

VIRGINIA:

At the regular meeting of the Board of Supervisors held at the Charles City Government and School Board Administration Building thereof on Tuesday, January 22, 2008 at 7:30 p.m. in the 232nd year of the Commonwealth and in the 374th year of the County.

PRESENT: Gilbert A. Smith, Chairman
Timothy W. Cotman, Sr.
Sherri M. Bowman

RE: ORGANIZATION OF BOARD

The County Administrator, Mr. John F. Miniclier, Jr. assumed the chair for election of Chairman of the Board of Supervisors for 2008.

- a. Election of Chairman – Motion was made by Timothy W. Cotman, Sr. that Gilbert A. Smith be elected Chairman of the Board of Supervisors for 2008. The motion was carried as follows:

| | |
|------------------------|-----|
| Timothy W. Cotman, Sr. | Aye |
| Sherri M. Bowman | Aye |
| Gilbert A. Smith | Aye |

- b. Election of Vice Chairman - Motion was made by Gilbert A. Smith that Sherri M. Bowman be elected as Vice Chairman of the Board of Supervisors for 2008. The motion was carried as follows:

| | |
|------------------------|-----|
| Sherri M. Bowman | Aye |
| Timothy W. Cotman, Sr. | Aye |
| Gilbert A. Smith | Aye |

RE: ADOPTION OF AGENDA

Motion was made by Gilbert A. Smith that the agenda be amended as recommended by the County Administrator:

Special Guests Presentations – Add Presentation of Resolution
Move Item 8e – County Administrator’s Report to Item 4e - Agencies
and Special Guests Presentations (Hunting with Dogs)

The motion was carried as follows:

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|------------------------|-----|
| Gilbert A. Smith | Aye |
| Sherri M. Bowman | Aye |
| Timothy W. Cotman, Sr. | Aye |

RE: CONSENT AGENDA

Motion was made by Timothy W. Cotman, Sr. that the following consent agenda be approved as presented:

CONSENT AGENDA (CONTD.)

- a. Approval of the minutes of the December 19, 2007 regular meeting as written.

- b. Approval of payment to CH2MHill in the amount of \$19,190.09 for landfill professional services for the period of November 17, 2007 through December 21, 2007.
- c. Board of Supervisors Attendance to School Board Meetings
 - Tuesday, January 15, 2008 – Mr. Gilbert A. Smith
 - Tuesday, February 19, 2008 – Ms. Sherri M. Bowman
 - Tuesday, March 18, 2008 - Mr. Timothy W. Cotman, Sr
 - Tuesday, April 15, 2008 – Mr. Gilbert A. Smith
 - Tuesday, May 20, 2008 – Ms. Sherri M. Bowman
 - Tuesday, June 17, 2008 – Mr. Timothy W. Cotman, Sr.
 - Tuesday, July 15, 2008 – Mr. Gilbert A. Smith
 - Tuesday, August 19, 2008 – Ms. Sherri M. Bowman
 - Tuesday, September 16, 2008 – Mr. Timothy W. Cotman, Sr.
 - Tuesday, October 21, 2008 – Mr. Gilbert A. Smith
 - Tuesday, November 18, 2008 – Ms. Sherri M. Bowman
 - Tuesday, December 16, 2008 – Mr. Timothy W. Cotman, Sr.

The motion was carried as follows:

| | |
|------------------------|-----|
| Timothy W. Cotman, Sr. | Aye |
| Sherri M. Bowman | Aye |
| Gilbert A. Smith | Aye |

RE: RESOLUTION OF APPRECIATION – B. A. WASHINGTON (RESOLUTION 2008-01)

Motion was made by Timothy W. Cotman, Sr., the motion was carried as follows:

| | |
|------------------------|-----|
| Timothy W. Cotman, Sr. | Aye |
| Sherri M. Bowman | Aye |
| Gilbert A. Smith | Aye |

Whereas, Mr. Beverley “B.A.” Washington was employed as a Deputy Sheriff with the Charles City County Sheriff’s Department from April 1, 1978 to December 31, 1991; and,

Whereas, Mr. Washington was elected as Sheriff by the citizens of the County, and served three consecutive terms from January 1, 1996 to December 31, 2007; and,

Whereas, Mr. Washington represented the County with distinction as a member of the Riverside Regional Jail Authority, Emergency Planning Committee, Public Safety Focus Group Committee, Highway Safety Commission; and

Whereas, Mr. Washington was the first Sheriff in the County to provide 24 hour coverage to the citizens and the first African American Sheriff to serve as President of the Virginia Sheriff’s Institute; and

Whereas, during Mr. Washington’s tenure the office was honored three consecutive years straight by Mothers Against Drunk Driving (MADD), honored by the United States Marine Corps, in their training in an Urban Environment Exercise; and,

RESOLUTION OF APPRECIATION – B. A. WASHINGTON (RESOLUTION 2008-01) (CONTD.)

Whereas, the Sheriff’s Department was assigned to the following programs that safeguard our children, senior citizens and battered women: Domestic Violence, Triad, Homeland Security, Four Rivers Fatality Team, Crime Stoppers, and D.A.R.E.; and,

Whereas, Mr. Washington oversaw the move from the Neighborhood Facility Building to the new Sheriff's wing of the Courthouse; and

Whereas, the Sheriff's Dispatch Center took on full responsibility for all E911 Emergency Medical Transport; and,

Whereas, Mr. Washington retired from his position as Sheriff on December 31, 2007,

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Charles City County hereby expresses its deep and sincere appreciation to Mr. Washington for his dedicated and faithful service to the County and wishes him all the best in the future.

RE: DEPARTMENT OF TRANSPORTATION

Mr. Torrence Robinson, VDOT Residency Administrator gave the following monthly report:

This Month

Dead Tree Removal on Route 5 (East)
Litter Control on Secondary and Primary Roads
Repaired Slope/Washout on Route 632
Low Shoulder Repair on Route 5 (East)
Sign Maintenance on Primary and Secondary Roads
Cleaned Ditch on Routes 623 and 611
Pavement Repair Secondary Roads (Ender)
Broke Beaver Dam on Routes 5,614, and 623

Next Month Plans

Continue Ditch Cleaning Operations on Route 623 and 613
Install Cross Pipe on Route 613
Litter Control on Secondary and Primary Roads
Continue Dead Tree Removal on Route 5 (East)
Continue Low Shoulder Repairs on Route 5
Continue Cleaning Paved Ditches (Inmates)
Pavement Repair on Secondary Roads

Complaints From Last Month's Board Meeting

Completed about 1.5 miles of ditch cleaning on Route 623; will continue next month.
Working on dead tree complaint on Route 5 east (approximately 25 cut out of 100 + identified); will continue next month.

Board Comments/Inquiries

Mr. Timothy W. Cotman, Sr. stated that the 100 trees that have been identified by VDOT to cut is a big step towards removal of dead trees.

Mr. Gilbert A. Smith inquired about the status of a caution light being placed at Route 106 & 607.

RE: HERITAGE PUBLIC LIBRARY

Mr. Lee Tyson, Chairman of the Heritage Library Board was present at the Board meeting to update the Board and the public on the present library situation. Mr. Tyson provided the following information:

1. The library closed on January 7, 2008 due to safety concerns.
2. The cost alone to fix electrical system will be \$25,000.00.
3. The Library Board has discussed a number of alternatives; however, the Board feels the best conclusion would be to provide a temporary site in both counties.

Mr. Jack Miniclier, County Administrator informed the Board that staff would keep the Board of Supervisors updated concerning the library.

RE: FITNESS GRANT AWARD

Ms. Cathy Kelley, RN, BSN of Charles City Regional Health Services and Mr. Neal Fleenor, BS, CES, of Health Quest made a presentation to the Board concerning a fitness grant that has been awarded to Charles City Regional Health Services through the Williamsburg Foundation for 1 year.

Charles City Regional Health Services and the Charles City Recreation & Fitness Center have partnered to create a fitness program for the citizens of Charles City. The grant will cover 3 classes every twelve weeks for 1 year (a total of 144 classes). In addition the grant covers health information, a group meeting with a dietician and a group meeting with a therapist/ goals setting and stress management. The grant will allow for the purchase of equipment for the fitness room.

RE: HUNTING WITH DOGS

Mr. H. B. Fitzgerald read a resolution to the Board which was passed by Brunswick County that would support hunting with dogs. Mr. Fitzgerald requested that the Board of Supervisors adopt a similar resolution to protect the County's heritage to hunt with dogs.

RE: RESOLUTION OF SUPPORT TO HUNT WITH DOGS

Motion was made by Timothy W. Cotman, Sr., the motion was carried as follows:

| | |
|------------------------|-----|
| Timothy W. Cotman, Sr. | Aye |
| Sherri M. Bowman | Aye |
| Gilbert A. Smith | Aye |

Whereas, Charles City County has a tradition of hunting with dogs and specifically with hounds; and,

Whereas, the Charles City County tradition of hunting with dogs provides significant economic benefit to the County and its citizens; and,

Whereas, as the Charles City County tradition of hunting with dogs significantly contributes to the public safety by controlling excess wildlife populations that would otherwise increase automotive collisions, crop and other property damage, and disease control; and,

Whereas, the Charles City County tradition of hunting with dogs, especially hounds, is practiced on the vast majority of land in Charles City County and is a source of revenue and a major resource management tool; and,

RESOLUTION OF SUPPORT TO HUNT WITH DOGS (CONTD.)

Whereas, the Charles City County tradition of hunting with dogs is a wholesome family oriented heritage that teaches self-reliance, individual responsibility, and the values of community and stewardship of our natural resources,

Now, Therefore, Be It Resolved, that the Charles City County Board of Supervisors supports our heritage of hunting with dogs, especially hounds, and opposes any actions on the part of Virginia Department of Game & Inland Fisheries and Virginia Tech as detrimental to that tradition,

Be It Further Resolved, that the Charles City County Board of Supervisors in support of our heritage of hunting with dogs, especially hounds, hereby calls on the Virginia Department of Game & Inland Fisheries to work to increase communication with hunters and their hunting organizations and to increase law enforcement of the existing laws.

RE: PUBLIC COMMENT PERIOD

The following comments were made by citizens concerning hunting with dogs and deer hunting with rifles:

1. Mr. David Adams – Thanked the Board on action taken on the resolution concerning hunting with dogs and also stated that the ordinance the County adopted to use rifles for hunting deer is safe. Hopes the Board will look again before making a decision to change current ordinance.
2. Mr. Linwood Highlander – Owns property in the County, safe to hunt deer with rifles, hopes the Board takes a long and hard look before changing current ordinance.
3. Ms. Elnora Robinson – Petition was presented to the Board against passing the ordinance, petition was ignored, hopes the Board looks at reversing ordinance and if they need to they will get more signatures opposing hunting deer with rifles.
4. Mr. Chuck Schrieber – Spoke to Game & Inland Fisheries and they stated there has been one accident since hunting deer with rifles, and that was self inflicted.
5. Mr. Richard M. Bowman – Would like the Board to consider adopting a resolution recognizing a dedication ceremony that will be held at Elam Church for a monument to the American Revolutionary Patriots of Color of Charles City County.
6. Mr. Michael Johnson – Using rifles for hunting deer is an asset to the County, hopes the Board will not change the ordinance, it is safe to hunt deer with rifles.
7. Mr. John Hoffmeyer – Landowners should be allowed to use rifles on their own property. People have been using rifles to hunt groundhogs; it is safe to use rifles to hunt deer.
8. Mr. Roy Campbell – Hunt clubs do not allow the use of rifles to hunt deer that may be the reason there have not been any accidents, would like to go on record as being against hunting deer with rifles.

RE: JOINT PUBLIC HEARING WITH PLANNING COMMISSION

The Board of Supervisors and the Planning Commission held a joint public hearing to receive citizen comments on a request from CrossGap Ministries, Inc. to rezone 15.18 acres (T.M. #26-132) from Agricultural (A-1) to Residential (R-1) and Multi-family Residential (R-2) zoning. The R-1 area will consist of 10.18 acres for single-family and two-family dwellings. The R-2 area will consist of 5 acres for multi-family dwelling units. Site is located at 9500 Holly Tree Lane.

JOINT PUBLIC HEARING WITH PLANNING COMMISSION (CONTD.)

The public was given an opportunity to make comments and ask questions.

The following individuals spoke at the public hearing:

1. Mr. Wilbert Jones – Served on the Planning Commission for twenty-five years, something similar to this request came before the Planning Commission while he was serving on the

- commission. Farms land in that area and do not know how they will get sewage there, concerned about bus turnaround. These two issues need to be addressed before the County makes a decision on this request.
2. Mr. Vince Sprockett – Great what CrossGap is trying to accomplish, concerned it will not benefit Charles City residents. Supports R-1 rezoning however, does not support R-2 zoning.
 3. Mr. Richard M. Bowman – Cemetery on property dating back two hundred fifty years, his concern will the cemetery be respected or plowed under and built on top of it; stated in proposal there are not wetlands in proposed area, in the past he has hunted on proposed property and there were wetlands at that time.
 4. Mr. Bernard Miles – Proposed area encircles his property, he has fished in the area, this land needs to be preserved for children to grow up and enjoy.
 5. Mr. Ken Fulcher – Presented a petition to say: "No" to rezoning, not in his backyard.
 6. Mr. Scott Greene – Has lived in Charles City for 4 years, feels the Sheriff's Department will end up managing project once it is completed due to increased traffic, drugs, crime. Citizens in Charles City that are looking for affordable housing may not qualify for these multi-family units. He would like to do everything he can to help citizens in Charles City, however, against proposal.
 7. Reverend James Johnson – Has lived in area for thirty years, great neighborhood, not one person in the neighborhood agrees with proposal. Keep present area as is.
 8. Ms. Cynthia Robinson – Does not want project in her back yard, the elderly, children and herself want to feel safe, does not want project in her backyard.
 9. Mr. Robert Miles – Owns property that joins proposed project, good that someone wants to help with substandard housing, he has a vision and that vision is he does not want proposed project in that area.
 10. Ms. Christina Stacey – Borders proposed housing project, does not want people in her backyard, feels they are being pushed off of their own property.
 11. Mr. Charles Stacey – People will not be able to afford home in proposed area if they are currently having problems where they are presently living. It has to be one huge system for septic and water to handle amount of homes proposed for project. Area in which some of the houses are proposed is prone to flooding; they presently live in a quiet area and this area is too small for proposed project.
 12. Mr. Wilbert Jones – Wetlands in proposed area is very thick.

JOINT PUBLIC HEARING WITH PLANNING COMMISSION (CONTD.)

13. Ms. Almeda Tyler - Citizens in the County need help, but they may not be able to afford to live in houses and/or multi-family project which is being proposed.

RE: REZONING REQUEST – CROSSGAP MINISTRIES

The Planning Commission voted 7:0 to table action on the request from CrossGap Ministries to rezone 15.18 acres (T.M. #26-132) from Agricultural

(A-1) to Residential (R-1) and Multi-family Residential (R-2) zoning until their February 14, 2008 meeting pending additional information on concerns expressed by citizens.

RE: APPOINTMENT – BOARD OF ZONING APPEALS

Motion was made by Timothy W. Cotman, Sr. that Mr. Charles H. Carter, III, 501 Shirley Plantation Road, Charles City, VA 23030 be recommended to the Circuit Court Judge for reappointment to Board of Zoning Appeals, said term to expire on January 11, 2013. The motion was carried as follows:

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|------------------------|-----|
| Timothy W. Cotman, Sr. | Aye |
| Sherri M. Bowman | Aye |
| Gilbert A. Smith | Aye |

RE: APPOINTMENT – CHARLES CITY COUNTY CENTER FOR LOCAL HISTORY ADVISORY COMMISSION

Motion was made by Gilbert A. Smith that Mr. Malcolm Jameson, 12600 Harrison Landing Road, Charles City, VA 23030, be reappointed to serve as a member on the Charles City County Center for Local History Advisory Commission, said term to expire on January 30, 2011. The motion was carried as follows:

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|------------------------|-----|
| Timothy W. Cotman, Sr. | Aye |
| Sherri M. Bowman | Aye |
| Gilbert A. Smith | Aye |

RE: APPOINTMENT COLONIAL COMMUNITY CRIMINAL JUSTICE BOARD

Motion was made by Timothy W. Cotman, Sr. that Mr. Thomas Gooding be reappointed to serve as the County's representative on the Colonial Community Criminal Justice Board, said term to expire on May 27, 2011. The motion was carried as follows:

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|------------------------|-----|
| Timothy W. Cotman, Sr. | Aye |
| Sherri M. Bowman | Aye |
| Gilbert A. Smith | Aye |

RE: BOARD OF SUPERVISORS BY-LAWS FOR 2008

Mr. Jack Miniclier, County Administrator presented proposed by-laws for 2008. Mr. Miniclier informed the Board that the County Attorney has reviewed proposed by-laws and recommended an amendment to Section 34.

Motion was made by Sherri M. Bowman that the By-Laws for 2008 be approved to include an amendment to Section 34 as recommended by the County Attorney. The motion was carried as follows:

BOARD OF SUPERVISORS BY-LAWS FOR 2008 (CONTD.)

| | |
|------------------------|-----|
| Sherri M. Bowman | Aye |
| Timothy W. Cotman, Sr. | Aye |
| Gilbert A. Smith | Aye |

RE: STAFF APPOINTMENTS - 2008

Mr. John F. Miniclier Jr., County Administrator presented the following appointments for staff for 2008 and requested that the Board approve appointments:

1. Emergency Planning Committee – Mr. John F. Miniclier, Jr. & Mr. Walter Harris
2. Emergency Planning Committee (SARA Title III) – Mr. John F. Miniclier, Jr.
3. James River Certified Development Corporation – Mr. William R. Britton, Jr.
4. Board of Directors Central Virginia Waste Management Authority – Mr. John F. Miniclier, Jr. (Member); Mr. John Bragg (Alternate)
5. Charles City County Representative on the Technical Committee Central Virginia Waste Management Authority – Mr. John Bragg
6. Board of Directors Riverside Regional Jail – Mr. John F. Miniclier, Jr.; Mr. Jay Brown (Alternate)
7. Middle Peninsula Juvenile Detention Commission - Mr. Jay Brown
8. Comprehensive Youth Services Act Policy Board – Ms. Regina Harris
9. Housing Task Force – Ms. Rachael Greenhow & Mr. Jay Brown
10. Charles City County Representative on the Technical Committee of Metropolitan Planning Organization – Mr. William R. Britton, Jr.
11. Senior Connections (Capital Area Agency on Aging) – Mr. John F. Miniclier, Jr. (Member); Mr. Jay Brown (Alternate)
12. Central Virginia Film Institute – Mr. John F. Miniclier, Jr.
13. Capital Area Workforce Investment Board – Mr. John F. Miniclier, Jr.
14. James River Advisory Council – Mr. William R. Britton, Jr. Mr. Alfred Crump (Alternate)
15. Meals on Wheels Advisory Board – Mr. Jay Brown (Member); Mr. Dallas Johnson (Alternate)
16. Virginia Economic Development Association – Mr. William R. Britton, Jr.
17. Landfill Advisory Board – Mr. John F. Miniclier, Jr.
18. Central Virginia Health Planning Agency – Mr. Jay Brown
19. Southside Virginia Training Center – Mr. Jay Brown
20. Youth Services Citizen Advisory Commission – Mr. Stephen Paige

Motion was made by Timothy W. Cotman, Sr. that staff appointments for 2008 be approved as presented by the County Administrator. The motion was carried as follows:

| | |
|------------------------|-----|
| Timothy W. Cotman, Sr. | Aye |
| Sherri M. Bowman | Aye |
| Gilbert A. Smith | Aye |

RE: BOARD OF SUPERVISORS APPOINTMENTS FOR 2008

Motion was made by Timothy W. Cotman, Sr. that the following Board of Supervisors appointments be approved for 2008:

1. Capital Area Training Consortium – Mr. Gilbert A. Smith
2. Planning Commission – Mr. Gilbert A. Smith
3. Recreation Advisory Commission – Mr. Timothy W. Cotman, Sr.
4. Community Criminal Justice Board – Ms. Sherri M. Bowman

5. Emergency Planning Committee (SARA Title III) – Mr. Timothy W. Cotman, Sr.
6. Highway Safety Commission – Ms. Sherri M. Bowman
7. Chickahominy Disability Services Board – Mr. Timothy W. Cotman, Sr.
8. Metropolitan Planning Organization – Mr. Timothy W. Cotman, Sr.
9. Metropolitan Air Quality Control Board (Lead Planning Organization) –Mr. Timothy W. Cotman, Sr. & Ms. Sherri M. Bowman
10. Fire Department Board of Directors – Mr. Gilbert A. Smith
11. Richmond Regional Planning District Commission – Mr. Timothy W. Cotman, Sr.
12. Crater Planning District Commission – Mr. Timothy W. Cotman, Sr.

The motion was carried as follows:

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|------------------------|-----|
| Timothy W. Cotman, Sr. | Aye |
| Sherri M. Bowman | Aye |
| Gilbert A. Smith | Aye |

RE: 2008 BOARD OF SUPERVISORS QUARTERLY WORKSESSION

Motion was made by Timothy W. Cotman, Sr. that the following quarterly worksessions for 2008 be approved:

| | |
|--------------------|---------|
| March 5, 2008 | 6:00 PM |
| June 4, 2008 | 6:00 PM |
| September 10, 2008 | 6:00 PM |
| December 3, 2008 | 6:00 PM |

The motion was carried as follows:

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|------------------------|-----|
| Timothy W. Cotman, Sr. | Aye |
| Sherri M. Bowman | Aye |
| Gilbert A. Smith | Aye |

RE: AMENDMENT TO SCHOOL SYSTEM'S FY 2007-2008 BUDGET

Mr. John F. Miniclier, Jr. County Administrator informed the Board that the School System has requested an amendment to the School System's FY2007-2008 budget and appropriation of same to cover the following state and federal grant awards:

| | |
|----------------------------------|-------------------|
| Title IIA – LEA Allocation Funds | \$50,000.50 |
| TeachFirst Grant Funds | \$32,000.00 |
| Mentor Teacher Program Funds | <u>\$3,853.33</u> |
| | \$85,853.83 |

AMENDMENT TO SCHOOL SYSTEM'S FY 2007-2008 BUDGET (CONTD.)

Motion was made by Timothy W. Cotman, Sr. that the Board approve an amendment to the School System's FY2007-2008 budget and appropriation of same to cover state and federal grants in the amount of \$85,853.83. The motion was carried as follows:

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|------------------------|-----|
| Timothy W. Cotman, Sr. | Aye |
| Sherri M. Bowman | Aye |

Gilbert A. Smith Aye

RE: USE OF RIFLES TO HUNT DEER

Motion was made by Timothy W. Cotman, Sr. that the Board of Supervisors hold a public hearing on Tuesday, February 26, 2008 at 7:45 p.m. to receive citizen comments concerning the amendment of the current ordinance that allows the use of rifles from tree stands to hunt deer. The motion was carried as follows:

Timothy W. Cotman, Sr. Aye
Sherri M. Bowman Aye
Gilbert A. Smith Aye

RE: COMMUNITY DEVELOPMENT BLOCK GRANT PLANNING GRANT LETTER OF INTENT

Mr. John F. Miniclier, Jr., County Administrator informed the Board that CrossGap Ministries has requested the County forward a letter of intent for a Community Development Block Planning Grant to the Department of Housing & Community Development to evaluate the needs for low and moderate income housing and how to best meet those needs.

Motion was made by Timothy W. Cotman, Sr. that staff be authorized to forward a letter of intent for a Planning Grant as requested by CrossGap Ministries. The motion was carried as follows:

Timothy W. Cotman, Sr. Aye
Sherri M. Bowman Aye
Gilbert A. Smith Aye

RE: PUBLIC COMMENT PERIOD

- a. Mr. Richard M. Bowman – Requested a list of salaries of all county employees (under the supervision of the Board of Supervisors) with an annual salary of \$10,000.00 and up.
- b. Ms. Elnora Robinson – Asked if the Planning Grant that CrossGap Ministries is pursuing, will that interfere with the grants that assistance is provided by the Housing Task Force.
- c. Mr. Preston Adkins – Asked that in the future when joint public hearings are held with the Planning Commission, once the Planning Commission has adjourned, if the Board could ask the public if they plan to depart once the Planning Commission has adjourned, please be courteous and exit the room quickly and quietly.

RE: CLOSED SESSION

Motion was made by Timothy W. Cotman, Sr. that the Board of Supervisors go into closed session to discuss personnel matters under section 2.2-3711(A)(1) and legal matters under section 2.2-3711(A)(6) of the 1950 Code of Virginia as amended. The motion was carried as follows:

Timothy W. Cotman, Sr. Aye
Sherri M. Bowman Aye

Gilbert A. Smith Aye

Motion was made by Gilbert A. Smith to return to regular session. The motion was carried as follows:

Sherri M. Bowman Aye
Timothy W. Cotman, Sr. Aye
Gilbert A. Smith Aye

Motion was made by Timothy W. Cotman, Sr., to certify that the Board of Supervisors discussed only personnel and legal matters lawfully exempt from statutory open meeting requirements identified in the motion to convene the closed session. The motion was carried as follows:

Timothy W. Cotman, Sr. Aye
Sherri M. Bowman Aye
Gilbert A. Smith Aye

RE: RECESSED MEETING, THURSDAY, JANUARY 24, 2008, 9:00 A.M.

The meeting was called to order by the Chairman.

PRESENT: Gilbert A. Smith, Chairman
 Sherri M. Bowman
 Timothy W. Cotman, Sr.

RE: 2008-2009 BUDGET REQUESTS – CONSTITUTIONAL OFFICERS

The following Constitutional Officers were present to discuss their FY2008-2009 budget requests with the Board of Supervisors:

Ms. Cecelia W. Bradby - Treasurer
Ms. Denise B. Smith – Commissioner of the Revenue
Ms. Edith K. Holmes – Clerk of the Circuit Court
Mr. Javier Smith – Sheriff

RE: FY2008-2009 BUDGET REQUESTS – GENERAL GOVERNMENT

The following departments were present to discuss their FY2008-2009 budget request with the Board of Supervisors:

Mr. Franklin Bates – Animal Control Supervisor
Mr. Dallas Johnson – Building Official
Ms. Catrinia Barneycastle – Registrar
Mr. Alfred Crump – Director of Parks & Recreation
Mr. Steve Paige – Office on Youth
Mr. William R. Britton, Jr. – Department of Development
Ms. Barbara Watkins – Clerk of Combined Courts
Mr. Paul Davis – Virginia Cooperative Extension
Ms. Muschi Fisher – Center for Local History

RE: CLOSED SESSION

Motion was made by Timothy W. Cotman, Sr. that the Board of Supervisors go into closed session to discuss legal matters under section 2.2-3711(A)(6) of the 1950 Code of Virginia as amended. The motion was carried as follows:

Timothy W. Cotman, Sr. Aye
Sherri M. Bowman Aye

Gilbert A. Smith Aye

Motion was made by Gilbert A. Smith to return to regular session. The motion was carried as follows:

Sherri M. Bowman Aye
Timothy W. Cotman, Sr. Aye
Gilbert A. Smith Aye

Motion was made by Timothy W. Cotman, Sr., to certify that the Board of Supervisors discussed only personnel matters lawfully exempt from statutory open meeting requirements identified in the motion to convene the closed session. The motion was carried as follows:

Timothy W. Cotman, Sr. Aye
Sherri M. Bowman Aye
Gilbert A. Smith Aye

There being no further business before the Board it hereby recesses to meet again on Thursday, January 24, 2008 at 1:00 p.m.

RE: RECESSED MEETING, THURSDAY, JANUARY 24, 2008, 1:00 P.M.

The meeting was called to order by the Chairman.

PRESENT: Gilbert A. Smith, Chairman
 Sherri M. Bowman
 Timothy W. Cotman, Sr.

RE: FY2008-2009 BUDGET REQUESTS – AGENCIES

The following agencies presented their FY2008-2009 budget requests to the Board of Supervisors:

- (1) Bay Transit; (2) Meals on Wheels; (3) Heritage Public Library
- (4) Colonial Community Criminal Justice Board; (5) Central Virginia Waste Management Authority; (6) Senior Navigator; (7) Senior Connections; (8) Crater Planning District Commission;
- (9) Central Virginia Health Planning Agency; (10) Quin Rivers;
- (11) CrossGap Ministries

RE: SOCIAL SERVICES PROPOSED BUDGET FOR FY2008-2009

Mr. Byron M. Adkins, Director of Social Services presented the department's request for FY2008-2009.

Mr. Adkins also presented to the Board the Comprehensive Services Act for At Risk Youth & Families.

RE: DEDICATION OF A MONUMENT TO THE PATRIOTS OF COLOR FROM CHARLES CITY COUNTY (RESOLUTION 2008-02)

Motion was made by Timothy W. Cotman, Sr., the motion was carried as follows:

Timothy W. Cotman, Sr. Aye
Sherri M. Bowman Aye
Gilbert A. Smith Aye

WHEREAS, the Virginia Society of Sons of the American Revolution (SAR) seeks to honor all Revolutionary War Patriots, regardless of race, gender or religion; and,

WHEREAS, a ceremony for the dedication of a monument to the Patriots of Color from Charles City County will be held on January 27, 2008 at 1:30 p.m. at the Elam Cemetery; and,

WHEREAS, this monument was erected by the Virginia Society of the Sons of the American Revolution (SAR); and

WHEREAS, this monument was conceived, executed and funded by the Virginia Society of the Sons of the American Revolution (SAR) to the Patriots of Color from Charles City County; and,

WHEREAS, The Elam Baptist Church the third oldest African American church in Virginia -- has graciously allowed the Virginia Society of the Sons of the American Revolution (SAR) to erect this monument on the grounds of its cemetery; and,

WHEREAS, perhaps ten percent of the American forces fighting for our independence during the Revolutionary War were Patriots of Color,

NOW, THEREFORE, BE IT RESOLVED, the Charles City County Board of Supervisors expresses its sincere appreciation to the Virginia Society of Sons of the American Revolution (SAR) for their efforts and hard work involved with the erection of a monument which recognizes Revolutionary War Patriots of Color,

BE IT FURTHER RESOLVED, by the Charles City County Board of Supervisors that a copy of this resolution be presented during the dedication ceremony on January 27, 2008.

RE: SCHOOL SYSTEM'S PROPOSED FY2008-2009 BUDGET

Mr. John F. Miniplier, Jr., County Administrator informed the Board of Supervisors that the Superintendent of Schools has requested that staff and one or two School Board Members meet with one member of the Board of Supervisors and County Administrator to discuss the School System's proposed FY2008-2009 budget prior to presentation of the budget to the Board of Supervisors.

The Board of Supervisors unanimously agreed that Mr. Timothy W. Cotman, Sr. will meet with the County Administrator, Superintendent of Schools and one or two School Board members to discuss the proposed FY2008-2009 budget.

RE: APPOINTMENT – SOCIAL SERVICES BOARD

Motion was made by Timothy W. Cotman, Sr. that Ms. Sherri M. Bowman be appointed to serve as the Board's representative on the Social Services Board, said term to expire on December 31, 2011. The motion was carried as follows:

APPOINTMENT – SOCIAL SERVICES BOARD (CONTD.)

| | |
|------------------------|-----|
| Sherri M. Bowman | Aye |
| Timothy W. Cotman, Sr. | Aye |
| Gilbert A. Smith | Aye |

There being no further business before the Board it hereby recesses to meet again on Monday, February 11, 2008 at 10:00 a.m.

RE: RECESSED MEETING, MONDAY, FEBRUARY 11, 2008, 10:00 A.M.

The meeting was called to order by the Chairman.

PRESENT: Gilbert A. Smith, Chairman
Sherri M. Bowman
Timothy W. Cotman, Sr.

RE: FEBRUARY 2008 REGULAR BOARD MEETING (RESOLUTION 2008-03)

Motion was made by Timothy W. Cotman, Sr., the motion was carried as follows:

| | |
|------------------------|-----|
| Gilbert A. Smith | Aye |
| Sherri M. Bowman | Aye |
| Timothy W. Cotman, Sr. | Aye |

WHEREAS, there is significant public interest in the matters scheduled for public hearing on February 26, 2008,

NOW, THEREFORE, BE IT RESOLVED, that the February 26, 2008 Board Meeting shall be held at the Charles City High School Auditorium located at 10039 Courthouse Road, such meeting to begin at 7:30 p.m.,

BE IT FURTHER RESOLVED, that the County Administrator is hereby authorized to give public notice of this change on the Courthouse door and in one newspaper of general circulation.

RE: LAW ENFORCEMENT GRANT FROM DEPARTMENT OF CRIMINAL JUSTICE SERVICES

Mr. John F. Miniclier, Jr., County Administrator informed the Board that the County has been awarded a grant from the Department of Criminal Justice in the amount of \$4,785.00 to assist state and local law enforcement agencies in preventing or responding to potential acts of terrorism. No local matching funds are required for this grant.

Motion was made by Sherri M. Bowman that the Board accept grant funds from the Department of Criminal Justice Services in the amount of \$4,785.00. The motion was carried as follows:

| | |
|------------------------|-----|
| Sherri M. Bowman | Aye |
| Timothy W. Cotman, Sr. | Aye |
| Gilbert A. Smith | Aye |

RE: REPLACEMENT OF AIR CONDITIONING UNIT AT GOVERNMENT AND SCHOOL BOARD ADMINISTRATION BUILDING

Mr. John F. Miniclier, Jr., County Administrator informed the Board that the Air Conditioning Unit at the Government and School Board Administration Building needs to be replaced due to major problems within the system. Mr. Miniclier informed the Board of the following:

1. Several options were presented by Mr. Walter Harris,

Director of Public Works.

2. \$28,000.00 is included in the current budget for replacement of this unit. The cost to purchase the new 60 ton package from ACES is \$36,900.00 with installation of the system by county personnel.

Motion was made by Gilbert A. Smith that the Board of Supervisors authorize staff to move forward to replace the air conditioning unit at the Government and School Board Administration Building from ACES at a cost not to exceed \$38,000.00. The remainder of the funds (\$10,000.00) to be taken from savings in the salary line item of the public works budget. The motion was carried as follows:

| | |
|------------------------|-----|
| Gilbert A. Smith | Aye |
| Sherri M. Bowman | Aye |
| Timothy W. Cotman, Sr. | Aye |

RE: CLOSED SESSION

Motion was made by Timothy W. Cotman, Sr. that the Board of Supervisors go into closed session to discuss legal matters under section 2.2-3711(A)(2) of the 1950 Code of Virginia as amended. The motion was carried as follows:

| | |
|------------------------|-----|
| Timothy W. Cotman, Sr. | Aye |
| Sherri M. Bowman | Aye |
| Gilbert A. Smith | Aye |

Motion was made by Sherri M. Bowman to return to regular session. The motion was carried as follows:

| | |
|------------------------|-----|
| Sherri M. Bowman | Aye |
| Timothy W. Cotman, Sr. | Aye |
| Gilbert A. Smith | Aye |

Motion was made by Timothy W. Cotman, Sr., to certify that the Board of Supervisors discussed only personnel matters lawfully exempt from statutory open meeting requirements identified in the motion to convene the closed session. The motion was carried as follows:

| | |
|------------------------|-----|
| Timothy W. Cotman, Sr. | Aye |
| Sherri M. Bowman | Aye |
| Gilbert A. Smith | Aye |

RE: DISCRETIONARY LINE ITEM FOR FY2008-2009 BUDGET

Motion was made by Timothy W. Cotman, Sr. that the Board of Supervisors cut discretionary funds to \$0 in the Board of Supervisors proposed budget for FY2008-2009. The motion was carried as follows:

DISCRETIONARY LINE ITEM FOR FY2008-2009 BUDGET (CONTD.)

| | |
|------------------------|-----|
| Timothy W. Cotman, Sr. | Aye |
| Sherri M. Bowman | Nay |
| Gilbert A. Smith | Aye |

There being no further business before the Board it hereby adjourns to meet again on Tuesday, February 26, 2008 at 7:30 p.m.

Gilbert A. Smith, Chairman