

A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEW KENT WAS HELD ON THE EIGHTH DAY OF JUNE IN THE YEAR OF OUR LORD NINETEEN HUNDRED NINETY-TWO IN THE BOARD ROOM OF THE COUNTY OFFICE BUILDING WITH ALL MEMBERS PRESENT. FOLLOWING THE CALL TO ORDER, SUPERVISOR SALMON GAVE THE INVOCATION.

IN RE: MINUTES

Minutes of the meetings held on May 5, May 7 and May 12 were approved by motion of Mr. Salmon. Motion passed.

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

IN RE: FINANCE REPORT

Ms. Alease Christian, Finance Coordinator, gave her monthly report. Mr. Bradby moved to approve the expenditures for the month of April 1992 totaling \$494,430.15 as presented.

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

IN RE: TREASURER'S REPORT

Ms. Betty Burrell, Treasurer, presented her report for April. Mr. Ringley moved to approve the Treasurer's report for the month of April and to authorize the Treasurer to continue to invest County funds in the highest yielding legal investment, subject to audit.

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

IN RE: ELECTED OFFICIALS REPORTS

Mr. Burrell announced that a letter had been sent to the Mayor of Richmond expressing the County's desire to be included in the MPO. Mr. Salmon said that Mr. John Kidd of RRPDC had suggested that letters be sent to officials of member counties soliciting their support for New Kent's inclusion in the organization. Mr. Hart said that the letter was prepared for sending.

IN RE: STAFF REPORTS

Mr. Hart had several reports. (1) Concerning Mr. Ringley's suggestion for an Airport Advisory Commission, he recommended that each Board member be prepared to give two names of

nominees at the June 22 meeting in order to start the commission. The item will be on the agenda for that meeting. (2) Mr. Hart read a letter from Jack King, School Board Chairman, requesting an appropriation of the \$124,000 in revenue received by the School Board from the State; and (3) announced that a joint meeting of School Board and Supervisors would be held on June 24 at 6:30 p.m. Mr. Bradby moved to appropriate the additional funds but withdrew his motion when the Board members concurred that a discussion on use of the money should take place at the joint meeting. (4) Mr. Hart concluded his reports with an update on the water situation at Five Lakes. He read from a letter to be sent on June 9 to all water customers in the subdivision, saying that the new Well No. 3 was brought into service on June 5 and provides an ample water source.

IN RE: RESIDENT ENGINEER'S REPORT

Mr. Tom Hawthorne, Resident Engineer, reported that at the May Transportation Board meeting the Board approved a tentative budget for next year including two projects that will affect New Kent County. One is the overlay and strengthening of Route 106 between the New Kent County line and just north of Route 60. An amount of \$485,000 was allocated to the project. The other project involves a future widening of Interstate 64 through the County. Preliminary engineering funds have been authorized to start the plan for the widening from Airport Drive to the James City County line. Meanwhile, an overlay project this summer will help to strengthen the Interstate highway between Route 155 west to Route 249 in order to extend the life of the pavement until the widening. Work will take place at nighttime during the summer months. Mr. Hawthorne also announced that they will be accepting bids within the week on the last project on Route 627. Mr. Ringley thanked Mr. Hawthorne and the VDOT for the flowers along the highway, and Mr. Hawthorne explained that the wildflower project was started in an effort to eliminate some of the mowing areas.

IN RE: PUBLIC HEARING, PROPOSED SECONDARY BUDGET FOR FY 1992-93

Mr. Hawthorne discussed the proposed secondary budget for fiscal year 1992-93. The total allocation for New Kent County shows \$584,410.00, approximately a \$40,000.00 increase over last year.

Mr. Burrell opened the public hearing.

Mr. Julian Lipscomb asked if VDOT replaces collapsed pipes at driveway entrances. Mr. Hawthorne said that the unwritten policy and purpose of the program is to encourage homeowners to get the department to install the pipe correctly; the property owner buys the pipe and the department installs, which cost is covered by Item 1-B in the proposed budget.

Ms. Lillian Brown asked about Route 651 by Angel View Church. Mr. Boroughs answered that it is on the Six-Year Plan. In answer to another question of Ms. Brown, Mr. Hawthorne answered that about \$10,000 has been transferred from completed project funds and will used to begin work on Angel View Lane about a year earlier.

Ms. Alease Christian questioned the delay on the current project for Route 627 and how would it affect the final phase project. Mr. Hawthorne stated that the current project contractor is experiencing financial difficulty and that it is possible that both projects could be under construction at the same time once the contractor for the final phase is selected.

Mr. Albert Craddock reported that there is a problem on Route 665 with a washed out place and asked that something be done about such a dangerous situation. Mr. Hawthorne said that if adjacent property owners are willing to donate rights-of-way, they may be able to help some.

Mr. Burrell closed the public hearing. Following discussion by the Board members, Mr. Boroughs moved to adopt Resolution R-22-92 and motion passed.

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

FOR RESOLUTION R-22-92 AS ADOPTED, SEE BOARD OF SUPERVISORS ORDER BOOK APPENDIX FIVE AT PAGE 78.

IN RE: PUBLIC HEARING, ORDINANCES O-02-92, O-03-92 and O-04-92

Mr. Patrick J. Morgan, County Attorney, explained that the purpose of the ordinances is to update the County Tax Code. The three ordinances were proposed to amend §§ 14-101, 14-102, and 14-103(D)(4).

The public hearing was opened by the chairman.

Mr. Edward Pollard asked that the ordinances be read. Mr. Morgan explained the changes in each ordinance rather than reading the lengthy ordinances.

Ms. Thelma Wilson asked about the change from \$7,500 to \$4,000 gross receipts. Mr. Morgan said this change is limited to direct sales where any other business would have to get a license no matter what the gross receipts would be.

Mr. Albert Craddock asked about travel trailer parks. Mr. Yeatts, Commissioner of Revenue, clarified that campgrounds would have to get business licenses and that mobile home parks would not have to pay gross business license because they are looked upon as real estate. These changes to New Kent County Code will bring the taxation code into conformity with the State Code. Public hearing was closed and discussion by the Board followed. Mr. Morgan recommended that the ordinances become effective July 1, 1992, the beginning of the fiscal year. Mr. Ringley moved to adopt Ordinances O-02-92, O-03-92, and O-04-92 as presented, to become effective on July 1, 1992.

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

FOR ORDINANCES O-02-92, O-03-92, AND O-04-92 AS ADOPTED, SEE BOARD OF SUPERVISORS ORDER BOOK APPENDIX FIVE AT PAGES 79-82.

IN RE: BINGO PERMIT

Mr. Boroughs moved to approve the application for Bingo Permit requested by New Kent Volunteer Fire Department Co. #2 Auxiliary for August 22, 1992.

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

IN RE: COMPREHENSIVE PLAN

The Board was requested to set dates for meetings to allow for public input on the Comprehensive Plan. Mr. Emerson, Director of Planning, said that Staff recommended the informal meetings be held on Fourth Mondays with Board of Supervisors, Planning Commission and Staff, beginning the second regular meeting in July. Board members concurred.

IN RE: AGRICULTURAL AND FORESTAL DISTRICTS

Mr. Emerson said that Staff recommended that the following renewals and new applications be referred to the Planning Commission: Pamunkey Farms, Springfield-Natts, Pamunkey River Valley Section II, Pamunkey River Valley Section III, Hampstead-Northbury-Shimokins, Old Dispatch, Cardine, Extension of Pamunkey River, York River, and Ashland Farm AFDs. Mr. Boroughs so moved.

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

IN RE: PROPOSED WATER CONTRACT WITH CITY OF NEWPORT NEWS

Mr. H. Garrett Hart, III, County Administrator, went over some of the points of the contract in detail and explained how they had developed. Much of the information was projected with overhead transparencies for ease of reading. He suggested that the Board review the contract document and have a work session on June 11 at 7 p.m. with consultants and engineers on hand for discussion. To this the Board agreed.

IN RE: AUDITING SERVICES

Mr. Morgan reported that the selection committee had interviewed four firms and had rated Robinson, Farmer, Cox Associates first in the negotiation process. Mr. Boroughs moved to accept the report from the Finance Committee and to authorize the County Administrator and County Attorney to negotiate a contract with an auditor.

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

James H. Burrell Aye

IN RE: AMENDMENT OF RESTRICTIVE COVENANTS AT THE AIRPORT
INDUSTRIAL PARK

A proposed change to Item #7 of the Restrictive Covenants was amended to read as follows:
In the event that access to the airport is provided, each property owner that makes use of the New Kent Airport runway will periodically be assessed a fee to support corporate apron maintenance. The fee shall be directly related to the need for maintenance and repair caused by wear and tear to the corporate apron caused by aircraft with access to the runway from the industrial park. However, it is understood that the county will not be obligated to construct such an apron.

Mr. Salmon moved to approve Item #7 as amended.

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

IN RE: APPROPRIATION, ELECTORAL BOARD

The Board had received a request from the Electoral Board for appropriation of additional funds to cover the cost of the June Primary. Mr. Boroughs moved to adopt Resolution R-23-92 as presented.

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

FOR RESOLUTION R-23-92 AS ADOPTED, SEE BOARD OF SUPERVISORS ORDER BOOK APPENDIX FIVE AT PAGE 83.

IN RE: APPROPRIATION, PRISONER HOUSING

Sheriff F. W. Howard, Jr., Sheriff, presented his request for additional funds for the housing of prisoners. Costs for the purchase of jail space is averaging approximately \$20,000.00 per month. Mr. Boroughs moved to appropriate \$40,000.00 to Line Item 2109-3009, Jail Purchase Space, for the Sheriff's Department.

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

IN RE: OWNER-OCCUPIED BUSINESS RESIDENCE

The Board was requested by one of its members to consider the issue of allowing business owners to occupy some part of their business unit as a residence. Mr. Emerson said that currently subdivision and zoning ordinances are being reviewed for update and this matter will be included in that review. A motion to refer the issue of owner-occupied business residences to the Planning Commission for consideration was made by Mr. Bradby. Motion passed.

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

IN RE: REFUNDS

It was requested by the Commissioner of Revenue that refunds be given to the following persons: To William E. & Linda C. Peters, \$133.00 for a boat that was registered, and personal property taxes were paid, in Pittsylvania County; To William J. Clarke, \$17.50, for a double assessment paid by him; and to Dawn M. Schultz, \$24.50, for 1992 personal property taxes paid to both New Kent and Chesterfield Counties. Mr. Ringley made a motion to approve a refund of \$133.00 to William E. and Linda C. Peters, \$17.50 to William J. Clarke, and \$24.50 to Dawn Schultz Aliff. Motion passed.

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

IN RE: MEETING SCHEDULE

It was decided to hold the next regular meeting of the Board of Supervisors on June 23 rather than June 22, and to advertise the change of date in both the Tidewater Review and Chickahominy Journal. The Board will also meet on Thursday, June 11, for a work session.

IN RE: ADJOURNMENT

Mr. Boroughs moved to adjourn the meeting.

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

H. Garrett Hart, III
County Administrator

James H. Burrell
Chairman