

A REGULAR MEETING OF THE BOARD OF SUPERVISORS OF THE COUNTY OF NEW KENT WAS HELD ON THE FOURTEENTH DAY OF OCTOBER IN THE YEAR OF OUR LORD NINETEEN HUNDRED NINETY-ONE IN THE BOARD ROOM OF THE COUNTY OFFICE BUILDING. THE CHAIRMAN CALLED THE MEETING TO ORDER WITH ALL MEMBERS PRESENT AND OFFERED THE INVOCATION.

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IN RE: MINUTES

Mr. Robinson offered a couple of corrections to the minutes of the September 23rd meeting. Mr. Ringley moved to approve the minutes as corrected.

Paul C. Robinson	Aye
Richard S. Ellyson	Aye
E. David Ringley	Aye
Robert A. Boroughs	Aye

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IN RE: ELECTED OFFICIALS REPORTS

Mr. Robinson reported on information obtained the previous week at a meeting of the Richmond Regional Planning District Commission. The information concerned results of studies done by the Commission on Population, Growth and Development established by the Commonwealth of Virginia.

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IN RE: STAFF REPORTS

Mr. Morgan, County Attorney, reported that he and Mr. Hart had been working to procure long distance phone services. Having completed the package and sent the matter out for sealed bids, they received two bids. One was from Long Distance Service, Incorporated, and the other was from AT & T. Staff recommended that both bids be rejected until such time that the County could take advantage of State Contract prices. Mr. Ellyson moved to reject all bids for long distance services as this time.

Paul C. Robinson	Aye
Richard S. Ellyson	Aye
E. David Ringley	Aye
Robert A. Boroughs	Aye

Mr. Hart informed the Board that the first pieces of heavy equipment were delivered that day with anticipation of clearing for the new courthouse construction. Mr. Hart and the Board members discussed details of a groundbreaking ceremony. It was decided that the groundbreaking ceremony for the new courthouse would be held on Friday, October 25th, at 1 p.m. with light refreshments to follow.

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IN RE: RESIDENT ENGINEER'S REPORT

Mr. Tom Hawthorne of VDOT reported that, even though the contract has been awarded, construction on Route 627 will be on hold until April 1, 1992, in order that the road will not be under construction during winter months. The last project on Rt. 627 is scheduled for advertisement in April of 1992, which would allow the contractor to start about the first of July. During discussion about the Six-Year Plan, it was decided to hold a work session at the first regular meeting in December and to invite any newly elected supervisors to attend the work session. Mr.

Hawthorne and the supervisors engaged in a discussion concerning a stop light at the intersection of Routes 60 and 106. Appropriate funds for this fiscal year have been depleted, but Mr. Hawthorne agreed to find out whether funds could be obtained from some alternate funding. Mr. Robinson recommended that the Board go on record as supporting the expeditious placement of a signal light at the intersection of U. S. Route 60 and State Route 106, using alternate funding sources, or shifting other funding sources, or reprioritization of primary money already designated to be spent on Route 106.

It was agreed that Mr. Hawthorne and Mr. Hart get an update on the matter before the next Board meeting.

Mr. Boroughs thanked Mr. Hawthorne for the time he has taken to look at problems in New Kent County and for taking care of them.

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IN RE: RESOLUTION R-36-91, SUMMER BANKING PROGRAM

Mr. Hart said that the Board had received a request from the Capital Area Training Consortium to adopt a resolution commending Signet Bank for their participation in the summer youth program. Signet offered the youth in the remedial education program a banking workshop where students could set up a savings goal for their summer earnings. Signet waived all fees for the accounts permanently to encourage youth to save even small amounts. The student who set the highest goal would receive a match from Signet. One youth from New Kent County received the full \$200 match. Mr. Robinson moved to adopt Resolution R-36-91 as presented.

Paul C. Robinson	Aye
Richard S. Ellyson	Aye
E. David Ringley	Aye
Robert A. Boroughs	Aye

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FOR RESOLUTION R-36-91 AS ADOPTED, SEE BOARD OF SUPERVISORS ORDER BOOK APPENDIX FOUR AT PAGE 493.

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IN RE: RESOLUTION R-38-91, RECOGNITION OF NORMAN ANDERSON

Sheriff Howard told the Board about Deputy Norman Anderson's years of working in the department. Mr. Anderson served for thirty-one years in the military and ten years for County of New Kent. He described Mr. Anderson as friendly, dependable, and dedicated. The Sheriff said that Mr. Anderson sets goals for himself, and he also has a deep love for children. On behalf of the Sheriff's Department, Sheriff Howard presented a plaque in honor of ten years' dedicated service to Deputy Anderson on the occasion of his retirement.

Mr. Hart read Resolution R-38-91 and Mr. Boroughs moved to adopt the resolution as presented.

Paul C. Robinson	Aye
Richard S. Ellyson	Aye
E. David Ringley	Aye
Robert A. Boroughs	Aye

Following introduction of his family, Mr. Anderson expressed his appreciation for the recognition and honor.

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FOR RESOLUTION R-38-91 AS ADOPTED, SEE BOARD OF SUPERVISORS ORDER BOOK APPENDIX FOUR AT PAGE 494.

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IN RE: CABLEVISION UPDATE

Mr. Donald Perry, President of 1st Commonwealth Communications, provided an update on where cable is in New Kent County. He said that there are 140 miles of operational plans. Of that, approximately 50 miles is underground, the most expensive and time-consuming project faced by those in the cable business. The Plum Point and Rose Cottage areas are projected to be activated in early 1992.

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IN RE: RESOLUTION R-37-91, LITTER GRANT

Mr. Emerson, Planning Director, explained that Resolution R-37-91 authorizes him to plan, budget, and apply for a grant. Mr. Ringley moved to adopt Resolution R-37-91 as presented. In response to Mr. Robinson's questions, Mr. Emerson said that the project would be a one-time recycling cleanup operation and that the actual costs concerning the rent-free 40-yd. containers would be for cost of disposal. Mr. Emerson said that a container would be placed in each of three locations in the County. Date for the activity will be set after the grant money is received.

Paul C. Robinson	Aye
Richard S. Ellyson	Aye
E. David Ringley	Aye
Robert A. Boroughs	Aye

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FOR RESOLUTION R-37-91 AS ADOPTED, SEE BOARD OF SUPERVISORS ORDER BOOK APPENDIX FOUR AT PAGE 495.

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IN RE: APPROPRIATION, ELECTORAL BOARD

Mr. Hart said that the Board had received a request from the Electoral Board to appropriate \$4,840 to cover costs associated with an additional precinct. Mr. Robinson moved to appropriate \$4,280.00 to Line Item 1302-7002, Furniture and Equipment, and \$560.00 to line Item 1302-1003, Part-time Salaries and Wages. The funds will come from Unallocated Funds.

Paul C. Robinson	Aye
Richard S. Ellyson	Aye
E. David Ringley	Aye
Robert A. Boroughs	Aye

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IN RE: APPROPRIATION, SHERIFF'S DEPARTMENT

Sheriff Howard explained to the Board that cuts in State funds and 30-day hiring freeze had created overtime burdens on his staff and non-compliance with Fair Labor Standards Act, which are the reasons for his request for an appropriation. Mr. Ringley moved to appropriate \$6,000.00 to Line Item 2107-1001, Overtime Funds. These funds would be appropriated from the Unallocated Funds balance.

Paul C. Robinson      Aye  
Richard S. Ellyson      Aye  
E. David Ringley      Aye  
Robert A. Boroughs      Aye

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IN RE:                    APPOINTMENT OF ASSISTANT FIRE MARSHALS

Mr. Gallaher, Director of Public Safety, has found it increasingly difficult to perform the duties of Fire Marshal due to the growth in number of public buildings and in the number of fires that occur. He requested the Board to appoint two assistant marshals. Mr. Ellyson moved to appoint Charles S. Ross and Lt. J. Joseph McLaughlin, Jr., as Assistant Fire Marshals. Mr. Robinson commented that the Board should recognize and appreciate the cooperation of the Sheriff in allowing his lieutenant to also serve the County in a capacity like this. Mr. Boroughs, on behalf of the Board, thanked the Sheriff.

Paul C. Robinson      Aye  
Richard S. Ellyson      Aye  
E. David Ringley      Aye  
Robert A. Boroughs      Aye

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IN RE:                    REPORT: EFFECTS OF REDISTRICTING ON BOARD, COMMITTEE,  
COMMISSION, AND AUTHORITY APPOINTMENTS

Mr. Morgan, County Attorney, gave the Board an in-depth report concerning the effects redistricting will have on appointments to be made by the Board in the coming months. The Board asked for a definite answer to the question of what mechanism will be used to effect the changes--motions, resolutions or ordinances. Mr. Robinson made a recommendation that a resolution be prepared concerning a set policy for the Board of Supervisors that, on these boards that have at least five or more members, a member from each electoral district be appointed, including Board of Road Viewers, Board of Social Services, Wetlands Board, Board of Zoning Appeals and Industrial Development Authority. The other board members concurred, and the chairman asked Mr. Morgan to take care of the matter.

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IN RE:                    CONDITIONAL USE PERMIT CUP-7-91, VIRGINIA DEPARTMENT OF  
FORESTRY

Mr. Emerson said that Virginia Department of Forestry had made application for a permit to operate a six-unit camper site campground for retirees interested in volunteering their time to help on projects. The property, identified as Tax Map Parcel No. 42-17, is located three miles east of Providence Forge on Route 60. Mr. Ellyson moved to approve Conditional Use Permit CUP-7-91 with the conditions as provided by the Zoning Ordinance, Sec. 9-245. Mr. Robinson made a friendly amendment to the motion to include the following conditions: Identification of site to be used as the campground as part of the larger parcel, the primary permit; the specific number of sites; a statement as to the intent of the applicant on the conduct of the campground; and specific granting of permission or recognition of use of other elements of the applicant's property, such as boat landing, the pond on the property, and other buildings--the building adjacent to the camper site which has restroom facilities.

Paul C. Robinson      Aye  
Richard S. Ellyson      Aye  
E. David Ringley      Aye

Robert A. Boroughs     Aye

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IN RE:                    CONDITIONAL USE PERMIT CUP-10-91, BORROW PIT

Mr. Emerson presented the information concerning the request of Chesapeake Corporation and Delmarva Properties to operate a borrow pit in order to provide fill dirt for the new New Kent County Courthouse construction site. Mr. Robinson moved deferral of action on Conditional Use Permit CUP-10-91 until October 28th. No sign was erected on the property and there is no map to show where the borrow pit will be located on the 7,000 acres.

Paul C. Robinson        Aye  
Richard S. Ellyson       Aye  
E. David Ringley        Aye  
Robert A. Boroughs     Nay

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IN RE:                    REZONING CASE C-2-91, JEFFREY DEATON

Mr. Emerson presented information concerning the amended application of request for rezoning which was submitted by Mr. Jeffrey Deaton, owner of the property. With the amended rezoning request, he will not be required by the Virginia Department of Transportation to put in a deceleration lane. The Planning Department recommended approval of Case C-2-91 with the understanding that a site plan, adequate parking, and entrance approval by the Department of Transportation will be required. Mr. Ellyson spoke against approval of the request. Mr. Emerson said that VDOT has approved the entrance for the resubmitted application. It was stated that the amended application does not include Parcel 45-65. Mr. Ellyson made a motion to defer action until illegal use has ceased. This motion was defeated.

Paul C. Robinson        Nay  
Richard S. Ellyson       Aye  
E. David Ringley        Nay  
Robert A. Boroughs     Nay

Mr. Robinson moved to approve amended Case C-2-91, the rezoning of Parcels 45-66A, 45-67 and 45-67A.

Paul C. Robinson        Aye  
Richard S. Ellyson       Nay  
E. David Ringley        Aye  
Robert A. Boroughs     Aye

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IN RE:                    MEETING SCHEDULE

It was announced that the next regular meeting will be held on October 28, 1991. A public hearing on Chesapeake Bay ordinances is scheduled for that night; a portion of the public hearing will be joint with the Planning Commission. Mr. Hart reminded that the groundbreaking ceremony for the new courthouse is scheduled for October 25th.

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IN RE:                    ADJOURNMENT

Mr. Ringley made the motion to adjourn.

Paul C. Robinson	Aye
Richard S. Ellyson	Aye
E. David Ringley	Aye
Robert A. Boroughs	Aye

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H. Garrett Hart, III  
County Administrator

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Robert A. Boroughs  
Chairman