

A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEW KENT WAS HELD ON THE NINETEENTH DAY OF APRIL IN THE YEAR OF OUR LORD NINETEEN HUNDRED NINETY-THREE IN THE BOARD ROOM OF THE COUNTY OFFICE BUILDING. MR. BOROUGHS GAVE THE INVOCATION. ALL BOARD MEMBERS WERE PRESENT.

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IN RE: MINUTES

Mr. Bradby moved to approve the minutes of meetings held on March 8, March 9, March 22 and March 29, 1993.

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

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IN RE: FINANCE REPORTS

Ms. Alease Christian, Finance Coordinator, read her reports for the two previous months. Mr. Boroughs moved to approve the expenditures for the month of February 1993 totaling \$297,503.95 and for the month of March 1993 totaling \$311,856.59 as presented in the monthly expenditures reports.

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

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IN RE: TREASURER'S REPORTS

It was announced that, due to the extremely busy tax collection and sales of County decals, the Treasurer's reports for February and March would be delayed until the next meeting.

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IN RE: ELECTED OFFICIALS REPORTS

Supervisors reported on their trip to Texas which occurred April 17-19, 1993. As guests of the owner, they toured Trinity Meadows, a racing complex near Fort Worth, owned and developed by Mr. Arnold Stansley who is a prospective developer for a race track in New Kent County. The chairman gave his impression of the racing business being a clean industry, likened to sports events, and family-oriented. Mr. Boroughs spoke of the excellent security controls and Mr. Bradby said that he was impressed with the controls for traffic and security and that he saw no rowdiness. Mr. Burrell felt that a race track such as Trinity Meadows would be a tremendous economic boost for the County without bringing in a great increase in people.

Mr. Burrell announced that recycling in New Kent would begin on Earth Day, Saturday, April 24, 1993. There will be four sites: Landfill on Rt. 618, Britt's in Eltham, adjacent to Sportsmen Restaurant in Providence Forge, and Park & Ride at Bottom's Bridge.

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IN RE: RESIDENT ENGINEER'S REPORT

Mr. Bob Riley requested the Board to set the date for a public hearing on the Secondary System budget for FY 1993-94. It was agreed that the public hearing would be held at the time of the regular Board meeting on May 10, 1993.

Among the items mentioned to Mr. Riley by members of the Board were inquiry on costs to bring Crump's Mill Road up to standards and the truck traffic on Route 106. Mr. Riley said he would ask about 106, but since the State had spent several million to upgrade the road as a truck route, at the request of previous Boards, he predicted a negative answer but said he would check on it.

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IN RE: RESOLUTION R-11-93, ROADS INTO SECONDARY SYSTEM

Following Mr. Hart's remarks concerning a request to take roads in the Quinton Estates Subdivision into the Secondary System, Mr. Bradby moved to adopt Resolution R-11-93 as presented.

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

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FOR RESOLUTION R-11-93 AS ADOPTED, SEE BOARD OF SUPERVISORS ORDER BOOK APPENDIX FIVE AT PAGE 175.

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IN RE: RESOLUTION R-9-93, PUBLIC SERVICE RECOGNITION WEEK

In response to a request from the Treasurer, a resolution was drawn to recognize the service provided by public employees and to declare the week of May 3-9 as Public Service Recognition Week. Mr. Ringley moved to adopt Resolution R-9-93 as presented.

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

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FOR RESOLUTION R-9-93 AS ADOPTED, SEE BOARD OF SUPERVISORS ORDER BOOK APPENDIX FIVE AT PAGE 176.

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IN RE: RESOLUTION R-10-93, PROCUREMENT OF HEALTH INSURANCE

Mr. Morgan informed the Board that procuring healthcare insurance through competitive negotiation would be better than through sealed bidding, and that Resolution R-10-93 would authorize the better method. Mr. Bradby requested that the Board have an opportunity to look at the proposals before contracts are accepted and then moved to adopt Resolution R-10-93 as presented. Mr. Bradby expressed his belief that the Board should have input on the choice of plans. The Chairman instructed Mr. Hart to notify the Board members when interviews are scheduled.

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FOR RESOLUTION R-10-93 AS ADOPTED, SEE BOARD OF SUPERVISORS ORDER BOOK APPENDIX FIVE AT PAGE 177.

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IN RE: PUBLIC HEARING, PROPOSED FY 1993-94 BUDGET

Mr. Hart made an explanatory presentation, including the projection of charts and graphs, on the proposed budget for fiscal year 1993-94. The proposed budget does not call for any increased taxes but does depend heavily on increased collection of delinquent taxes.

Mr. Salmon opened the public hearing.

Mr. Lester Silva asked how New Kent's pro rata expense for students compares to Richmond. Mr. Hart answered that New Kent is perhaps a little lower than some counties including Henrico but may be a little higher than others. Mrs. Silva commended the New Kent school system and said that the beautiful children in her grandson's classroom come across with a joy from within.

Mr. Christopher Madison noted an error in the newspaper ad concerning the tax rate, which should have said 82¢ rather than 84¢ per \$100 valuation. He also spoke against salary increase for teachers.

The Reverend Milton Hathaway commended the Board for what looks like a fiscally sound budget, one that invests in young people and works toward making teachers' salaries equitable.

The public hearing was closed by the Chairman who explained that the budget will be presented for vote at the meeting to be held May 10.

Mr. Burrell observed that roughly 70.4% of the total budget goes to the school budget. He also explained that, by law, the tax rate cannot be raised but can be lowered from the rate as advertised.

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IN RE: HENRICO AREA MENTAL HEALTH & RETARDATION SERVICES

Mr. Hart and Mr. Salmon welcomed Mr. James Stewart, Executive Director, who thanked the Board for including his organization in the budget. Mr. Stewart gave a brief overview of the organization's services. He introduced Ms. Nina Burrell, Ms. Pat Crooks, Ms. Pat Muller, and Ms. Beth Tetrault.

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IN RE: CONDITIONAL USE PERMIT CUP-1-93, MARENGO TRUST (E. Taylor Moore, Jr.)

Mr. Emerson, Director of Planning, said that an application for a permit was filed by Mr. E. Taylor Moore, Jr., in the name of Marengo Trust, to operate a steeplechase track on Tax Parcel 3-9. Mr. Boroughs moved to approve CUP-1-93 with two additional requirements:

1. A review of the permit is to be performed by the Planning Commission one month after each event. Mr. Moore should attend this Planning Commission meeting with a full report of the event and any problems that have occurred; and

2. This permit is for one race a year. Mr. Moore has the ability to reapproach the Board of Supervisors for additional races.

Motion passed as follows:

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

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IN RE:           OUTDOOR GATHERING PERMIT, D.A.R.E. PROGRAM

In his introductory remarks regarding this application, Mr. Emerson said that the D.A.R.E. group had worked very cooperatively in seeking permission to hold an outdoor gathering on May 22, 1993. He also noted that the event is to be held for a charitable function and that the Board might wish to consider waiving the fee. Mr. Boroughs moved to approve the Outdoor Gathering Permit for the New Kent County High School D.A.R.E. Program contingent upon the D.A.R.E. Group following the proposed outline as submitted with the Permit Application, and to waive the \$150 permit fee for the nonprofit organization.

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

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IN RE:           APPOINTMENT TO THE LOCAL DISABILITIES BOARD

The Board was requested to make two appointments--one a member of the Board of Supervisors and the other from the citizenry. The Supervisors delayed making these appointments.

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IN RE:           REFUND

The Chairman reported that the Commissioner of Revenue had asked for removal of Item #9 from the agenda as a result of a determination by the County Attorney that the statute of limitations prevented the County from making the refund as requested by Mr. John F. Hodges, Jr. Mr. Ringley expressed his dissension with the limitation and several Board members concurred.

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IN RE:           MEETING SCHEDULE

The next regular meeting of the Board of Supervisors will be held on Monday, May 10, 1993. The Planning Commission will hold its meeting on April 26, 1993.

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IN RE:           CITIZENS COMMENT PERIOD

Mr. Lester Silva asked about the cost of the Texas trip and Mr. Salmon answered that it did not cost New Kent taxpayers anything.

Mr. Chris Madison read an article from the April 10th edition of the Daily Press concerning cablevision and said that the basic rate for cable service costs more in New Kent than it does in Newport News.

Reverend Hathaway asked if any checks are in place to help identify erroneous tax payments.

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IN RE: EXECUTIVE SESSION

Mr. Boroughs 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.

Mr. Ringley moved to return to regular session.

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

Mr. Boroughs 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.

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

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IN RE: ADJOURNMENT

Mr. Boroughs moved to adjourn the meeting.

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

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H. Garrett Hart, III  
County Administrator

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Michael D. Salmon  
Chairman