

King and Queen County
Board of Supervisors Minutes

Tuesday, November 12, 2013
6:00 P.M. – Annual 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”

Chairman Morris reconvened the meeting from their October 28th workshop, after which, they enjoyed a delicious meal prepared by the Museum Council. Board Members that were present for the dinner were: Chairman Morris, R. F. Bailey, J. L. Simpkins, and J. M. Milby, Jr. Not present was Ms. Alsop.

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

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

NAYS: NONE

NOT PRESENT: S. C. ALSOP

7:00 P.M. – Regular Meeting of the Board

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

Chairman Morris called the meeting to order. Mr. Simpkins provided the invocation followed by the Pledge of Allegiance to the Flag of the United States.

APPROVAL AND SIGNING OF THE SEPTEMBER 23, 2013 AND OCTOBER 15, 2013 MINUTES OF THE BOARD

A motion was made by Mr. Simpkins and seconded by Mr. Bailey to approve the September 2013 and October 15, 2013 minutes of the Board.

AYES: S. C. ALSOP, R. F. BAILEY, JR., J. L. SIMPKINS, J. M. MILBY, JR.
NAYS: NONE
NOT PRESENT: S. C. ALSOP

APPROVAL AND SIGNING OF THE NOVEMBER 2013 WARRANTS AND APPROPRIATIONS

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

AYES: D. H. MORRIS, R. F. BAILEY, JR., J. L. SIMPKINS, J. M. MILBY, JR.
NAYS: NONE
NOT PRESENT: S. C. ALSOP

PUBLIC COMMENT PERIOD

Chairman Morris opened the public comment period. After hearing no comments from citizens present, the public comment period was closed.

SOCIAL SERVICES AND SCHOOL SUPERINTENDENTS REPORTS

Betty Dougherty, Director of Social Services, provided the following report, advising:

That in the month of October they received 167 applications for fuel assistance. 131 of the applications were approved, 6 were denied and 30 were still pending as of October 31st. The King and Queen Resource Council has 3 active committees working on special projects, those being, the back pack committee, a committee that worked on and continues to monitor the implementation of a Prisoner Re-Entry Council of which their meetings are held on the 3rd Friday of every month at 9:30 a.m., at King William Department of Social Services. The CERT Committee (Citizens Emergency Response Team) is currently in the final phase of monitoring and supporting.

Superintendent of Schools Dr. Stanley Jones provided a report advising:

- That they are in their 50th day of School
- A Grant has been received for \$80,000 – Safety and Security, of which bids are to go out later.
- Advised that the Schools Board’s next meeting will be held on Tuesday at which time he will present the Budget Calendar for 2014/15.
- Advised that the current attendance is 814 students (247 at King and Queen Elementary, 224 at Lawson Marriott, 231 at Central High School and 112 Virtual Students)
- Shared goals that he has established for 2013-2014 which includes Instructional Leadership for King and Queen Public Schools, Communication and Community Relations, Student Outcome/Student Growth, Organizational Leadership and School Safety.

APPOINTMENTS/REAPPOINTMENTS TO VARIOUS BOARDS AND COMMISSIONS

BOARD OF ZONING APPEALS

Stevensville District – Mr. Leland Wyatt sends his regrets that he does not wish to serve again due to his health. TABLED

Buena Vista District - (replacement for Bob Taylor on the BZA – terms expires 8/10/15)

County Administrator Thomas Swartzwelder advised the Board that at the time of Mr. Taylor's Appointment he was serving as a member on the Planning Commission. The District is not specific. Ms. Alsop has now appointed someone that is currently on the BZA to the Planning Commission and that appointment may be an option that Ms. Alsop might want to consider which would fill the vacancy left by Mr. Taylor. TABLED

SOCIAL SERVICES BOARD (STEVENSVILLE DISTRICT) to replace Ms. Vanessa Porter. She is not eligible to serve until she rotates off for a minimum of two years. TABLED

VACORP/STANDARD PROGRAM – DISABILITY PROGRAM

County Administrator Thomas Swartzwelder advised the board that last month the Board took action Opting out of the VRS Program, and this would be an Opt In to the VACO program which staff feels is a better fit for us than the VML Program. The majority of the jurisdictions are going with the VACORP Program and recommends going with VACORP. Mr. Swartzwelder further commented that down the road if there is a need to change we can do that.

A motion was made by Mr. Milby and seconded by Mr. Bailey to go with the VACORP/Standard Program.

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

NAYS: NONE

NOT PRESENT: S. C. ALSOP

BUDGET AMENDMENT/SUPPLEMENT – SHERIFF - \$1,530.53

A motion was made by Mr. Bailey and seconded by Mr. Milby to approve the budget amendment in the amount of \$1,530.53 for the Bulletproof Vest Partnership Grant that was awarded. It was noted that this is flow-through money and there is no local match involved.

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

NAYS: NONE

NOT PRESENT: S. C. ALSOP

RESOLUTION – USDA/RURAL DEVELOPMENT – COOKING EQUIPMENT FOR SCHOOL CAFETERIAS AND BUDGET SUPPLEMENT APPROVAL

A motion was made by Mr. Simpkins and seconded by Mr. Bailey to approve the following resolution and budget supplement in the amount of \$42,000.00. It is noted that of the \$42,000, \$27,300 is local match.

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

NAYS: NONE

NOT PRESENT: S. C. ALSOP

RESOLUTION OF GOVERNING BODY

King and Queen County

The governing body of King and Queen County, consisting of five (5) members, in a duly called meeting held on the 12th day of November, 2013 at which a quorum was present RESOLVED as follows:

BE IT HEREBY RESOLVED that, in order to facilitate obtaining financial assistance from the United States of America, United States Department of Agriculture, Rural Development, (the Government) in the purchase of cafeteria equipment to serve the community, the governing body does hereby adopt and abide by the covenants contained in the agreements, documents, and forms required by the Government to be executed.

BE IT FURTHER RESOLVED that the County Administrator be authorized to execute on behalf of the Governing Body, the above-referenced agreements and to execute such other documents including, but not limited to, debt instruments and security instruments as may be required in obtaining the said financial assistance.

This Resolution, along with a copy of the above-referenced documents, is hereby entered into the permanent minutes of the meetings of this Board. (Note: no documents attached, as this is a retro resolution)

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

NAYS: NONE

NOT PRESENT: S. C. ALSOP

COUNTY ADMINISTRATORS COMMENTS

County Administrator Thomas Swartzwelder had the following comments:

- Advised that the Historical Society has applied with the State to have Immanuel Church at the Courthouse to be included within the historic courthouse green and that a letter has been received asking if the County objects to this and asked for direction as to if the Board objects or not. It was the consensus of the Board that they do not have any objections to this.
- Advised that the Sheriff is retiring another Crown Victoria identical to the one given to the schools last year and recommends giving this vehicle to the schools.

TRANSFER OF SHERIFF VEHICLE TO SCHOOLS

A motion was made by Mr. Bailey and seconded by Mr. Milby to transfer vehicle ID #8915(Crown Victoria) from the Sheriff's Department to the Schools.

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

NAYS: NONE

NOT PRESENT: S. C. ALSOP

County Administrator's Comments continued:

- Advised that the All Hazards Mitigation Plan needs to be updated in 2016 and will be in the packet next month with more information. Our portion will be around \$13,400.00 to do again as part of a partnership with PDC.
- Advised that he has not ordered the IPADS or the reverse 911, as he wanted to make sure that this was something the Board still wanted to do once they hear from the landfill as to what is proposed.

Chairman Morris expressed that she and Mr. Milby were opposed to purchasing the items to begin with and did not feel right voting on this without Ms. Alsop being present. Mr. Simpkins expressed that he felt that Mr. Swartzwelder just wants direction to just let it lay for a while to see what happens before making a purchase and was having second thoughts about the items. It was the consensus of the Board to wait for a while before ordering.

County Administrator Thomas Swartzwelder advised that he has spoken with the County Offices and that everyone is going to do their best to weather the storm until the County sees what kind of revenue will be coming in.

- Advised that a letter from Mrs. Pam Ashley has been placed at each members seat of her experience with the EMT's when she was in a situation that required service.
- Advised that 5 or 6 months ago that the Center of Innovative Technology had obtained a USDA grant to study how to market and do public outreach on how to educate about rural broadband in Virginia. King and Queen County has been selected to be the model.

BOARD OF SUPERVISORS COMMENTS

Mr. Milby had the following comments:

- Thanked the Historical Society for the Delicious Dinner
- Wished everyone a safe and Happy Thanksgiving and Holiday
- Thanked Dr. Jones for providing a handout of his comments
- Hopes Ms. Alsop is feeling better and will be back next month.

Mr. Bailey had the following comments:

- Thanked everyone for coming out to the meeting
- Expressed his appreciation to the Historical Society for the delicious meal
- Expressed that he has thought long and hard about the landfill, iPads and everything that the County has to spend a dollar on, and the fact that he feels the County is being held hostage and is very angry about it.
- Wished everyone a safe trip home and look out for the animals on the highway

Mr. Simpkins had the following comments:

- Thanked everyone for coming
- Thanked “The Tavern Museum Council” for the delicious meal.
- Thanked our Registrar for getting votes counted and to the appropriate people.
- Commented on the catastrophe in the Philippines and hopes we never have to face the situations that they have been facing, and that it is the goal to have the appropriate people to handle the wellbeing of our citizens.
- Hopes everyone will have a safe trip home and a Happy Thanksgiving.

Mrs. Morris had the following Comments:

- Expressed that a letter has been received asking for formal recognition recognizing Rev. Reginald Williams for his 5 years of service at Second Mount Olive Baptist Church.

A motion was made by Mrs. Morris and seconded by Mr. Bailey that a letter be sent recognizing Rev. Williams

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

NAYS: NONE

NOT PRESENT: S. C. ALSOP

Mrs. Morris Comments continued:

- Commented on the article that came out in the Tidewater Review and remarks made by Mr. Loveland, realizing that Mr. Loveland is only the messenger. Mrs. Morris further expressed that she has received a number of phone calls about the article and hopes that

this Board would not allowed to be bullied. The height conversation was brought up 10 years ago, when there were no problems as they are putting it on now. Their thoughts are that you do not divert traffic or trucks, losing revenue for the County and asked that this be shared with the Board.

- Advised that she sits on the Board of Directors for Quinn Rivers and they are having some real issues where legal council has been involved and is not sure about the Board leaving Quinn Rivers in the Budget for the next budget session.
- Thanked the Historical Society for the wonderful meal.
- Thanked Dr. Jones for the report
- Thanked everyone for coming out and looks forward to seeing everyone next month.

CLOSED SESSION PURSUANT TO SECTION 2.2-3711(A) 1 OF THE CODE OF VIRGINIA FOR THE PURPOSE OF DISCUSSING PERSONNEL MATTERS INVOLVING SPECIFIC EMPLOYEES IN THE SHERIFF'S DEPARTMENT, AND PURSUANT TO SECTION 2.2-3711 (A) 7 FOR CONSULTATION WITH LEGAL COUNCIL WHERE ANTICIPATED LITIGATION AND ATTORNEY CLIENT ADVICE MAY BE OBTAINED.

A motion was made by Mr. Milby and seconded by Mr. Bailey to enter into closed session pursuant to Sections 2.2-3711 (A) 1 and 2.2-3711 (A) 7 to discuss personnel matters involving specific employees in the Sheriff's Department, and for discussion relating to anticipated litigation with legal counsel.

AYES: D. H. MORRIS, R. F. BAILEY, JR., J. L. SIMPKINS, J. M. MILBY, JR.
NAYS: NONE
NOT PRESENT: S. C. ALSOP

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

AYES: D. H. MORRIS, R. F. BAILEY, JR., J. L. SIMPKINS, J. M. MILBY, JR.
NAYS: NONE
NOT PRESENT: S. C. ALSOP

ACTION TAKEN:

A motion was made by Mr. Milby and seconded by Mr. Bailey that the County pay \$8,530.90 to Dr. Gwathmey for damage done at his office located at St. Stephens Church by a County Deputy.

AYES: D. H. MORRIS, R. F. BAILEY, JR. J. L. SIMPKINS, J. M. MILBY, JR.,
NAYS: NONE

NOT PRESENT: S. C. ALSOP

IT IS ORDERED THAT THE BOARD BE ADJOURNED:

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

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

NAYS: NONE

NOT PRESENT: S. C. ALSOP

Doris H. Morris, Chairman

K. Diane Gaber, CMC, Deputy Clerk