

THE REGULAR MEETING OF THE BOARD OF SUPERVISORS WAS HELD ON
THE 10TH DAY OF JULY IN THE YEAR TWO THOUSAND OF OUR LORD 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 June 2-3, 2000 work session and the June 12, 2000 regular meeting; Mr. Burrell asked that the Board not act on Resolution R-20-00 until the next meeting of the Board of Supervisors as he would like to change the resolution; Resolution R-21-00 regarding procurement of archaeological services; Resolution R-22-00 regarding the County Administrator's authority and responsibility as Procurement Officer; refund to Harry L. Allen, Sr. of \$82.60 for a building permit application; refund to Kenneth W. Dagenhart, Jr. of \$112.60 for a building permit application he submitted to construct an addition to his single family dwelling; refund to Groome Bros. Realty Co., Inc. of \$240.00 for BPOL taxes; appropriation of carryforward funds of \$7,600 for information needs assessment; appropriation of carryforward funds of \$96,923.00 for the Old Courthouse parking lot project; appropriation of carryforward funds of \$101,115.00 for the Refuse 618 Drop-Off project; appropriation of carryforward funds of \$2,100.00 for the water tank level probes for the water systems; appropriation of carryforward funds of \$6,260.00 for the windsock project at the County Airport; total supplemental appropriation \$212,398.00, a total of \$12,260.00 from the General Fund Balance, \$198,038.00 from the Capital Fund Balance, and \$2,100 from the Water Fund Balance; Finance Report showing monthly expenditures for June 2000 of \$2,153,640.45; and Treasurer's Report showing total cash as of June 2000 of \$12,361,234.61. Mr. Lipscomb made a motion to approve the consent agenda with Resolution R-20-00 removed.

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

IN RE: CITIZEN'S COMMENT PERIOD

Mr. Burrell opened the Citizen's Comment Period. The first person to speak was Ms. Joyce Vogt, President of the New Kent Rotary Club. Ms. Vogt introduced Mr. Fred Bahr, who, along with guitar accompanist Mark Daniel, serenaded the Board and visitors with his rendition of "Not Here, Not There, It's Fifty Miles From Nowhere," a song Mr. Bahr thought would be a good "anthem" for New Kent County. Mr. Bahr referred to an instance months ago where Delegate McDonnell, of Virginia Beach, when talking about the race track, referred to New Kent County as "nowhere." Delegate George Grayson set Delegate McDonnell straight, explaining that New Kent County was the home of some very prominent historical figures. Mr. Bahr hopes to have someone put the song into a 4-part harmony.

Mr. John Crump spoke next in his capacity as President of the New Kent County Historic Society, which now has over 160 members. Mr. Crump stated he thought all the media attention, i.e., articles in the Richmond Times-Dispatch and other newspapers, and air time from a local radio station (referring to a Question/Answer session on Q-94) had been very good for the County. Mr. Crump thanked the Board of Supervisors for allowing the delay in the paving of the parking lot next to the Old Courthouse and for allowing an archaeologist an opportunity to investigate the site. Mr. Crump did, however, ask that the Board of Supervisors please consider what other options may be available for the parking lot.

Mr. Crump stated he was very encouraged by the last meeting of the Historic Commission. It was a good meeting with good discussion. Mr. Crump was very encouraged by the effort to get the Commission involved early in future projects. The next meeting of the Historic Society is Thursday, July 13, 2000, 7:00 p.m. at the Old Courthouse. Dr. Lyle Browning will be first on the agenda so everyone is encouraged to be there. Dr. John Goddard will also be present and will give a presentation on the Battle of Eltham. Information for the history brochure will also be distributed at the Historic Society meeting. Mr. Crump believes they have put together a lot of information for the brochure and will make the information available to all attendees and will be sending the Board of Supervisors copies for review for content, accuracy and style. Mr. Crump would like for the Board of Supervisors to let him know sometime in the near future how they would like the Historic Commission to proceed with the brochure as far as costs are concerned. The brochure will be ready hopefully within the next 20 days. The Historic Society feels it has now found reference cites to all the information contained in the brochure. Mr. Crump stated he will need some direction from the Board of Supervisors as far as getting someone to complete formatting and printing. Mr. Crump again thanked the Board of Supervisors on behalf of the Historic Society for the efforts made so far by the Board and stated he looks forward to continue working with the Board of Supervisors.

Mark Daniel was next to speak. Mr. Daniel was representing the Economic Development Committee of the newly revitalized Chamber of Commerce. Mr. Daniel read a letter

from the Chamber regarding the proposed highway overlay project. The letter stated that the Chamber had serious concerns regarding the proposed adoption of the overlay district regulations being considered by the Board of Supervisors. The Chamber felt the proposed overlay could hinder the efforts of New Kent County to attract businesses to the County in order to increase the County's commercial tax base and to provide funding for new schools and other amenities which will improve the quality of life for all New Kent citizens. The Chamber of Commerce recommends and supports the efforts of the Board of Supervisors to attract businesses to New Kent. The Chamber of Commerce asks that you allow existing businesses to have a voice in this process.

Mrs. Thelma Crump Wilson was the last person to speak under the Citizens Comment period. Mrs. Wilson shared the Board and visitors the two gold medals she won at the Senior Olympics – one for the 50 yd. dash and one for the 100 yd. dash. Mrs. Wilson expressed her desire for the beautiful green grassy area by the Old Courthouse to remain intact. Mrs. Wilson stated she had received calls from several people requested the same.

IN RE: ELECTED OFFICIALS REPORTS

Mr. John Crump wanted to make the Board of Supervisors and Mr. Emerson aware that his office has completed everything regarding real property taxes. They had been waiting for Newport News to present their information and Mr. Crump had received the information last week. Also, the Board of Equalization has finished their work, making the changes they deemed necessary, and the book will probably be printed next week. The information will be available regarding revenue soon. With regard to personal property information, approximately 400 of the change requests have been reviewed and changes were made from the information provided to the Revenue Department. The Department of Revenue is also nearing completion on the business personal property information so hopefully next week this information will be available as well.

Mr. Lipscomb reported on the activity at the Airport. Activity at the Airport continues to increase. For the third month in a row, fuel sales surpassed 1,000 gallons. For the first 5 days in July, 400 gallons had been pumped. This increase has taken place despite the present cost of fuel. All closed T-hangers are filled with only 6 open bay hangers available. The new lighted windsock is in place providing pilots a more visible and accurate wind direction indication. This will allow for a safer airfield. The Airport Advisory Commission voted to increase the tenants' rent effective October 1, 2000. This will increase Airport revenue by \$6,500 the first year. The Business Plan being developed by Campbell and Paris Engineers is reported to be 75% complete with the final drafts soon available. The Young Eagles Event is scheduled for September 16, 2000 at 8:30 a.m. The Chamber of Commerce will meet at the Airport for their August meeting. The demand for flight instruction at the Airport continues to increase. Transient charter service is also on the increase with larger charter aircraft landing once a week.

Mr. Lipscomb also reported on the New Kent High School reunion for the classes of '49 through '63. There were 250 people present. A good time was had by all.

Ms. Ringley reminded everyone to please register opinions on the water system generators. She also thanked the Board of Equalization for their work. Ms. Ringley also reported that she had attended the High Speed Rail Conference last month. She wanted to point out that Providence Forge was still on at least one proposal. Hopefully, Providence Forge may be one stop if we get the High Speed Rail.

Mr. Raynes reported he had spoken with Mr. Norman Neal, Regional Director with Bell Atlantic, regarding the 911 situation Sheriff Howard reported on at the June 12th meeting. Mr. Neal is looking into the matter and hopefully will have something for the Board of Supervisors by the August meeting.

Mr. Davis reported on an AFD meeting since the last Board of Supervisors meeting and it went really well. There were 3 parcels put into Agricultural and Forestal Districts. Mr. Davis had met with Bill Duis, of VEPCO, and they had identified power lines and power poles that needed to be replaced. Mr. Davis also commended the Board of Equalization on their hard and successful work.

Mr. Lipscomb expressed a concern over the \$3.00 local tax being charged for cell phones in New Kent County. New Kent has no cellular phone tax and Mr. Lipscomb was concerned that the cell phone companies were “pocketing” this tax.

The Board of Supervisors directed Mr. Emerson to write a letter to the Commonwealth Attorney regarding this issue and requesting his assistance.

Chairman Burrell reported that he would be meeting on Thursday morning with the Richmond Convention and Visitor’s Bureau. The RCVB meets every other month and the brochure Mr. Crump is working on will be presented to the RCVB by Chairman Burrell. Tourism is very big business and something that New Kent could benefit from.

IN RE: STAFF REPORTS

Mr. Emerson reported that the date had been set for the Regional Economic Development meeting to continue discussions for the creation for an organization representing King William, New Kent and Charles City. Charles City has offered their meeting site but that may be too long of a drive for the people from King William. Mr. Emerson asked the Board of Supervisors to set a time and a place for the meeting. Mr. Lipscomb suggested the meeting take place in New Kent. Ms. Ringley suggested 6:00 p.m. as the time. Mr. Emerson said he anticipated some deliberation on the part of the folks present at that meeting (which will include people from Virginia Tech along with the County Administrators from the 3 counties) as to how to proceed. There may need to be another meeting scheduled to make that decision. This has been ongoing project that has been held up for various reasons. Mr. Emerson thinks this is a good group effort.

Mr. Emerson also reported on fees charged for taking Freon out of white goods. Mr. Emerson stated he has staff looking at all fees charged and hopes bring forward a complete recommendation in the near future of increases in all fees as they have not been

increased in 10-12 years. He would like to create a section in the Code that deals straight with fees. The Board of Supervisors will set them and adjust some of the other ordinances that will refer back to that Section of the Code.

IN RE: RESIDENT ENGINEER'S REPORT

Mr. Robbie Prezioso, Assistant Resident Engineer for VDOT, reported tasks that have been completed or are scheduled to be completed in New Kent County. There were several requests that came out of last month's meeting that have either been addressed and completed or scheduled to be completed before the start of school. Mr. Prezioso did state that the project at Rt. 60 at Bottoms Bridge has been approved and the purchase of right of ways will begin soon.

Mr. Prezioso asked the Board of Supervisors to please support the upcoming Planning and Programming Hearings. The first of those hearings is July 25, 2000 at 9 a.m. at John Tyler Community College. It is very important that they have the strong support of the counties at these meetings. Mr. Prezioso stated that he was looking forward to a close working relationship with Ms. Guy and her department. That will provide a good line of communication. The Board members shared their concerns with Mr. Prezioso, which included the re-surfacing of Continental Road, a problem at Sherwood (670) and Quaker Road (611), future drainage plans for Providence Forge, cleaning of trees from the storm, pulling ditches before the next hurricane season, proper signage in certain areas and brush blocking signs. With regard to the hearing set for July 25, 2000, new legislation was recently passed with regarding to the widening of I-64 so it is important to have the support of the citizens of New Kent County.

Lastly, Mr. Prezioso stated that the procedure at the public input hearings for the Six Year Plan had changed somewhat and was better. In the past people went to the hearing and it was first come/first served and you may have to wait a long time. Now they are taking appointments so you can now schedule your time.

IN RE: PRESENTATION - Iris Holliday of Virginia Power

Iris Holliday, External Affairs Manager with Virginia Power, addressed the Board of Supervisors regarding the electric utility deregulation and customer choice in Virginia. Ms. Holliday discussed key bills on competition passed in the General Assembly and the retail pilot program which has implications for all Virginia Power customers. The full customer retail choice program will begin January 1, 2002. Ms. Holliday presented the Board of Supervisors with a brochure entitled "Competition in the Electric Utility Industry; How Will Virginia Consumers Be Affected? Mr. Emery Nadeau, Operations Manager from the East Richmond Area was also in attendance.

The Board of Supervisors expressed various concerns to Ms. Holliday that included price changes depending on which company is chosen, who will provide maintenance, charges for changing suppliers, etc.

IN RE: PUBLIC HEARING - REZONING APPLICATION C-1—R&B Investments, LLC – Application to rezone an 11.841 acre parcel identified as Tax Map and Parcel 42-6, located on the north side of State Route 60, approximately 750 feet east of State Route 629 (Carriage Road). The proposed zoning of the property is B-2, Limited Business. The proposed use of the property is a business and professional office park to consist of six (6) individual lots. The lots will be served by individual wells and shared drain fields. The Route 155/Providence Forge Area Management Plan designates this parcel for Village land uses.

Mr. Raynes stated that he would abstain from any discussion or vote on this issue as he was one of the requesting applicants.

Margaret Guy, Director of Planning, presented a detailed explanation of the request, along with a videotape showing the specifics of the area. At its May 15, 2000 the Planning Commission voted 8:0 with one abstention to recommend approval of Rezoning Application C-1-00. Ms. Guy’s final recommendation was that the Board approve the request as the request is consistent with the Rt. 155/Providence Forge area management plan which designates this property for Village use, including a mix of residential and commercial usage. There was concern among the Board members that the property should be cul de saced. Mr. Raynes stated that he planned to cul de sac the road.

Mr. Burrell opened the public hearing. No citizens signed up to speak.

Mr. Burrell closed the public hearing.

Mr. Lipscomb made a motion to approve the rezoning application C-1-00 in order to address, protect, and promote public convenience, necessity, general welfare and good zoning practices in the County.

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

IN RE: PRESENTATION – Mr. Lyle Browning

Mr. Browning reported on his findings with regard to the archaeological issues surrounding the area by the Old Courthouse marked to be paved for a parking lot. Mr. Browning stated he and his crew had found some small items such as stove parts, store tokens, fence post holes, a hole with strange fill material, wine bottle bottoms and a piece of an old Indian pipe. Mr. Browning detailed some of what he surmised had happened on the property years ago. Mr. Browning ended his presentation stating that his work was basically complete and he recommended that no further archaeological work is necessary.

Mr. Browning thanked the Board of Supervisors for initiating this investigation, the County Administration and Utilities for their support, and also the New Kent County Historic Society for the information they provided.

Mr. Davis spoke to the citizens at the meeting, stating that he thought the Board did what they should have done with respect to investigating the site.

Hearing Mr. Browning's comments, the Board of Supervisors directed Mr. Emerson to contact the contractors and advise them to go forward with the project.

IN RE: PRESENTATION -- Alan Files

Mr. Alan Files representing the New Kent Ruritan, the Virginia Cooperative Extension Service and the New Kent County Fair Committee, spoke to the Board of Supervisors regarding the upcoming County Fair to be held at Colonial Downs, on August 17, 18 and 19, 2000. The theme of the 2000 fair is "Old Friends, New Beginnings." Grand marshals will be Ila Williams and Boogie Davis, two extension service agents who started the New Kent County Fair 29 years ago. This year admission and parking will be free. The parade will be at 11:30 on Saturday, August 18, 2000. Mr. Burrell stated that he could see that a lot of work had gone into the planning of this year's fair. Mr. Files invited any interested parties to attend the planning meeting to be held on Wednesday, July 26 at 6:00 p.m.

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

Mr. Burrell made a motion to appoint Bernard Randolph as District Three's representative to the Citizens Committee for the review of the subdivision and zoning ordinances.

Ms. Ringley made a motion to appoint Jessica Beauman as New Kent County's representative to the Youth Commission for a one-year term ending June 30, 2001.

Ms. Ringley made a motion to appoint Vicki Watson as New Kent County's representative to the James River Development Corporation for a one-year term ending June 30, 2001.

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

IN RE: MEETING SCHEDULE – The regular meeting of the Board of Supervisors will be held Monday, August 7, 2000 at 6:00 P.M. A work session will be held on Monday, August 7, 2000 at a time to be announced, prior to the regular meeting.

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

IN RE: ADJOURNMENT

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 Board adjourned at 7:58 P.M.