

A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEW KENT WAS HELD ON THE TWELFTH DAY OF OCTOBER IN THE YEAR OF OUR LORD NINETEEN HUNDRED NINETY-TWO IN THE BOARD ROOM OF THE COUNTY OFFICE BUILDING. MR. BOROUGHS GAVE THE INVOCATION. ALL MEMBERS OF THE BOARD WERE PRESENT.

IN RE: MINUTES

Mr. Salmon moved that minutes of meetings held on August 24 and August 27 be approved.

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

IN RE: FINANCE REPORTS

Ms. Alease Christian gave her report. Mr. Boroughs' motion to approve was tabled until the next meeting, at which time a printout of the transactions covered in the monthly report will be given to the Board members.

IN RE: TREASURER'S REPORT

Ms. Betty J. Burrell also gave her report covering the month of August 1992. She and the Board members discussed at some length the problems associated with the tax bills this year. Approval of the Treasurer's Report was also deferred.

IN RE: ELECTED OFFICIALS REPORTS

Mr. Bradby said that two recommendations will be coming to the Board from the Finance Committee as a result of a recent meeting.

Mr. Salmon asked the Board to instruct the County Administrator to write a letter expressing the Board's consensus of support for the nomination of Dr. James Bowles to represent the smaller counties on the VACo Board.

IN RE: TRAFFIC ENGINEER'S REPORT

Mr. R. H. Riley, Jr., Resident Engineer with Virginia Department of Transportation, answered a couple of questions from Board members but had no formal report. He said that the Interstate 64 overlay project through New Kent is anticipated to be completed by next Spring. He also agreed that rainy weather has delayed work on the Route 627 project and that it is possible that the final section may be completed at the same time as the delayed section.

IN RE: RESOLUTION R-29-92, RECOGNITION OF DEPUTY JAMES M. BOYD

Mr. Boroughs read Resolution R-29-92 which expressed the appreciation of the Board to Deputy James M. Boyd on the occasion of his retirement, and moved to approve the resolution.

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

Sheriff Howard commented on the faithful service performed by Deputy Boyd and presented a plaque as a token of appreciation.

Sheriff Howard introduced two new dispatchers, Mrs. Sandra M. Bowles and Ms. April M. Bassett, as well as those who have served for quite some time, Mr. Jerry Sprouse, Mrs. Karen Johnson, and Mr. Eric Opperman.

FOR RESOLUTION R-29-92 AS ADOPTED, SEE BOARD OF SUPERVISORS ORDER BOOK APPENDIX FIVE AT PAGE 111.

IN RE: RECOGNITION OF MR. CHARLES H. EVELYN

Mr. Gratton Stephens, Chairman of the Industrial Development Authority, presented a Resolution of Appreciation to Mr. Charles H. Evelyn for his many years of service on the IDA, and asked that the resolution be reflected in the minutes. Mr. Burrell gave Mr. Evelyn a New Kent pewter cup, the Board's gift of appreciation. Afterwards Mr. Evelyn thanked everyone and offered a few comments concerning water and sewer.

FOR THE ABOVE-MENTIONED RESOLUTION OF APPRECIATION, SEE BOARD OF SUPERVISORS ORDER BOOK APPENDIX FIVE AT PAGE 112.

IN RE: PUBLIC HEARING, ORDINANCE O-14-92, CABLEVISION SERVICE

Mr. Donald Perry, President of 1st Commonwealth Communications, Inc., was present and it was decided that he would field questions concerning cablevision service.

The Chairman opened the public hearing.

Mr. Christopher Madison said that he was totally dissatisfied with the cable service and told of the many frustrations he had experienced.

Ms. Frances Wilson said that cablevision gives her a poor quality picture.

Ms. Nancy Hayes inquired about the public access channel. Mr. Hart answered that equipment would cost about \$4,000.00, that they hope to take advantage of a public access channel in the very near future as it is included in the proposed renewal of the franchise. Details of the system will be worked out between the County and the Schools.

Ms. "Sam" Snyder asked Mr. Perry about cost of installation and why it would cost so much to install in her particular case; Mr. Perry answered with technical details concerning cost per distance.

Ms. Thelma Wilson asked about a picture problem in Woodhaven Shores.

The public hearing was closed.

Following questions and comments by Board members, Mr. Bradby moved to adopt Ordinance O-14-92 as presented.

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

FOR ORDINANCE O-14-92 AS PRESENTED, SEE BOARD OF SUPERVISORS ORDER BOOK APPENDIX FIVE AT PAGES 113-123.

IN RE: COMPREHENSIVE SERVICES ACT

Mrs. Marianne Powell, Director of Social Services, made a brief presentation concerning the Comprehensive Act for At-Risk Youth and Families which was passed by the 1992 General Assembly. She said that the Act virtually restructures the way services will be delivered to families and children in Virginia. Mr. Boroughs made a motion to authorize the County Administrator to formulate a Community Policy and Management Team in accordance with the Comprehensive Services Act and to formulate this team jointly with Charles City if it is determined by the New Kent members to be beneficial to New Kent County.

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

IN RE: ORDINANCE O-27-92, TO SET DATE FOR PUBLIC HEARING

Following Mr. Morgan's explanation that Ordinance O-27-92 updates the section of the County Code that incorporates the State Motor Vehicle Code into it, and that the County Code is amended annually to reflect any changes to the Motor Vehicles Code, Mr. Boroughs moved to set Ordinance O-27-92 for public hearing on November 23, 1992.

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

IN RE: APPROPRIATIONS

Mr. Hart explained the necessity for outdoor lighting at the new Courts Building for the security of personnel who use the building. A proposal in the amount of \$10,818.00 for installation of the lights was received from Abingdon Electric, Inc., the subcontractor for Henderson, Inc. Mr. Bradby moved to approve an appropriation of \$10,818.00 to Line Item 9100-9901, Courthouse Construction.

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

Mr. Hart also presented a request for appropriation of funds to cover the cost of repairing the roof on the old courthouse, but that request was tabled. Staff was instructed to readvertise for bid requests. There was also some discussion concerning the possible use of the building by the School Board.

IN RE: REFUND

Mr. Yeatts requested the Board to authorize a refund on the business license for Sportsman Restaurant, which closed in August. Mr. Bradby moved to approve a refund in the amount of \$175.58 to Mr. Gene Gullo and Mr. Kerman Ward for a prorated return on their business license.

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

IN RE: SETTING DATES FOR WORK SESSIONS.

Mr. Ringley made a motion that a meeting be set to discuss surface water only that shipping any well water to City of Newport News not be considered by as the executive work session. Mr. Ringley restated his motion that New Kent cease all talks with Newport News concerning withdrawal of groundwater from the Potomac Aquifer to be shipped from the Delmarva Well and the Talleyville Well dumped into the Diascund Reservoir and to the City of Newport News and that, if the Board should so desire, that they would continue negotiations with the City of Newport News for studying of surface water impoundments in New Kent County and in particular Black Creek. Following a lengthy debate by Board members, Mr. Ringley rescinded his previous motion and moved to hold a public hearing concerning the withdrawal of groundwater from New Kent before any work sessions are set. Mr. Ringley read a letter from Woodhaven Water Co., Inc. Mr. Moseley's letter suggested an additional study so that wellowners could file for litigation if it becomes necessary. They had contacted Dr. Gerald Johnson of the Geology Department of College of William and Mary, who offered the services of a graduate student to conduct a study that would establish a base line for static water levels over a period of 18 months with 12 wells plus Delmarva and Talleyville Wells to be included in the study at a cost of up to \$2000 to the County. Mr. Ringley asked that the item be placed on an agenda to discuss the cost associated with the study. The vote was finally taken on Mr. Ringley's motion to hold a public hearing prior to a work session.

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

More discussion followed, and Mr. Ringley moved to set October 26 to hold a public hearing to receive public input regarding groundwater withdrawal from New Kent to the City of Newport News. Continued discussion and debate on this motion focused on the need for constructive comment by citizens.

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

Mr. Boroughs conditioned his vote with "For constructive comment only."

IN RE: MEETING SCHEDULE

Board members agreed to meet at 6:00 p.m. on Wednesday, October 14 for a work session to discuss what to do with the old courthouse building and also to discuss the space needs in the County Administration Building prior to the Joint Public Hearing on the Comprehensive Plan.

IN RE: CITIZENS COMMENT PERIOD

Mr. Seitz requested a date for the Board of Directors of the New Kent Volunteer Fire Department to meet with the Board of Supervisors. The request will be placed on the next Board agenda. Mr. Ed Hayes had several questions and suggested that cost be announced at the dedication of the courts building.

Mrs. "Sam" Snyder thanked the Board for agreeing to hold a public hearing on the water issue.

Mr. Dennis Walters reminded the Board that they serve as a privilege spoke against groundwater withdrawal.

IN RE: ADJOURNMENT

Mr. Salmon 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