

THE REGULAR MEETING OF THE BOARD OF SUPERVISORS WAS HELD ON THE 13TH DAY OF MARCH IN THE YEAR OF OUR LORD TWO THOUSAND IN THE BOARDROOM OF THE COUNTY ADMINISTRATION BUILDING AT 6:00 P.M.

IN RE: INVOCATION AND PLEDGE OF ALLEGIANCE

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

IN RE: ROLL CALL

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

IN RE: CONSENT AGENDA

Mr. Emerson presented the Consent Agenda, which consisted of the following: Approval of the minutes from the February 7, 2000 work session, quarterly meeting with constitutional officers, and the regular meeting; Resolution R-5-00 declaring April "Alcohol, Drug and Tobacco, and HIV/AIDS Prevention Month", Resolution R-6-00 authorizing staff to submit an application for Chesapeake Bay Preservation Program Technical Assistance Funds for an amount not to exceed \$60,430 in total costs (\$30,215 would be the county's local match), Resolution R-8-00 supporting the TransDominion Express passenger rail service; Refunds for overpayment of real estate taxes in the amount of \$391.96, \$81.56 for personal property tax, and \$350.00 for a withdrawn rezoning application; Appropriations for funds received from the Compensation Board - \$749.85 from Revenue to Expenditures, Additional funds to the School from the State Department of Education - \$41,003.00 from Revenue to Expenditures, Additional funds for the anticipated expenses for the Republican Party Presidential Primary held on February 29, 2000 - \$8,260.00 from Revenue to Expenditures, Funding allocated by the State Department of Social Services for the Energy Assistance Program - \$344.00 from Revenue to Expenditures, Grant funds from the Virginia Department of Aviation for the installation of Ground Communication Outlet at the New Kent County Airport - \$6,500.00 from Revenue to Expenditures, and Funds for the additional costs related to the replacement of pavement at the Route 647 solid waste collection site, the parking lot project, and the Route 618 garbage collection center project - \$92,153.00 from Revenue to Expenditures; Finance Reports showing monthly expenditures for February 2000 of \$2,226,687.89; and Treasurer's Report showing total case as of February 2000 of \$13,050,002.94. Ms. Ringley questioned when the Rt. 618 garbage center collection site project would begin. Mr. Emerson said once the appropriation was made they would be able to move forward and negotiate a contract with the successful bidder and at that time a timetable would be set. Mr. Lipscomb made a motion to approve the Consent Agenda as presented.

Julian T. Lipscomb

Aye

Rebecca M. Ringley	Aye
Dean E. Raynes	Aye
W. R. "Ray" Davis Jr.	Aye
James H. Burrell	Aye

FOR RESOLUTION R-5-00 AS ADOPTED, SEE BOARD OF SUPERVISORS ORDER BOOK, APPENDIX SIX, PAGE 284.

FOR RESOLUTION R-6-00 AS ADOPTED, SEE BOARD OF SUPERVISORS ORDER BOOK, APPENDIX SIX, PAGE 285.

FOR RESOLUTION R-8-00 AS ADOPTED, SEE BOARD OF SUPERVISORS ORDER BOOK, APPENDIX SIX, PAGE 286.

IN RE: CITIZEN'S COMMENT PERIOD

The first citizen to speak was Mr. David Kittner, 4700 New Kent Highway, Quinton. Mr. Kittner was concerned about growth in the county, which he felt will intensify in the future. He thought the current zoning and development ordinances were for urban areas and not suburban areas. He asked the Board to review the current ordinances and codes and reevaluate, and change them to allow growth to occur rurally. The next person to speak was Ms. Lynn McPherson, 5701 Ridgewood Drive, New Kent. Ms. McPherson was concerned about the low teacher pay scale. New Kent (school division) is ranked 38 in its ability and 111 in their effort to pay teachers. She felt the county could not continue to not offer competitive salaries and asked the Board to look into this problem and develop a long term plan to bring teacher's salaries up. The next person signed up was Mr. Tolar Nolley, 6331 Pocahontas Trail, who deferred his time to Mark Daniel. Mr. Mark Daniel, 9061 Thompson Road, Quinton, spoke as the interim chairman of the New Kent County Chamber of Commerce regarding development of infrastructures to benefit the citizens, specifically a potential water and sewer project in the Bottoms Bridge area. He felt a new revenue source could be generated through a public/private partnership by the county forming a sewer authority with the ability to raise funds for the construction and sale of public instruments (bonds) to be complimented by a commitment from the business community through the upfront payment of tap and connection fees. They asked the Board to consider this in their budget deliberations. They also asked the Board to assume a leadership role assisting in the achievement of this goal and asked the Board to consider initiating the establishment of a subcommittee (possibly consisting of Board members, county staff, county administrator, and members of the Chamber of Commerce as well as any other interested party) to begin the process of creating a public/private partnership. The next person to speak was Mr. Mark Clifford, 11575 Wild Fox, New Kent. Mr. Clifford agreed with the first two speakers. Regarding the assessments, he said they put them in line with surrounding areas, which offer more benefits. He would like to see the county stay rural, knew they needed to increase revenues and taxes, but he did not believe they should be through a windfall gain via a tax reassessment on real estate. He said the state law only requires a certain percentage of windfall gain due to reassessment of real estate taxes. Mr. Carter Perry, 3045 N. Waterside Drive, Lanexa thanked the Board for approval of Resolution R-5-00 declaring April "Alcohol, Drug and Tobacco, and HIV/AIDS Prevention Month." He reminded the Board he had requested leadership from the Board down to all the county agencies to alert and educate the community. He gave a summary of his plans to do this. He also felt the Cumberland Community Center would make a good recreational facility for the youth of the county.

IN RE: ELECTED OFFICIAL'S REPORTS

Mr. Lipscomb reported on the airport – the FBO began selling pilot supplies at the airport and for the second month in a row the FBO has been responsible for 40 percent of aircraft fuel sales through his operations. The roof of the terminal building is almost complete and the terminal rehabilitation should be completed by mid March. The airport business plan has been started.

Ms. Ringley said on February 26 she attended the opening of the Special Olympics for the youth that was hosted by New Kent County at the high school gymnasium, the participants were children from surrounding localities. Ms. Beth Thayer, a teacher from the New Kent Elementary School, was given an award for her hard work regarding the Special Olympics. The trash is being picked up along Route 612 by the inmates of Jail East. She also attended a laser show that was funded by the New Kent Sheriff's Office, which was a motivational program aimed at drug and alcohol abuse prevention. She thanked the Sheriff's Department for their work in this area. She attended the National Association of Counties Official's conference in Washington last week and it dealt mostly with dealing with internet taxation and sales tax. There is an interest in devising a method of assessing sales tax on the sales being made through the internet and would be assessed at the point of delivery rather than the point of purchase. She attended the RRPDC meeting last week and was advised of a Workforce Investment Information Workshop, which will be held this Wednesday to help local officials learn how to implement the Workforce Investment Act training program in their localities. At the MPO meeting they ranked the transportation projects in the region according to what they felt were the most important. She pushed for widening of I64 from Richmond to Hampton Roads, which ended up number six. The top five were sent to the Commonwealth Transportation Board. She also attended the Hanover Health Advisory Board meeting several weeks ago and they discussed that April 3-9 will be public health week. Ms. Ringley asked the Board to consider adoption of Resolution R-7-00 honoring the New Kent High School girls varsity volleyball team being state champions for the first time. Ms. Ringley read the resolution and made a motion to adopt it.

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

FOR RESOLUTION R-7-00 AS ADOPTED, SEE BOARD OF SUPERVISORS ORDER BOOK, APPENDIX SIX, PAGE 287.

Mr. Raynes commented Mr. Kittner had some valid concerns regarding the zoning codes for subdivisions ordinances. It was the consensus of the Board to have staff, Board members and if appropriate to have citizens review the zoning codes and subdivisions ordinances. Mr. Emerson reminded the Board there is money currently proposed in the Planning Department budget to look at the overall comprehensive plan of the county. The correct sequence is to start the process by looking at things in a comprehensive manner and then come back after the comprehensive plan is completed and make changes to the zoning ordinances, then through the public hearing

process. Mr. Raynes said he had been contacted by Joseph Andrews of Luck Stone regarding a sand and gravel quarry in his district and anyone interested in accompanying him on a tour of Luckstone's facilities should contact him.

Mr. Davis reiterated about the volleyball team and hoped next month they could do the same for the basketball team. Effective April 15, 2000 residents of Eltham will be able to use Eltham as their mailing address.

IN RE: STAFF REPORTS

Mr. Emerson stated Volunteer Day would take place this year on April 27 and there would be a dinner in the evening. The Planning Commission is seeking guidance from the Board on the zoning ordinance pertaining to church signs. It was the consensus of the Board to advise the Planning Commission to move forward with the process.

IN RE: RESIDENT ENGINEER'S REPORT

Mr. Bob Riley, Resident Engineer for VDOT, introduced Mr. Daniel Mott who will be in charge of construction programs in Sandston. He also gave a summary of work performed by VDOT for the past month. The Board members shared their concerns with Mr. Riley.

IN RE: BYLAWS REVISION – The Board will vote on revisions to the Bylaws, which were requested at the January meeting.

Mr. Burrell said he did not find anything that was out of line with what they discussed at their January meeting. Mr. Lipscomb made a motion to adopt the revised Bylaws as presented.

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

IN RE: APPOINTMENTS TO STANDING COMMITTEES – The Chairman will appoint committee members to any permanent or temporary committee established by the Board.

Mr. Burrell asked if there was a volunteer for the Water Resources Committee. Mr. Lipscomb said he would serve on the Water Resources Committee.

IN RE: APPOINTMENTS – The Board will continue to make appointments to various committees.

Mrs. Ringley made a motion to appoint Evelyn Waring as District Two's representative to the New Kent Clean County Committee for a four year term ending December 31, 2003.

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

Mr. Lipscomb made a motion to appoint Mr. Burrell as the Board's representative to the Capital Area Training Consortium for a four year term ending December 31, 2003.

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

IN RE: MEETING SCHEDULE – The regular meeting of the Board of Supervisors will be held Monday, April 10, 2000 at 6:00 p.m. The Planning Commission will meet on Monday, March 20, 2000 at 7 p.m. The Board of Supervisors will also meet for a budget work session on March 20, 2000 at 1 p.m. in the courtroom of the old courthouse and a joint meeting with the School Board on March 23, 2000 at 6 p.m. in the courtroom in the old courthouse.

IN RE: PUBLIC HEARING – ORDINANCE O-01-00 – To establish dates for equalization review of real estate assessment.

Mr. Emerson stated the County Attorney had prepared an ordinance creating and establishing a schedule for the New Kent County Board of Equalization. In accordance with Section 58.1-3370 of the Code of Virginia the Circuit Court is required to appoint a Board of Equalization. The Board of Supervisors recommends appointments to the Circuit Court. The Board of Equalization is composed of no less than three and no more than five members that own property in the county. In the past the Board of Supervisors has set the number of members for the Board of Equalization in reflection of the number of districts so each member would have the ability to recommend an appointment. The Board of Supervisors must also set the compensation for the Board of Equalization members. The last Board of Equalization was compensated at the rate of \$65.00 per person per meeting. Once this Board is established training will be arranged from the State Department of Taxation and they will then move forward to set and schedule hearings for property owners who feel their properties were not treated equally. Their process is to determine whether or not properties were treated equally, not if they were assessed too high or too low, but equally high or equally low with other properties in the county. The Board discussed the training sessions involved and support staff. Mr. Burrell opened the public hearing, no one was signed up to speak ,and the public hearing was closed. Ms. Ringley made a motion to adopt Ordinance O-01-00 as presented.

Julian T. Lipscomb	Aye
Rebecca M. Ringley	Aye
Dean E. Raynes	Aye

Burrell opened the public hearing. The only person signed up to speak was Mr. David Horsley, Sr., P. O. Box 555, Quinton. Mr. Horsley questioned the need for a performance bond on a road for both the state and county. Mr. Emerson explained the state requires a performance bond when the road is passed to them from the county, but not prior to. The state requires a maintenance bond for the first year. Ms. Ringley made a motion to adopt Ordinances O-10-99 and O-11-99 as presented.

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

FOR ORDINANCE O-10-99 AS ADOPTED, SEE BOARD OF SUPERVISORS ORDER BOOK, APPENDIX SIX, PAGE 289.

FOR ORDINANCE O-11-99 AS ADOPTED, SEE BOARD OF SUPERVISORS ORDER BOOK, APPENDIX SIX, PAGE 291.

IN RE: ADJOURNMENT

Mr. Burrell stated the Central Virginia Waste Management Authority, which covers thirteen jurisdictions, will hold hazardous waste collection days and gave the dates and times. He also reviewed the hazardous wastes that would be collected.

Ms. Ringley reminded the citizens to complete the census forms and if assistance was needed to contact their supervisor.

Mr. Lipscomb made a motion to adjourn.

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

The meeting adjourned at 7:18 p.m.