

THE REGULAR MEETING OF THE NEW KENT COUNTY BOARD OF SUPERVISORS WAS HELD ON THE 13th DAY OF AUGUST IN THE YEAR TWO THOUSAND SEVEN OF OUR LORD IN THE BOARDROOM OF THE COUNTY ADMINISTRATION BUILDING IN NEW KENT, VIRGINIA, AT 6:00 P.M.

IN RE: INVOCATION AND PLEDGE OF ALLEGIANCE

Mr. Burrell gave the invocation and led the Pledge of Allegiance.

IN RE: ROLL CALL

Mark E. Hill	Present
David M. Sparks	Present
James H. Burrell	Present
Stran L. Trout	Present
W. R. Davis, Jr.	Present

The Chairman called the meeting to order. He remarked on the recent deaths of Mrs. George W. Watkins and Attorney Oliver Hill and reviewed their importance, relationship and history as it pertained to school integration and education in New Kent.

IN RE: CONSENT AGENDA

County Administrator John Budesky presented the Consent Agenda as follows:

1. Approval of Minutes
 - a. June 11, 2007 regular meeting
 - b. June 25, 2007 work session
 - c. July 9, 2007 regular meeting
 - d. July 23, 2007 work session
2. Miscellaneous
 - a. Consideration of employment contract for the County Administrator
 - b. Road Name Additions
 - i. Rabbit Trail Road
 - ii. Maidstone Development
 1. Leeds Castle Lane
 2. Lorigurst Lane
 3. Broadstairs Lane
 4. Knockholt Lane
 5. Allington Castle Road
 6. Aspengraf Lane
 7. Barhamwythe Lane
 8. Invicta Lane
3. Refunds
 - a. \$599.86 to Robert Cottrell for cancelled permit
 - b. \$82.42 to Electrical Service Unlimited LLC for overcharge
4. Appropriations FY06/07
 - a. Colonial Downs funds received for fire-rescue ambulance standby Jun 18 – 30, 2007, \$6,975.00
 - b. Funds received for participation in the Eltham Bridge 5K Run, \$120.00

- c. Colonial Downs funds received for Sheriff personnel coverage for Jun 2007, \$7,167.00
- d. State revenue for SOL on-line funds per request approved by the School Board at the Jul 2 2007 meeting, \$18,822.00
- e. Program income received for the CDBG Plum Point grant, \$1,249.98
- f. Loan funds received for the elementary school renovations, \$3,500,000.00
- g. Additional loan funds received for the Sheriff's complex project, \$25,000

Total Supplemental Appropriation:	\$ (3,559,333.98)	Total
	\$ 3,559,333.98	Money-in/Money-out

- 5. Carry Forward Appropriations FY07/08
 - a. Portion of the Library of Virginia records preservation grant not completed in FY07, \$370.63
 - b. Machinery & equipment in the Sheriff's budget for weapons and equipment for the Tac. team that was not received on or before Jun 30 2007, \$19,212.10
 - c. Furniture & fixture in Legal Services budget for file cabinets not received on or before Jun 30, 2007, \$12,000.00
 - d. Litigation expenditures in the Legal Services budget for settlements not completed in FY07, \$112,000.00
 - e. Economic Development funds for the completion of the Visitors' Center in FY08, \$151,532.17
 - f. Economic Development funds for the Jamestown 2007 projects not completed in FY07, \$19,073.88
 - g. Parks & Recreation capital projects not completed in FY07, \$185,352.64
 - h. Fire & EMS reporting system not completed in FY07, \$208,684.77
 - i. Funds for the radio towers project not completed in FY07, \$35,000.00
 - j. Funds for the new Courthouse building modifications not completed in FY07, \$1,798,408.23
 - k. Funds for the self-contained breathing apparatus project not completed in FY07, \$14,832.26
 - l. Funds for the CDBG Plum Point grant not completed in FY07, \$719,432.16

Total Supplemental Appropriation:	\$ (3,275,898.84)	Total
	\$ 828,722.10	Money-in/Money-out
	\$ 179,374.09	From Fund 1 – General Fnd Bal
	\$ 2,267,802.65	From Fund 7 – Capital Fnd Bal

- 6. Appropriations FY07/08
 - a. Additional Social Services funding received from the State for General Relief due to an increased demand for services, \$3,100.00
 - b. Additional funding to be received from the Department of Health, Office of Emergency Medical Services fro the Four-for-Life program, \$2,429.98
 - c. Adjustment of Victim Witness budget for FY08 to correspond with amounts awarded by the Virginia Department of Criminal Justice, \$1,071.00
 - d. Funds awarded from the Department of Conservation and Recreation for the 2007 Chesapeake Bay Implementation grant, \$6,000.00
 - e. Funds donated by Basic Construction to Fire Station #1, \$100.00
 - f. Proceeds donated from the Eltham Bridge 5K Run to Fire Station #1, \$1,675.00
 - g. Funds donated by the New Kent Women's Club to the Sheriff's Honor Guard, \$200.00
 - h. Funds donated by M. L. White to the New Kent Animal Shelter, \$100.00

- i. Colonial Downs funds received for fire-rescue ambulance standby on Jul 1 2007, \$725.00
- j. Insurance proceeds received from K & K Insurance for an ambulance damaged at Colonial Downs, \$6,699.00
- k. Additional revenue for Social Services that will be received based on reimbursement requests to the State that better reflect the needs of the Department (Services Admin pass thru being reduced with budget transfer to cover local share), \$11,767.00
- l. Additional funds received for utility irrigation connection fees, \$3,450.00

Total Supplemental Appropriation: \$ (35,174.98) Total
 \$ 35,174.98 Money-in/Money-out

- 7. FY06/07 Inter-Departmental Budget Transfers
 - a. *Schools*: \$100,000 from Funds from Prior Years (capital) to Re-roof existing high school
 - b. *Clerk of the Board*: \$45 from Promotional items to Career Development
 - c. *Treasurer*: \$1,462 from salary line items, technical support, maintenance service contracts and advertising to part time salaries and wages
 - d. *Economic Development/Visitors' Center*: \$115,471.61 from various line items to promotional items and capital
 - e. *School Debt*: \$4,500 from Contingency School Debt Reserve to Administrative Paying Agent – Schools
 - f. *Social Services*: \$294,403.00 from various programs into salary line items
- 8. FY07/08 Inter-Departmental Budget Transfers
 - a. *Vehicle Insurance*: \$380 from Sheriff to Fire/Rescue
 - b. *Vehicle Insurance*: \$362 from Sheriff to Purchasing-Pool Car
 - c. *Vehicle Insurance*: \$3 from Buildings & Grounds to Parks & Rec
 - d. *Vehicle Insurance*: \$213 from Community Development, Environmental and Telecommunications equipment to Planning
 - e. *CSA*: \$322 from CSA Office Supplies to Human Resources advertising
 - f. *Social Services*: \$1,900 from Reserved for Contingency to General Relief
 - g. *Social Services*: \$80.00 from Reserved for Contingency to State & Local hospitalization
- 9. Treasurer's Report: Cash in Bank as of November 2006, \$31,854,739.66

Mr. Davis moved to approve the Consent Agenda and that it be made a part of the record. The members were polled:

Mark E. Hill	Aye
D. M. Sparks	Aye
James H. Burrell	Aye
W. R. Davis, Jr.	Aye
Stran L. Trout	Aye

The motion carried.

IN RE: CITIZENS COMMENT PERIOD

Chairman Trout opened the Citizens Comment Period.

There being no one signed up to speak, the Citizens Comment Period was closed.

IN RE: RESIDENT ADMINISTRATOR'S REPORT

Richard Wood, Assistant Resident Administrator with the Sandston Residency of the Virginia Department of Transportation, reported on issues raised at previous meetings.

He indicated that spraying had been performed along Route 30 and Route 33 and that they planned to sweep the area again in the fall.

He advised that a reported washout on Route 600 had been addressed and that dead trees had been removed along Farmers Drive.

Regarding the speed study on Route 60, he stated that Mr. Sparks' concerns had been communicated to the District Office and he expected a final determination within the next month.

He reported that environmental clearance had been obtained to clean out the ditches along Route 613 and he expected that work to be completed within a few weeks.

He indicated that bamboo had been removed at the intersection of Routes 249/33/30.

He advised that maintenance activities during the past month included pothole patching, sweeping of intersections, litter pickup by both inmate and contract labor, and repairs to the entranceway of the Courthouse.

He reported that the Stage Road project was scheduled for completion by mid-September, and that there were no planned activities on the Eltham Bridge project that were expected to impact traffic flow in New Kent.

He indicated that CSX had agreed to repair the crossing into Chickahominy Shores and that work was expected to begin in October. He acknowledged that there was a pothole in that area that needed immediate repair.

Mr. Wood advised that the residency had upgraded more than 800 traffic control signs throughout New Kent, which consisted of replacing wooden posts with metal ones along Routes 60, 249 and 33. He stated that they intended to move into the subdivisions for sign upgrades as well. It was clarified that this did not include the street signs. He also confirmed that this upgrade project would not include any of the ornamental signs in the subdivisions.

Regarding dead tree removal, he reported that they were now working under a non-emergency tree removal contract to address sections of roads rather than specific dead trees. He invited the Board to identify any areas in the County that needed attention. Mr. Burrell noted some dead pine trees that were leaning and posing a hazard along Stage Road.

Mr. Davis inquired about the interstate cross-arms installation project. Mr. Wood advised that contracts had been awarded and the contractors were still working to complete the project, anticipated to be finished by the end of September.

Mr. Burrell advised that mowing in some areas had been done prior to trash pickup. Mr. Wood indicated that he would work to see that it was done in the correct order.

Mr. Burrell inquired about the guardrails suggested for some areas of the Stage Road project. Mr. Wood reported that a guardrail would be installed in one area where there was a 7 – 10 foot drop-off but that no others were planned.

Mr. Burrell inquired about the completion date for the Eltham Bridge. Mr. Wood advised that according to the project manager, it was expected that all four lanes would be opened to traffic sometime in September. He acknowledged that it would be a challenge to keep the bridge clear of the wood chips from the log trucks. He confirmed that maintenance of the bridge would remain with the Fredericksburg Residency but that he would be the contact for the Board regarding any bridge issues or concerns.

Mr. Sparks spoke about tree branches encroaching into the roads in some of the older neighborhoods. Mr. Wood indicated that they would be taken care of.

Board members expressed their concern that VDOT remained late in submitting comments on projects in New Kent that were resulting in delays. Mr. Wood advised that he would consult with the person responsible for the comments and would thereafter advise the County Administrator as to when the comments could be expected.

Mr. Trout asked about the three roads scheduled for paving under the Rural Rustic Roads – Revenue Sharing program previously approved. Mr. Wood reported that a recent analysis showed a decrease in the estimated cost of those improvements, reducing the County's match from \$85,040.82 to \$57,552 (exclusive of the County funds being held by VDOT). He advised that in order to move forward, he needed a resolution from the Board appropriating those funds and giving VDOT the authority to allocate them to the three projects. He warned that it could take up to six months to have the process completed. It was clarified that those roads were Route 647/Old Telegraph (between Route 60 and Rockahock Road); a section of Route 628/Mt. Pleasant Road; and Route 602/Townsend Road.

Mr. Hill moved to appropriate \$57,552 (to the Rural Rustic Roads – Revenue Sharing – Program) to be distributed as necessary among Routes 647, 628 and 602. The members were polled:

David M. Sparks	Aye
James H. Burrell	Aye
W. R. Davis, Jr.	Aye
Mark E. Hill	Aye
Stran L. Trout	Aye

The motion carried.

Mr. Trout expressed his appreciation for Mr. Wood's efforts in searching for solutions to problems on South Waterside Drive and in Chickahominy Shores. Mr. Wood reported that they would be meeting with the District's bridge engineer to look at South Waterside Drive. He also indicated that they were planning work on the outfall ditches that drained the Chickahominy Shores subdivision once stormwater reached the fringe, and would be proceeding to get the project funded and completed by October.

IN RE: GENERAL RE-ASSESSMENT UPDATE

Bill Coalson of Tri-County Appraisers reported to the Board on the re-assessment project.

He indicated that the project remained on schedule and was 65% complete, and that they were now working in Brickshire.

He reviewed some of the common questions and misconceptions that property owners had about the reassessment process. He explained that in neighborhoods such as Brickshire, there could be a wide range of values because of many different things, including variety of lot values and the fact that most of the homes were custom-built. He emphasized that he looked at overall market value and not just the highest and lowest sales in an area and that they worked hard to determine the correct value.

He also pointed out that not all property assessments would increase the same percentage. As an example, he noted that a waterfront lot in the Shores of York was under contract for \$1.3 million and, if it closed at that price, then that would be its value, even if it increased 500% since the last assessment. However, the remaining waterfront lots in that project would have their own values, based upon amount of open land, length of water frontage, size, and other differences. He indicated that in other areas, they would look to see what like properties were selling for, and used that information to determine values.

He reported that he continued to look at sales and the market in New Kent. He advised that the current list-to-sales price ratio was at 2%, which reflected that the market was "picking up" in the County.

Mr. Coalson advised that once the land in the Farms of New Kent project was subdivided, then assessments would be done based upon the schedule being used in the current reassessment.

He also confirmed that as the market changed, he looked back at assessments made earlier in the project and adjusted them accordingly. He noted that there were 50 sales in New Kent in July, that he had looked at each of them to verify the sales price against the assessments, and that he had the ability to do that until the end of the project.

Mr. Davis asked about the reassessment project underway in King William County. Mr. Coalson advised that King William was under a two-year cycle and that the current reassessment there was due to be completed in December.

IN RE: PRESENTATIONS

Phillip Grant, the Director of Finance in the of Town of Vienna, was on hand to present the Government Finance Officers Association (GFOA) Certificate of Achievement for Excellence in Financial Reporting to New Kent County. Present to receive the award was Financial Services Director Mary Altemus, together with Assistant Director Amy Stonebraker, Finance Manager Nichole Jonckheere, Finance Assistant Margaret Jefferson, Finance Assistant Melanie Parsons, and Accounting Assistant Kathy Minter.

Mr. Grant explained the history of the GFOA and the demanding criteria for the award. He congratulated New Kent for having received it for three consecutive years which reflected professional commitment and many hours of hard work on behalf of the Financial Services Department, as well as a high degree of leadership on the part of the Board of Supervisors.

Ms. Altemus accepted the award on behalf of her department, emphasizing that it was the result of a department-wide effort and the hard work of her staff.

IN RE: INTRODUCTION OF NEW STAFF

Financial Services Director Mary Altemus introduced Finance Manager Nichole Jonckheere.

The Board welcomed Ms. Jonckheere and as well welcomed back Ms. Minter from extended medical leave.

IN RE: COURTHOUSE SECOND FLOOR RENOVATION

Mr. Budesky requested that the Board defer consideration of a contract award for renovations of the second floor of the Courthouse until September in that additional work was needed before a recommendation could be made.

IN RE: HUMAN SERVICES BUILDING

General Services Director Jim Tacosa reported that the Human Services Building project had been sent out in May under the Public Private Education Act (PPEA) and that the County had received four bids from qualified contractors. He noted that Ritchie-Curbow Construction Company had the lowest response at \$2.466 million for a 16,010 square-foot building, which was within the budget of \$3.2 million.

It was explained that the building would house Social Services (currently renting space in Providence Forge), the Health Department (currently housed in the Administration building), as well as Quin Rivers and Bay Transit who were currently sharing rented space in Charles City. Mr. Budesky indicated that the Health Department, Quin Rivers and Bay Transit had agreed to enter into lease arrangements and pay a substantial portion of the debt service.

It was also noted that the original plan had been for Mental Health to also locate in the building but they had elected to remain in Providence Forge. Mr. Tacosa explained that staff had investigated the possibility of constructing the wing which would have housed Mental Health (2,530 square feet) and leave it available for future use. Mr. Budesky explained that the extra space could be used initially for conference and meeting space and could be built out as offices in the future as needed.

Mr. Tacosa reported that the County's reserve for utilities, inspections and master plan was \$133,000, bringing the total for the project to \$2,826,109.

Mr. Summers clarified that the Board was being requested to approve a comprehensive agreement with the contractor for \$2.7 million.

Mr. Burrell moved to authorize staff to enter into a comprehensive agreement with Ritchie-Curbow Construction Company in the amount of \$2.7 million and options, for the construction of the Human Services Building. The members were polled:

James H. Burrell	Aye
W. R. Davis, Jr.	Aye
Mark E. Hill	Aye
David M. Sparks	Aye
Stran L. Trout	Aye

The motion carried.

IN RE: VEHICLE MAINTENANCE FACILITY

General Services Director Jim Tacosa reviewed the history of this project which had been put out for bid in 2006, with four bids received, the lowest being \$1.5 million over budget. He recounted that thereafter the Board had authorized staff to reissue the project under PPEA and had accepted staff's recommendation that the project be phased and completed as the budget would allow.

He reviewed that the phases were (1) shop, office facility and site work; (2) vehicle wash-down pad; (3) single fueling station; and (4) tire storage building. He explained that the fueling station would consist of two pumps (one diesel and one gasoline) with two hoses each.

Mr. Tacosa reported that bids were received from three general contractors, with detailed bids received from two, the lowest most responsive bid being received from Harlan Construction who proposed to construct the first three phases for \$2,042,995. Harlan offered an option to design/construct the tire storage building for \$56,664. He noted a county reserve of \$105,000 for utilities and inspections, bringing the projected cost for the project to \$2,147,567.

Mr. Tacosa suggested that if the 5% contingency held throughout the project, he would recommend that rather than completing phase 4, an additional fueling station be installed instead.

There was a discussion as to whether the fueling station should have more diesel pumps than gasoline, in light of the large number of school buses that needed fueling. School Transportation Director Stephen King reported that the school division had 60 buses, 42 cars, and 15 trucks and explained that they do not fuel the school buses every day but normally once a week, and that the mechanics dispensed the fuel rather than the bus drivers.

Mr. Tacosa explained that all of the fueling stations would be connected to one recording system. It was confirmed that County vehicles, including those belonging to the Sheriff's Office and Fire-Rescue, would be serviced at the Vehicle Maintenance Facility, although in some instances they would have to be sent elsewhere. Fire Chief Tommy Hicks clarified that all of the fire stations had their own fueling stations.

Mr. Tacosa reported that the facility was expected to be completed and functional by August 2008.

Mr. Sparks moved to authorize staff to enter into a comprehensive agreement with Harlan Construction Company for an amount not to exceed \$2,042,995 and certain options to be determined in conjunction with the end user of the Vehicle Maintenance Facility.

The members were polled:

W. R. Davis, Jr.	Aye
Mark E. Hill	Aye
David M. Sparks	Aye
James H. Burrell	Aye
Stran L. Trout	Aye

The motion carried.

Board members commended Mr. Tacosa for his hard work in fine-tuning this and the many other building projects upon which he had been working.

IN RE: INTEGRATED PERMITTING SOFTWARE

Planning Manager Rodney Hathaway reviewed that in June, the County had issued a Request for Proposal (RFP) for integrated permitting software system for the Community Development and Building Departments. He reported that they were currently using the Bright system and some stand-alone programs, as well as tablets and spreadsheets in order to track projects and proffers.

He indicated that five proposals had been received, and staff had deemed the proposal submitted by the Timmons Group for \$105,000 to be the best value in terms of cost, function, maintenance and support services. County Attorney Jeff Summers corrected that to reflect that the Timmons Group was the lowest responsible and responsive bidder.

Mr. Hathaway reported that staff had contacted some of the bidder's references and had received only favorable responses from localities that had implemented the proposed software.

Mr. Hill inquired as to how many jurisdictions were using the system. Mr. Hathaway indicated that six references had been provided with the proposal: City of Urbandale, Iowa; Cities of Mountain View and Murrieta, California; Fort Smith, Arizona; Lilburn, Georgia; and Hudson, Ohio. He related that everyone he contacted spoke favorably as far as functionality, service and support, and that in most localities it was taking 8 – 12 months from the time the contract was signed to bring the system "live". He indicated that once the system was operational, the inspectors would be able to get their assignments and file their reports from the field, and that builders and homeowners would be able to track their applications on the website at any time.

Mr. Hill moved that the County Administrator be authorized to begin contract negotiations with the Timmons Group for an integrated permitting software system for use in the Community Development and Building Departments and to execute such contract if it was within the established budget for this project. The members were polled:

Mark E. Hill	Aye
David M. Sparks	Aye
James H. Burrell	Aye
W. R. Davis, Jr.	Aye
Stran L. Trout	Aye

The motion carried.

IN RE: ADMINISTRATION FEE FOR DMV STOPS ISSUED AS A RESULT OF
DELINQUENT PERSONAL PROPERTY TAXES

Treasurer Herbert Jones, Jr. requested the Board to adopt an administrative fee of \$20 to cover County staff time and effort when handling DMV setoffs. He explained that when a taxpayer was delinquent in paying personal property tax, Treasurers had the authority to file a "stop" with the Department of Motor Vehicles (DMV) which would result in the taxpayer being unable to obtain or renew their State vehicle tags until the taxes had been

paid. He reported that DMV charged New Kent a \$20 fee for this service and that he was requesting that the County charge a similar processing fee. He reported that the County fully funded the delinquent collections staff person in his office and that the revenue from this new fee would substantially cover that cost.

Mr. Jones explained that DMV stops were not normally placed until April and after all other methods, including additional billings and telephone calls, proved unsuccessful. He advised that he also agreed to payment plans for those that requested them. He indicated that the current collection rate was 97% on personal property tax; however, there were currently 1,500 delinquent personal property accounts, some of which were 5 years old. He confirmed that the \$20 fee would be in addition to the 10% penalty and interest due on delinquent accounts.

Mr. Davis expressed his reluctance to further penalize delinquent taxpayers. Mr. Jones pointed out that it was not fair to penalize the 97% of taxpayers who timely paid their taxes by having them subsidize the cost of delinquent collections.

Mr. Jones clarified that the DMV did not charge its \$20 fee until such time as the taxpayer paid off the delinquent taxes in order to have the DMV stop removed, and that the DMV fee was passed on to the delinquent taxpayer.

It was reported that several other counties charged a similar fee.

Mr. Jones advised that he would like for the fee to become effective as soon as possible.

There was consensus among the Board members to proceed to advertise and hold a public hearing at the next meeting.

IN RE: HARRISON REQUEST TO WITHDRAW PROPERTY FROM THE HARRISON AFD

Chairman Trout announced that the applicant had requested that consideration of Resolution R-43-07 be deferred to the September meeting.

IN RE: REFUSE COLLECTION AND RECYCLING

Before the Board for consideration was Ordinance O-03-07 amending Section 8 of the New Kent County Code to regulate refuse collection and recycling.

General Services Director Jim Tacosa reported that the proposed changes included clarification in the definitions and an addition prohibiting large trucks or tandem trailers from dumping at any of the County's refuse sites.

There was discussion regarding Section 58-5 and the duty of owners of private property to keep their property free from waste matter, and how this would be enforced with absentee owners. It was pointed out that this duty would apply to all property owners, but only owners of those parcels zoned residential, business, commercial or industrial would be covered under the last section regarding the cutting of vegetation.

The Board members expressed their concerns that the proposed language in Section 58-41 (7) would prohibit a homeowner from disposing of construction waste when the intent was to prohibit the disposal of commercial construction debris. Following discussion and a review of the definitions, it was suggested that the language in Section 58-41(7) be

amended to read *"No construction waste from commercial collectors shall be placed in collection boxes or at collection sites"*.

It was pointed out that bagged leaves would continue to be accepted at all of the refuse sites.

The Chairman opened the Public Hearing.

There being no one signed up to speak, the Public Hearing was closed.

Mr. Hill moved to adopt Ordinance O-03-07 with the following changes: Section 58-41(7) shall read: "No construction waste from commercial collectors shall be placed in collection boxes or at collection sites." The members were polled:

David M. Sparks	Aye
James H. Burrell	Aye
W. R. Davis, Jr.	Aye
Mark E. Hill	Aye
Stran L. Trout	Aye

The motion carried.

IN RE: RECYCLING

Mr. Burrell suggested that the County make a commitment to have a "green" or "cool" county and adopt a resolution in that regard. Mr. Trout related that a presentation on that topic had been made at the recent annual conference of the National Association of Counties (NACo), which was aimed at preventing global warming and protecting the environment. He suggested that the Planning Department be tasked with obtaining and forwarding material to the Board to review and consider.

Mr. Budesky advised that the departments and the schools were working on some initiatives, such as expanded recycling and energy savings, and would be glad to bring some suggestions and recommendations to the Board for its review. He agreed to gather information and develop a workable plan.

Mr. Burrell asked about the possibility of adopting an ordinance that would prohibit the disposal of corrugated cardboard into the compactors. He noted that recycling of corrugated cardboard was lucrative for the County.

Mr. Sparks indicated that he would not want another ordinance and that the same goal could be reached by better education and promotion of recycling. He noted that he felt that County residents were doing a good job recycling as the bins were always full.

Mr. Summers advised that he would research the subject and report back.

IN RE: 2008 LEGISLATIVE AGENDA

The Board was presented with a first draft of the County's proposed 2008 Legislative Agenda.

Mr. Sparks commented that it was too long for the Board to review "on the spot" and suggested that it be considered at a future meeting. Mr. Trout explained that although it was an item more appropriate for a work session, State legislators had suggested that County representatives meet with them on the County's Legislative Agenda prior to the State of the County address in September, and reminded that there was no August work session scheduled.

Mr. Budesky pointed out that only about 25% of the items in the 2008 Legislative Agenda were new, and the remainder was items from prior years.

Following discussion, it was agreed that the Board would review the proposals and be prepared to discuss them after the Board/Staff lunch meeting on August 17.

IN RE: ELECTED OFFICIALS' REPORTS

Mr. Burrell commented on the success of the recent Employee Appreciation picnic.

Mr. Hill asked the County Administrator if, in the future, when the Board had worked on an item at the work session and made suggestions for changes, that the changes in the document be noted in some manner in order to be more easily identified.

Mr. Hill commented about a letter the Board members received from a citizen, requesting assistance with some animal control issues. He suggested that the request be redirected to Animal Control to handle and if further action was required, that the Board should recognize that the animal population, especially horses, was growing and that residents might need some assistance.

Mr. Trout announced details of an upcoming event at the New Kent Airport, as well as the opportunity for residents aged 16 and older to take an EMT course at the Providence Forge Volunteer Rescue Squad.

IN RE: STAFF REPORTS

Mr. Budesky promoted the upcoming New Kent University, a community education opportunity consisting of an eight-week course beginning in September 2007.

He also commended the Financial Services department for its achievement in once more receiving the GFOA award for sound financial practices and management.

He spoke about the various projects in progress, including the Sheriff's Annex, Human Services Building, Vehicle Maintenance Facility, and indicated that next month the Board would be asked to award a contract for the renovation of the second floor of the courthouse. He noted that the General Services Department had been very busy coordinating these projects. He also pointed out that the Parks & Recreation Fall Program Guide had been distributed and offered a variety of programs.

He reported that he would soon be announcing the date of the Grand Opening of the Visitors Center. Mr. Trout expressed his appreciation for all of the work and effort expended on that project.

IN RE: DISTRICT APPOINTMENTS

There were none.

IN RE: NON-DISTRICT APPOINTMENTS

There were none.

IN RE: MEETING SCHEDULE

The Chairman announced that the next meeting of the Board of Supervisors would be held at 6:00 p.m. on September 10, 2007, in the Boardroom of the County Administration Building, New Kent, Virginia, and reminded that there would be no August work session. He announced that the Board would meet with Senior Staff on Friday, August 17, 2007, at 12 noon at Fire Station No. 1 for its semi-annual meeting.

IN RE: CLOSED SESSION

Mr. Sparks moved to go into Closed Session for discussion relating to real property pursuant to Section 2.2-3711A.3 of the Code of Virginia involving acquisition of real property for public purpose and for consultation with legal counsel pursuant to Section 2.2-3711A.7 of the Code of Virginia involving actual or probable litigation. The members were polled:

James H. Burrell	Aye
W. R. Davis, Jr.	Aye
Mark E. Hill	Aye
David M. Sparks	Aye
Stran L. Trout	Aye

The motion carried. The Board went into closed session.

Mr. Sparks moved to return to open session. The members were polled:

W. R. Davis, Jr.	Aye
Mark E. Hill	Aye
David M. Sparks	Aye
James H. Burrell	Aye
Stran L. Trout	Aye

The motion carried.

Mr. Davis made the following certification:

Whereas, the New Kent County Board of Supervisors has convened in a closed session on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

Whereas, Section 2.2-3712 of the Code of Virginia requires a certification by the Board that such closed session was conducted in conformity with Virginia law;

Now there be it resolved that the Board hereby certifies that to the best of each member's knowledge (i) only public business matters lawfully exempted from open session requirements by Virginia law were discussed in closed session to which this certification resolution applies and (ii) only such public business matters as were identified in the motion convening the closed session were heard, discussed or considered by the Board.

The Chairman inquired whether there was any member who believed that there was a departure from the motion. Hearing none, the members were polled on the certification:

Mark E. Hill	Aye
David M. Sparks	Aye
James H. Burrell	Aye
W. R. Davis, Jr.	Aye
Stran L. Trout	Aye

The motion carried.

IN RE: ADJOURNMENT

Mr. Hill moved to adjourn the meeting. The members were polled:

David M. Sparks	Aye
James H. Burrell	Aye
W. R. Davis, Jr.	Aye
Mark E. Hill	Aye
Stran L. Trout	Aye

The motion carried.

The meeting was adjourned at 9:17 p.m.