

A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEW KENT WAS HELD ON THE EIGHTH DAY OF AUGUST IN THE YEAR OF OUR LORD NINETEEN HUNDRED NINETY-FOUR IN THE BOARD ROOM OF THE COUNTY OFFICE BUILDING WITH ALL MEMBERS PRESENT. THE MEETING WAS PRECEDED BY AN EXECUTIVE SESSION AT 5 P.M. AND A WORK SESSION AT 6:30 P.M.

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IN RE: EXECUTIVE SESSION

Mr. Burrell moved to go into Executive Session for discussions relating to prospective business or industry pursuant to § 2.1-344(a)(5) of the Code of Virginia, and for consultation and briefings by legal counsel, consultants, or staff members pertaining to actual or probable 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. (Contractual Matters-Solid Waste).

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

Mr. Boroughs moved to return to regular session.

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

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

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IN RE: WORK SESSION, COURT FACILITIES RENOVATION PROJECT

Ms. Marlene Shade of Greenhorne & O'Mara was present to discuss plans for the renovation project with the Board of Supervisors. During the presentation of the draft plans, Mr. Ringley introduced the idea of not renovating the old courthouse for the School Board but rather for the clerk of the Juvenile and Domestic Relations Court and for the Court Services personnel. Judge Hoover said that the present General District Courtroom is sufficient for both courts, but that the office personnel need a larger amount of space. The Board set a meeting time and date of August 23, 1994 at 9 a.m. in order to discuss the matter further. Ms. Shade offered to be present to answer any questions the Board may have.

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IN RE: MINUTES

Following a short recess, the chairman called the regular meeting to order. The invocation was offered by Mr. Salmon. Mr. Bradby moved to approve the minutes for meetings held on June 2, 6, 13 (corrected), 16, and 27; and on July 11 and 25 as presented.

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

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IN RE: FINANCE REPORT

Ms. Alease Christian, Director of Finance, gave her report, noting a correction to be made. Mr. Salmon moved to approve the expenditures for the month of June 1994 totaling \$484,829.52 as presented in the monthly expenditures report.

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

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IN RE: ELECTED OFFICIALS REPORTS

Ms. Salmon reported that he had attended the 59th Annual Conference of the National Association of Counties held in Las Vegas, Nevada July 31-August 4, 1994. He said that the conference was very informative and that about 200 people were there representing Virginia counties.

Mr. Boroughs reported that he had learned a great deal from attending the seminars and workshops at the Conference, and that he was very well pleased with New Kent County's Planning Department. He said that New Kent faces similar problems to what many other areas are dealing with.

Mr. Bradby expressed his concerns in the form of motions. He moved to set up an appraisal system for the county administrator on a once-a-year basis. Mr. Boroughs made a friendly amendment, accepted by Mr. Bradby, that department heads be evaluated once a year also.

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

Next, Mr. Bradby moved to set up a meeting once a month to review expenditures for the Board of Supervisors, but he later withdrew the motion when the chairman offered to have Mr. Bradby sit with him while he goes through the bills.

Finally, Mr. Bradby moved that the Board will receive a draft budget by the last day of February.

Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Aye

E. David Ringley      Aye  
James H. Burrell      Aye

Mr. Boroughs suggested that Board members could sit in on staff meetings and would find it helpful in knowing what is going on in the day-to-day operation of the County.

Mr. Salmon suggested that at the next regular meeting the Board set a date for a work session to clarify the form of the personnel evaluation process.

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IN RE:                RESIDENT ENGINEER'S REPORT

Most important among the several items Mr. Riley reported was that the Angel View Lane project will be delayed approximately a year due to a change in status from a no plan to a minimum plan; and VDOT must purchase rights of way.

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IN RE:                APPOINTMENTS

Mr. Boroughs moved to appoint Ms. Nellie Crump as District Five's representative to the Historic Commission for the remainder of a four-year term ending December 31, 1997. Mr. Ringley read the resignation letter of Dr. Robert Stroube and moved to appoint Ms. Donna H. Steele to fill his unexpired term ending December 31, 1995. Mr. Salmon moved to appoint Mr. Phillip H. Felts, Sr., from District One to fill an unexpired term ending December 31, 1994. Mr. Burrell moved to appoint Mr. Larry Smith and Ms. Louise Dixon as District Three's representatives to the Airport Advisory Commission for the term ending December 31, 1994.

At Mr. Boroughs' suggestion, a resolution of appreciation will be presented to Dr. Stroube.

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IN RE:                BINGO PERMIT

Mr. Boroughs moved to approve the application for Bingo Permit as requested by the New Kent Volunteer Fire Department Co. #2 Auxiliary for September 10, 1994.

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

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IN RE:                REGIONAL JAIL--LEASE AGREEMENT AND AMENDMENTS TO CONTRACT

Mr. Joe Rapisarda, County Attorney of Henrico County, provided information to the Board and entertained questions. Although Henrico and Goochland Counties had approved the lease agreement and amendments, Board members concurred to delay action on this matter.

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IN RE:                MINITREE GLEN WATER SYSTEM

Mr. Bradby moved to accept the Minitree Glen Water System dated August 8, 1994 and to authorize the Board Chairman and County Administrator to sign the Agreement.

Marvin D. Bradby      Aye  
Robert A. Boroughs    Aye

Michael D. Salmon     Aye  
E. David Ringley     Aye  
James H. Burrell     Aye

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IN RE:            TAX DEFERRAL

Mr. Ringley moved to reinstate Ms. Lucy Jones retroactively into the tax deferral system.

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

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IN RE:            MEETING SCHEDULE

The next regular meeting of the Board of Supervisors is scheduled for September 12, 1994 at 7 p.m. The Planning Commission will meet on Tuesday, August 16, 1994 at 7:30 p.m.

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IN RE:            CITIZENS COMMENT PERIOD

Mr. Bob Broughman expressed strong feelings against a Newport News connection with the Black Creek Reservoir and recommended that the County turn it into private enterprise for the benefit of New Kent citizens.

Mr. Bill Lindsay brought to the Board's attention the letters received from the County and letters he sent to the County. He does not want pipeline, pump station or reservoir.

Ms. Patricia Townsend referred to the letters also; she requested the Board to review this matter; also she requested an itemized spending statement from the County Administrator's Office and from all other County offices. She had several other concerns and requested that a Water Board Control be started with a representative from each district. She also requested that a long-term development plan be made public.

Mr. Townsend asked what authority had Mr. Hart to exercise the right of eminent domain, when and by whom was it approved; also who is paying for the study, what other jurisdictions are involved, etc.

Ms. Cindy Carr, a resident of Minitree Glen Subdivision, said she felt discriminated against because she was the only one paying for water usage; she asked how the County can charge her for water when it does not own the system. Finally, she promised that she will pursue legal action if she does not get a satisfactory answer.

Ms. Ginny Morrow was angered by the letters. She opposes the reservoir project because it affects her homeplace, her home and her church. She referred to the public document entitled "Raw Water Study Group, Lower Virginia Peninsula, February 1994."

Mr. Tom Davis inquired as to the elimination of the dumpster site at Lanexa; he opposed the closing of that site.

Ms. Gwen Weber, though not affected by the reservoir, agreed with everything said by the opponents.

Mr. William Weber said that Malcolm Pirnie had entered their property without permission last year, but that he had cooperated with them this year; however, the letters were arrogant and disgusting to him because they asked permission for a four-year blanket permit.

Mr. Burrell spoke to the audience to acknowledge that the Board is aware of the citizens' concerns and will address them.

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IN RE: EXECUTIVE SESSION

Mr. Ringley moved to go into Executive Session to discuss a personnel matter pursuant to § 2.1-344(a)(1) of the Code of Virginia.

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

Mr. Bradby moved to return to regular session.

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

Mr. Ringley certified that to the best of each member's knowledge (i) only public business matter 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.

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

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IN RE: ADJOURNMENT

Mr. Bradby moved to adjourn.

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

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R. J. Emerson, Jr.  
Acting County Administrator

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James H. Burrell  
Chairman