

King and Queen County
Board of Supervisors Regular Meeting

Tuesday, October 9, 2012

7:00 P.M.

King and Queen County Courts and Administration Building
General District Courtroom

“Minutes of the Meeting”

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

Vice-Chair Doris Morris called the meeting to order, advising that Ms. Alsop would not be in attendance at the meeting due to medical issues and thought it was best not to attend this month's meeting. Mr. Simpkins provided the invocation followed by the Pledge of Allegiance to the Flag of the United States.

APPROVAL AND SIGNING OF AUGUST 27TH AND SEPTEMBER 10, 2012 MINUTES OF THE BOARD

A motion was made by Mr. Simpkins and seconded by Mr. Bailey to approve the August 27th and September 10th, 2012 minutes of the Board.

AYES: D. H. MORRIS, J. L. SIMPKINS, R. F. BAILEY, J. M. MILBY, JR.

NAYS: NONE

NOT PRESENT: S. C. ALSOP

APPROVAL AND SIGNING OF THE OCTOBER 2012 WARRANTS AND APPROPRIATIONS

A motion was made by Mr. Bailey and seconded by Mr. Simpkins to approve the October 2012 warrants and appropriations, subject to audit.

AYES: D. H. MORRIS, J. L. SIMPKINS, R. F. BAILEY, JR. J. M. MILBY, JR.

NAYS: NONE

NOT PRESENT: S. C. ALSOP

PUBLIC COMMENT PERIOD

Vice-Chair Doris Morris opened the public comment period, asking that those that wish to speak to please come forward stating their name and district in which they reside and to limit their comments to 2 minutes.

Mr. Mike Daugs, Buena Vista District, appeared before the Board relating to a zoning issue and that 2 minutes would not be enough for him. Mr. Daugs advised that he bought property on Rt. 33, Shacklefords Fork; old Eastwood's Store a few years ago and is zoned general business. Mr. Daugs advised that he has been repeatedly denied to use the property for its best use referring to the Zoning Ordinance and its wording relating to uses and development of business sites. Mr. Daugs further commented that he has had meetings before and the issues were brought before Ms. McGowan and Mr. Hachey before and there was no problem and the compliments that they received were very nice on the building. Mr. Daugs advised that they have a septic and sewage disposal permit that passes state recommendations and are licensed with the State of Virginia to conduct business and feels that he has been treated unfairly and unjustly, and asked that the Board grant permission allowing them to go back to work and take advantage of the general business property that they bought.

Mrs. Mary Daugs, wife of Mike Daugs, commented that they received a letter from one of the staff members advising that they were in violation relating to septic, well, parking as well as the entrance way. In speaking with a commissioner at VDOT, they advised that they had to problem with it. Mrs. Daugs further commented that she did not know who was trying to enforce the rules that are not legitimate rules. Mrs. Daugs advised that they were open for 3 days with a local food unit and on the 4th day they were shut down. When she wrote back to Ms. Sprouse she asked that a copy be given to the Board, and presented a copy to the Board at this time. They are only asking what is right to do.

After hearing no further questions, the public comment period was closed.

DEPARTMENT HEADS AND SCHOOL SUPERINTENDENT REPORTS

Treasurer Irene Longest was present providing the following report:

- Advised that she did receive \$454,102 from Republic Services on September 28th, 2012, providing the board with a copy of her monthly report.
- That the personal property bills were mailed last Wednesday and that the phones have been crazy. The Real Estate was mailed on September 14th.
- That Ms. Sears has been appointed to the School Board representing the Shanghai District and has caused her to reallocate duties where Stephanie use to handle the revenue and expenses for the School Board and has removed that function from her to Ms. Norman. Ms. Sears will handle the revenue and expenses on the County side. Ms. Longest further commented that she has spoken to Ms. Sears and that she knows that from 9 – 5 she is a county employee.
- Advised that the auditors are requesting a copy of our fund balance and since they have not met and worked on that, she has gotten with Tom and Tina and they worked on where they thought the County stood at June 30th. Ms. Longest further advised that as they move forward and the Board starts working on their projects they will need to meet, as

the funds are committed and the only ones that change the fund balance is the Board. Ms. Longest provided a copy of the fund balance at June 30th, 2012.

Mr. Simpkins questioned the options that citizens have to pay their taxes. Ms. Longest advised that they can mail it, they can go to the Bank of Essex or BB & T and Union Banks, they can call and pay it online with their processing service that they have.

- Advised that each month she hears of employees who have received their certifications and expressed that she had failed to advise that she was certified at the University of Virginia in 2007, last November both Ms. Norman and Sears were both certified by the University of Virginia. July of this year her office was accredited fully by the Treasurers Association of Virginia meeting all of the criteria that they have imposed on them. It is probably the first time in history that all employees and office is accredited.

Commonwealth Attorney Charles Adkins was present providing the following report:

- Apologized for missing the meeting last month, as it slipped by him with the change in holidays.
- Advised that they have been very busy the past couple of months, advising that they have obtained approximately 10 drug convictions complimenting Investigator Cecil and Jordan for the great job that they are doing. They have had 7 convictions for B & E's, 6 for grand larceny and 4 for stolen property, as well as other convictions made during the month.

Sheriff Charboneau had the following comments:

- Thanked the Board for allowing and approving the funds needed to purchase the specialized equipment and for the training that is given to the deputies and investigators. Deputy Jordan will be in training beginning in November for 2 1/2 months.
- Provided an update on an unsolved murder in King William approximately 10 years ago and received information that the lady could possibly be in a well in King and Queen and are still seeking information in this case.
- Advised that they have opened a couple other cold cases that they are working on with new DNA methods that they are trying to use.
- Expressed his appreciation to Greg Hunter for his help in the cases.
- Thanked all of the fire departments in the area as they have responded in a timely manner.

Debbie Longest, Clerk of the Circuit Court had no comments.

Superintendent of Schools, Charles Clare had the following comments:

- Advised that compared to the end of September last year, they have 11 students enrolled in the K-12 program more than last year.
- Currently there are 736 students, which is above their projection, 37 pre-k students that are in their pre-school initiative program. In addition to that they have 139 virtual school

students that are not King and Queen County students, with a total for their funding formula of 875.

- Advised that the School Board did appoint Mrs. Stephanie Sears at their September workshop as an interim Board Member for the Shanghai District to fill that seat. A petition has been filed with the Circuit Court Judge in which an election will be held in November 2013 for that position.
- Expressed that he hopes the Board Members have received their invitations to the Open House regarding the “Bridging Communities” which will be held on October 14th from 3 – 5:00 P.M. in New Kent County.
- Reminded the Board and citizens present that Community Pride day will be held on Saturday, October 27th, beginning at 9:00 a.m., with the parade beginning at 10:00 a.m., and homecoming football game at 2:00 P.M.
- Advised that the School Board has requested that he offer an opportunity to be included in the feasibility study regarding the King and Queen Elementary School that has been presented in a report format to both boards, as the School Board is very interested.

Social Services Director Betty Dougherty was present providing the following report:

- Advised that tomorrow is the public launch for common health for the State of Virginia, providing the board with information relating to it, allowing access 7 days a week in which citizens can apply on line, check the status of application filed etc.
- Advised that the fuel assistance application period began today and they will accept applications through November 9th and the Crisis beginnings November 1st and run through March 15th.
- Reminded everyone that October is Domestic Violence Prevention month.

PRESENTATION OF RESOLUTION OF APPRECIATION TO WEST POINT FIRE AND RESCUE

Vice-Chairman Doris Morris presented a framed resolution of appreciation to West Point Fire and Rescue for their many years of dedicated service and support to the citizens of King and Queen County to Chief Wyatt and another member of the department.

APPOINTMENTS/REAPPOINTMENTS TO VARIOUS BOARD AND COMMISSIONS

Planning Commission – Buena Vista District (to fill Bob Taylors term) 1/12/16 TABLED

Board of Building Appeals – Tabled at the August and September 2012 meetings – to fill unexpired term of Jerry Walker.

Mr. Simpkins advised that he ran into Mr. Walker and was advised that the reason Mr. Walker wanted to resign was because his job was going to take him out of the County and that the proposal fell through and he would be willing to continue serving if the Board wanted him to.

A motion was made by Mrs. Morris and seconded by Mr. Simpkins that Mr. Walker continues to serve in his capacity as a member of the Board of Zoning Appeals. His initial term expires: February 10, 2017.

AYES: D. H. MORRIS, J. L. SIMPKINS, R. F. BAILEY, JR., J. M. MILBY, JR.

NAYS: NONE

NOT PRESENT: S. C. ALSOP

Wetlands Board – Buena Vista District – term of Mr. Alvah Eubank expires October 14, 2012.

Tabled – Mr. Milby to contact Mr. Eubank

Industrial Development Authority/EDA

Stevensville District – Tabled (to take the place of Joe Schumacher)

Shanghai District – Tabled (to take the place of Connie Prince)

At Large Member – (to take the place of Robert E. Dabney)

A motion was made by Mr. Simpkins and seconded by Mrs. Morris to appoint Mr. Paul Bennett, III as an At-large member on the Industrial Development Authority/EDA to serve the unexpired term of Mr. Dabney.

AYES: D. H. MORRIS, J. L. SIMPKINS, R. F. BAILEY, JR., J. M. MILBY, JR.

NAYS: NONE

NOT PRESENT: S. C. ALSOP

BUDGET AMENDMENTS

Litter Control – pass through funds pertaining to grant award \$6,716.00

Capital Projects fund –

Final payment for radio system acceptance: \$200,023.00 (everything was completed this summer)

Broadband – Preliminary work during FY12 \$4,500.00

Airport District – County obligation for projects (Fulcrum) \$8,375.00

Schools – local funds remaining from FY11 transferred to School construction Fund \$116,141.00

Emergency Services – Carryover grants for FY12 – Not all grant funds were expended or items received before June 30, 2012 for FY12 grants - \$38,380.00.

Capital Projects – Broadband - \$400,000.00 – cost relating to county wide broadband.

Schools – The School Board is requesting a budget amendment to the School's FY13 budget in the amount of \$42,057. No additional local funds are required.

Schools – purchase of large bus - \$10,292.00 – In the FY13 budget, funds were budgeted to purchase a regular passenger school bus. The School Division is requesting the purchase of the larger 77 passenger bus. This bus will meet their needs more effectively for use on longer routes, field trips and sports team transport.

Sheriffs Department – over-looked fuel bill \$3,065.64 – May 2012

Sheriff Charboneau advised that a couple of weeks ago, his office manager brought to his attention a bill that has not been paid for fuel of which is a large mistake. Per his office manager she advised that she never saw the bill, however, he feels it was misplaced and he has implemented that when gas bills come in they will come to him and he will forward them to Tina. Sheriff Charboneau advised that he has taken corrective measures where he will sign off on them when they come in. Hopefully it will not happen again.

Mr. Simpkins questioned if the books have been closed.

County Administrator Thomas Swartzwelder advised that the books are soft closed and that the auditors have been consulted, it will be treated as an accrued entry.

After discussion, a motion was made by Mr. Simpkins and seconded by Mr. Bailey, to approve all of the amendments as presented.

AYES: D. H MORRIS, J. L. SIMPKINS, R. F. BAILEY, JR., J. M. MILBY, JR.

NAYS: NONE

NOT PRESENT: S. C. ALSOP.

COUNTY ADMINISTRATORS COMMENTS

County Administrator Thomas Swartzwelder provided the following comments:

- Reminded the Board that at the November 13th meeting of the Board a public hearing will be held on the Wireless Service Authority that we are creating in the County. Mr. Swartzwelder advised that the advertisement has to be in the paper 30 days in advance.
- Expressed his appreciation to the Treasurer for her comments relating to accreditation of her employees as we know how difficult they are to obtain and that it is quite an accomplishment.
- Advised that Mrs. Ammons has passed yet another test and is 3 tests away from receiving her accreditation.
- Advised that we have had 4 fire incidents in the county in the past week with at least 25 guys responding to each one, with West Point responding to one of them which was a huge help to us. They did a great job.

- Provided an update on Circuit Court, everything is pretty much complete, with the exception of a hold up with Dominion Power.
- Advised that Judge Hoover has asked that we accommodate them by way of some type of large screen TV, with power point accessibility. As an Attorney he strongly supports this. Unless the Board objects, he would like to proceed with this.
- Advised that Broadband is on tract, with testing being done on the towers, tuning microwaves on the towers and hopefully should be complete next week, with home installations in early January.

Mr. Simpkins questioned the month of January. Mr. Swartzwelder advised that they may have it ready for December, but did not want to advertise that.

BOARD OF SUPERVISORS COMMENTS

Mr. Bailey had the following comments:

- Thanked everyone for coming out to the meeting
- Thanked the County Employees that are passing all of these tests, that he feels their pain as he too in his job has to receive certifications.
- Thanked the County Administrator for the job that he does and knows that he is a workaholic
- Everyone have a safe trip home

Mr. Milby had the following comments:

- Advised that Mr. Swartzwelder referenced fires in the County and that one of them was in his community where the Webb family lost their home and to please keep that family in your thoughts and prayers.
- Expressed his appreciation for all of the thoughts and prayers in the loss of his brother-in-law and for the plant from the County.
- Encouraged everyone to get out and vote
- Thanks for coming out and have a safe trip home.

Mr. Simpkins had the following comments:

- Thanked everyone for coming out,
- Advised that they lost a long time businessman in the St. Stephens Church Community – Dave Sutton, he ran the local Chrysler Dealership. He and his family has been a fixture in the community for many years.
- Encouraged everyone to come out and show your community pride at Community Pride Day on October 27th.
- Encouraged everyone to vote. If you don't express your vote, you have no voice.
- He anxiously awaits Broadband, as he is questioned every night by his family.
- Thanked everyone for attending and wished a safe trip home.

Mrs. Morris had the following comments:

- Thanked those who attended the meeting
- Thanked the Treasurer for all of the hard work in her office and accreditations
- Thanked Tina for passing yet another test
- Thanked West Point for all of the many years of service to King and Queen
- Encouraged everyone to exercise to vote
- Advised that she has a number of calls every week about when we will be getting broadband
- Asked that we keep Ms. Alsop and her family in our prayers as she recovers from her illness.
- Have a safe trip home

A motion was made to adjourn by Mr. Bailey and seconded by Mr. Simpkins.

AYES: D. H. MORRIS, J. L. SIMPKINS, R. F. BAILEY, JR., J. M. MILBY, JR.

NAYS: NONE

NOT PRESENT: S. C. ALSOP

IT IS ORDERED THAT THE BOARD ADJOURN:

Doris H. Morris, Vice-Chairman

K. Diane Gaber, Deputy Clerk