

A WORK SESSION OF THE BOARD OF SUPERVISORS WAS HELD ON THE 11<sup>TH</sup> DAY OF DECEMBER IN THE YEAR OF OUR LORD TWO THOUSAND IN THE COURTROOM OF THE OLD COURTHOUSE AT 3:00 P.M.

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IN RE:           ROLL CALL

In the absence of Chairman Burrell, Vice-Chairman Lipscomb called the meeting to order at 3:12 p.m.

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

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IN RE:           CLOSED SESSION

Mrs. Ringley made a motion to go into closed session for discussions relating to investment of public funds where competition or bargaining is involved pursuant to § 2.1-344(a)(6) of the Code of Virginia and for consultation and briefings by legal counsel, consultants, or staff members or pertaining to actual or probably litigation or other legal matters requiring the provision of legal advice by counsel pursuant to § 2.1-344(a)(7) of the Code of Virginia.

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

Mrs. Ringley made a motion to come out of closed session and certified the closed session by stating:

Whereas, the New Kent County Board of Supervisors has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

Whereas, Section 2.1-344.1 of the Code of Virginia requires a certification by the Board that such closed meeting was conducted in conformity with Virginia law;

Now, therefore, be it resolved that the Board hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirement by Virginia law were discussed in closed meeting to which this certification resolution applies and (ii) only such public business matters as were

identified in the motion convening the closed meeting were heard, discussed or considered by the Board.

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

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IN RE: PRESENTATION REGARDING THE ROUTE 618 DROP OFF  
IMPROVEMENT PROJECT

Mr. Charles E. Loving, Sr., Director of Public Works, and Mr. Jack Anders of Resource International, Inc. gave an update on the Route 618 Drop off Improvement Project. Mr. Anders showed the Board some drawings depicting the proposed site. Mr. Anders also reported his company had investigated the area to the west of the existing compacting unit. This area was thought to have not been used previously as a waste site. The borings showed the site looks very workable for the retaining wall and the three-bay structure. After some discussion about the increased cost and some assurance by Mr. Loving and Mr. Anders that there would be no more “surprises” involved with this project, the Board directed Mr. Loving and Mr. Anders to proceed with the project. Mr. Anders stated weather permitting, this would be about a three-month project.

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IN RE: PRESENTATION REGARDING CULTURAL EVENTS AND  
PROGRAMS ORDINANCE

Mr. Gary Mitchell, Acting Director of Planning, gave a presentation to the Board with regard to a proposed ordinance change -- changing the name of Chapter 11 of the County Code to reflect “*Cultural Events and Programs*,” rather than “*Musical/Entertainment Festivals*,” and changing this chapter to reflect current needs within New Kent County. Mr. Emerson pointed out the driving force behind this change is that New Kent’s outdoor gathering ordinance is outdated. New Kent is expending time and services for these larger events (such as the Strawberry Hill Races and other events running more than capacity) but is receiving no revenue. If the County is to provide services to these functions, the County should be in a position to recover some of its costs for providing these services. Mr. Emerson also stated in order to expedite the approval process, the ordinance had been changed to allow County staff to approve/disapprove these requests without having to wait for the Board to convene. Mr. Mitchell stated the staff recommends the Board authorize advertisement for a February Public Hearing for the proposed revision of Chapter 11 of the New Kent County Code. By holding the public hearing in February, it will give the County a chance to make the change in time for the Strawberry Hill Races in April.

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IN RE:           CLOSED SESSION

Mr. Davis made a motion to go into closed session to discuss a personnel matter pursuant to § 2.1-344(a)(1) of the Code of Virginia.

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

Mr. Davis made a motion to come out of closed session and certified the closed session by stating:

Whereas, the New Kent County Board of Supervisors has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

Whereas, Section 2.1-344.1 of the Code of Virginia requires a certification by the Board that such closed meeting was conducted in conformity with Virginia law;

Now, therefore, be it resolved that the Board hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirement by Virginia law were discussed in closed meeting to which this certification resolution applies and (ii) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed or considered by the Board.

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

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IN RE:           ADJOURNMENT

At 5:40 p.m. Mr. Davis made a motion to adjourn the work session and move into the regular meeting.

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