

A WORK SESSION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEW KENT WAS HELD ON THE TWENTY-THIRD DAY OF AUGUST IN THE YEAR OF OUR LORD NINETEEN HUNDRED NINETY-FOUR IN THE BOARD ROOM OF THE COUNTY OFFICE BUILDING BEGINNING AT 9:00 A.M. ALL MEMBERS WERE PRESENT FOR THE MEETING.

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Mr. Ringley asked permission of the Board to be excused for an important telephone call, permission was granted.

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IN RE:                    PROPOSED TWICE A YEAR TAX COLLECTION

Mr. Boroughs asked to deviate from the Agenda to address the Twice Annual Tax Collection. Mr. Boroughs requested that the Board not seek twice a year tax collection and that the County Administrator look into financing the other projects coming up, i.e. fire truck. Mr. Boroughs also asked to have the envelopes opened that were received after the due date. Mr. Ringley, District 2, requested the minutes to show that he will be voting with his District, (203 Yes - 168 No) in favor of the Twice a Year Tax Collection. Mr. Burrell made public the voting count.

|            | Yes | No    |
|------------|-----|-------|
| District 1 | 146 | 237   |
| District 2 | 203 | 170   |
| District 3 | 97  | 233   |
| District 4 | 142 | 279   |
| District 5 | 139 | 243   |
| Total      | 727 | 1,160 |

Totals for Personal Property - 746 Yes and 1,164 No

Mr. Boroughs moved that the Board not consider a Twice a Year Tax Collection and to cancel the Public Hearing for next month.

|                    |     |
|--------------------|-----|
| Marvin D. Bradby   | Aye |
| Robert A. Boroughs | Aye |
| Michael D. Salmon  | Aye |
| E. David Ringley   | No  |
| James H. Burrell   | Aye |

Mr. Boroughs made a stipulation that if the citizens came out in force and asked to have this put back on the Agenda he would be in favor of that request.

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Mr. Boroughs made a statement to the Board in reference to some of the criticism that the Board has been receiving. A lot of good has been overlooked of what has been done in the past and that the bad has been emphasized. Some of the good is that we lead the State of Virginia in pari-mutuel betting, whether you were for it or against it; Mr. Hart negotiated a contract with Henrico County that brought \$12 million into

the County. Mr. Emerson is working on a project that could bring in \$30,000. Mr. Boroughs encourages the Board to put unity back together.

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IN RE:            PROPOSED MOTION

Mr. Boroughs moved to appoint R. J. Emerson, Jr. to the position of Acting County Administrator.

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

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IN RE:            EXECUTIVE SESSION

Mr. Bradby moved to go into Executive Session 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. (Contractual Matters) Mr. Bradby also accepted Mr. Salmon's amendment to add personnel matters pursuant to § 2.1-344(a)(1) of the Code of Virginia.

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

Mr. Bradby 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 requirement by Virginia law were discussed in executive meeting to which this certification resolution applies and (ii) only such public business matters as were identified in the motion convening the executive meeting were heard, discussed or considered by the Board.

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

Mr. Burrell spoke of the Board's discussion on Contractual Matters and a possible revision to the agreement we have with the Henrico jail. Also discussed was Central Virginia Waste Management Authority's contract with Chambers for trash removal and looking at an interim contract until we can get a permanent site in operation. The permanent site will save the County a substantial amount of money.

Mr. Ringley moved that the Board accept the resignation of the County Attorney, Patrick Morgan, effective August 31, 1994. Motion carried as follows:

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

Mr. Bradby moved to have a five minute recess.

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

Mr. Bradby moved to reconvene.

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

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IN RE: REASSESSMENT

Mr. Ringley asked to change the order of the Agenda to hear the Reassessment before the Renovation. All agreed.

Mr. Yeatts asked to speak to the Board in Executive Session in relation to comments on his preference on who will do the reassessment. The Board asked that he wait until after Mr. Emerson gives his presentation to the Board.

Mr. Emerson spoke about the Reassessment Bid on Real Property received on December 27, 1993. Since that time, the evaluation team composed of Mr. Yeatts, Mr. Hart and Mr. Emerson met with both companies and evaluated their proposals and interviewed firms. Because of the lapse of time since they submitted the bids. Blue Ridge has advised they will raise by \$7500 as of August 31. Therefore, we need to make a decision today, if possible, on who will be given this contract. Mr. Stanger investigated the differences in the software of both companies and found that they are very compatible; however with Mr. Wingate's system we would have to purchase two personal computers for use in the Commissioner's Office. Mr. Emerson explained the differences with working with the AS/400 system and the need to add equipment with Mr. Wingate's system. Blue Ridge's bid is \$100,500 and Wingate's is \$137,625. Blue Ridge would provide a secretary as part of their bid.

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IN RE: EXECUTIVE SESSION

Mr. Ringley moved to go into executive session 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. (Contractual Matters)

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

Mr. Bradby moved to go back to 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, were discussed in Executive Session to which this certification resolution applies 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 |

Mr. Bradby moved to accept Wingate Appraisal Service bid for the Reassessment.

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

Mr. Bradby moved that Mr. Emerson enter into an agreement with Chambers Waste Systems of Virginia, Inc. on the manned sites for the next year.

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

Mr. Boroughs moved to give the authority to Mr. Emerson and Mr. Gallaher to construct a transfer site at the New Kent Airport.

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

James H. Burrell            Aye

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IN RE:                    RENOVATION PROJECT

Ms. Marlene Shade of Greenhorne & O'Mara made a presentation to the Board with charts showing the floor space that would be gained with the renovation. She also requested that the Board walk through the building to see the condition and the damage that has been done by the leaking roof.

The Board set up an appointment with Ms. Shade to walk through the Old Courthouse Building for August 29, 1994 at 6:30 P.M.

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IN RE:                    ADJOURNMENT

The next meeting of the Board of Supervisors will be the regular meeting on September 12, 1994 beginning at 7:00 P.M. Mr. Ringley moved to adjourn.

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

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R. J. Emerson, Jr.  
Acting County Administrator

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James H. Burrell  
Chairman