

A SPECIAL MEETING OF THE NEW KENT COUNTY BOARD OF SUPERVISORS WAS HELD ON THE 21st DAY OF AUGUST IN THE YEAR TWO THOUSAND THIRTEEN IN THE BOARDROOM OF THE COUNTY ADMINISTRATION BUILDING IN NEW KENT, VIRGINIA, AT 8: 30 A.M., HAVING BEEN CONTINUED FROM AUGUST 12, 2013.

IN RE: CALL BACK TO ORDER

Chairman Davis called the meeting back to order.

IN RE: ROLL CALL

Thomas W. Evelyn	Present
C. Thomas Tiller, Jr.	Present
James H. Burrell	Present
Ron Stiers	Present
W. R. Davis, Jr.	Present

All members were present.

IN RE: BURN BUILDING GRANT

Fire Chief Rick Opett announced that New Kent's application for the Burn Building grant had been approved and that Henrico County and the other proposed locality partners were excited about the opportunity.

IN RE: STAFFING FOR ADEQUATE FIRE & EMERGENCY RESPONSE (SAFER) GRANT

Chief Opett and Battalion Chief Eugene Gerald reviewed a proposed application for SAFER grant funding for new firefighter positions.

Chief Opett reported on the amount of funding available and confirmed that there would be no County match required for this year's program. He explained that New Kent's application would be for the hiring of new firefighters.

There was discussion regarding how many positions should be included in the application, keeping in mind that the County would have to assume the costs of the positions at the end of the two-year grant. County Administrator Rodney Hathaway reminded that assumption of those costs would come at the same time that the Debt Service Reserve Fund would be depleted, but he felt that the County should be able to absorb the costs of six positions.

There were comments by the Board members that more firefighters were needed and, although the County would not be obligated to keep those positions at the end of the grant, it was unlikely that they would be eliminated.

Battalion Chief Gerald confirmed that Fire-Rescue should not have any apparatus needs for the next five years.

Mr. Evelyn asked for an itemization of Fire-Rescue salaries, by individuals.

Mr. Burrell moved to authorize the Fire Chief to apply for a SAFER grant to fund six new firefighter positions. The members were polled:

Thomas W. Evelyn Aye

C. Thomas Tiller, Jr.	Aye
James H. Burrell	Aye
Ron Stiers	Aye
W. R. Davis, Jr.	Aye

The motion carried.

On other Fire-Rescue related subjects, the Board asked staff to determine whether or not the County could change its Code requirements regarding building foundations, in light of a recent fire in the Oakmont Villas area, and the Fire Chief was asked about the status of an issue with the County's Operational Medical Director.

IN RE: HISTORICAL SOCIETY

The Board toured the Historic Jail, current office and display space of the Historical Society, and advised that the Society's request for space would be considered.

IN RE: HISTORIC SCHOOL RENOVATION

Discussion centered on the differences in the price proposed by Marengo Management Corporation to renovate the 1930s building and the cost that was being estimated by the School Board. Mr. Hathaway indicated that he had consistently communicated to the Schools that \$8.5 million was the amount budgeted for that project and the Schools had continued to use figures of \$10 million to \$12 million.

There was discussion regarding an opinion received from outside counsel, Bill Hefty, that Marengo's contract only covered Phase I and II of the Historic School Renovation, and the renovation of the 1930s building would need to competitively bid separately. County Attorney Michele Gowdy indicated that Marengo had indicated that it would seek another legal opinion.

Mr. Stiers moved to direct that a letter be drafted from the Chairman that the process could not move forward past the contract currently signed. The members were polled:

C. Thomas Tiller, Jr.	Aye
James H. Burrell	Aye
Ron Stiers	Aye
Thomas W. Evelyn	Nay
W. R. Davis, Jr.	Aye

The motion carried.

There was discussion about how the project could be done under Design-Build, the Public Private Education Act (PPEA), or by Bid, and there were remarks that it was the Board of Supervisors and not the School Board that was accountable to the taxpayers. It was reported that the School Board continued to ask for \$500,000 for architectural services for the project, and there was consensus not to approve that request.

IN RE: ASSISTANT COUNTY ATTORNEY SERVICES

Ms. Gowdy spoke with the Board about the possibility of employing Attorney Bill Hefty to provide contract Assistant County Attorney services at an annual cost estimated at \$20,000 to \$35,000. She provided information as to what had been spent in previous years for

outside counsel, and the Board asked that Mr. Hefty be invited to a future meeting to further discuss this proposal.

IN RE: ALCOHOL BEING SERVED AT CHAMBER OF COMMERCE MEETINGS AT THE VISITORS CENTER

Mr. Stiers asked the Board to again allow the serving of alcohol at New Kent Chamber of Commerce meetings held at the Visitors Center. He indicated that the Chamber had talked to the State ABC Board and was advised that it would need to get a yearly permit and liability insurance.

Ms. Gowdy advised against setting a precedent of serving alcohol in a County building and spoke about the potential liability to the County.

Staff was asked to check to see how that change would affect the County's liability insurance.

IN RE: MOTORCYCLE RACE AT COLONIAL DOWNS

There was discussion regarding the upcoming race and it was advised that County Officials should not accept free tickets to the event because of the appearance of impropriety.

IN RE: CONTINUANCE

Mr. Tiller moved to continue the meeting until 3:30 p.m. on August 22, 2013, for a meeting with Congressman Eric Cantor. The members were polled:

James H. Burrell	Aye
Ron Stiers	Aye
Thomas W. Evelyn	Aye
C. Thomas Tiller, Jr.	Aye
W. R. Davis, Jr.	Aye

The motion carried. The meeting was suspended at 10:30 a.m.