed and some additional shoulder restoration remained. Three trimming had been completed on a number of roads including but not limited to Henpeck, Farmers Drive, Route 60, Tunstall, St. Peters and Longview. A right-of-entry had been secured from an adjoining property owner allowing VDOT to come onto the property to address flooding issues at a home on Route 30. Mr. Winn indicated he had spoken with the homeowner who had indicated he felt much of the flooding was coming from the pallet plant and he had been pumping the water to a nearby ditch. Maintenance Operations Manager

Jeff Allgood had been in contact with Ms. Paige and Mr. Lockwood in regard to several previously reported issues. Additional railroad crossing signage had been ordered for the Rockahock Road area and would be installed as soon as received.

Project Development items included:

- A Smart Scale shoulder widening (shared use path) project for Route 155 from Route 249 to Kentfield Parkway had been awarded to Allan Myers, would start in late September or early October and had come in under the estimated price.
- Latex modified surfacing on Route 249 was underway. Slurry Pavers had begun patching in early May and the completion date was November 1st.
- A contract for additional resurfacing on Route 60 had been awarded to Allan Myers. Work had begun on May 24th and was expected to be complete by November 1st for this season. Inlaid markers and guardrail work were pending completion.

Pending studies included:

- Corridor Study on Route 60 Pocahontas Trail – This included the Bottoms Bridge Area and due to its large scale, had been tasked out to VDOT’s on-call engineer. The study was expected to be completed by the end of the year.
- Corridor Study on Route 30/33 Eltham Road – This was a large scale study that would require special funding. The study would also be tasked out to VDOT’s on-call engineer and was expected to kick off the following week.
- Speed Study on Route 610 Pine Fork Road for possible reduced speed limit. This study had been delayed at the County’s request until the completion of Pine Fork Park. This study had since been initiated and a report was expected in approximately sixty days.

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

Mr. Stiers thanked Mr. Winn for his attendance and thanked VDOT for having the grass mowed on Kentland Trail prior to the Virginia Derby. He noted Mr. Winn had indicated VDOT would not be able to mow this grass every two weeks and reported receiving numerous contacts from Brickshire residents regarding the grass not being mowed. He further noted VDOT had done a good job in the past but had fallen behind in the months prior to the Derby. He would be making a presentation to the Board on another possible option later in the meeting. He expressed appreciation for all VDOT was doing.

Mr. Tiller thanked VDOT for the work on Henpeck Road. He asked if streets in Rochambeau Estates had been taken into the VDOT system and reported on flooding at a home in that neighborhood where approximately a foot of water had recently come into the garage. He suggested if the streets were not in the VDOT system, perhaps this could be addressed during the process. Mr. Winn indicated he would check and report back. Mr. Tiller noted repair work on “speed bumps” on Route 60 had been done a while ago and some were in bad shape again, specifically two areas near Market Place Drive. Mr. Winn reported these issues were due to the concrete expanding and contracting and indicated he would have someone look into this. He also reported this section of Route 60 was on the schedule for completion next year and VDOT would be happy to get this project behind them.

Mr. Lockwood reported receiving emails from Jeff Allgood and Superintendent Joe Tarry reporting on projects in the works to correct issues on Carter Road as well as other reported issues. He also noted tree trimming along Farmers Drive had been a big improvement. The trimming on Route 30 had stopped at Farmers Drive and he asked if plans were to continue this work toward Route 33. Mr. Winn indicated he believed all work in the area had been completed but he would check and report back. Mr. Lockwood noted new reduced speed

signage had been installed on Route 30 and trees needed to be trimmed around some of the signs. Referencing an ongoing flooding issue on Route 30 near the pallet plant, he reported heavy rains earlier in the day had flooded the yard again. The pallet plant owner had agreed to allow VDOT to come onto the property to clear a ditch along their property as well as behind the Safe and Sound business. He suggested an incorrect fall was causing the water to back up rather than flow through the ditch and a pipe under a spur road off of Stage Road would alleviate some of the issues. Mr. Winn reported they were concerned diverting water in that direction could result in flooding at another residence. Mr. Lockwood continued offering suggestions on what should be done. Mr. Winn reported VDOT was already planning to clean the drainage area behind Safe and Sound and indicated he and Mr. Lockwood would need to further discuss his suggestions. Mr. Lockwood indicated he would be happy to meet at the site.

Ms. Paige thanked Mr. Winn for his presence and indicated she had nothing new to report.

Mr. Evelyn reported issues with the stop light at Route 106 and Route 60. Northbound traffic heading out of Charles City County was backing up at this interchange and only three to four vehicles were able to pass before the light changed. Mr. Winn indicated he would have someone look into this. Mr. Evelyn thanked him for his report.

IN RE: RAPPAHANNOCK COMMUNITY COLLEGE UPDATE

Rappahannock Community College (RCC) President Dr. Shannon Kennedy thanked the Board for the opportunity to speak and for the relationship RCC shared with New Kent County. She noted the satellite campus which had opened in a portion of the historic school in 2015 had been very successful. She also thanked the Board for the appointment of Ellen Davis as New Kent's representative on the RCC Board of Directors. Ms. Davis was currently serving her last year on the Board and her third year as Board Chair. She also thanked the Board for the appointment of Patricia Paige to the RCC Educational Foundation Board. Dr. Kennedy turned the floor over to Ms. Davis.

Ms. Davis expressed appreciation for the honor of representing New Kent on the RCC Board. She reported she had learned so much about the value of a community college to a rural community and she introduced James Weaver who was currently taking advantage of what RCC had to offer. She noted that although Board members may not know him, they were familiar with his family members including his mother Laurie Weaver (New Kent Middle School Teacher), grandmother Leigh Quick (former New Kent school teacher, administrator and School Board member) and his grandfather Ed Allen (former school teacher, coach, administrator and Board of Supervisor member). She turned the floor over to Mr. Weaver.

Mr. Weaver reported he had been attending classes at RCC for a year and was scheduled to graduate in December. He had learned enough in a year to enable him to open his own shop here in New Kent. Rather than going to college right out of high school, he had decided to go to work and RCC had been a life-saving opportunity for him. RCC had been a very good school, had taught him a lot and the education would help him further down the road. He was currently working for a local farmer doing this type of work every day.

Mr. Evelyn asked Mr. Weaver what type of shop he would be opening. Mr. Weaver indicated it would be a mechanic's shop. Dr. Kennedy reported Mr. Weaver had been taking diesel and welding courses and the instructor had said he was one of his best students. She noted he was just one example of a student taking advantage of the opportunities RCC had to offer here in New Kent County.

Dr. Kennedy provided a number of 2020 RCC/New Kent County statistics and where New Kent ranked among the twelve localities they served. The numbers indicated:

- Enrollment had been 278 and ranked fourth. Enrollment in many localities had shown declines but that had not been the case for New Kent.
- Dual enrollment had been 184 and ranked third. New Kent County Superintendent Dr. Brian Nichols had indicated they were identifying more teachers who were interested in obtaining a masters' degree and becoming certified to teach dual enrollment courses. RCC had received a \$1.5 million dollar grant to help share in the cost of certification.
- Graduates had been 39 and ranked sixth.

Dr. Kennedy drew attention to a picture of the front entrance of RCC's New Kent location and noted a rendering of a proposed sign had been superimposed over the façade. RCC was making plans for more permanent signage and would be seeking the Board's approval before doing so. The cost and installation would be at RCC's expense. She also reported an RCC Educational Foundation grant was subsidizing the cost for students to use Bay Transit to attend classes and would do so for the next year and a half. RCC had recently invested in virtual reality instruction in diesel and welding and using oculus headsets, students could virtually pick up and practice using tools. This technology would help RCC not only expand its offerings but also attract young people to these technical fields. RCC had also received a grant to fund three High School Navigator positions. Once the grant funds were exhausted, a \$2.7 million endowment from a Mathews County benefactor would fund the positions in perpetuity. One of the positions would be assigned to New Kent High School four days a week and to King & Queen High School one day a week. These positions would be working to help move students on to higher education whether at RCC or some other institution.

RCC was currently offering eleven classes onsite in New Kent County. She noted nursing instruction was not included as these classes rotated locations and were considered offsite. Forty-seven courses were being offered jointly as dual enrollment with Bridging Communities Regional Career and Technical Center and nine dual enrollment courses were offered at New Kent High School. She reported approximately \$110,000 had recently been spent to update the nursing lab at RCC's New Kent campus. She shared a picture of packages waiting to be unpacked and reported once all the items were in place, this would be a fully equipped nursing lab approved by the Board of Nursing.

Dr. Kennedy reported twelve students from New Kent had received scholarships totaling \$32,200 through the New Kent Educational Foundation. Approximately 70% of all students applying for scholarships had received awards and the average award had been \$2,683, half the cost of annual fulltime tuition. High School Navigators would also be assisting students with scholarship applications and she expected this number would increase.

Dr. Kennedy also reported RCC was working with New Kent on a welding program expansion through GO Virginia. GO Virginia was an initiative by Virginia's senior business leaders to foster private-sector growth and job creation through state incentives for regional collaboration by business, education and government. She reviewed a timeline noting numerous meetings had been held as well as future dates. County Administrator Rodney Hathaway and Assistant County Administrator Justin Stauder had also been involved in a number of these meetings and a RCC staff member working as a grant writer had assisted with pulling the application together. Economic Development Director Matthew Smolnik had assisted with obtaining letters of support from businesses such as Nestle Purina and WestRock and letters had also been received from Curtis Contracting, Bruce Howard Construction and Superior Metal Fabricators. The DHCD (Department of Housing and

Community Development) had voted to move the project forward on August 19th and the State Board would be making a final decision on September 23rd. The GO Virginia application was requesting \$300,000 and this would be New Kent's first GO Virginia grant. RCC would be providing a \$150,000 match using federal funds as well as funding other expenses not covered by the grant or federal funding. She noted there was a risk to investing this kind of money into a building they did not own but RCC was committed to New Kent County and this project. She entertained questions.

Mr. Lockwood stated he was glad to have RCC here in New Kent and was happy to see that people such as James Weaver had been able to expand his career and develop into a business owner. He felt it was a wonderful thing. Mr. Evelyn agreed and noted he definitely knew there was a need for welders in his business (logging) and Mr. Curtis with Curtis Contracting had just walked in and welders were also needed in that field too. He stated the work force was just not there and this program would be great for New Kent and would help fill the need. Mr. Stiers noted he had been on the Board when they had first voted to bring RCC into New Kent County. He noted RCC and its programs were a great wealth to students in New Kent and the Board would do all it could to continue to support them. Dr. Kennedy thanked them for the opportunity to present and stated she hoped they would see more growth and more offerings. Mr. Evelyn thanked Dr. Kennedy for the presentation and Mrs. Davis for her service on the RCC Board of Directors.

IN RE: JWK PROPERTIES 7151, LLC SUBDIVISION REQUEST

County Administrator Rodney Hathaway reported JWK Properties 7151, LLC had submitted a request to subdivide a ten acre lot that was zoned Industrial and had road frontage along Route 612 (Airport Road). This property had originally been owned by New Kent County and had been sold to Mr. and Mrs. Willie H. Glass on July 31, 1992, as part of the County's plan to establish an industrial park adjacent to the New Kent County Airport. The parcel was now owned by JWK Properties 7151, LLC (owned by the daughter of Mr. and Mrs. Glass) and per deed restrictions, permission was required from the Board to subdivide the property. The request was to create four new one acre lots all with frontage on Route 612. Under Industrial zoning, no housing would be permitted and the primary uses could be office, warehousing and manufacturing. Additional restrictions in the deed further restricted potential uses to include only office, warehousing and some types of retail. Staff had reviewed the request and was recommending approval with the following conditions:

- The new lots would not be allowed to establish a new access to the New Kent Airport run-way, although they may be permitted to utilize the existing access provided by the owner of the parent parcel.
- All deed restrictive covenants of the parent parcel shall also apply to the new lots.
- The subdivision shall comply with all requirements in Chapters 91 and 98 of the New Kent County code.

Mr. Tiller asked if access to the lots would be through the Airport. Mr. Hathaway reported each new lot would have direct access to Route 612 and noted new lots zoned Industrial were required to have public road frontage. Mr. Evelyn asked if this was one of the lots along Route 612 and I-64. Mr. Hathaway indicated this was not one of those lots and noted the property was between the Bennett property and the Airport. Noting it was a ten acre lot and they were asking to create four one acre lots, Mr. Lockwood asked if there would be five lots total. Mr. Hathaway confirmed. Mr. Stiers asked if the owners of the Bennett property had been informed. Mr. Hathaway indicated he and Dr. Bennett had discussed the JWK property but not specifically this proposed subdivision. Dr. Bennett was aware the property was on the market for sale. Mr. Evelyn asked if this would require a public hearing. Mr.

Hathaway indicated it would not and a motion for approval by the Board would be all that was necessary. Referencing Mr. Stiers comment, Mr. Evelyn asked if this item should be tabled until Dr. Bennett had been informed of the proposed subdivision. Mr. Stiers suggested that as an adjacent landowner, Dr. Bennett should be notified. Mr. Hathaway indicated that could be done if it was the Board's pleasure but the County's subdivision process did not involve contacting adjoining landowners. Mr. Evelyn suggested the item be tabled until the work session. The general consensus was to table the item. Mr. Stiers asked Mr. Hathaway if he would notify Dr. Bennett. Mr. Hathaway indicated he would.

IN RE: INITIATION OF ZONING ORDINANCE AMENDMENT TO INCREASE THE
MAXIMUM BUILDING HEIGHT OF STRUCTURES WITHIN THE ECONOMIC
OPPORTUNITY AND INDUSTRIAL ZONING DISTRICTS – RESOLUTION R-20-21

Before the Board for consideration was Resolution R-20-21 in accordance with Section 15.2-2286 of the Code of Virginia, initiating a zoning ordinance amendment to increase the maximum building height of structures within the Economic Opportunity and Industrial zoning districts. By approving this resolution, the Board would direct staff to review maximum building height requirements in the Economic Opportunity and Industrial zoning districts to determine if the current requirements were consistent with today's building practices in the warehousing and manufacturing industry. The resolution was requesting consideration of a maximum building height increase to 75 feet for structures in these zoning districts. Current maximum heights were 50 feet in Economic Opportunity and 60 feet in Industrial. Mr. Hathaway reported if the resolution was adopted, the Planning Commission would then conduct a public hearing to receive public comment and then forward recommendations to the Board of Supervisors. He entertained questions.

Mr. Stiers asked if this increase in building height would have any impact on street or parking lot lighting. Mr. Hathaway indicated he believed street lights had a separate height criteria and deferred to Planning Director Kelli Le Duc for a response. Mr. Stiers noted he was asking because there was already an issue with lighting in an area of the County. Ms. Le Duc confirmed street and parking lights did have their own height criteria and increasing building heights would have no impact.

Ms. Paige moved to adopt Resolution R-20-21 to initiate a zoning ordinance amendment to increase the building heights of structures in the Economic Opportunity and Industrial zoning districts. The members were polled:

Patricia A. Paige	Aye
Ron Stiers	Aye
John N. Lockwood	Aye
C. Thomas Tiller, Jr.	Aye
Thomas W. Evelyn	Aye

The motion carried.

IN RE: PUBLIC HEARING - REVIEW OF DESIGNATED STREETS IN THE
CHICKAHOMINY SHORES AND PATRIOTS LANDING SUBDIVISIONS FOR THE
USE OF GOLF CARTS AND UTILITY VEHICLES – ORDINANCE O-28-21

Before the Board for consideration was Ordinance O-28-21 to amend Section 70-192 of the County Code and to continue the designation of streets for the use of golf carts and utility vehicles in the Chickahominy Shores and Patriots Landing subdivisions. County

Administrator Rodney Hathaway reported the Board had adopted a golf cart and utility vehicle ordinance in accordance with section 46.2-916.2 of the Code of Virginia on May 14, 2018. Ordinance O-04-19(R2) adopted on August 12, 2019 authorizing the use of golf carts and utility vehicles on designated streets within the Chickahominy Shores subdivision was set to expire on September 15, 2021. Ordinance O-18-19 adopted on October 15, 2019 authorizing the use of golf carts and utility vehicles on designated streets within the Patriots Landing subdivision was set to expire on October 15, 2021. Mr. Hathaway noted that since a public hearing was necessary, the decision had been made to present both approvals for review at the same time. Staff had reached out to VDOT and the New Kent Sheriff's Office informing them that the previous authorizations were set to expire and requesting input on their experiences and observations on the usage of golf carts and utility vehicles. No comments had been received from VDOT. Comments received from the Sheriff's office had been provided in the meeting packet and included a number of concerns regarding both neighborhoods. Mr. Hathaway suggested many of the infractions were the result of a missing education component. The Sheriff's Office had already started an effort to educate the community regarding proper use of golf carts and utility vehicles on community streets and had pushed several messages through social media.

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

Mr. Stiers asked who from these subdivisions had made these requests and had the requests been approved by their HOAs. He asked if someone from the HOA should be present if the Board would be making a decision that would impact their entire subdivision. Mr. Hathaway indicated he had reached out to the Chickahominy Shores community and to the applicant for the Patriots Landing community. The application for Patriots Landing had been signed by Kim Moyer representing the HOA but most of his conversations had been with Ashley Benbow with United Properties Associates who was managing the Patriots Landing common space. He reported Ms. Benbow was out of town and had reported she would not be attending. He had also spoken with David Berberich with the Chickahominy Shores Civic Association so both communities had been notified. Mr. Stiers indicated he was asking because there had been a request from a resident in The Colonies several years ago to have VDOT do some work in their neighborhood. VDOT had agreed to do the work and Mr. Stiers had suggested the resident notify the HOA before anything was started. When the HOA received notice, they had indicated they didn't want the work to be done. Mr. Hathaway noted one individual could not submit an application. Applications for golf cart and utility vehicle authorization had to be either submitted by the HOA or by a petition indicating support of a certain percentage of property owners if an HOA was not in place.

Ms. Paige noted the Sheriff had expressed concerns and asked if education on social media would take care of that. Mr. Hathaway noted he was not sure everyone understood you had to be a licensed driver to operate a golf cart on public streets and he felt the information would address some of the concerns. He believed that with outreach stressing that this was not allowed and would be enforced, the number of infractions would be limited.

Mr. Lockwood noted he had read through the Sheriff's concerns and noted drunk driving on golf carts was still drunk driving. He pointed out the Sheriff had indicated he had no real concerns with the ordinance and was mostly concerned with safety. He suggested it was the responsibility of the people in the communities to police themselves before the police had to show up and they should understand the Board could revoke the approval at any time if the Sheriff determined they were not abiding by the rules.

Mr. Evelyn stated he assumed this had been put out to the residents by the HOAs and if there were concerns, some would have appeared tonight to speak.

Mr. Tiller moved to adopt Ordinance O-28-21 to amend section 70-192 of the County Code and to continue the designation of streets for the use of golf carts and utility vehicles in the Chickahominy Shores and Patriots Landing subdivisions. The members were polled:

Ron Stiers	Aye
John N. Lockwood	Aye
C. Thomas Tiller, Jr.	Aye
Patricia A. Paige	Aye
Thomas W. Evelyn	Aye

The motion carried.

IN RE: PUBLIC HEARING – SURPLUS PROPERTY SALE OF A FORMER WELL LOT IN
THE GREENWOOD ESTATES SUBDIVISION – RESOLUTION R-18-21

Before the Board for consideration was Resolution R-18-21 to dispose of surplus property formerly used as a well lot in the Greenwood Estates subdivision. County Administrator Rodney Hathaway reported the County had abandoned the use of several well lots in 2016 and had removed all equipment from the lots. It remained the County's responsibility to maintain these lots and because the County had no further use planned for the properties, staff had requested the lots be declared as surplus property and sold in accordance with local and State regulations. The County had approved the sale of three well lots to adjoining property owners in three separate communities in 2018. The Greenwood Estates well lot had been included in those sales but someone had come forward to contest the sale and the property was not sold. The individual claiming rights to the property had never produced any documentation supporting their claim and the individual who had originally been interested in purchasing the lot no longer was a resident in the community. Letters announcing this sale had been sent earlier this year to all adjacent property owners as well as to the individual who had contested the previous sale. Two offers had been received with the highest being \$2,000 from Adam Matanoski. The subject property was .39 acres and was not a buildable lot. The deed conveying the property would include the following conditions: the property owner would be required to consolidate the well lot into their existing parcel, there could be no further subdivision of the property and the property owner would be responsible for all surveys, title, and closing costs.

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

Mr. Lockwood noted the County assessment for the property was \$37,500 and the recommendation was to sell for \$2,000. He asked if the property would be assessed at \$37,500 or \$2,000 at tax time. Mr. Hathaway indicated he was not sure how the Commissioner would assess the property. Mr. Lockwood asked for confirmation that the owner would not be able to subdivide the combined properties. Mr. Hathaway confirmed. Mr. Evelyn stated he had initially had the same concerns expressed by Mr. Lockwood when the Board had first considered the sale of well lots. Mr. Tiller noted Mr. Hathaway had reported the deed would state the property could not be subdivided. He asked if that requirement would transfer with the property to any future owner. Mr. Hathaway confirmed the conditions would convey with the property.

County Attorney Brendan Hefty stated he had discussed this transfer with Mr. Hathaway and if the Board's decision was to authorize the transfer and given the previous attempt to sell this lot, it would be his recommendation that the transfer be by quit claim deed.

Mr. Lockwood moved to adopt Resolution R-18-21 as presented to dispose of surplus property formerly used as a well lot in the Greenwood Estates subdivision. The members were polled:

John N. Lockwood	Aye
C. Thomas Tiller, Jr.	Aye
Patricia A. Paige	Aye
Ron Stiers	Aye
Thomas W. Evelyn	Nay

The motion carried.

IN RE: PUBLIC HEARING – CONDITIONAL USE PERMIT FOR A PUBLIC MAINTENANCE AND REPAIR SHOP DESIGNED FOR HEAVY DUTY TRACTOR-TRAILERS AND RVS – RESOLUTION R-19-21

Before the Board for consideration was Resolution R-19-21 approving Conditional Use Permit CUP-03-21, The Truck Shop, LLC. Planning Director Kelli Le Duc reported Andy Curtis with Curtis Contracting, Inc. had requested a Conditional Use Permit for a public maintenance and repair shop designed for heavy duty tractors, trailers, and RVs, as well as truck fueling facilities, truck sales and truck/RV parking/storage at an existing facility located at 7450 Ready Mix Drive. The business known as The Truck Shop, LLC would be located on a ten acre parcel zoned Industrial. The property was bordered by Route 33 to the south and other Industrial zoned properties to the west, north and east. Because there was no definition in the County Code for "truck repair" or "trailer repair" a conditional use permit was needed. The application had been reviewed by all County reviewing agencies as well as VDOT and there had been no major comments. The business would help expand the tax base in the County and would be compatible with surrounding uses.

Staff had reviewed the application and was recommending approval with the following conditions:

- The operational hours for The Truck Shop shall be Monday – Friday from 7:30 AM to 5:00 PM. Extended hours of operation are permitted, including 24 hours per day, in the event of a declaration of local, regional, state, or national weather emergency, thereby allowing maintenance, repair, and support services for equipment responding to the declared weather related emergency.
- The property owner shall maintain and/or enhance the vegetative screening along Route 33 and property lines to assist in visual buffering and reducing noise.
- Any future development will be subject to the site plan and plan of development requirements from the County.
- This Conditional Use Permit shall expire on the 10th anniversary of its issuance.

Ms. Le Duc reported the Planning Commission had voted unanimously to recommend approval to the Board of Supervisors. She turned the floor over to Mr. Curtis.

Mr. Curtis thanked the Board for the opportunity to speak. He reported Curtis Contracting had moved to New Kent in 2001 with twelve employees and now had almost 300. He stated it had been a pleasure to hear Dr. Kennedy (RCC President) speaking about the welding school and reported he currently employed four welders and could use more. Diesel mechanics and heavy equipment operators were also in high demand and he was paying laborers \$20 an hour and snow plow drivers \$50 an hour. He reported the idea of the Truck Shop had developed about fifteen years ago and the existing facility would suit this use well. The facility had originally been owned by Commercial Carrier Corporation (CCC) who had operated out of this location while fulfilling a contract with Anheuser Bush. He had purchased the facility and had since fully renovated it into what he considered to be a first class facility. He reported former Board member Ray Davis had noted New Kent really needed a place to work on heavy trucks and had asked him why he didn't open the shop at Curtis Contracting up to the public. He indicated he had not been able to do this because of insurance reasons. This suggestion had been on his mind since then and he knew many were taking trucks well out of the area for service they could not find locally. He reported The Truck Shop was air conditioned while 99% of heavy truck repair facilities were not. He also reported they had considered what other services they may be able to provide and one noted need had been a place for trucks and RVs to park. When CCC had moved, they had immediately asked to rent fifteen spaces for five years because they had no place to park trucks. He turned the floor over to Shop Manager Tim White who he indicated deserved much credit for getting the business up and running.

Mr. White reviewed a presentation beginning with an aerial photo depicting surrounding businesses including Vulcan Materials, Virginia Biodiesel and C.J. Geotechnical Contractors. The Truck Shop had been created for all heavy duty truck drivers, small business owners/operators and fleets as well as owners of RVs. Their goal was to be able to put a check mark beside each of their customers' needs and would be offering truck/RV maintenance/repair, parts/fuel/truck sales, monthly truck parking/RV/boat storage and DOT inspections. Hours of operation would be Monday through Friday from 7:30 a.m. to 5:00 p.m. Two entrances were available from Ready Mix Drive. One entrance was to customer parking with over 60 spaces and the other provided access to front and side parking lots as well as the fuel island. The lots were fenced and gated with after-hours access by keypad/key fob.

Mr. White moved on to a video of the shop and reported refurbishing had begun soon after the property was purchased in 2020. The six-bay shop was fully rehabbed including the addition of drywall, LED lights, air hoses, automatic doors, A/C units and an Epoxy floor. The shop also included a large stock room for heavy duty parts. The shop would also be able to provide service to County vehicles such as Fire and EMS and school buses. A variety of general and special services would be available as well as diagnostic and inspection services. Office and customer areas had also been fully renovated. The main office would be where customers could request a service or pay for services. The General Manager's office and the Office Manager would be where customers could make arrangements for a parking spot or discuss a credit account. Restrooms and a customer lounge as well as additional office space for future salespeople were also available.

Referencing an aerial photo of the facilities, Mr. White pointed out key components such as the fuel island, monthly parking spaces for trucks to the rear, office space, garage space and parts storage and RV/boat storage in the front. He reviewed a landscaping proposal and noted the tree line along Route 33 would be left undisturbed as a vegetative screen. Plans were to complete the landscaping at the front of the building and along the parking lot in the spring. Mr. White and Mr. Curtis entertained questions.

Mr. Stiers noted it had been reported the lot would be fully enclosed and asked how it would be enclosed. Mr. Curtis reported the property was enclosed with a chain link fence with barbed wire along the top and security lighting around the perimeter. Mr. Stiers noted they would be working on trucks and asked if any junk trucks would be parked in front of the building. Mr. Curtis stated they would not be parked at the front and would be parked at one of the side doors. Mr. Stiers asked if they would be visible from the street. Mr. Curtis indicated they would not be visible due to the vegetative screening. He noted a lot of snow plow equipment and spreaders were visible from the road and had been placed there in preparation for mobilization by VDOT. If VDOT had an emergency, Curtis was prepared to run trucks 24 hours a day. Ms. Le Duc and the Planning Commission had recommended provisions that would allow this type of operation outside of normal business hours. Mr. Curtis assured Mr. Stiers there would be no junk yard on the property and encouraged him to look at the Curtis Contracting facility. Mr. Stiers reported there were a number of automotive shops in the County that had turned into junk yards over the years and he wanted to be sure no junk or wrecked vehicles would be visible from the road. Mr. Curtis reported Bob Alley towing was renting three spaces to accommodate a contract with the Virginia State Police to remove vehicles from the interstate. These vehicles were stored on the back lot until insurance carriers settled the claims. This could take 30 to 45 days or more but he assured Mr. Stiers the property would not become a junk yard.

Mr. Evelyn reported he had toured the facility and could confirm it was first class. He noted Mr. Curtis had been in the County since 2001 and had always kept the property and his facilities in good order. Everything at the business looked good for travelers passing by on Route 33 and he appreciated Curtis Contracting being a part of the New Kent community. Mr. Curtis thanked him and stated the move to New Kent had been good for the business.

Mr. Lockwood suggested the business had scored with employees with an air conditioned shop. Mr. Curtis stated employees were the biggest asset and anything he could do for them that would improve their way of life would be how he would want to be treated. When he and his parents had first gone into business, they had set out to treat everyone the way they wanted to be treated with the mindset that the day they started thinking they were better than others would be the day they needed to close the doors. He noted he was still operating by this principle. Mr. Lockwood noted the appearance of Curtis Contracting had always been first class. Mr. Curtis thanked him for his comments.

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

Mr. Tiller moved to adopt Resolution R-19-21 approving Conditional Use Application CUP-03-21, The Truck Shop, LLC. The members were polled:

C. Thomas Tiller, Jr.	Aye
Patricia A. Paige	Aye
Ron Stiers	Aye
John N. Lockwood	Aye
Thomas W. Evelyn	Aye

The motion carried.

IN RE: PUBLIC HEARING – PROPOSED AMENDMENTS TO THE NEW KENT COUNTY
FLOODPLAIN ORDINANCE – ORDINANCE O-30-21

Before the Board for consideration was Ordinance O-30-21 amending New Kent County Code Chapter 18, Article VI Floodplain Ordinance. Environmental Director Joshua Airaghi reported New Kent was a participating community in the National Flood Insurance Program (NFIP) managed by the Federal Emergency Management Agency (FEMA). Structures in high-risk flood areas with mortgages from government-backed lenders were required to have flood insurance but the County's participation allowed anyone living in the County to purchase flood insurance through this program. FEMA had issued revised Flood Insurance Rate Maps for the County which would become effective October 21st and it was necessary for the County's floodplain ordinance to meet minimum NFIP standards in order to continue participating. As part of the map revision, the County's existing ordinance was compared to the model ordinance provided by the Department of Conservation and Recreation (DCR) and proposed amendments had been reviewed by the DCR. The proposed amendments would ensure the County's continued compliance and participation. He entertained questions.

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

Mr. Lockwood moved to approve Ordinance O-30-21 amending New Kent County Code Chapter 18, Article VI Floodplain Ordinance. The members were polled:

Patricia A. Paige	Aye
Ron Stiers	Aye
John N. Lockwood	Aye
C. Thomas Tiller, Jr.	Aye
Thomas W. Evelyn	Aye

The motion carried.

IN RE: PUBIC HEARING – AFD-09-21 – WITHDRAWAL FROM BIG SWAMP AFD –
ORDINANCE O-31-21

Before the Board for consideration was Ordinance O-31-21, Application AFD-09-21 to withdraw tax map parcel number 42-8, GPIN E17-2183-4954, consisting of 144.4 acres from the Big Swamp Agricultural and Forestal District. AFD Program Administrator Sheri Adams reported AFD-09-21 was a request from Alicia D. & Jonathan M. Caldwell to withdraw tax map parcel number 42-8, GPIN E17-2183-4954, from the Big Swamp AFD. The applicants wished to withdraw this parcel to pursue their by-right options unencumbered by the regulations of the AFD program and land use taxation codes. The applicants had indicated they had no specific plans for subdividing the property. Staff had reviewed the application and offered a favorable recommendation to the AFD Advisory Committee and the Committee had forwarded a favorable recommendation to the Planning Commission. The Planning Commission had adopted resolution PC-21-21 and by doing so, forwarded a favorable recommendation to the Board of Supervisors. Ms. Adams noted the applicant was present and she and the applicant would be happy to answer any questions.

Mr. Evelyn opened the public hearing. There being no individuals wishing to speak, the public hearing was closed. Mr. Evelyn asked Mr. Caldwell if he wished to speak. Mr. Caldwell indicated he had nothing to add.

Mr. Stiers noted he served on the AFD Advisory Committee and their decision on this application had been unanimous. He stated he hated to see land taken out of the AFD program and suggested land in the program was like an insurance policy helping keep the

County rural. He was also a big supporter of personal property rights and if the Caldwells wished to withdraw their land, he believed they should have the right to do so.

Mr. Tiller moved to adopt Ordinance O-31-21, Application AFD-09-21 to withdraw tax map parcel number 42-8, GPIN E17-2183-4954, consisting of 144.4 acres from the Big Swamp Agricultural and Forestal District. The members were polled:

Ron Stiers	Aye
John N. Lockwood	Aye
C. Thomas Tiller, Jr.	Aye
Patricia A. Paige	Aye
Thomas W. Evelyn	Aye

The motion carried.

IN RE: ELECTED OFFICIALS REPORTS

Mr. Stiers, Mr. Tiller and Mr. Lockwood all indicated they had nothing to report at this time.

Ms. Paige reported her husband had asked her to publicly thank New Kent Fire-Rescue and the Sheriff's Department for their support. His mother had passed away the previous day and he had deeply appreciated the compassion and patience shown by members of these departments. Mr. Evelyn noted Ms. Paige and her family would be in everyone's prayers.

Mr. Evelyn announced Board members had attended the Virginia Derby and reported there had been a great turnout and it had been a great meet. He stated that Colonial Downs and Rosie's had been great partners with New Kent County and he thanked everyone that had supported them this racing season. He also thanked Mr. Tiller for filling in for him at the New Kent University (NKU) session the previous week. He had been out of town but understood everything had gone very well. He also thanked Public Relations Specialist Krista Eutsey for kicking the NKU program off again this year. Mr. Tiller stated he didn't think the (NKU) session had been as boring as some had thought it would be.

IN RE: STAFF REPORTS - UPDATES FROM COUNTY ADMINISTRATOR RODNEY HATHAWAY

County Administrator Rodney Hathaway reported on the following upcoming events:

- The County's annual 9/11 event would be held on September 10th beginning at 8:30 a.m. in the County Administration Building parking lot. The event would be open to the public and students from New Kent schools would also be participating.
- The first of two Fall Markets would be held at the Market Pavilion from 8:00 a.m. to 1:00 p.m. on Saturday, September 25th. The second market was scheduled for Saturday, October 30th.

IN RE: APPOINTMENTS - DELEGATED BY DISTRICT

Mr. Lockwood moved to appoint Sharon Oakley as District Five representative to the Board of Road Viewers to serve a three-year term beginning January 1, 2021 and ending December 31, 2023. The members were polled:

John N. Lockwood	Aye
C. Thomas Tiller, Jr.	Aye

Patricia A. Paige	Aye
Ron Stiers	Aye
Thomas W. Evelyn	Aye

The motion carried.

IN RE: APPOINTMENTS – NOT DELEGATED BY DISTRICT

Mr. Lockwood moved to appoint Ellie Davis as youth member of the New Kent County Youth Community Service Committee to serve a one-year term ending December 31, 2021. The members were polled:

C. Thomas Tiller, Jr.	Aye
Patricia A. Paige	Aye
Ron Stiers	Aye
John N. Lockwood	Aye
Thomas W. Evelyn	Aye

The motion carried.

IN RE: OTHER BUSINESS – GRASS MOWING ON KENTLAND TRAIL

Mr. Stiers distributed maps of a portion of Kentland Trail from Route 155 to the entrance of the Brickshire community. He reported there had been problems for years with having this property maintained especially during the most recent race season at Colonial Downs. This street had initially been added to VDOT's specialty mowing schedule for mowing every three weeks but the grass had been mowed only twice this season and he had received complaints from horsemen as well as Brickshire residents. He stated people coming to Colonial Downs from all over the United States were driving through what looked like a pasture or a jungle to get to the track. He had tried everything he could to get this piece of road maintained. He had spoken with Colonial Downs and had learned they did maintain the shoulders on the property which belonged to them but the median belonged to VDOT. VDOT had indicated they would not be able to increase the mowing frequency. He was now seeking other avenues to satisfy the residents in this area. He reported the Brickshire community had a contract with a company (Quiroz Land Care) to maintain their property and this company had indicated they would mow this property twice a month for \$4,200. This would not include any of the property along Chesapeake Circle (west of Route 155). He had discussed this with County Administrator Rodney Hathaway and was asking the Board to authorize an RFP to get bids on mowing this median. He stated the funding for this work could be taken from the Colonial Downs' revenue and not from taxpayer funds.

Mr. Lockwood asked if the County would be cutting the grass for the neighborhood and followed that with asking why the HOA wouldn't cover their own grass since it was the entrance to their neighborhood. He added if the Board opened the door for the County to be cutting grass to neighborhoods, where would it end. Mr. Stiers noted this had been presented to the Brickshire HOA years ago and the property in question was not their property. Mr. Lockwood noted this was the road Brickshire residents used to get to their neighborhood so it was their entrance. Mr. Stiers stated this was not the entrance to Brickshire and noted it also served as the entrance to Oakmont Villas and Colonial Downs. The Brickshire HOA would not pay for landscaping property that did not belong to them. Mr. Lockwood noted he understood the beautification but wanted to know what would stop the next community from coming to the County to have their grass cut. He noted the only

grass the County was cutting was County owned roads. Mr. Stiers stated he believed the County was mowing the grass in at least one roundabout. Mr. Evelyn stated he believed that was correct. Ms. Paige stated if the County started cutting grass on Kentland Trail that she also had eighteen roads where she needed the grass to be mowed and bush ax work to be done. Mr. Lockwood stated he felt the Board would be setting a very reckless precedent if they started mowing grass at the entrance of a neighborhood like this. Mr. Stiers once again stated this was not the entrance to a neighborhood and the road passed by Colonial Downs which was probably the biggest tourist attraction in the County. It had been an eyesore for people coming to the track to get off the interstate and then travel through a jungle to get there. He again stated, "It's not the entrance to Brickshire." Mr. Lockwood disagreed and noted that was what they were taking about, the entrance to Brickshire and the other neighborhoods as well as commercial property in that area. He added that he was in the same boat in his district with Holly Fork Farm road attracting hundreds and thousands of seasonal visitors. He asked what would stop them from requesting that the County pick up the trash and mow the grass before one of their events. He added that if the Board started doing this for one neighborhood it was not going to end. He stated that if collectively the residents of the area wanted the grass to their collective neighborhoods mowed, the neighborhoods should collectively pay to have the work done.

Mr. Evelyn asked if the \$4,200 was for a month or for each time the grass was mowed. Mr. Stiers reported the \$4,200 was to cut the grass twice each month. He was not proposing this be paid from tax dollars but was proposing it be paid from Colonial Downs' revenue. Mr. Lockwood stated this was taxpayer money regardless of who was paying it and again stated he felt the Board would be setting a bad precedent if they started cutting this grass.

Mr. Evelyn asked if there was any further discussion on this topic. There being none, he stated he was assuming there was no support for this request. Board members confirmed.

IN RE: ANNOUNCEMENT OF UPCOMING MEETINGS/ADJOURNMENT

Mr. Evelyn announced the next regularly scheduled meeting of the Board of Supervisors would be held at 6:00 p.m. on Tuesday, October 12, 2021 and the next work session would be held at 9:00 a.m. on Wednesday, September 29, 2021, both in the Boardroom of the County Administration Building. The Board would also be participating in a joint meeting with the Planning Commission at 6:30 p.m. on Monday, September 20, 2021 in the Boardroom of the County Administration Building.

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

Patricia A. Paige	Aye
Ron Stiers	Aye
John N. Lockwood	Aye
C. Thomas Tiller, Jr.	Aye
Thomas W. Evelyn	Aye

The meeting was adjourned at 8:00 p.m.