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*Approved minutes will be posted after the next regular business meeting*



**NEW KENT COUNTY BOARD OF SUPERVISORS**

**Tuesday, October 15, 2013, 6:00 p.m.**

Boardroom, County Administration Building  
12007 Courthouse Circle, New Kent, VA 23124

**ACTION**  
**AGENDA**

**CALL TO ORDER**

**INVOCATION and PLEDGE OF ALLEGIANCE** (led by Mr. Tiller)

**ROLL CALL** (all present)

**CONSENT AGENDA**

Action: Mr. Tiller moved to approve the Consent Agenda, and that it be made a part of the record. Vote was 5:0, motion carried.

**RESIDENCY ADMINISTRATOR'S REPORT** - Mike Cade, Residency Administrator,  
Va. Dept. of Transportation

**CITIZENS' COMMENT PERIOD** (3 minutes/person)

**ITEM 1** Presentation on proposal for MPO changes – Robert A. Crum, Jr.,  
Executive Director, Richmond Regional Planning District Commission

**ADDED ITEM: HISTORIC SCHOOL RENOVATION PROJECT**

Action: Mr. Burrell moved to create a subcommittee of the School Board, school staff, Board of Supervisors, and County staff to handle the day-to-day decisions on the next phase of the Historic School renovation project, with the Board of Supervisors managing the project with input from the School Board. Vote was 5:0, motion carried.

**CLOSED SESSION** pursuant to Section 2.2-3711A.1 of the Code of Virginia for discussion on the performance of a County employee involving an annual evaluation.  
Action: Mr. Tiller moved to go into Closed Session pursuant to §2.2-3711A.1 of the Code of Virginia for discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or County employees) involving the County Attorney; pursuant to §2.2-3711A.5 of the Code of Virginia for discussion concerning a prospective business or industry or the expansion of an existing business or industry where no previous announcement has been made of the business' or industry's interest in locating or expanding its facilities in the community involving warehousing and distribution; and pursuant to §2.2-3711A.7 of the Code of Virginia for consultation with legal counsel and briefings by staff members or consultants pertaining to actual or probable litigation, where such consultation or briefing in open meeting would adversely affect the negotiating or litigating posture of the public body; and consultation with legal counsel employed or retained by the Board regarding specific legal matters requiring the provision of legal advice by such counsel involving General Services and Public Utilities. Vote was 5:0, motion carried.

Action: Mr. Burrell moved to come out of Closed Session. Vote was 5:0, motion carried.

Action: Mr. Tiller made the Certification of Closed Session. Vote was 5:0, motion carried.

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Public Hearings to be held at 7:00 p.m. or as soon thereafter as possible. Speakers are limited to three minutes each, should come to the podium and state their name and address

**ITEM 2 PUBLIC HEARING** – Route 249 Waterline Environmental Review –  
*Public Utilities Assistant Director Mike Lang*

**ITEM 3 PUBLIC HEARING** – Ordinance O-07-13 amending Section 98-1023 of the New Kent County Code with changes that resulted from the 2012 General Assembly Session relating to procedures of the Board of Zoning Appeals and Zoning Administrator – *County Attorney Michele Gowdy*

Action: **Mr. Evelyn moved to adopt Ordinance O-07-13 as presented.** Vote was 5:0, motion carried.

**ITEM 4 PUBLIC HEARING** – Ordinance O-11-13 amending Section 46-225 of the New Kent County Code to include the hunting of “big game” with muzzle loading rifles in New Kent County in order to comply with the directives of the Virginia Department of Game and Inland Fisheries regarding bear hunting – *County Attorney Michele Gowdy*

Action: **Mr. Evelyn moved to adopt Ordinance O-11-13 as presented.** Vote was 5:0, motion carried.

**ELECTED OFFICIALS’ REPORTS**

**STAFF REPORTS**

**APPOINTMENTS**

(none)

**MEETING SCHEDULE:** The next regularly scheduled meeting of the Board of Supervisors will be held at 6:00 p.m. on Wednesday, November 13, 2013, and the next work session will be held at 9:00 a.m. on Wednesday, October 30, 2013, both in the Boardroom of the County Administration Building.

**ADJOURNMENT**

Action: **Mr. Tiller moved to adjourn the meeting.** Vote was 5:0, motion carried.

The meeting was adjourned at 7:31 p.m.

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**CONSENT AGENDA**

*(Matters included hereunder may be the subject of one motion to approve provided no Board member requests an item to be separated.)*

1. **Approval of Minutes**
  - a. August 21, 2013 special meeting minutes
  - b. September 9, 2013 special meeting minutes
  - c. September 9, 2013 business meeting minutes
  - d. September 25, 2013 work session minutes
  
2. **Miscellaneous**
  - a. Acceptance of Forestry grant and appropriation of funds
  - b. Contract for On-call services with Heritage Electrical Corporation

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- c. Resolution R-21-13 opting out of the Virginia Local Disability Program
- d. Voting credentials for the VACo 2013 Annual Business Meeting
- e. Resolution R-22-13 recognizing Earthquake Shakeup Day

**3. Refunds**

- a. \$464.62 to A. O. Stitzer for canceled permit
- b. \$715.31 to Ryan Homes for canceled permit

**4. FY14 Carry Forward Appropriations**

- a. Airport fund projects not completed in FY13, \$470,107.30
- b. Utility fund project not completed in FY13, \$1,210,407.31
- c. Various County capital projects not completed in FY13, \$4,598,749.58
- d. Various County computer replacement fund projects not completed in FY13, \$65,079.76
- e. Funds for New Kent Fire-Rescue operations, \$32,810.44
- f. Public Education donations – Fire & Emergency Management, \$3,225.44
- g. State Fire Program grant funds, \$29,747.45
- h. Virginia Power funds – Fire & Emergency Management, \$19,102.79
- i. Four for Life grant funds – Fire & Emergency Management, \$26,091.88
- j. VEDEM Local Emergency Management performance grant – Fire, \$14,650.00
- k. Extension Program sponsorship revenue, \$5,461.56
- l. Funds from vending machine sales, \$3,278.95
- m. Honor Guard supplies – Sheriff, \$1,490.59
- n. Auxiliary funds donations – Sheriff, \$100.00
- o. Veterinarian services – Sheriff (funds donated when animals are adopted), \$21,149.72
- p. Funds specifically tied to the Commissioner of the Revenue software upgrade, \$6,648.07
- q. GIS PSAP grant E-911 funds to be used for software and equipment, \$94,371.20
- r. Selective Enforcement Occupant grant – Sheriff, \$1,281.03
- s. Selective Enforcement – Alcohol grant – Sheriff, \$4,502.11
- t. Selective Enforcement – Speed grant – Sheriff, \$2,336.01
- u. Data Modeling Enhancements funds related to PO#32524 – IT, \$6,262.40
- v. Miscellaneous donations for Parks & Recreation, \$125.00
- w. Scholarship funds for Parks & Recreation, \$8,605.05
- x. State funds received for Animal Friendly and Spay/Neuter, \$576.12

\$ 6,626,159.76	Total
\$ (521,702.60)	Total In/Out
\$ (179,897.11)	From General Fund (1) fund balance
\$(4,598,749.58)	From Co. Capital Fund (7) fund balance
\$ (50,323.40)	From Airport Fund (97) fund balance
\$(1,210,407.31)	From Utilities Fund (98) fund balance
\$ (65,079.76)	From Computer Fund (800) fund balance

**5. Supplemental Appropriations**

- a. Program Income received for FY14 from CDBG Plum Point grant, \$815.27
- b. Miscellaneous recovered costs, \$1,045.93
- c. Donations for the Animal Shelter, \$889.08
- d. Public Education donation funds – Parks & Recreation, \$800.00
- e. Parks & Recreation sponsorship facility improvement funds, \$300.00
- f. Funds received for defibrillators (St. Peters & PUM Church), \$1,612.65

\$ (5,462.93)	Total
\$ 5,462.93	Total In/Out

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6. **Treasurer's Report:** Cash as of August, 2013: \$27,726,200.17

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