

A MEETING OF THE BOARD OF SUPERVISORS OF NEW KENT COUNTY WAS HELD ON THE TWENTY-THIRD DAY OF JUNE IN THE YEAR OF OUR LORD NINETEEN HUNDRED NINETY-TWO IN THE BOARD ROOM OF THE COUNTY OFFICE BUILDING. THE CHAIRMAN CALLED THE MEETING TO ORDER WITH ALL MEMBERS PRESENT. THE REVEREND FLOYD JEFFERSON GAVE THE INVOCATION.

IN RE: MINUTES

Mr. Ringley made a correction to the minutes for June 8 and moved to approve the minutes for June 8 as corrected and for June 11.

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 presented her report for the month ending May 31, 1992. Mr. Ringley moved to approve the expenditures for the month of May 1992 totaling \$611,193.18 as presented in the monthly expenditures report.

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

Mr. Betty J. Burrell, Treasurer, gave her report for the month of May 1992. Mr. Salmon moved to approve the Treasurer's report for the month of May 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 REPORT

Mr. Bradby reported that he and the chairman went to the Henrico Mental Health board meeting. He mentioned that a meeting will be arranged whereby the director can inform the Supervisors of the activities of the Mental Health Services.

Mr. Burrell reported that he had attended the meeting of the Central Virginia Waste Management Authority. He said that the director would like to discuss curbside recycling with the Supervisors if a meeting can be arranged.

Mr. Salmon said that he had received communication from a member of the Litter Committee telling of the success of a Recycling Day event.

IN RE: RAPPAHANNOCK COMMUNITY COLLEGE

Dr. John Upton, President, spoke very briefly concerning the status and needs of Rappahannock Community College. He shared statistics on budget resources, programs, faculty-student count, etc., and also touched upon future plans.

IN RE: APPOINTMENTS TO AIRPORT ADVISORY COMMISSION

Mr. Ringley nominated Mr. Charles Gillett to represent District 2; Mr. Burrell nominated Mr. Larry Smith and Ms. Louise Dixon to represent District 3; Mr. Bradby nominated Ms. Diana Abbs and Mr. Lonzo Cornett to represent District 4; and Mr. Boroughs nominated Mr. Burrell Pollard, Jr. to represent District 5. Mr. Bradby moved to accept these individuals as representatives to the Airport Advisory Commission.

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

Mr. Ringley suggested that the Board needs to come up with the expectations and definite purpose for the commission. Mr. Salmon suggested that the fixed base operator be included and that he be informed of what is expected of him. Mr. Bradby recommended that Mr. Salmon be appointed to the commission to represent the Board of Supervisors, and this was accepted by consensus of the Board members.

IN RE: PUBLIC HEARING, PROPOSED WATER AGREEMENT WITH NEWPORT NEWS

In preparation for the public hearing, Mr. H. Garrett Hart, III, County Administrator, gave an explanatory introduction, including background and development of the proposed contract, and briefly covered some questions and concerns generated by the proposal. His oral presentation of basic parameters was highlighted with visual information projected by overhead transparencies for easy reading.

Mr. Burrell opened the public hearing and the following persons presented their opinions:

Mr. Bill Moseley, introduced himself as Vice President of Woodhaven Water Co. and waterworks operator, and said he had a presentation to make. He read a letter he had written to Mr. David Ringley expressing concerns of Woodhaven Water Co. about this project.

Mr. Howard Gammon, Gammon Well Co., urged the Board to be very careful to make the right decision.

Mr. Jack Caldwell asked how the proposed pipeline would affect individual properties and who would pay for damages.

Mr. Ken Bernhardt questioned who would pay if his well goes dry; also, he inquired about Newport News furnishing water to additional localities.

Ms. Thelma Wilson thanked Mr. Ringley for his informative letter to the citizens in his district.

Mr. Jim Lyons-Hart said that it was the abundance of water brought him to New Kent and respectfully requested that the matter be put to a vote of the citizens.

Mr. Dan Vandervort asked if New Kent will have enough water to provide for race track development.

Mr. Dennis Hockaday asked why not drill under Newport News.

Ms. Nancy Hayes asked a question concerning the "grandfathering" clause and said that she understood that if New Kent does not meet the deadline for "grandfathering", it could reapply for the rights to the water.

Ms. Donna Hockaday asked who will pay for the New Kent purification system. She was not in favor of the County having to pay any claims for damages in case claims go over the \$100,000 mitigation amount set aside for the purpose.

Mr. Phillip Felts expressed concern that water rights have already been given away and that Newport News never has enough.

Mr. Wayne Stuart felt that New Kent does not need to provide resources to municipalities so they can grow, rather they need to curtail growth.

Mr. Jeff Ellett said the deal sounds too good to be true and said to beware.

Ms. Kay Collier inquired if Newport News would no longer need water after 15 years.

Mr. Bob Broughman wanted to know if there is an alternative plan.

Ms. Diana Abbs's questions to Mr. Hart implied that information had been kept from the public.

Mr. Burrell closed the Public Hearing.

Mr. Ringley spoke not to oppose but asked to proceed cautiously and reiterated his desire for an insurance policy to cover costs of anything that might go wrong. Mr. Emerson read a letter written by Development Manager John T. P. Horne of James City County to the State Water Control Board opposing the proposed withdrawal of water until impact can be studied. Mr. Garland Sydnor, President of Sydnor Hydrodynamics, was asked by Mr. Boroughs to further explain information concerning the aquifers. Mr. Salmon expressed his desire for time to digest the information before taking action. The Board agreed to hold a work session on Tuesday, July 7, 1992 and requested that the meeting be advertised in the local newspapers.

IN RE: CHANGE OF AGENDA

Due to the lateness of the hour, the Board agreed to delay consideration of those agenda items dealing with the prepayment schedule and appointments to various committees until the next regular meeting.

IN RE: SALE OF PROPERTY AT THE AIRPORT INDUSTRIAL PARK

Mr. Hart said that he had negotiated the sale of land at the Airport Industrial Park to Mr. Willie Glass and that Mr. Glass is anxious to build. It was brought out in discussion that a purchaser of an AIP piece of property has not developed the property as required by the restrictive covenants. Mr. Ringley moved to authorize the County Administrator to execute the contract for the sale of ten acres at the New Kent Airport Industrial Park. Motion passed 4:1.

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

Mr. Boroughs said he voted against the motion because he thought the price was too low.

IN RE: APPROPRIATIONS, RESOLUTION R-24-92

Mr. Hart explained that it is standard accounting practice to appropriate unallocated funds to various line items at the end of the fiscal year. Mr. Bradby moved to adopt Resolution R-24-92, a resolution appropriating amounts to line items for refunds.

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

FOR RESOLUTION R-24-92 AS ADOPTED, SEE BOARD OF SUPERVISORS ORDER BOOK APPENDIX FIVE AT PAGE 84.

IN RE: MEETING SCHEDULE

The next regular meeting of the Board of Supervisors will be held on Monday, July 13, 1992. A work session will be held on July 7, 1992.

IN RE: EXECUTIVE SESSION

Mr. Salmon 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.

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

Mr. Boroughs moved to return to regular session.

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

Mr. Bradby 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.

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

IN RE: ADJOURNMENT

Mr. Ringley 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