

VIRGINIA:

At the regular meeting of the Board of Supervisors held at the Charles City County Government and School Board Administration Building thereof on Tuesday, **April 24, 2012** at 7:30 p.m. in the 236th year of the Commonwealth and in the 378th year of the County.

PRESENT: Gilbert A. Smith, Chairman
Floyd H. Miles, Sr., Vice Chair
William G. Coad

RE: ADOPTION OF AGENDA

Motion was made by Floyd H. Miles, Sr. to adopt the agenda with the addition of the following: Item 3. Presentations: *b.* Alfred Crump, Director of Parks and Recreation, P & R Status Report; and *c.* Dallas Johnson, Interim Emergency Operation Coordinator, Survivor Day Report; Item 6. Interim County Administrator’s Report: *j.* County Auction Report; *k.* Fire Department Lease. The motion carried as follows:

William G. Coad Aye
Floyd H. Miles, Sr. Aye
Gilbert A. Smith Aye

RE: CONSENT AGENDA

Motion was made by William Coad to approve the following consent agenda:

- a. Approval of the minutes of the March 7, 2012; March 9, 2012; and March 16, 2012 recessed meetings
- b. Approval of Appropriations for the month of May, 2012

General Fund Agencies	
Board of Supervisors	\$ 2,680
County Administrator	13,850
Legal Services	-
Non Departmental	-
Non Departmental-Telecom	4,800
Audit	6,000
Commissioner of Revenue	12,854
Treasurer	13,314
Management Services	21,849
Information Technology	6,769
Motor Pool	6,374
Central Gas	651
Memberships	-
Electoral Board	-
Registrar	10,049
Circuit Court	1,681
Combined GD/JD Court	-
County Magistrate	-
Clerk of Circuit Court	19,173
Sheriff Judicial	6,292
Asset Forfeiture - Sheriff	-
Courthouse Security Fund	2,500

RE: CONSENT AGENDA

May Appropriations (contd)

Crater Criminal Justice T.C.	2,724
Commonwealth's Attorney	16,677
Asset Forfeiture - Comm Attorney	-
Sheriff Law Enforcement	49,219
EDA Sheriff Support	-
Fire Protection	22,275
Emergency Medical Response	29,832
E 911	-
Wireless E911	-
Correction & Detention	75,000
VJCCCA	4,148
Col Com Correction jb	-
9th District Court Services	-
Codes Enforcement	-
Animal Control	-
Medical Examiner	-
Emergency Services	1,150
Landfill Monitoring	39,586
General Properties	61,836
Health Department	-
MH/MR Services Board	-
Contributions	(1,337)
John Tyler Community College	-
Parks and Recreation	3,511
Library/Cultural	-
Center For Local History	-
Planning Commission	-
Planning Department	27,032
Com Development Cont	-
Environmental Mgt Cont	-
Cooperative Extension	-
General Fund Contingency	-
Revolving Accounts	-
Cap Outlay-Repair/Renovation	50,000
Debt Service	-
Total General Fund	\$ 510,489
Public Utility Fund	35,760
Total Board of Supervisors	\$ 546,249
School Operating Categorical	
Instruction	747,692
Admin,Attendance & Health Serv.	77,145
Pupil Transportation	76,626
Operations & Maintenance	111,417
School Food	72,089
Debt Service	-

RE: CONSENT AGENDA

May Appropriations (contd)

Technology	148,876
<i>School Fund Total</i>	\$ 1,233,845
ALL FUNDS	
BOARD OF SUPERVISORS	546,249
SCHOOL OPERATING	1,233,845
SOCIAL SERVICES	163,343
SPECIAL WELFARE	-
TRANS. TO COMMONWEALTH	-
SPECIAL FUNDS	500
GRAND TOTAL ALL FUNDS	\$ 1,943,937

The motion carried as follows:

William G. Coad	Aye
Floyd H. Miles, Sr.	Aye
Gilbert A. Smith	Aye

RE: VIRGINIA DEPARTMENT OF TRANSPORTATION

Residency Maintenance Manager, Mike Cade gave the following monthly report:

Maintenance Accomplished in the Previous 30 Days:

- Pavement repairs made on Routes 632, 609, 615, 618, 603, 602, 04, 613, 623, 607, 155
- Litter control performed on Routes 620, 615, 623, 607, 155, 609
- Cleaned ditches on Routes 650, 658
- Cut grass on Bike Trail
- Pavement repair Bike Trail
- Debris Removal Bike Trail
- Pipe cleaning performed on Routes 658 and 607
- Broke beaver dams on Routes 623, 612, 106, 620
- Vacuum leaves from ditches at various locations on Rtes 630, 658, 610, 615, 624, 620, 623, 155, 650
- Repaired mailbox shoulder on Routes 155, 626, 623, 607, 658
- Removed stump from ditch on Route 622

Maintenance Activities next 30 days:

- Litter Control where needed
- Pavement Repair Secondary
- Ditch Cleaning
- Sign Maintenance where needed
- Grass Mowing Bike Trail
- Beaver Dam Control

Construction Projects

- **Route 5 VCT Herring Creek Trail Head:** FCD – May 1, 2012
Continuing to work on parking area. Waiting for granite curb to be delivered.
Installation of brick pavers planned for week of 3/26/12.
- **Route 5 VCT Sherwood Forest Phase:** FCD – October 31, 2013
Roadway trail plans for Phases 1, 2 and 3 have been approved for construction.
Clearing scheduled to begin in late April / early May 2012.

Secondary Six Year Plan: Joint SSYP public hearing will be held May 22, 2012.

RE: PARKS & RECREATION

Director of Parks & Recreation, Alfred Crump, reported that starting May 5, 2012 the Saturday hours of the Fitness Center will be extend from 8:00 am – 12:00 pm to 8:00 am - 5:00 pm. He advised that volunteers are making the extension possible as they will be supervising the center from 12-5:00 pm.

Mr. Crump also shared that he has secured a donation of two softball and baseball scoreboards from James City County. They will be used at Harrison Park and the Social Center. The scoreboards are in good shape and valued at approximately \$2,000 each. Mr. Crump advised he is approaching C&C Electric about donating their time to mount them.

The Office on Youth will launch in May their Teen Programs for 15-18 year olds.

RE: SURVIVOR DAY

Interim Emergency Operations Coordinator, Dallas Johnson informed the Board that the Central Virginia Urban Area Initiative, together with localities across the state, are holding Survivor Day Workshops on May 5, 2012. Survivor Day is an event where residents can learn how to live safely through natural disasters and other emergencies. Emergency and community response professionals will show how to prepare for threatening situations. A presentation with a question and answer session will be provided, pertinent survival information will be distributed and a free Survivor Starter Kit will be given to each household in attendance. There will also be sign-up on CodeRed and Community Emergency Response Team (CERT) available. There are currently 120 pre-registered to attend the workshop.

RE: PUBLIC COMMENT

1. Barbara Winters, Director of the Heritage Library - Mrs. Winters spoke on the need for libraries and asked the Board to preserve the funding for the Heritage Library in the FY2013 budget. She impressed upon the Board the Library provides access to computers and the internet, along with other free services to the citizens.

RE: APPOINTMENT – HENRICO AREA SERVICES BOARD

Motion was made by William Coad to appoint Lindsey Johnson with Charles City Regional Health Services to serve as the County representative on the Henrico Area Services Board, said term to expire April 31, 2015. The motion carried as follows:

William G. Coad	Aye
Floyd H. Miles, Sr.	Aye
Gilbert A. Smith	Aye

RE: OLDER AMERICANS MONTH PROCLAMATION

Motion was made by Floyd H. Miles, Sr. to proclaim May, 2012 as Older Americans Month and approve the following proclamation. The motion carried as follows:

Floyd H. Miles, Sr.	Aye
William G. Coad	Aye
Gilbert A. Smith	Aye

OLDER AMERICANS MONTH PROCLAMATION (Resolution 2012-06)

WHEREAS, Charles City County is a community that includes a growing population of citizens age 55 and older; and

WHEREAS, the U.S. Administration on Aging has designated May as a time to recognize older Americans and the theme for this year's Older Americans Month, "Never too Old to Play," highlights the importance of older adults sharing their experience, wisdom, knowledge and understanding with other generations; and

WHEREAS, the Corporation for National and Community Service has set aside May 7-11 as Senior Corps Week to celebrate and recognize the extraordinary contributions that Foster Grandparent Mentors, RSVP (Retired and Senior Volunteer Program) Participants and other community volunteers make through service to their communities each and every day; and

WHEREAS, this year's Older Americans Month celebration recognizes the value that older adults continue to bring to our communities; and

WHEREAS, the older adults in Charles City County have an important role in sharing knowledge, wisdom and understanding of the history of their community through interactions with children, youth and adults from other generations; and

WHEREAS, Senior Connections, The Capital Area Agency and the United Way of Greater Richmond and Petersburg are leading Age Wave Plan efforts to benefit all ages and communities in Planning District 15, which includes Charles City County; and

WHEREAS, the fruits of knowledge and experience can be effectively transferred from generation to generation through social interactions, civic engagement and volunteerism; and

WHEREAS, our community can help enrich the lives of citizens young and old by emphasizing the value of public and family life, creating opportunities for multigenerational interactions and providing a range of activities; and

WHEREAS, recognizing older citizens and their contributions can help us achieve stronger and more meaningful connections with each other while enriching and creating livable communities for citizens of all ages.

NOW, THEREFORE, BE IT PROCLAIMED that the Board of Supervisors of Charles City County, Virginia hereby recognizes May 2012 as Older Americans Month and encourages every citizen to take time to engage, interact and connect with older adults.

RE: VA DOMINION POWER RESOLUTION OF OPPOSITION

Motion was made by William G. Coad to adopt the following resolution opposing the proposed Chickahominy-Skiffes Creek 500kV power line. The motion carried as follows:

William G. Coad	Aye
Floyd H. Miles, Sr.	Aye
Gilbert A. Smith	Aye

RESOLUTION OPPOSITION TO A PROPOSED CORRIDOR
FOR THE CONSTRUCTION OF A 500-KV UTILITY TRANSMISSION LINE
(Resolution 2012-07)

WHEREAS, Virginia Electric and Power Company (VEPC), operating in Virginia as Dominion Virginia Power, has proposed to construct a 500-kV electric transmission line from the Chickahominy Substation in Charles City County to the Skiffes Creek switching station in James City County in order to provide additional electric utility capacity for the Peninsula area; and

WHEREAS, the proposed 500-kV electric transmission line would create an 18.5 mile single-use industrial corridor through heavily wooded and naturally scenic areas of Charles City County, crossing the Chickahominy River, a leg of the Captain John Smith Chesapeake National Historic Trail into James City County; and

RESOLUTION OPPOSITION TO A PROPOSED CORRIDOR FOR THE
CONSTRUCTION OF A 500-KV UTILITY TRANSMISSION LINE (CONTD)

WHEREAS, the proposed 500-kV electric transmission line would have a severe adverse effect on wildlife habitat, residential land use, and natural, historic, cultural, and economic resources of the County.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Charles City County, Virginia, hereby expresses its opposition to the proposed transmission line by Dominion Virginia Power since construction of the 500-kV electric transmission line in the proposed corridor through Charles City County would cause permanent adverse alteration of Charles City County's highly-valued historic, cultural and environmental resources, and its timber, agriculture and tourist industries; and

BE IT FURTHER RESOLVED that the Board of Supervisors of Charles City County hereby urges Dominion Virginia Power to seek an alternate route for its transmission corridor and makes known its concerns and opposition to the construction of the Chickahominy-Skiffes Creek 500-kV Electric Transmission Line through Charles City County and parts of James City County, to the State Corporation Commission.

RE: FY2012 SHERIFF'S BUDGET AMENDED

Motion was made by Floyd H. Miles, Sr. to approve the amendment of the Sheriff Department FY2012 budget by the insurance funds received in the amount of \$32,700 and approved the leasing of two vehicles for 3 years at a figure not to exceed \$28,000 each for the lease of vehicle and necessary equipment. The motion carried as follows;

Floyd H. Miles, Sr.	Aye
William G. Coad	Aye
Gilbert A. Smith	Aye

The Board directed staff to work with the Sheriff Department to develop a replacement plan for vehicles that each a certain excess of mileage.

RE: WASTE MANAGEMENT BORROW REQUEST

Motion was made by William G. Coad to amend Waste Management's Conditional use Permit #CUP2005-4 issued in September 2005 to Charles City County Landfill allowing the expansion of the existing soil borrow area to include an additional 178.5 acres (part of T.M. #14-116 & #8-34), Phase III Borrow Area. The motion carried as follows:

William G. Coad	Aye
Floyd H. Miles, Sr.	Aye
Gilbert A. Smith	Aye

RE: ZONING AMENDMENT OF CONFERENCE CENTER DEFINITION

Director of Planning, Allyson Finchum, advised the Board that staff deemed there was not a zoning use defined to fit a rezoning proposed in an application received. Staff proposes Section 3 – *Definitions* of the Charles City County Zoning Ordinance be amended by the addition of a definition of "Conference Center":

The Board of Supervisors forwarded the rezoning application to the Planning Commission for review followed by a joint public hearing.

RE: RE-ZONING APPLICATION – 7601 ADKINS ROAD (.93 ACRES)

Ms. Finchum advised the Board of the rezoning application filed with the Planning Department by James C. Tyler. The applicant requests to rezone his property consisting of .93 acres, located at 7601 Adkins Road (Route 618), currently zoned B-1 to Agricultural (A-1).

The Board of Supervisors forwarded the rezoning application to the Planning Commission for review followed by a joint public hearing.

RE: RE-ZONING APPLICATION - HOLDCROFT HARBOR (9.9 ACRES)

The Board was advised by Ms. Finchum of the rezoning application filed with the Planning Department by Holdcroft Harbor Development. The applicant requests to rezone 7.9 acres of the property to R-2-C and 1 acre to B-3 to provide for 30 paired townhouses, a banquet hall, and various amenities. This property is 9.9 acres, currently zoned A-1 and located adjacent to River’s Rest Marina on Willcox Neck Road (Route 623).

The Board of Supervisors forwarded the rezoning application to the Planning Commission for review followed by a joint public hearing.

RE: FY2013 BUDGET APPROVED

Motion was made by Floyd H. Miles, Sr. to approve the advertised budget to include a .02 cent real estate tax increase to be allocated to 24 hour EMS and approve the tax levies set forth in the following budget for the Fiscal Year 2012-2013 commencing July 1, 2012, such taxes to be levied for the calendar year 2012 and be collected as provided by ordinance. The motion carried as follows:

Floyd H. Miles, Sr.	Aye
William G. Coad	Aye
Gilbert A. Smith	Aye

TAX RATES

Real Property Tax (per \$100 of assessed value)	\$0.70
Personal Property Tax (per \$100 of assessed value)	3.50
Tangible Personal Property (per \$100 of assessed value)	3.50
Machinery & Tools	2.50
Merchant’s Capital	2.80
Mobile Home Tax (per \$100 assessed value)	0.70
Common Carriers (per \$100 of assessed value)	2.50
E911 Tax	2.00
Electric Utility Tax (Residential Customer maximum)	2.50
Gas Utility (Residential Customer maximum)	2.50

FY2012-2013 BUDGET

General Operating Fund	\$ 7,692,848
Social Services Fund	1,586,725
Special Welfare Fund	19,000
Special Fund	0
Enterprise Fund	329,523
Transfers to The State Fund	5,000
School System Fund	\$10,059,594
Total FY2012-2013 Budget	\$19,692,690

RE: COUNTY/SCHOOL AUCTION

Staff reported that the sales from the County auction held April 21, totaled \$16,774.25. (County proceeds \$14,734.25 / School proceeds \$2,040)

RE: FIRE DEPARTMENT LEASE

Motion was made by William Coada to approve the Fire Department Lease for the 2-bay station in Roxbury Industrial Center. The motion carried as follows:

William G. Coada	Aye
Floyd H. Miles, Sr.	Aye
Gilbert A. Smith	Aye

RE: COUNTY AUCTION PROCEEDS ALLOCATED

Motion was made by William Coada to allocate the County auction proceeds in the amount of \$14,734.25 to the Roxbury Industrial Center generator expense. The motion carried as follows:

William G. Coada	Aye
Floyd H. Miles, Sr.	Aye
Gilbert A. Smith	Aye

RE: BOARD DIRECTIVES.COMMENTS

The Board of Supervisors agreed to divide the cost 3 ways and personally pay to cover the cost of renting the Social Center to hold a benefit dance on June 8, 2012 for A. Brown, a Charles City County child with terminal cancer.

The Board gave staff the following directives:

1. Create Standard Operating Procedures (SOPs) for each department within the next 12 months.
2. Review the County Code and the Roxbury Ind. Center (RIC) Restrictive Covenants *Re: Inoperable Vehicles* located at RIC and proceed accordingly.
3. Notify (remind) owners of Roxbury Ind. Center properties that the County has the *Right of First of Refusal* if they want to sell their property.
4. Provide a report (list of particular aspects listed separately) on all parcels in the Roxbury Industrial Center at the Board's May 22, 2012 regular mtg.
5. Send letter of appreciation to James City County for the donation of the two scoreboards.
6. Send letters of appreciation to the Sheriff and Police departments that provided bereavement support coverage for our police force for the period following the loss of Deputy Michael Walizer.
7. Follow up on "good" to "fair" reviews of county vehicles as noted in daily logs; advise staff to be conscientious of consolidating usage of county vehicles whenever possible.

RE: CLOSED SESSION

Motion was made by William Coada to go into closed session to discuss legal matters under Section 2.2-3711(A)(7) of the 1950 Code of Virginia, as amended. The motion carried as follows:

Floyd H. Miles, Sr.	Aye
William G. Coada	Aye
Gilbert A. Smith	Aye

Motion was made by Floyd H. Miles, Sr. to return to regular session. The motion carried as follows:

Floyd H. Miles, Sr.	Aye
William G. Coada	Aye
Gilbert A. Smith	Aye

Motion was made by Gilbert A. Smith that the Board of Supervisors discussed only public business matters lawfully exempted from statutory open meeting requirements and public business identified in the motion to convene the closed session. The motion carried as follows:

Floyd H. Miles, Sr.	Aye
William G. Coada	Aye
Gilbert A. Smith	Aye

There being no further business before the Board, it hereby recessed to meet again on Thursday, **May 3, 2012** at 6:00 p.m. for a Board of Supervisors' work session.