

Budget Work Session

A BUDGET WORK SESSION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEW KENT WAS HELD ON THE TENTH DAY OF APRIL IN THE YEAR OF OUR LORD NINETEEN HUNDRED NINETY-FIVE IN THE LOWER CONFERENCE ROOM OF THE COUNTY OFFICE BUILDING BEGINNING AT 5:30 P.M. WITH ALL MEMBERS PRESENT EXCEPT MICHAEL D. SALMON, WHO ARRIVED A HALF HOUR LATE DUE TO WORK CONSTRAINTS.

IN RE: ROLL CALL

James H. Burrell	Aye
E. David Ringley	Aye
Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Arrived late

IN RE: BUDGET WORK SESSION

Mr. James Cornwell, County Attorney presented the Board with additional information and copies of deeds that will require action from them at the regular board meeting later in the evening. These deeds are from Chesapeake Corporation as they relate to the land where the pumping station and well site will be for the jail. Also an agreement from Delmarva on the review of PUD and the Route 155 area study, where Delmarva will agree to pay up to \$70,000 towards these costs.

Mr. R. J. Emerson, Jr., supplied the Board with additional information as it related to budgets. Part of this was contracts and maintenance agreements different departments have so they can look into consolidating these expenses. They also spoke about the cost of E911. Mr. Emerson explained the revenues will not have any growth until some time in 1996. At the present time the estimated revenues would be \$17,523,532, the budget requests amount to \$18,601,868 for a difference of \$1,078,336 or a 19.2 cent tax rate increase to meet the budget requests. The Board agreed there would be no tax increase. The Board then directed the County Administrator to go back to each department and have them review their budgets and make additional cuts. Mr. Emerson suggested they go into executive session to discuss individual salaries.

IN RE: EXECUTIVE SESSION

Mr. Salmon moved to go into executive session to discuss a personnel matter pursuant to §2.1-344(a)(1) of the Code of Virginia.

James H. Burrell	Aye
E. David Ringley	Aye
Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Aye

Regular Meeting

A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEW KENT, WHICH WAS CONTINUED FROM THE BUDGET WORK SESSION, ON THE TENTH DAY OF

APRIL IN THE YEAR OF OUR LORD NINETEEN NINETY-FIVE IN THE BOARD ROOM OF THE COUNTY OFFICE BUILDING BEGINNING AT 7:00 P.M. WITH ALL MEMBERS PRESENT. THE PLEDGE OF ALLEGIANCE WAS FOLLOWED BY THE INVOCATION OFFERED BY REVEREND HATHAWAY.

Mr. Boroughs moved to go back into regular session.

James H. Burrell	Aye
E. David Ringley	Aye
Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Aye

Mr. Bradby certified that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements under Virginia law, and (ii) only such public business matters as were identified in the motion by which the executive meeting was convened were heard, discussed or considered in the executive meeting.

James H. Burrell	Aye
E. David Ringley	Aye
Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Aye

Mr. Salmon explained they were in Executive Session to talk about specific salaries as they continue to work on the budget.

IN RE: CONSENT AGENDA

Mr. Boroughs moved to approve the Minutes, Appropriations, Refunds and Finance Report as presented.

James H. Burrell	Aye
E. David Ringley	Aye
Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Aye

ELECTED OFFICIALS' REPORT

Ms. Betty Burrell, Treasurer was not in attendance and will present her report at the next meeting. Mr. Burrell spoke about doing a resolution to use local contractors where we can. He said there was a general consensus of agreement but felt the Board should go on record to use local contractors where possible. The Board directed Mr. Emerson to draft this resolution for their approval at the May meeting. Mr. Boroughs wanted to thank Mr. Bentley Boyd of the Daily Press for his handling of New Kent County's reporting, as he will be leaving the paper.

Mr. Ringley explained to the Board of a trip the Planning Commission was interested in taking and wanted to invite the Board members also. The Planning Commission is looking into renting a bus and the objective would be in viewing other local areas to see what they have done as far as growth and planning of their communities. He mentioned they have not set a date as yet but they are interested in looking at Williamsburg, Mechanicsville, Midlothian Turnpike and a few others. New Kent is on the verge of some

growth and they want to see what good things other communities have brought to their area. Mr. Bradby felt it was a good idea but thought a limitation should be put on how far they would go.

Mr. Salmon asked the Board if they would agree to hear from Elmo Whitehurst of the Providence Forge Volunteer Rescue Squad. The Board was in agreement. Mr. Whitehurst was representing the Rescue Squad and made a request of \$3,935 for an antenna system to be placed at the New Kent County Administration Building. This antenna would allow them to pass communications between the Rescue Squad and the Sheriff's Department in an emergency. This would also strengthen the E911 services. The antenna is needed because their frequency is different than the County's. The \$3,935 would be for the cost of the antenna, wiring and labor. Mr. Salmon directed Mr. Emerson to check and see if there is any existing money in the budget to pay for this and then the Board would be able to make a decision by the next meeting, if not sooner.

IN RE: STAFF REPORTS

Mr. J. Lawrence Gallaher, Director of Public Safety responded to the subject of the antenna and he was highly in favor of placing that here. Mr. Gallaher reported on the transfer sites. Two are under construction, the one at the landfill is almost complete but they are waiting for Virginia Power to drop the power in and waiting for the compactor to arrive. The one on Route 612 is waiting for Virginia Power also and they have stated they will begin work on April 28th. Once that is done it will be completed quickly. Mr. Emerson asked Mr. Gallaher to explain why it was taking Virginia Power so long to do these installations. Mr. Gallaher replied, Virginia Power had some personnel changes and the original man assigned the job and who had times scheduled for the work to begin is no longer involved with this project. When the work didn't begin Virginia Power was contacted and they had assigned a new service rep to this area and we had to start from scratch. Mr. Salmon asked when we first contacted Virginia Power for this work. Mr. Gallaher replied he believed it was December 9th. He continued by saying he had written letters explaining how important this was to the County and in fact, had faxed letters to them without a response to this from Virginia Power. Mr. Ringley asked about the cost and Mr. Gallaher replied they are charging us \$22,500. Mr. Boroughs suggested they do a resolution from the Board and send to Virginia Power to demand it be done by the 28th. The consensus of the Board was the Chairman would draft a letter and send it to Virginia Power advising them of the seriousness of their delay in placing power at these sites. Mr. Gallaher said they are still looking for a site in Lanexa. He did say he heard rumors that we were closing the old site and that was not the case. Mr. Bradby said he had some citizens contact him on that issue and he did reassure them he would not support closing the site until a transfer station was in place. Mr. Boroughs was informed a petition was going around stating the citizens didn't want the site moved until they had a place to go other than the landfill. Mr. Salmon commented that we are already \$200,000 over budget because of these delays.

Mr. Gallaher also reported on the courthouse roof. The notice to proceed was issued on March 14th and the contractor has until April 14th to begin work. The contract gives him 45 days to finish the project. Mr. David P. Maloney, Director of Planning/Assistant County Administrator gave a report on the Community Development block grant. The County is applying for a \$700,000 block grant to assist with the financing on the necessary road improvements on Route 155. A resolution supporting the submission of the application to the Virginia Department of Housing and Community Development must be included with the application and the County is also required to hold a public hearing seeking public comment on the application prior to the resolution. Staff is requesting the Board to hold a public hearing on the Community Development block grant application in its May meeting. Mr. Boroughs recommended it go on May's agenda. The general consensus of the Board was also to put it on the May agenda.

Mr. R. J. Emerson, Jr., County Administrator reported on a meeting set for April 12th with two members of the Virginia Transportation Department to discuss the possibility of revenue sharing for the other

\$700,000 for the improvements of Route 155. Also, on April 19th, the Chairman and Mr. Emerson will be attending the Pre-Allocation Hearing to plead their case in front of the full Commonwealth Transportation Board.

IN RE: RESIDENT ENGINEER'S REPORT

Mr. Riley reported the work on Rt. 60 & Rt. 33 has started and hopefully it will be completed in the next couple of weeks. They received permission from the Commonwealth Transportation Board to reestablish the speed limit on Route 612 between Rt 249 and I-64 back to 35 mph.

The other item Mr. Riley spoke about was the impact on the County as it pertains to the early retirement package offered by the State. State wide they had over 1400 people sign up for this package and they currently have 600 vacant positions. These two combined will make a 18% vacancy rate state wide. Some sections were hit harder than others, such as the Right-Of-Way section. A lot of the projects they are working on now will be held up for at least 3 or 4 months. They have determined the federal projects will be worked on first so they don't lose any federal money. In the Sandston office they had 19 people sign up, including Cliff Wallace, Assistant Resident Engineer, one project engineer, one maintenance superintendent, etc. That amounts to 17% vacancy rate in the Sandston office. In New Kent there will be 4 vacancies, which is a 16% vacancy. They will not be able to perform the same services as they have in the past, they will have to do more contracting, which means more money. He wanted to make the County aware of these changes. There are three things they hope to keep on the top of the list and that would be the preservation of the road system, safety related problems and citizen concerns. He knows citizens will become frustrated because it will take longer for them to respond to their needs but hope they will understand the situation. Mr. Salmon thanked him for his concern and sharing this information with the Board.

Mr. Salmon addressed the public and recapped the budget session they had earlier in the evening. The Board directed the County Administrator that there will be no increase in taxes for the upcoming budget year; also directed the County Administrator to advise the Department Heads there will be no additional personnel hired; and to go back to each department requesting funds for an 8 1/2% budget reduction.

IN RE: TELESQURT FIRE TRUCK

Mr. Salmon commented the Board had a chance to look at the new telesqurt fire engine that was delivered recently. This truck was completely paid for by Henrico County. Mr. Ringley replied he had received a number of comments from the fire department and they were very pleased with the truck. Mr. Boroughs also commented he had heard the same comments.

IN RE: APPROVAL OF CONVEYANCES FROM CHESAPEAKE FOREST PRODUCTS, INC.

Mr. James E. Cornwell, Jr., County Attorney explained the resolutions they had before them. Chesapeake Forest Products had given New Kent County some property for which to build the waste water treatment plant that will serve the jail. Tonight there are four resolutions, three of which relate to that project and one relates to a different project. Resolution R-13-95 is for a deed conveying to the County 0.619 & 0.25 acres of property. This is for a well and pumping station connected to the waste water treatment plant project. Resolution R-14-95 is for the acceptance of two parcels, one of 0.331 and 0.351 acres which are also related to the above project. Resolution R-15-95 is a proposed agreement between the County and Chesapeake Forest Products which provides that Chesapeake will have the right to remove the timber off the lands they are giving us once we flag the timber that needs to be removed. Also Chesapeake wants the right to scrape the road surface to use on another portion of the road, which will help our project and will

cooperate in the maintenance of the road. Resolution R-16-95 does not relate to these projects but is a proposed agreement between Delmarva Properties, Inc. and the County. Delmarva plans to introduce a planned unit development for the land around the race track and in conjunction with that the County is interested in doing a study of Route 155 Providence Forge management plan which will encompass the race track and the property around it. A consultant for the study of the PUD, as well as the area management plan, has been arranged and they will be reporting to the County. Delmarva Properties has agreed to pay the costs of these studies up to \$70,000 in total. The only thing the County is agreeing to is to allow the application for the PUD to be submitted and to undertake the study of the PUD and management plan. The agreement specifically states the County is not obligated to approve either the PUD or the management plan, only to take those matters under consideration. This was done because Delmarva knew these studies would be needed and it would put a heavy financial burden on the County and they have come forth with the money to do these studies. Mr. Salmon wanted to make the public aware these consultants will be working directly for the Planning Department. Mr. Emerson also added to clarify what these funds are paying for are the Route 155/Providence Forge/Route 60 area study, the review of the Planned Unit Development proposal when it comes in, which will include the normal review as far as transportation and other impacts, but will also include the impact on the schools, services, update of our capital improvements plan and other various items. There will be a model built that will be reusable as we get other proposals in. Mr. Boroughs moved to approve R-13-95, R-14-95, R-15-95, and R-16-95 as presented.

James H. Burrell	Aye
E. David Ringley	Aye
Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Aye

Motion passed.

FOR RESOLUTIONS R-13-95, R-14-95, R-15-95 AND R-16-95 AS ADOPTED, SEE BOARD OF SUPERVISORS ORDER BOOK APPENDIX FIVE AT PAGES 343, 344, 345 & 346.

IN RE: COLONIAL DOWNS

Mr. Mike Johnson of Colonial Downs gave the Board an update on the race track. He said they have cleared over 140 acres. They are waiting approval from the Corp of Engineers to start their erosion control. He was in Texas last week and met with the architect structural engineer and they are designing the grandstand area now. On April 7th they submitted to the Racing Commission a OTB application. They hope to have an answer when the committee meets on April 19th. Also on April 19th, the Racing Commission will adjourn and come to New Kent to view the site. Mr. Johnson invited the Board to attend this visit also. May 8th is the date for the appeal.

Mr. Peter Johns, of Delmarva Properties, addressed the Board next. Mr. Johns reported the entry road has been mulched and seeded, once we get some rain you will be able to see the progress. The entry way to the Legends is being graded and graveled and is being hydromulched as well. They have 8 tons of seed on the site and they will be spreading this shortly. They hope to have limited play at the golf course in late fall and March of '96 the first leg will be open for play. The track is still on schedule for 1996.

IN RE: CUP-05-95 VIRGINIA ELECTRIC & POWER COMPANY

Mr. Emerson explained the CUP-05-95. Virginia Power requested a conditional use permit for a substation to serve the jail site. Mr. David Maloney, Director of Planning explained the request further. This permit would allow Virginia Power to construct a 230-234.5 kV electrical substation on a portion of the property on Tax Map and Parcel 37-9. The property is zoned A-1, Agricultural. In accordance with the County Zoning Ordinance, electrical generation facilities or substations with a capacity of 5,000 kilovolt amperes or more are permitted only with a conditional use permit. The New Kent County Planning Department recommends approval of this permit. Mr. Boroughs asked about the cost of this project. Mr. Bob Ware of Virginia Power was present and spoke to the Board about this project. He told the Board he would call the manager of the Williamsburg District and express his concern over the delay in getting power to the transfer stations. In reference to the substation, they are on a tight schedule but they have a commitment to have power available by November. Ms. Gail Lamm, also of Virginia Power, has the answer to Mr. Boroughs question on the cost. Ms. Lamm replied to Mr. Boroughs the total cost is approximately \$2.6 million. Mr. Emerson wanted everyone to know this is very important to the jail, as well as support to our sewage treatment plant, our water system and the industrial development of the Route 33 Corridor. Mr. Salmon asked if they could put the amount of energy use into a form the layman could understand. Mr. Ware replied the power is enough to serve the jail and any large complex that might go in there. Mr. Boroughs moved to approve CUP-05-95 as submitted.

James H. Burrell	Aye
E. David Ringley	Aye
Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Aye

Motion passed.

IN RE: NATIONAL VOLUNTEER WEEK - RESOLUTION R-11-95

Mr. Emerson explained to the Board we had received a request from United Way Services to recognize the week of April 23-29 as National Volunteer Week. This is recognized by the Points of Light Foundation established by President Bush. United Way Services is involved in the Points of Light Foundation funds as well as recognizing the achievements and efforts of the volunteers. Mr. Bradby moved to approve Resolution R-11-95 as presented for National Volunteer Week set for April 23-29, 1995.

James H. Burrell	Aye
E. David Ringley	Aye
Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Aye

Motion passed.

FOR RESOLUTION R-11-95 AS ADOPTED, SEE BOARD OF SUPERVISORS ORDER BOOK APPENDIX FIVE AT PAGE 347 & 348.

IN RE: RESOLUTION R-12-95 - APPRECIATION FOR THELMA CRUMP WILSON

Mr. E. David Ringley made a motion to approve R-12-95 in recognition of Mrs. Thelma Crump Wilson.

James H. Burrell	Aye
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E. David Ringley	Aye
Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Aye

Motion passed.

Mr. Ringley asked Mrs. Wilson to come forward. Mr. Ringley read the resolution to Mrs. Wilson commending her for her service to various organizations within the County; for her dedication in attending Board Meetings, Planning Commission Meetings and School Board Meeting for over the last 60 years. Mrs. Wilson expressed her appreciation and stated she had been a reporter for over 35 years on the County. She enjoys watching what goes on in the County and participating where she can.

FOR RESOLUTION R-12-95 AS ADOPTED, SEE BOARD OF SUPERVISORS ORDER BOOK APPENDIX FIVE AT PAGES 349 & 350.

IN RE: APPOINTMENTS

No appointments were made.

IN RE: MEETING SCHEDULE

The regular meeting of the Board of Supervisors will be held on Monday, May 8, 1995 at 7:00 p.m. The Planning Commission will meet on Tuesday, April 18, 1995 at 7:30 p.m. There will also be a joint meeting with the Board of Supervisors and the School Board on April 18, 1995 at 5:30 p.m. on the budget.

IN RE: CITIZENS COMMENT

None

IN RE: ADJOURNMENT

Mr. Bradby moved to adjourn the meeting until April 18, 1995 at 5:30 p.m.

James H. Burrell	Aye
E. David Ringley	Aye
Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Aye