

King and Queen County
Continued Board of Supervisors Meeting

6:00 P.M. – Dinner at the Tavern
7:00 P.M. – Regular Meeting of the Board

King and Queen County Courts and Administration Building
General District Courtroom

“Minutes of the Meeting”

6:00 P.M. – “The Tavern”

The Board reconvened their meeting at “The Tavern” for a delicious meal prepared by the Museum Council. Members of the Board that were present for the dinner were Chairman Simpkins, Mrs. Morris, Mr. Milby and Mr. McDuff. Not present was Ms. Alsop.

7:00 P.M. – Regular Meeting

Chairman Simpkins commented that the Board recessed from their October 24, 2011 meeting to reconvene at 6:00 P.M., at “The Tavern”, for the annual meeting hosted by the Museum Council in which a report is presented along with a delicious meal. All members were present except Ms. Alsop, who arrived at this time.

INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES

Chairman Simpkins called the regular meeting to order and provided the invocation, followed by the Pledge of Allegiance to the Flag of the United States.

APPROVAL AND SIGNING OF THE SEPTEMBER 26TH AND OCTOBER 11, 2011 MINUTES OF THE BOARD

A motion was made by Mr. McDuff and seconded by Mrs. Morris to approve the minutes as presented.

AYES: J. L. SIMPKINS, S. C. ALSOP, J. M. MILBY, JR., D. H. MORRIS, M. W. MCDUFF

NAYS: NONE

APPROVAL AND SIGING OF THE NOVEMBER 2011 WARRANTS AND APPROPRIATIONS

A motion was made by Mrs. Morris and seconded by Mr. Milby to approve the warrants and appropriations, subject to audit.

AYES: J. L. SIMPKINS, S. C. ALSOP, J. M. MILBY, JR., D. H. MORRIS, M. W. MCUDFF

NAYS: NONE

BUDGET AMENDMENTS

A motion was made by Ms. Alsop and seconded by Mr. McDuff to approve a budget amendment in the amount of \$2,707.14 for the Sheriff's Department for Courtroom Security for the month of October 2011. Amount is to be pulled from the general fund.

PUBLIC COMMENT PERIOD

Chairman Simpkins opened the public comment period, asking that those who wish to speak to please come forward, stating their name, district that they reside in and to limit their comments to three (3) minutes.

After hearing no comments, the public comment period was closed.

DEPARTMENT HEADS AND SCHOOL BOARD REPORTS

Treasurer Irene Longest was present expressing her congratulations to each one in their election/reelection. Mrs. Longest further reported that Dog Tags will expire January 31st, and that 2012 tags went on sale November 1st.

Total taxes received and balances remaining as of today are as follows:

Real Estate:	\$1,078,249.72	Balance Remaining:	\$2,687,765.38
Personal Property:	\$ 330,588.53	Balance Remaining:	\$1,304,014.29

Ms. Longest further advised that her office will be open from 8:00 a.m. – 5:00 P.M., on Saturday, December 3rd, as a courtesy. Ms. Longest noted that last year they had 6 people to come in and pay their taxes who live within walking distance of the courthouse.

Mr. Simpkins questioned if citizens are given the opportunity to pay their taxes at banks, as in the past. Ms. Longest responded that they can continue to pay at BB & T, C & F Bank and Union Bank at Manquin.

Commissioner of the Revenue Helen Longest had nothing to report.

Commonwealth's Attorney Charles Adkins was present congratulating those in their elections and wishing Mr. McDuff the best in his retirement from the Board. He reported that the past month has been slow and that the months of December and February look to be busy, as there are several cases that will be heard.

Sheriff John Charboneau was present thanking the Board for all their encouragement during the election and congratulating Mr. Bailey, Constitutional Officers in their election and expressing his best to Mr. McDuff in his retirement.

Sheriff Charboneau further advised that Gloucester County Sheriffs Department donated 7 in car cameras that will be used in the Ford vehicles and within the next couple of months the road deputies will have cameras in their vehicles.

Clerk of the Circuit Court Deborah Longest was present, but had nothing to report.

School Superintendent Charles Clare was present providing information relating to school attendance. At last year at year end they had 725 students enrolled in K-12. At October 31st of this year there were 724 students compared to last year. Most of the decline seems to be in the upper end of the county. Mr. Clare further shared information relating to the FY11 year end balance being \$116,141.25, which is \$46,000 more than the past years. Provided information to the Board relating to Bridging Communities and advised that last week the New Kent County Board of Supervisors fully funded the project of \$700,000.00. Mr. Clare further advised that King and Queen's share is 9.7% of the Start-Up Fee which is less than what they have contributed thru the schools budget. The School Division is not requesting any funding from the Board of Supervisors to help with this project. Currently they have 10 slots budgeted for Richmond Technical Center, with only 1 that eligible for next year. The rest of the funding line item will transfer to "Bridging Communities". Participation will also provide an opportunity for Adults where there will be evening classes, as well as saving on transportation cost in travel time of transporting students to New Kent County rather than Richmond,

During this time John Lawdon, Senior Instructor and Coordinator for Community Pride Day provided a presentation relating to the events held for the week end of Community Pride and thanking the Board for the financial support.

Betty Dougherty, Director of Social Services, congratulated each one on their elections and provided an update on the Customer Portal relating to the online way to be able to apply, screen and check on benefits. Ms. Dougherty further provided an update on Medicaid participants and the increase of recipients that is anticipated by 2014 there will be an additional 400,000-800,000 due to health care reform. Also, Ms. Dougherty provided an update on the Status relating Emergency Food and Shelter, advising that they were offered the opportunity to apply for funds of \$26,633.00, which was advertised in the papers and four (4) applicants responded, and were able to award monies to three of those four that met the criteria for the program. Agencies funded were First Mount Olive Church for \$11,400.00, which will primarily provide assistance

with mortgage and rent; St. David's Community Development Center for \$8,000.00 and they will primarily be focusing on helping people with food; and King and Queen Ministries for \$7,556 assisting with utilities.

Mr. Simpkins commented that he and Ms. Alsop attended a workshop on the Portal Outlay that Ms. Dougherty was speaking about and the number relating to Medicaid recipients. There were a lot of questions, that could not be answered and what was going to happen. The Portal Outlay is a good thing, but it still looks like Social Services will have more to do, as citizens will be here at the Courthouse asking for assistance in filling out information on the computer, when they are not familiar with computers.

Ms. Alsop commented that it does not have to be implemented until 2014, of which the State and Federal Government need to work out the kinks out before passing down to the localities. Hopefully they will have it figured out in 2 years.

REQUEST FROM SCHOOL SYSTEM – APPROVAL OF RESOLUTION SUPPORTING KING AND QUEEN COUNTY SCHOOLS PARTICIPATING IN A BRIDGING COMMUNITIES REGIONAL CAREER AND TECHNICAL EDUCATION CENTER

A motion was made by Ms. Alsop and seconded by Mr. Milby to approve the following resolution supporting participation of King and Queen County Schools in the Bridging Communities Regional Career and Technical Education Center in New Kent County.

Mr. Simpkins commented that he has spoken with Mr. Davis, Supervisor in New Kent County about some questions of concern relating to the support by the County and whether this was monetary, and he assured him that New Kent County has committed to revitalize a section of the old school so that it can be used for this purpose and that they do not anticipate the other counties to reimburse them. The tuition that we will be pay for our students that attend, will cover the operating expenses that they occur. All participating counties have adopted the resolution except for King and Queen. Mr. Simpkins further advised that he has also spoken with Middlesex Supervisors and that they are very excited in getting this project underway. Anticipated opening day is in the fall of next year.

Mr. McDuff commented that his question was how much it would cost the County, but that is been clarified.

RESOLUTION

WHEREAS, King and Queen County's future economic growth is tied to the youth of this county; and

WHEREAS, King and Queen County Schools offers excellent academic programs for students but has limited opportunities in Career and Technical Education Courses; and

WHEREAS, King and Queen County's unemployment rate is 8.5%; and

WHEREAS, 13.2% of King and Queen County's residents are in poverty; and

WHEREAS, the Bridging Communities consortium of school divisions began discussions of a Regional Career and Technical Center in 2004; and

WHEREAS, the member school divisions have researched viable career options and surveyed students' interests; and

WHEREAS, an opportunity has arisen to partner with Charles City County Schools, King William County Schools, Middlesex County Schools, and New Kent County Schools, in the development of the Bridging Communities Career and Technical Education Center in New Kent County; and

WHEREAS, King and Queen County Schools believes that students participating in the classes offered in these programs will enter the workforce and earn salaries that are above the average; and

WHEREAS, the programs offered will lead to occupations that are likely to be lifelong careers; and

WHEREAS, these students are residents of King and Queen County and many will reside here as adults with their families; therefore

BE IT RESOLVED, the King and Queen County Board of Supervisors strongly supports the Bridging Communities Regional Career and Technical Education Consortium; and

FURTHER BE IT RESOLVED, the King and Queen County Board of Supervisors strongly supports King and Queen County Schools' participation in a Bridging Communities Regional Career and Technical Education Center in New Kent County.

AYES: J. L. SIMPKINS, S. C. ALSOP, J. M. MILBY, JR., D. H. MORRIS, M. W. MCDUFF

NAYS: NONE

LOWER KING AND QUEEN EMS – REQUEST FOR FUNDS

Jeff Calhoun on behalf of Lower King and Queen EMS was presenting requesting \$50,000 from the Capital Improvement Account set up by the County to make necessary renovations to their Shacklefords Station, main base station for all EMS. Mr. Calhoun advised that the building was

originally constructed for a substation. There is no heat, air condition; water is supplied by neighboring business. The renovations are going to address all of those issues. They are making plans to have paid individuals during the day. With the renovations they will have will provide sleeping quarters, kitchen, training room, and lockable office space which is mandated by the State. This year they have been working on grants in the EMS field in excess of \$500,000, which include 2 ALS units that they have now. In a matter of 6 months they have replaced all of their units with new equipment. At this time their hands are tied, as they have secured a line of credit of \$450,000 due to matching responsibilities for other grants applied for. Gloucester County has donated over \$300,000 in equipment to them this year. The grants that are out there relating to renovations to the station do not apply as they do not meet the criteria. Mr. Calhoun respectfully requested that the Board approve the \$50,000 from the Capital Improvement Fund for EMS, in which to provide the tools needed for the members of the Department.

Mr. Simpkins commented that the County has been setting money aside for many years, and one thing that the Board still needs to do is to come up with a policy in which to distribute the money fairly. There are 8 departments in the county, and they want to be fair to everyone.

Ms. Alsop expressed that a year ago that she came for Upper King and Queen and the Board said they were going to work on guidelines and that nothing has been done in coming up with a policy and did not want Lower EMS penalized.

Mrs. Morris questioned when they needed to know something. Mr. Calhoun advised that renovations have already begun on the station. Mrs. Morris expressed that the Board should commend them for working in getting funds and for the work they are doing.

Mr. Milby expressed his appreciation to Lower EMS and how proud he was as they stepped up to the plate. They have 60 members in the fire department with 15 EMTBS and 18 ALS Providers. Mr. Milby further expressed that they responded to a call in West Point in less than 6 minutes and should be commended for that. When Hurricane Irene came through they assisted in West Point with the clean up, and have not received any form of recognition for what they are doing, and feels that we need to step up to the plate and tell them how much we appreciate what they are doing by contributing to their building renovations tonight.

Mr. Simpkins commented that there is a plan included in the Boards packet for the Board's consideration and we need to look at this so that we can be fair with all Fire and Rescue. He agrees that we need to support this group, but we need to support all of them.

Mr. Milby responded that we have had 2 years to come up with a plan on distribution of funds, and we have not done it. We need to draw the line tonight and give them what they are asking for.

A motion was made by Mr. Milby and seconded by Ms. Alsop that the Board approve \$50,000 for building renovations at the Shackelfords station to accommodate the EMS crews. Funds are to come out of the Contingency Funds that have been set aside for this.

Ms. Alsop and Mrs. Morris expressed that we need to come up with guidelines stating criteria that needs to be applied for our Fire and Rescue from now on, with Mrs. Morris suggesting that we should have by the December meeting the criteria.

AYES: S. C. ALSOP, J. M. MILBY, JR., D. H. MORRIS, M. W. MCDUFF

NAYS: J. L. SIMPKINS

Mr. Simpkins expressed that if the Board was speaking about 1 month in which to put a plan in place to be fair to everyone that he would have to vote no. Mr. Simpkins further commented that he has no problem giving it to them, but we have other departments, and feels everyone should go under the same guidelines.

APPOINTMENT/REAPPOINTS TO VARIOUS BOARDS AND COMMISSIONS

Planning Commission –

Stevensville District – to replace Litchfield (TABLED)

Stevensville District – Reappointment of William Herrin

The Board was advised that the term of Mr. William Herrin expires on January 12, 2012 on the Planning Commission. A motion was made by Mrs. Morris and seconded by Ms. Alsop to reappoint Mr. Herrin to a 4 year term. Term expires: January 12, 2016.

AYES: J. L. SIMPKINS, S. C. ALSOP, J. M. MILBY, JR., D. H.M ORRIS, M. W. MCDUFF

NAYS: NONE

Newtown District – to replace Wallicia Gaines (appointment to fill unexpired term: 2/8/2014)

A motion was made by Ms. Alsop and seconded by Mr. Milby to appoint Joy Harvey, 7264 Newtown Road, St. Stephens Church, Virginia 23148 to the Planning Commission representing the Newtown District.

AYES: J. L. SIMPKINS, S. C. ALSOP, J. M. MILBY, JR., D. H. MORRIS, M. W. MCDUFF

NAYS: NONE

Buena Vista District – reappointment of Robert Taylor

The Board was advised that Mr. Robert Taylor's term on the Planning Commission expires January 12, 2012. A motion was made by Mr. Milby to reappoint Mr. Taylor to a 4 year term representing the Buena Vista District. His term will expire January 12, 2016.

AYES: J. L. SIMPKINS, S. C. ALSOP, J. M. MILBY, JR., D. H. MORRIS, M. W. MCDUFF
NAYS: NONE

St. Stephens Church District – Term of Milton Watkins expires 1/12/2012

The Board was advised that the term of Mr. Milton Watkins expires January 12, 2012.

Mr. Simpkins advised that he would contact Mr. Watkins to see if he is willing to serve another term.

County Administrator Thomas Swartzwelder advised that at the request of some of the Board, staff no longer automatically contacts those that their terms are about to expire. They will only contact at the direction of the Board.

Board of Equalization –

County Administrator Thomas Swartzwelder advised that as an update, Mr. Woodrow Kellum, Mr. Robert Gibson and Mr. Donnie Sears have all agreed to serve if asked. With the individuals that have been asked, it still leaves open a professional slot to be filled as required by law. Mr. Swartzwelder further commented that the Board needs to have all the slots filled if at all possible by December 5th so that training can be arranged.

Ms. Alsop advised that Robert D. Harvey, Harvey Floors is a licensed contractor and would like to place his name as a possible appointment.

Mr. Milby asked that Mr. Shields, Mrs. Kim Williams and Mr. David Williams be contacted and be put on the list as possible appointees.

Northern Neck Community Services Board -

A motion was made by Mrs. Morris and seconded by Ms. Alsop to reappoint Mr. Ben Owens as a representative from King and Queen County to serve on the Middle Peninsula Northern Neck Community Services Board. Term to expire December 31, 2014.

AYES: J. L. SIMPKINS, S. C. ALSOP, J. M. MILBY, JR., D. H. MORRIS, M. W. MCDUFF
NAYS: NONE

IDA/EDA - NEWTOWN DISTRICT

The Board was advised that the term of Mr. Robert E. Dabney on the IDA representing the Newtown District expires November 15, 2015.

A motion was made by Ms. Alsop and seconded by Mrs. Morris to reappoint Mr. Robert E. Dabney to the IDA for a 4 year term.

AYES: J. L. SIMPKINS, S. C. ALSOP, J. M. MILBY, JR., D. H. MORRIS, M. W. MCDUFF
NAYS: NONE

FYI – BOARD OF BUILDING APPEALS

The terms of Jerry Walker and Charles T. Smith on the Board of Building Appeals expire February 10, 2012.

The Board directed that staff contact the above named to see if they would be willing to be reappointed again for another term.

FYI – SOCIAL SERVICES BOARD – TO REPLACE LAURA WILLIS TERM

(TABLED UNTIL NEW MEMBER OF THE BOARD REPRESENTING THE SHANGHAI DISTRICT COMES ON)

REVIEW AND REQUEST FOR APPROVAL OF THE COMPREHENSIVE PLAN QUESTIONNAIRE

Chairman Simpkins advised that he attended the Planning Commission meeting in which they were finalizing the questionnaire which will be included in the personal property sheets that go out in the spring. A copy has been included in the Boards packet for our review and approval.

Mr. Milby commented that it seems to cover all the bases and further made a motion to approve as presented. The motion was seconded by Mrs. Morris.

AYES: J. L. SIMPKINS, S. C. ALSOP, J. M. MILBY, JR., D. H. MORRIS, M. W. MCDUFF
NAYS: NONE

COUNTY ADMINISTRATOR'S COMMENTS

County Administrator Thomas Swartzwelder provided an update on the following:

- Reminded the Board that the Boards workshop for this month has been postponed until December 5th at 7:00 P.M., in the Courtroom
- Provided an update on the generator. As the Board may recall, the generator here at the courthouse is not fully functional and needs to be replaced. The Board has already approved the lowest bid to replace the generator which will run all of the Sheriffs department, all heating and air, as well as run the County Administrator's Office, 1 wall in the School Board and accommodate other offices so that they can use the conference room for use of computer lines and telephones. That cost was around \$62,000.00 which included a large contingency factor. Following that meeting Mr. Milby raised the question of how much more it would cost to do the entire building, and basically it is twice as much. Personally he feels we can do fine with the original approval. It was the consensus of the board to stick with what we have.
- Provided an update on Broadband, advising that we have been checking into our own wireless internet service and we need to go out on an RFP for a cost of \$3,500.00 to cover engineering cost.

APPROVAL OF FUNDING FOR TECHNICAL/ENGINEERING SERVICES RELATING TO WIRELESS INTERNET FOR THE COUNTY.

A motion was made by Mr. Milby and seconded by Mrs. Morris to approve an amount up to \$3,500 in which to get an RFP for wireless internet for County.

Ms. Alsop suggested that possibly the County could contact Dean Lynch with VACO, as there was discussion at the Homestead relating to another locality was upgrading their radio system and they could possibly provide information.

AYES: J. L. SIMPKINS, S. C. ALSOP, J. M. MILBY, JR., D. H. MORRIS, M. W. MCDUFF
 NAYS: NONE

Comments of County Administrator continued:

- Provided an update on Branscome and that the real estate transaction has closed and are presently and the plant should be up within the next month or so in Emporia and should be headed this way soon to finish the Rt. 17 project.
- Advised that notice has been sent to the newspapers relating to the general reassessment instructing on whom to contact with questions and the assessments will be sent soon. Mr. Swartzwelder advised that he has met with Commissioner Longest and Mr. Pearson relating to the reassessment. Mr. Pearson provided him with some rough figures being: less than 20 acres, should not see any drastic change, Commercial property should see a 6.7% increase. 20 – 99 acres a 12.4% increase, 100+ acres a 23.4%. Total Increase County wide looks like approximately 6%.
- Advised that Senator Norment will be at the January 9th meeting of the Board

Ms. Alsop expressed that it is very important that the Board meet with him so he will know what we need and what we are expecting.

BOARD OF SUPERVISORS COMMENTS

Mrs. Morris had the following comments:

- Thanked everyone for attending the meeting
- Congratulated all the Constitutional Officers in their election
- Commented that when the Board makes a mistake, they do not try to pass it off on someone else.
- Expressed appreciation for all comments, concerns and suggestions from the citizens, but when the Board is trying to give correct information and citizens insist on publicizing wrong information for whatever purpose, the Board will never get in a line of communication through the newspapers. Mrs. Morris further expressed that she, the County Administrator and Constitutional Officers have offered to meet with citizens on issues of concern asking them to come into the offices and see how the process works. If citizens are not looking to do this, then they are not looking for the real facts. The Board tries to do their best to serve the citizens of the County and up to this point the Board has done a decent job.

Mr. Milby had the following comments:

- Expressed his congratulations to each one in their election and thanked the citizens from the Buena Vista District for their support.
- Expressed his thanks to Lower King and Queen EMS for the job that they are doing
- Wished everyone a Happy Thanksgiving and a safe trip home, and expressed good luck to Mr. Bailey, who will be representing the Shanghai District in January.

Ms. Alsop had the following comments:

- Thanked everyone for attending the meeting and for the voters from the Newtown District who came out and voted during the election.
- Expressed her apologies to the Tavern Museum Council for missing a delicious meal.
- Congratulated all Constitutional Officers and other members of the Board on their reelection and that she is looking forward to working with Mr. Bailey.
- Expressed how glad she was that the County would be participating in the Regional Technical Center.
- Commented on sessions that were attended and the fact that things did not look good, as the State is trying to put everything on the localities, referring to road issues where VDOT will not have funding to take care of the roads. Ms. Alsop expressed that the Board needs to very vocal about these issues expressing our opposition.
- Wished everyone a Happy Thanksgiving

Mr. McDuff had the following comments:

- Expressed that it has been a good 4 years on the Board and was looking forward to his 3rd retirement.
- Wished everyone a Happy Thanksgiving

Mr. Simpkins had the following comments:

- Expressed his congratulations to everyone in their election and commending them for running a pretty clean race.
- Expressed his appreciation for the opportunity to attend the VACO Annual Conference at the Homestead, advising that there was a lot of information where the picture was not rosy. They were advised that by 2015 the Transportation Department will be out of money and that they are looking at putting tolls back on 95, which will not help us. Reported that he attended the CSA Meeting where discussion was made relating to portals and Medicaid, and that at this point no one knows the details or guidelines that we need to go by; that there are expected changes in VRS; that Department of Education has come up with a new formula that was discussed. A lot of questions were left unanswered and it does not appear to be pretty.
- Wished everyone a safe trip home.

CLOSED SESSION PURSUANT TO SECTIONS 2.2-3711 (A) 1 AND 2.2-3711 (A) 5 OF THE CODE OF VIRGINIA FOR THE PURPOSE OF DISCUSSING PERSONNEL ISSUES, A PERSPECTIVE BUSINESS AND DISCUSSION OF A DEVELOPMENT

A motion was made by Mrs. Morris and seconded by Mr. McDuff to enter into closed session pursuant to Section 2.2-3711 (A) 1 of the Code of Virginia for the purpose of discussing personnel matters and pursuant to Section 2.2-3711(A) 5 of the Code of Virginia for the purpose of discussing a perspective business where no announcement has been made of their intent to locate in the County, and for the purpose of discussing a development that has to handled in closed session to protect the privacy of an individual personal matter not related to County Business.

AYES: J. L. SIMPKINS, S. C. ALSOP, J. M. MILBY, JR., D. H. MORRIS, M. W. MCDUFF
 NAYS: NONE

A motion was made by Mr. McDuff and seconded by Ms. Alsop to come out of closed session with each member certifying by individual vote that only those public business matters lawfully exempt from the open meeting requirements of the Virginia Freedom of Information Act were heard, discussed or considered in closed session.

AYES: J. L. SIMPKINS, S. C. ALSOP, J. M. MILBY, JR., D. H. MORRIS, M. W. MCDUFF
 NAYS: NONE

No action was taken.

IT IS ORDERED THAT THE BOARD BE ADJOURNED:

A motion was made by Mr. Milby and seconded by Mrs. Morris to adjourn the meeting.

AYES: J. L. SIMPKINS, S. C. ALSOP, J. M. MILBY, JR., D. H. MORRIS, M. W. MCDUFF
NAYS: NONE

J. Lawrence Simpkins, Chairman

K. Diane Gaber, Deputy Clerk of the Board