

Executive Session

AN EXECUTIVE SESSION OF THE BOARD OF SUPERVISORS OF NEW KENT COUNTY WAS HELD ON THE ELEVENTH DAY OF APRIL IN THE YEAR OF OUR LORD NINETEEN HUNDRED NINETY-FOUR IN THE BOARD ROOM OF THE COUNTY OFFICE BUILDING AT 6:30 P.M. WITH ALL MEMBERS PRESENT.

---

IN RE: EXECUTIVE SESSION

Mr. Burrell moved to go into Executive Session to discuss a personnel matter pursuant to § 2.1-344(a)(1) of the Code of Virginia and for consultation and briefings by legal counsel, consultants, or staff members pertaining to actual or probable litigation or other legal matters requiring the provision of legal advice by counsel pursuant to § 2.1-344(a)(7) of the Code of Virginia. (Potential Litigation)

Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Aye
E. David Ringley	Aye
James H. Burrell	Aye

Mr. Boroughs moved to go back into regular session.

Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Aye
E. David Ringley	Aye
James H. Burrell	Aye

Mr. Salmon certified that to the best of each member's knowledge (i) only public business matters lawfully exempted from open meeting requirements under Virginia law, and (ii) only such public business matters as were identified in the motion by which the executive meeting was convened were heard, discussed or considered in the executive meeting.

Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Aye
E. David Ringley	Aye
James H. Burrell	Aye

---

Regular Meeting

THE REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEW KENT WAS HELD ON THE ELEVENTH DAY OF APRIL IN THE YEAR OF OUR LORD NINETEEN HUNDRED NINETY-FOUR IN THE BOARD ROOM OF THE COUNTY OFFICE BUILDING. THE INVOCATION WAS GIVEN BY MR. BRADBY. ALL MEMBERS WERE PRESENT.

---

IN RE: TREASURER'S REPORT

Following Ms. Burrell's presentation of her report, Mr. Bradby moved to approve the Treasurer's report for the month of March 1994 and to authorize the Treasurer to continue to invest County funds in the highest yielding legal investment, subject to audit.

Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Aye
E. David Ringley	Aye
James H. Burrell	Aye

---

IN RE:           MINUTES

Mr. Bradby moved to approve the minutes for meetings held on March 14, 1994.

Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Aye
E. David Ringley	Aye
James H. Burrell	Aye

---

IN RE:           FINANCE REPORT

Ms. Christian gave her finance report. Mr. Bradby and Mr. Ringley questioned a couple of payments as shown on the register of expenditures. Mr. Bradby said that he needed to receive the package at least a week before the Board meeting. He requested that an amendment to the bylaws be scheduled for the May meeting; the amendment would be to reflect earlier delivery of the agenda and package to Board members. Following this discussion, Mr. Salmon moved to approve the expenditures for the month of March totaling \$377,851.64 as presented in the monthly expenditures report.

Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Aye
E. David Ringley	Nay
James H. Burrell	Aye

---

IN RE:           ELECTED OFFICIALS REPORTS

Sheriff Howard introduced the dispatchers for his department and recognized them for their achievements. Diplomas were presented for recently completed courses.

Mr. Salmon brought up a matter of Greenhorne & O'Mara's request, directed to the School Board, for school population statistics. Also, Mr. Ringley mentioned his opinion that the School Board had passed their budget but had not provided the information to Supervisors.

Lastly, Mr. Salmon asked Board members to forward their comments and suggestions to the Airport Advisory Commission in order that they can get on with their study; he suggested that the Board members refer to the memo from Bob Sulcer dated March 18 and get together to form a response.

---

IN RE:           RESIDENT ENGINEER'S REPORT

Mr. Riley reported that the Preallocation Hearing had been held for the Six-Year Plan. He felt that, with Mr. Hart's presentation, there would be no problem getting the funds for the safety project at the intersection of Rts. 249 and 60. He reported that VDOT had started some renovations in the I-64 Rest Area last week. Further, he said that bad weather prevented completion of the project on Rt. 665, and that the work will be rescheduled. A preliminary field inspection on Rt. 604 will be made on Monday, April 18.

Mr. Ringley complimented Mr. Riley and staff for their promptness in replacing stop signs that have been knocked down or vandalized. Mr. Salmon asked if engineers have looked at the intersection at the New Kent Elementary School. Mr. Riley said that improvement of the intersection would be an item for the Six-Year Plan. Mr. Hart said that the matter has been referred to Transportation Safety Commission. Mr. Bradby asked about getting the Chestnut Hill Road into the State system. Mr. Riley listed the preliminary requirements; Mr. Hart expanded on the procedures involved, and also said that the residents have the option of participating in Revenue Sharing.

---

IN RE: PUBLIC HEARING, WATER AND SEWER AUTHORITY, R-9-94

Mr. Dan Siegel reviewed information concerning development of a water and sewer authority for New Kent County. Chairman Burrell opened the public hearing.

No comments were received; the chairman closed the hearing.

Mr. Bradby said he was not ready to adopt the resolution and preferred to wait until after the efficiency study has been done. Mr. Salmon suggested waiting until after the budget process. Mr. Ringley expressed his feelings that the authority should have more citizens in addition to the Board members to serve. Mr. Boroughs said he would vote against it. Mr. Burrell thought it wise to table for awhile.

Mr. Bradby moved to table the matter to a later date.

Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Aye
E. David Ringley	Aye
James H. Burrell	Aye

---

IN RE: RESOLUTION R-10-94, NATIONAL VOLUNTEER WEEK

Mr. Boroughs moved to adopt Resolution R-10-94, and thanked all volunteers and those who give of their time for the community.

Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Aye
E. David Ringley	Aye
James H. Burrell	Aye

---

FOR RESOLUTION R-10-94 AS ADOPTED, SEE BOARD OF SUPERVISORS ORDER BOOK APPENDIX 5 AT PAGES 267-268.

---

IN RE: RESOLUTION R-11-94, PUBLIC SERVICE RECOGNITION WEEK

Mr. Bradby moved to adopt Resolution R-11-94 as presented. Mr. Boroughs commended them for their jobs and service well done.

Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Aye
E. David Ringley	Aye
James H. Burrell	Aye

---

FOR RESOLUTION R-11-94 AS ADOPTED, SEE BOARD OF SUPERVISORS ORDER BOOK APPENDIX 5 AT PAGE 269.

---

IN RE:                   OUTDOOR GATHERING PERMIT, D.A.R.E. PROGRAM

Mr. Ringley moved to approve the New Kent County High School D.A.R.E. Program Outdoor Gathering Permit Application and to waive the \$150.00 permit fee, the approval being contingent upon the D.A.R.E. Group following the outline as submitted with the application.

Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Aye
E. David Ringley	Aye
James H. Burrell	Aye

---

IN RE:                   ORDINANCE O-03-94, PROPOSED AMENDMENT OF SEC. 12-27

Mr. Bradby moved to set Ordinance O-03-94, as proposed, for public hearing on May 9, 1994.

Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Aye
E. David Ringley	Aye
James H. Burrell	Aye

---

IN RE:                   REZONING APPLICATION C-5-93

Mr. Bradby moved to approve Rezoning Application C-5-93, E. V. Marston, Jr., to downzone the 40-acre portion of Tax Map and Parcel Number 30-6 that is currently Industrial, M-1 to Agricultural, A-1; this motion is based upon compliance of the request with the County's adopted Comprehensive Plan and Environmental constraints existing on the property.

Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Aye
E. David Ringley	Aye
James H. Burrell	Aye

---

IN RE:                   MANNED REFUSE FACILITIES DESIGN

Mr. Gallaher, having a proposed design for the manned refuse sites for Board members to share, reviewed the plans with the Supervisors and fielded their questions. Whether the recycling bins should be inside or outside the fenced area prompted discussion, because trash dumped in the recycling bins will cause problems. Mr. Gallaher said the County must advertise extensively so that citizens will know the hours of operation. Mr. Ringley asked about surveillance cameras to monitor the sites, which might deter out-of-county residents from using New Kent's dumpsters. Mr. Boroughs suggested that the Board needs to discuss and set the hours of operation. The first sites to be constructed will be at the jail and the landfill.

---

IN RE:           ACCEPTANCE OF FINANCIAL REPORT

The Finance Committee had reviewed the audit with the auditor and the Board had received for their review and approval a copy of the report prepared by the auditing firm Robinson, Farmer, Cox Associates for the year ended June 30, 1993. Mr. Bradby expressed the thought that the Board needs to write a formal Equal Opportunity Employment policy. He also questioned water bill write-offs and school board accounting. Mr. Salmon moved to authorize the advertisement of the Treasurer's Accountability as required by law.

Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Aye
E. David Ringley	Aye
James H. Burrell	Aye

---

IN RE:           RESOLUTION R-08-94, JUVENILE DETENTION CENTER

Mr. Boroughs moved to adopt Resolution R-08-94 as presented. Following this motion, the Board engaged in general discussion of juvenile detention, with Mr. Hart explaining that adoption of the resolution indicates intention to participate in the regional project, and must be done in order to qualify for reimbursement of any funds.

Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Aye
E. David Ringley	Aye
James H. Burrell	Aye

---

FOR RESOLUTION R-08-94 AS ADOPTED, SEE BOARD OF SUPERVISORS ORDER BOOK APPENDIX 5 AT PAGES 270-271.

---

IN RE:           GOAL SETTING RETREAT FOR SUPERVISORS

Ms. Sylvia Hathaway, Extension Unit Director, detailed a Strategic Planning Retreat outline which can be facilitated by Dr. Lacy of VPI & SU if the Board should so desire. Following extensive discussion, Mr. Salmon moved that the Board approve Ms. Hathaway's contacting the facilitator to get on his schedule, subject to approval of dates. Mr. Ringley made a friendly amendment that it be after the budget is finalized for New Kent County.

Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
Michael D. Salmon	Aye
E. David Ringley	Aye

James H. Burrell            Aye

---

IN RE:            REFUNDS

In response to requests received from the Commissioner of Revenue and the Director of Public Safety, Mr. Bradby moved to refund \$192.50 to Alfred D. Tripp for personal property taxes on a boat; \$35.15 to David J. Mayer for erroneous assessment of personal property tax on a trailer; \$175.00 to J. A. Hubbard for double assessment on an automobile; and \$560.30 to David Adoff for building permit fees.

Marvin D. Bradby            Aye  
Robert A. Boroughs            Aye  
Michael D. Salmon            Aye  
E. David Ringley            Aye  
James H. Burrell            Aye

---

IN RE:            BUDGET WORK SESSIONS SCHEDULED AND OTHER MEETINGS

Work Sessions on the Budget were set for April 25 and May 2, to begin at 4 p.m. each of those days. Interviews with Efficiency Study bidders, previously set for April 11 and cancelled, were rescheduled for Wednesday, May 4 at 6 p.m.

The next meeting of the Board of Supervisors will be held on May 9, 1994 at 7 p.m.

---

IN RE:            ADJOURNMENT

Mr. Boroughs moved to adjourn the meeting.

Marvin D. Bradby            Aye  
Robert A. Boroughs            Aye  
Michael D. Salmon            Aye  
E. David Ringley            Aye  
James H. Burrell            Aye

---

H. Garrett Hart, III  
County Administrator

---

James H. Burrell  
Chairman