

Virginia:

At the recessed meeting of the Board of Supervisors held at the Charles City County Government and School Board Administration Building thereof on **Tuesday, January 22, 2019, 6:00 p.m.** in the 242nd year of the Commonwealth and 384th year of the County.

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

Meeting was called to order by Floyd H. Miles, Sr.

Motion was made by Bill Coad to go into Executive Session for Personnel 2.2.03711 (A)(1), and Investment of Public Funds 2.2.3711 (A) (6), respectively of the 1950 Code of Virginia. Motion passed unanimously.

Motion was made by Gilbert Smith to return to Open Session. Motion passed unanimously. Motion was made by Bill Coad to certify the Board of Supervisors only discussed public business matters exempted from statutory open meeting requirements identified in the motion to convene to Executive Session. Motion passed unanimously.

Virginia:

At the regular monthly meeting of the Board of Supervisors held at the Charles City County Government and School Board Administration Building thereof on **Tuesday, January 22, 2019, 7:30 p.m.** in the 242nd year of the Commonwealth and 384th year of the County.

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

RE: ADOPTION OF AGENDA

Motion was made by Gilbert Smith to approve adoption of Agenda as presented. Motion passed unanimously.

RE: CONSENT AGENDA

Motion made by Bill Coad to approve Consent Agenda as presented. Motion passed unanimously.

- a. Approval of Minutes:
 - December 20, 2018 – Regular Meeting Minutes
 - January 7, 2019 – Organizational/Budget Meeting Minutes

- b. Refund Personal Property and Real Estate Taxes
- c. CH2M Hill Invoice for Services through December 21, 2018
- d. Appropriations for the month of February 2019

Charles City County February Appropriations		<i>Amended FY19 Budget</i>	<i>Year to Date Expenditure as of 1/15/2019</i>	<i>County Administrator Recommends</i>
<i>General Fund Agencies</i>				
11010	Board of Supervisors	\$ 67,047	\$ 31,208	\$ 5,422
12100	County Administrator	198,204	113,287	10,618
12210	Legal Services	87,000	39,878	5,000
12220	Non-Departmental	59,754	25,855	12,000
12221	Non-Departmental-Telecom	139,000	50,940	6,956
12240	Audit	34,000	6,850	-
12310	Commissioner of Revenue	246,946	131,028	11,464
12410	Treasurer	186,971	99,826	15,195
12420	Finance	160,066	83,785	8,000
12422	Human Resources	142,717	76,854	11,700
12425	Information Technology	412,537	158,214	15,004
12520	Motor Pool	67,088	47,952	3,100
12530	Central Gas	14,204	7,325	2,000
12600	Memberships	2,500	2,452	-
13100	Electoral Board	34,908	7,992	2,110
13200	Registrar	97,036	48,464	6,659
21100	Circuit Court	32,135	17,832	5,700
21200	Combined GD/JD Court	8,980	1,720	-
21300	County Magistrate	600	56	-
21600	Clerk of Circuit Court	234,944	115,424	16,200
21700	Sheriff Judicial	141,809	77,985	21,265
21800	Courthouse Security Fund	51,546	44,683	44
21930	Crater Criminal Justice T.C.	10,932	12,052	-
22100	Commonwealth's Attorney	222,666	118,648	18,606
31200	Sheriff Law Enforcement	751,937	406,132	56,823
31900	Sheriff Support	259,139	134,132	22,380
32350	E 911	59,850	35,959	9,800
32400	Wireless E911	30,000	26,872	1,000
33150	Correction & Detention	275,097	117,650	30,000
33300	VJCCCA	9,400	-	-
33310	Col Com Correction jb	10,085	-	-
33320	9th District Court Services	21,370	6,822	-
34400	Codes Enforcement	159,559	94,230	15,065
35100	Animal Control	126,745	67,903	9,745
35300	Medical Examiner	50	40	-
42400	Landfill Monitoring	294,277	175,233	23,200
43200	General Properties	895,206	480,419	85,700
51100	Health Department	112,698	55,350	27,673

52200	MH/MR Services Board	119,747	87,549	59,936
53600	Contributions	75,419	57,190	18,229
68010	John Tyler Community College	1,229	1,229	-
71100	Parks and Recreation	454,216	282,498	25,671
71200	Lewis Park Boat Ramp	17,224	11,529	-
73200	Library/Cultural	91,625	69,845	43,561
73210	Center for Local History	32,004	4,688	-
81200	Department of Development	255,039	130,228	14,600
81600	Com Development Cont	29,471	24,812	2,571
82650	Environmental Mgt Cont	18,800	14,100	(4,700)
83300	Cooperative Extension	41,962	12,000	-
91400	General Fund Contingency	166,181	-	-
92100	Ruthville Fitness Center	6,000	15,957	-
95000	Debt Service	512,531	135,196	27,900
	Total General Fund	\$ 7,480,451	\$ 3,767,873	\$ 646,197
Fund 131	Fire/EMS Fund	957,501	453,395	87,087
Fund 311	Capital Improvement Plan	1,068,108	2,388,036	-
Fund 511	Public Utility Fund	608,862	295,167	30,220
	Total Board of Supervisors	\$ 10,114,922	\$ 6,904,471	\$ 763,504

FY19- School Operating Categorical Appropriations

61101	Instruction	5,669,943	2,277,170	472,581
62119	Admin, Attendance & Health Serv.	898,946	456,914	74,912
63109	Pupil Transportation	903,486	420,088	75,291
64209	Operations & Maintenance	1,145,057	464,009	96,993
68109	Instructional Technology	496,312	254,975	41,359
213	Self-Sustaining Fund	484,913	252,502	39,957
214	Textbook Fund	60,615	59,802	-
215	Food Service Fund	397,343	156,950	65,875
216	Capital Fund	767,000	225,403	-
	School Fund Total	\$ 10,823,615	\$ 4,567,815	\$ 866,968

ALL FUNDS

BOARD OF SUPERVISORS	10,114,922	6,904,471	763,504
SCHOOL OPERATING	10,823,615	4,567,815	866,968
SOCIAL SERVICES	1,161,475	364,498	96,790
SPECIAL WELFARE	6,872	719	-
GRAND TOTAL ALL FUNDS	\$ 22,106,884	\$ 11,837,503	\$ 1,727,262

RE: PRESENTATIONS

VDOT MONTHLY REPORT

Marshall Wynn reviewed the January monthly report.



**CHARLES CITY COUNTY
January 2019 – Monthly Report**

Maintenance: Marc Harlow & Gerald Stanley

DRAINAGE & EROSION

- Rte 658 Kimages Rd – replaced 50' metal driveway pipe

DITCHING

- Rte 658 Kimages Rd
- Rte 609 Barnett's Rd
- Rte 607 Church Ln
- Rte 659 Old Ferry Rd
- Rte 612 Ruthville Rd
- Rte 623 Wilcox Neck Rd
- Rte 626 Old Elam Cemetery Rd

BEAVER DAM REMOVAL

- Rte 612 Ruthville Rd
- Rte 623 Wilcox Neck Rd
- Rte 626 Old Elam Cemetery Rd
- Rte 620 Lewis Tyler Ln

BIKE TRAIL

- Tree and brush chipping
- Blow Trail
- Clean out Drop Inlet
- Remove trees from Trail

POTHOLE REPAIR

- Rte 607 Wayside Rd
- Rte 623 Wilcox Neck Rd
- Rte 156 Roxbury Rd
- Rte 662 Community Center Rd
- Rte 609 Barnett's Rd
- Rte 106 Roxbury Rd
- Rte 603 Old Union Rd

SIGNS

- Rte 630 Samaria Ln

BRUSH CUTTING / LIMBING

- Rte 155 Courthouse Rd
- Rte 626 Old Elam Cemetery Rd
- Rte 655 Salem Run Rd

TREES

- Rte 5 John Tyler Memorial Hwy
- Rte 639 The New Rd
- Rte 655 Salem Run Rd

MISCELLANEOUS

- Pre-Treat Primary and Secondary routes
- Snow removal operation

Call Out

- Rte 607 Wayside Rd – tree removal
- Rte 5 John Tyler Memorial Hwy – tree removal

NEXT MONTH'S AGENDA

- Ditching w/ Gradall
- Pothole repair
- Beaver Dam removal
- Bike Trail cleanup
- Tree and Brush removal
- Litter pickup countywide

Bill Coada stated at last month's meeting someone mentioned the amount of trash on the side of road at Route 106 and Barnetts Road, near the sawmill, he asked VDOT to give an update of trash in that area at the next Board meeting. He has noticed trash is back in that area this month.

Gilbert Smith thanked VDOT for replacing the pipe.

Mr. Wynn stated on Wilcox Neck Road where the bottom keeps flooding on Route 623, there is a beaver issue. A lot of trees have fallen causing the water to flow the wrong way. VDOT is working with the Department of Agriculture to get permission to go in and open it up to allow the water to flow correctly.

Agency Spotlight – H.E.A.L. Coalition

Thalia Bowen stated the HEAL Coalition has been working on revamping their Strategic Plan. Their Strategic Plan was very broad. They are now setting two-year goal initiatives to accomplish by 2020. This agency is currently discussing transportation issues. Citizens are having issues getting to and from appointments. A lot of appointments are outside of the county. The committee is brainstorming on how to better serve the community. They are hosting a major event, Health and Resource Expo that will be held on a Saturday. This will be a community-wide event providing citizens with resources that are available to benefit them. Some of these resources will be here in Charles City County as well as resources that are out of the county but are available to come to them.

Proclamation: Black History Month

Michelle Johnson presented the following proclamation to the Board recognizing the month of February as Black History month:

A PROCLAMATION IN HONOR OF
BLACK HISTORY MONTH

February 1 – 28, 2019

WHEREAS, the Charles City County Board of Supervisors takes pride in joining Americans throughout the country in recognizing February 2019 as Black History Month; and

WHEREAS, Black History Month pays tribute to the contributions that African Americans have made to American history in their struggles for freedom and equality and deepens our understanding of our Nation's history; and

WHEREAS, we recognize Rev. Martin Luther King, Jr. for all his struggles and contributions he made to mankind; and

WHEREAS, for generations, African Americans have embodied the shared progress of our Nation. Through toil and struggle and with courageous actions that have broken barriers, they have made America a better place to live and work for everybody.

WHEREAS, women like Katherine Johnson, a pioneer in space history whose work helped America win the Space Race, and Madam C.J. Walker, who became one of the most successful female entrepreneurs of her time, paved the way for both women and African Americans in their respective fields.

WHEREAS, Robert Smalls, a man born into slavery, founded our Nation's first free and compulsory public school system. Later in life, he served as a lawmaker in South Carolina's State legislature and the U.S. House of Representatives. The strength and determination of men and women like these remind us that our Nation brims with people whose contributions continue to make it stronger and better.

WHEREAS, we commend the many achievements of African Americans in every field from science and the arts to politics and religion; and

WHEREAS, we honor the men and women from all walks of life that have enriched our country's culture, traditions and success;

NOW, THEREFORE, BE IT RESOLVED, that on this 22nd day of January 2019, Charles City County does hereby proclaim February 1st – February 28th, 2019 as Black History Month and calls on the people of Charles City County to observe this month with appropriate programs, activities, and ceremonies.

Motion was made by Gilbert Smith to accept proclamation as presented by staff. Motion carried unanimously.

Resolution: 400th Anniversary of the American Evolution

Michelle Johnson stated 2019 is the 400th Anniversary of The American Evolution. She presented the Board with a resolution with a list of events on how Charles City County help shaped the Evolution of America.

**RESOLUTION
400TH ANNIVERSARY OF THE EVOLUTION OF AMERICA**

WHEREAS, the year 2019 marks the 400th Anniversary of four events significant to the history of the United States, the Commonwealth of Virginia, and the County of Charles City, and

WHEREAS, Charles City was one of four boroughs or incorporations created pursuant to the Great Charter in 1619, making it one of the oldest political jurisdictions in the Nation, and

WHEREAS, in this Anniversary year Virginia will be Commemorating the following four events that transpired in 1619,

- the meeting of the first representative legislative assembly in the New World
- the arrival of the first recorded Africans to English North America
- the recruitment of English women in significant numbers
- the first official English Thanksgiving in North America, and

WHEREAS, this Commemoration has been named American Evolution 2019, and

WHEREAS, Charles City County was a participant in, witness to, and a beneficiary of, these events, and

WHEREAS, a number of county residents have ancestral ties to those Africans and English women arriving in 1619, and

WHEREAS, Capt. Thomas Graves, whose descendants reside in the County today, was a representative attending that first Assembly on behalf of Smyth’s Hundred, and **WHEREAS**, the first official English Thanksgiving in North America took place in Charles City at the landing of the Berkeley Hundred settlers,

NOW THEREFORE BE IT RESOLVED, the Board of Supervisors of Charles City County endorses the American Evolution 2019 Commemoration and encourages county residents, teachers, students, churches and civic organizations to become educated about these formative events in our Nation’s and County’s history. The Board hopes that learning about the challenges, successes, and inequities of the past will enable a fuller appreciation of the difficult path our nation has taken to become what it is today. The Board further hopes this honest historical perspective will empower and motivate both current and future generations to take an active role in shaping the course of our Nation’s, and our County’s future.

Motion was made by Bill Coad to accept the resolution as presented by staff. Motion carried as follows:

Bill Coad	Aye
Gilbert Smith	Aye
Floy Mile, Sr.	Aye

COMMENT PERIOD

Kevin Sullivan, 11001 Watermelon Field Road, Charles City, Va., stated he would like to speak to the problem of trash we are having in Charles City County. It seems like it is getting worse. One thing he has noticed is because we have so little trash pickup available, people are hauling trash to the convenience centers and the dump in open pickup trucks. He thinks a lot of trash he has seen has blown out of pickup trucks going to dump trash. A possible solution is to have an Ordinance stating if you are hauling trash in an open pickup truck, and the container does not have a closed lid, the truck must have a covered tarp or apparatus to cover your trash, so it will not blow out onto the roads. Please consider this possibility.

RE: PUBLIC HEARING

SUP-05-2018 Sturgeon Point Pit, LLC.

Michelle Johnson read the legal notice. Staff, Myles Busching, gave a brief report stating the applicant is requesting to amend the existing special use permit condition to increase the acreage permitted from mining from 17.68 to 79.42 acres to

match the existing state permit. In addition, the applicant is looking to amend conditions to increase hours from 8:00 AM to 5:00 PM to 6:00 AM to 6:00 PM with the option to work extended night hours for up to four months per year. This will increase the number of trucks loads from 50 up to 100/150 on days with extended hours. The property is designated rural residential.

Questions:

What will be mined? Sand and gravel.

What does the Bond consist of? The bond is state regulations.

Public Hearing opened by Ed Baber.

David Adams, 5101 Sturgeon Point Road, Charles City, Va., stated he has no problem with the permit. He does have a few issues that needs to be discussed. One of his concerns is the extended hours. He thinks the hours should be 8:00 AM to 6:00 PM Monday through Friday, 8:00 AM to 2:00 PM on Saturdays. He stated years ago the traffic was not that bad. A lot of people now use that road, adding 100 - 150 trucks, which is a lot of extra traffic with a chance for an accident. His other concern he stated is the bridge. He has had the opportunity to mine the property. He was limited to 200 trucks per month; per his knowledge nothing has been done to that bridge. There is crack in the bridge. Extra truck traffic is not going to make it any better. It was an impediment before. He thinks it need to be looked at being upgraded.

Public Hearing closed by Ed Baber.

Myles Bushing stated the bridge does have some weight restrictions. He referred to an email from VDOT stating the number of axles. The email did have plans for repairs. When the repairs are being done traffic will be redirected.

The Planning Commission motioned to approve SUP-05-2018 (7-0) as presented by staff.

Bill Coad asked if Item #10 met the County Noise Ordinance? Myles Busching stated industrial uses are exempt.

Motion made by Gilbert Smith to approve SUP-05-2018 as presented by staff. Motion carried unanimously.

REZ-04-2018 Tomahund Marine (Rezoning and Special Use Permit)

Michelle Johnson read the legal notice. Applicant is requesting to move the previously approved boundary between the General Business (B-1) and Light Industrial (M-1) districts to match operation on site. In addition, the applicant is requesting to amend the previously approved proffers to allow for mini-warehousing in the industrial portion of the property. The applicant is also requesting to amend the special use permit conditions to match the redrawn zoning district boundaries and to allow caper storage in addition to the previously approved boat storage in the M-1 portion of the property.

Myles Busching gave a brief overview. He stated there are two parts to this request, rezoning and special use permit. The rezoning is to rezone two-acres from B-1 to M-1. This will allow operation on-site to match zoning. In addition, they have submitted proffer conditions of development to go with the rezoning. These are the same proffers when initially rezoned. Applicant has also added mini storage in M-1 zone use of the property. The application is also requesting to amend the special use permit to match the revised zoning district. They are requesting 5 acres of storage yard to be extended to 7 acres. The storage yard use is to allow storage of recreation vehicles and campers, in addition to boats.

There were no questions.

Public Hearing Opened by Ed Baber to rezone property from B1 to M1.

No questions or concerns.

Public Hearing Closed.

Planning Commission recommended to deny REZ-04-2018. Mini Warehouse is not consistent with the Comprehensive Plan.

Motion was made by Bill Coado to deny REZ-04-2018. Motion carried unanimously.

Myles Busching stated the second part of the request is a special use permit this will allow for storage of RV's and boat storage.

Public Hearing Opened by Ed Baber to consider storage of recreational vehicles.

No questions or concerns.

Public Hearing closed.

Planning Commission moved to approve special use permit (7-0) as presented by staff.

Motion made by Gilbert Smith to approve special use permit as presented. Motion carried as follows:

Gilbert Smith	Aye
Bill Coado	Abstain
Floyd Miles	Aye

RE: APPOINTMENTS

Motion was made by Floyd Miles to reappoint Peter Churins to Board of Zoning Appeals with said term to expire December 31, 2022. Motion carried unanimously.

Motion was made by Bill Coada to appoint the following individuals to the Community Policy Management Team for a one-year term, with said term expiring January 31, 2020. Regina Harris, County representative; Heather Kennedy, school representative; Elizabeth Holt, Social Services representative; Kim Blount, Department of Health representative; Bruce Call, Juvenile Court Service Unit representative; Daniel Rigsby, Community Services Board representative; Achsa Fisher-Nuckles, parent representative; Abbey Pemberton, designee of the Charles City County Administrator.

Motion was made by Bill Coada to appoint Linda Pearce to the Board of Zoning Appeals. This appointment replaces the term of Mark Black who resigned in August 2016, with said term expiring December 31, 2020.

RE: COUNTY ADMINISTRATOR'S REPORT

Michelle Johnson presented a resolution to adopt the County Emergency Operation Basic Plan. This is required by Virginia Department of Emergency Management.

**RESOLUTION ADOPTING THE
CHARLES CITY COUNTY EMERGENCY OPERATIONS PLAN**

WHEREAS, the safety and protection of Charles City County citizens and property are of foremost concern to the Board of Supervisors; and,

WHEREAS, there exists dangers of many types, including man-made and natural disasters, that the County needs to prepare for and be able to respond to; and,

WHEREAS, the adoption of the Emergency Operations Plan will keep the County in compliance with the *Emergency Services and Disaster Law of 2000* as well as other Federal Emergency Management Agency and Virginia Department of Emergency Management requirements; and,

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of Charles City County hereby adopts the Charles City County Emergency Operations Basic Plan.

Motion made by Bill Coada to adopt the 2019 Emergency Operations Plan as presented by staff. Motion carried as follows:

Bill Coada Aye

Gilbert Smith Aye
Floyd Miles, Sr. Aye

Michelle Johnson stated the County has received a recommendation from the Commissioner of the Revenue to support the Code of Virginia 58.1.3222, Abatement of levies on buildings razed, destroyed or damaged by fortuitous happening. She stated if a building is damaged by fire or God made disaster, this will allow the County to provide relief on real estate taxes for the remainder of the year.

Bill Coada asked if this relief would be on the building or land. Michelle stated it would be on the building from the time the disaster happened.

Motion was made by Bill Coada to approve recommendation as presented by staff. Motion carried unanimously.

Michelle Johnson stated every month at the Board meetings, she will give a brief update on Broadband. On January 4th she along with Community Development held a conference call with Wide Open Network to discuss the contract and outlined the project and how to move forward. January 17th contract was executed with Wide Open Network to have the system redesigned. A kick-off meeting is scheduled for February 5th with SCS Broadband, Wide Open, and staff to go over the timeline to ensure we stay on the target dates to move the project along.

Bill Coada asked if we are in performance contract with SCS Broadband that will be executed before we move forward with them. Michelle Johnson stated yes, she is waiting to receive the contract back from their attorney.

Michelle Johnson presented the following upcoming events in the County: The renaming of Charles City Courthouse to Iona Whitehead Adkins Courthouse will take place on Sunday, February 17, at 3:00 p.m. at the courthouse; H.E.A.L Coalition Health and Resource Expo will take place on Saturday, March 16, at 2:00 p.m. in the Ruthville Gymnasium. She also stated several programs are being planned for the 400th Anniversary of the Evolution of America. January, adoption of resolution recognizing Charles City County input on how the County helped form the Evolution. March 11th and 18th Movie and Popcorn. A movie will be shown in the Government Administration Building at 11:00 a.m.; A professional video clip, produced by CGI, was shown with Michelle Johnson speaking on video clips that will be shown on our County web-page and social media on what Charles City County has to offer.

RE: PUBLIC COMMENT PERIOD

Preston Adkins, Lott Cary Road, stated he finds it ironic that at one meeting you can restrict trucks and another meeting you cannot.

RE: BOARD DIRECTIVES AND COMMENTS

No directives or comments.

RE: EXECUTIVE SESSION

No Executive Session needed.

There being no further business, the Board **recessed until Tuesday, February 26, 2018, 6:00 p.m.**