

A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEW KENT WAS HELD ON THE NINTH DAY OF MAY IN THE YEAR OF OUR LORD NINETEEN HUNDRED NINETY-FOUR IN THE BOARD ROOM OF THE COUNTY OFFICE BUILDING. THE CHAIRMAN CALLED THE MEETING TO ORDER WITH ALL MEMBERS PRESENT. FOLLOWING THE INVOCATION BY THE REVEREND FLOYD JEFFERSON, THE PLEDGE OF ALLEGIANCE WAS MADE.

IN RE: MINUTES

Mr. Bradby moved to approve the minutes of the meetings held on April 11 and April 25 as presented.

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

IN RE: ELECTED OFFICIALS REPORTS

Mr. Salmon brought to the Board's attention a letter received from the Department of Historic Resources concerning the old courthouse being put on the National Register. Mr. Hart said it will be referred to the Historic Commission for their recommendation back to the Board of Supervisors.

Mr. Salmon also read a paragraph of a letter from the County Attorney about proposed changes to the bylaws of the Airport Advisory Commission. Chairman Burrell instructed the Board to study the bylaws and be prepared to act at an upcoming Board session.

Mr. Ringley brought up the subject of elected school board members and asked that it be put on an upcoming agenda. Mr. Morgan said that the law becomes effective July 1, 1994 and suggested the subject be on the July agenda.

Board members reported that everything went well at the opening ceremony for Camp 16 as a boot camp.

IN RE: STAFF REPORTS

Mr. Morgan, County Attorney, reported that interviews had been conducted with the firms which propose to do the efficiency study. Mr. Boroughs had asked for additional information.

In his second item, Mr. Morgan reported that the petitions with signatures for the racetrack referendum had been turned in and the registrar had informed him that enough signatures had been collected to get the item on the ballot. He will receive the judge's order very soon for an election to be held on July 19, 1994.

IN RE: EMERGENCY ORDINANCE O-4-94

Under his final staff report, Mr. Morgan said that Chief Harold Seitz had brought a proposed ordinance to him for the Board's consideration. Mr. Boroughs moved to adopt Ordinance O-4-94 as presented. Mr. Morgan explained that the ordinance is necessary in order to allow for persons between 14 and 18 years of age to be State-trained as firefighters, not to fight fires, but to be trained in other areas. The Board entered into a great deal of discussion on this item as to insurance and liability, etc., but Mr. Morgan said the ordinance was necessary because of child labor laws. The ordinance passed as emergency legislation due to the training scheduled for May 21.

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

IN RE: RESIDENT ENGINEER'S REPORT

Mr. Riley reported that the bridge project on Route 60 at the James City line would be completed and opened by the middle of June. Work on Route 611 is expected to begin in September but will not be completed until early next year. Mowing has begun on Route 60 and Route 33. He said that they have looked at four private roads with the idea of whether they would be candidates for acceptance into the State System--Ellyson Road, Thompson Road 613, a portion of Lockwood Road in Sherwood Estates, and Chestnut Hills off Route 249. Mr. Boroughs requested that the engineer look at the area of Timberlake's driveway on Route 273 because the recent excessive rains caused dangerously high water on the road. Mr. Salmon asked Mr. Riley to study the problem of a turning lane and deceleration lane at the day care center located on Route 249.

Mr. Burrell congratulated Mr. Riley and his staff on how well Interstate 64 looks in New Kent County.

IN RE: RESOLUTION R-12-94, RECOGNITION OF MISS JAQUELIN POMEROY

Mr. Bradby moved to adopt Resolution R-12-94 in recognition of Miss Jaquelin Pomeroy for her many years of service at the Heritage Library.

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

A framed copy of the resolution was read and then presented to Miss Pomeroy.

FOR RESOLUTION R-12-94 AS ADOPTED, SEE BOARD OF SUPERVISORS ORDER BOOK APPENDIX FIVE AT PAGE 272.

IN RE: CRAWFORD TRACT

Mr. Ron Jenkins, Supervisor of the New Kent Forestry Center, introduced Mr. Jim Cook, Deputy State Forester from Charlottesville. Mr. Cook presented his plan for the Crawford Tract to be developed into an educational, research, and passive recreational facility. The Crawford Tract is the land left by Ms. Bessie Bowcock to the State in order to establish a bird and game sanctuary and nature trail. Mr. Ringley made a motion to endorse the proposal for the Crawford Tract as presented by Mr. Cook.

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

IN RE: PROPOSED CHANGES TO THE BYLAWS

Mr. Morgan presented the proposed changes relating to Sec. III-A and IV-C concerning preparation of the Board's regular agenda each month and the change of starting time of the regular meetings. Mr. Bradby moved to approve the suggested changes to the Bylaws and to readopt the Bylaws as amended.

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

IN RE: DRAFT SUBDIVISION ORDINANCE

Mr. Emerson related the history of the ordinance as proposed by the Planning Commission. He then called upon Mr. Stran Trout, Chairman of the Planning Commission, who explained some of the changes that had been included. Mr. Ringley moved to table until the Board has time to discuss further and reconsider at the regular meeting to be held on June 13. The Board members agreed to have this subject included on the agenda for June.

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

Mr. Boroughs moved to set the time and date for 5:30 p.m. on June 13 prior to the regular meeting to discuss the Draft Subdivision Ordinance. Mr. Ringley requested information concerning the cost of building a State-maintained road.

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

IN RE: PUBLIC HEARING, ORDINANCE O-03-94, AMENDMENT SEC. 12-27

The purpose of the public hearing was to receive comment on the proposed amendment of Sec. 12-27 of the New Kent County Code to include public urination and defecation as a misdemeanor. Mr. Morgan, County Attorney, explained that the ordinance amendment was proposed in response to a request from the Sheriff's Department. The Chairman opened the public hearing. No comments were received, and the public hearing was closed. Mr. Boroughs moved to adopt Ordinance O-03-94 as proposed.

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

IN RE: COMPREHENSIVE PLAN AMENDMENT, ROUTE 33 CORRIDOR

Mr. Emerson and representatives of Greenhorne & O'Mara were on hand to discuss the proposed amendment to the Comprehensive Plan as it relates to the Route 33 Corridor. Following minimal discussion, Mr. Ringley moved to adopt the Route 33 Comprehensive Plan Amendment as presented.

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

IN RE: APPROPRIATIONS

In response to a request from the Electoral Board, Mr. Bradby moved to approve the reappropriation of \$3,500.00 to Line Item 13020-8002, Furniture and Fixtures.

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

IN RE: REFUNDS

Mr. Bradby moved to approve a refund of \$280.00 to Raymond L. & Laura Cole for erroneous overpayment of 1993 personal property taxes; \$178.00 to Alfred L. Cook for double assessment on a truck; \$91.00 to Frederick M. Bennett, who paid in James City and New Kent Counties; \$66.50 to Mary I. Palecki for erroneous assessment of 1993 personal property tax; \$38.50 to Thomas Blair for erroneous assessment of 1993 personal property tax; and \$114.55 to Otis K. Isgett for erroneous payment of 1992 personal property tax on a mobile home.

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

IN RE: MEETING SCHEDULE

The chairman announced that the next regular meeting of the Board of Supervisors will be held on Monday, June 13, 1994 at 7 p.m. and the Planning Commission will meet on Monday, May 16, 1994 at 7:30 p.m. Budget Work Sessions will be held on May 18 and May 23 at 7:30 p.m. and tentative public hearing date on May 31 at 7 p.m. A public hearing will be held by the SCC on May 17 to receive comments on the extended 843 calling area.

IN RE: CITIZENS COMMENT PERIOD

The Reverend Milton Hathaway offered comments on the tax survey sent to citizens of the County and urged the Board not to move hastily toward dual assessment.

Mr. Edward Pollard spoke against the dual collection.

Mr. Ringley suggested that the Board consider payment of personal property tax at the same time as license decals are sold.

IN RE: ADJOURNMENT

Mr. Bradby 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