

A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEW KENT WAS HELD ON THE TWENTY-SIXTH DAY OF OCTOBER IN THE YEAR OF OUR LORD NINETEEN HUNDRED NINETY-TWO IN THE AUDITORIUM OF NEW KENT HIGH SCHOOL. THE CHAIRMAN CALLED THE MEETING TO ORDER WITH ALL MEMBERS PRESENT AND THE REVEREND MILTON HATHAWAY GAVE THE INVOCATION.

IN RE: MINUTES

Mr. Bradby moved to approve the minutes of the meeting held on October 12 as presented.

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 L. Christian, Finance Coordinator, gave her report for the months of August and September. Mr. Salmon moved to approve the expenditures for August totaling \$269,209.29 and for the month of September totaling \$368,066.94.

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

Motion passed.

IN RE: TREASURER'S REPORT

Following the report given by Ms. Betty J. Burrell, Treasurer, Mr. Boroughs moved to approve her reports for the months of August and September 1992 and to authorize her 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. Ringley read the resignation letter of Mr. C. T. Tiller, Jr., from the Transportation Safety Commission. He nominated Mr. Gary L. Green to complete the term which will expire December 31, 1995.

Michael D. Salmon	Aye
E. David Ringley	Aye

Marvin D. Bradby	Aye
Robert A. Boroughs	Aye
James H. Burrell	Aye

IN RE: STAFF REPORTS

Mr. Patrick J. Morgan, County Attorney, presented a draft ordinance to set for public hearing. The ordinance is proposed to amend the section of the County Code dealing with recognition of certain fire departments and rescue squads as an integral part of the official safety program of the County and basically recognizes the change of the Providence Forge Fire Department to New Kent County Volunteer Department, Companies 1, 2 and 3. Mr. Boroughs moved to set proposed Ordinance O-28-92 for public hearing on November 23, 1992. Motion passed.

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

Mr. Morgan also gave each Board member a copy of the ABA's Natural Resources section of its quarterly newsletter, a Wetlands Primer.

IN RE: BOARD TO MEET WITH VOLUNTEER FIRE DEPARTMENT

The Board set the date of Tuesday, December 15, 1992 to meet with the Board of Directors of the Volunteer Fire Department. The meeting will be held at 7:30 p.m. in the Board Room.

IN RE: PUBLIC HEARING, PROPOSED SALE OF WATER

Mr. James H. Burrell, Chairman, gave an opening statement, thanking those who have called him to express their views, and emphasizing the need of New Kent County to protect its rights to control the use of groundwater. Mr. Morgan, County Attorney, explained that the Memorandum of Understanding does not obligate this Board to sell groundwater and is not a contract, but is an understanding of what further negotiations might be.

Chairman Burrell opened the public hearing.

Mr. George Philbates spoke in favor of continuing negotiations with City of Newport News in order to be compensated and suggested that a large part of the water in the Black Creek Reservoir, if it is developed, be reserved for New Kent County.

Mr. Bill Moseley asked for a show of hands of those for, and then against, selling water to Newport News with a majority showing against. He then read a letter from Woodhaven Water Co. and Woodhaven Property Owners Association to the Board of Supervisors and the subject was "Suggestions for Your Discussion of the Water Agreement between New Kent County and City of Newport News."

Mr. Ed Hayes gave each Board member a paper "Decision Hierarchy" and spoke extensively about procedures the Board could use in making their decision on the water issue.

Mr. Allender D. Griffith, a non-resident, referenced Owens Valley, California, part of the Los Angeles water project.

Mr. John Jones asked what is being done to protect water for future development and opined that desalinization is Newport News' only solution.

Mr. Carl Kogler said he chose to live in New Kent County rather than one of the surrounding counties because of its abundant water.

Mrs. Judy Kennedy, who previously lived in Northern California, read part of her letter addressed to Mr. Ringley, and told of the severe water rationing experienced in that state.

Mr. Tom Ballou accused the Board of having a hidden agenda concerning the water, probably the race track.

Mrs. Gladys C. Otey said she thinks citizens should be advised of the advantages before the Board makes a decision, and said that citizens have a responsibility to keep informed.

Mrs. Margaret Bajorunas questioned the impact of developments such as apartment houses on the water supply.

Mr. Louis Hockaday has experienced a problem with three ponds drying up and disapproves of negotiating with Newport News.

Mrs. Debbie Hockaday said that Newport News has other options and she does not want her water sold.

Mr. Keith Odom believes that selling water is wrong.

Mr. Richard Wrobel spoke in favor of continuing negotiations and said that selling the water should generate \$4 million per year.

Mrs. Lorraine Dismond asked what requirement will a resident have to have if well dries up and a new well must be drilled.

Mr. Arnold Brunk expressed appreciation to the Board for the public hearing. He quoted from his letter of August 24th and urged the Board to have Dr. Gerald Johnson of the College of William and Mary conduct a study.

Mr. Barney Groves reminded the Board that Newport News had approached the County for water thirteen years ago, when he was a board member, and that board had said no to any negotiations.

Mr. Robert Windsor wanted to know why the general public cannot vote on the issue rather than just the Board.

Mr. William Graves thinks it would be a good idea for County residents to vote on the proposal.

Mr. Robert Terry Havens does not want any more water problems and is totally against selling water to Newport News.

Mrs. Molly Thurston had problems with her 50-foot well. She advised the Board to take a second look at what happens to New Kent water supply.

Mr. Mike Garnet from District 1 said that Terry Wagner of SWCB told him that that New Kent would not be allowed to regain control of the water after 15 years of Newport News using.

Mrs. Joan Vandervort had reviewed the feasibility study done by Malcolm Pirnie Inc., found it to be scary, and is firmly against the issue.

Mr. Chris Hockaday wishes voters were going to polls to replace supervisors; he wants New Kent to build its own utility.

Mr. Bob Broughman said the water belongs to the people of New Kent County.

Ms. Diana Abbs said desalinization has credibility. She also had several questions and observations concerning the Memorandum of Understanding and various studies.

The Reverend Milton Hathaway expressed his concern about the State Water Control Board controlling use of the groundwater, and he thinks the Board should discuss a water agreement, bring it back to the citizens to look at, and then seek what is in the best interest.

Mrs. Donah Hockaday feels that the General Assembly's Water Management Act gives the County a right to control the water, that she does not feel the SWCB will not take the right away from the citizens; she feels that New Kent can fend for itself and build its own water system and its own sewage system.

Mr. Edward Pollard expressed approval for the Board to continue negotiations and to work out the best agreement possible.

(At that time, 9:30 p.m., Mr. Bradby had to leave the meeting in order to report to work.)

Mr. Dennis Walters thanked the Board for having the public hearing. He urged the Board to discontinue negotiations with Newport News or any other community.

Chairman Burrell closed the public hearing.

Mrs. Walters asked when the Board will address questions and when will there be another meeting on the water issue.

A show of hands indicated that a large percentage of the audience was from District 3.

Mr. Boroughs moved to adjourn the meeting.

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

H. Garrett Hart, III
County Administrator

James H. Burrell
Chairman