

King and Queen County
Board of Supervisors Regular Meeting

Monday, May 13, 2024
7:00 P.M.

King and Queen County Courts and Administration Building
General District Courtroom

“Minutes of the Meeting”

**CALL TO ORDER, INVOCATION AND PLEDGE OF ALLEGIANCE TO THE FLAG
OF THE UNITED STATES OF AMERICA**

Mr. Simpkins provided the invocation, followed by the Pledge of Allegiance to the Flag of the United States. He further noted that all members were present.

APPROVAL AND SIGNING OF THE MARCH 25, 2024 AND APRIL 8, 2024 MINUTES

A motion was made by Ms. Alsop and seconded by Mr. Berry approving the March 25, 2024 and April 8, 2024 minutes of the Board.

AYES: S.C. ALSOP, J.L. SIMPKINS, M.R. BERRY, M.H. NORMAN, C.R. BILLUPS
NAYS: NONE

APPROVAL AND SIGNING OF MAY WARRANTS AND APPROPRIATIONS

A motion was made by Mr. Berry and seconded by Ms. Alsop to approve the May County warrants and payroll, subject to audit.

AYES: S.C. ALSOP, J.L. SIMPKINS, M.R. BERRY, M.H. NORMAN, C.R. BILLUPS
NAYS: NONE

PUBLIC COMMENT PERIOD

Charles Tompson/St. Stephens Church District – Advised that he had received a letter from the Vivian Seay pertaining to his inquiry regarding county employees charging of personal electric vehicles at county facilities. He read the letter aloud and provided a copy to each board member. He stated that the letter was unprofessional because it was not his name at the top (misspelling) and if this is the type of work the County Administrator and County Attorney do, what are we paying for?

Cynthia Johnston/St. Stephens Church District – Stated that she paid for her county vehicle license, and it cleared her bank on May 1st. She received a delinquent letter dated May 8th for the

license fee and an admin fee. What was the cost of mailing out these notices to citizens who have already paid?

She also noted that the 101 points of interest on the County website has incorrect information. The Grave Museum and New Mount Zion Church are wrong. She also asked why there weren't more black places on the map. St. Stephens Baptist Church used to be the site of slave auctions. The site needs to be more inclusive of black history.

Sequoia Fortune/St. Stephens Church District – Stated that he is glad to be allowed to be a part of democracy by being allowed to speak during meetings, however he noticed that there aren't many people in attendance. Who decides the times of the meetings and have they considered other times that would be more convenient for citizens?

RESOLUTION – VDOT SECONDARY SIX YEAR PLAN

Lee McKnight, Residency Engineer advised that the Board held a public hearing on the six year plan and that since there were no changes being made to the plan, another hearing is not required.

A motion was made by Ms. Alsop and seconded by Ms. Norman to adopt the following resolution:

**KING AND QUEEN COUNTY BOARD OF SUPERVISORS
FY 2025-2030
SECONDARY ROAD SIX-YEAR PLAN
AND BUDGET RESOLUTION**

At the regular meeting of the King and Queen County Board of Supervisors held on the 13th day of May 2024, the following resolution was adopted:

WHEREAS, Section 33.2-231 of the 1950 Code of Virginia, as amended, provides the opportunity for each county to work with the Virginia Department of Transportation in developing a Secondary Road Six-Year Plan; and

WHEREAS, this Board had previously agreed to assist in the preparation of this Plan, in accordance with the Virginia Department of Transportation policies and procedures

WHEREAS, a public hearing to receive citizen input to the Six-Year Improvement Plan was conducted for the May 8, 2023 public meeting after being duly advertised so that all citizens of the County had the opportunity to participate in said hearing.; and

WHEREAS, after receiving updated and revised cost estimates for the current Fiscal Year (FY) 2024-2029 Secondary Road Six-Year Plan projects and learning that many of these planned projects will need additional funding to construct, the Board of Supervisors has decided to not add any new or additional projects to the proposed 2025-2030 Secondary Road Six-Year Plan. For this reason, the Board of Supervisors has elected to forgo an additional public hearing this calendar year and seek to program the allocated funds to the remaining, uncompleted projects from the prior year plan.

WHEREAS, full consideration was given to any public requests that certain roads be advanced in the Six-Year Secondary Road Improvement Plan; and

WHEREAS, the Residency Administrator of the Virginia Department of Transportation appeared before the board and recommended approval of the Six Year Plan for Secondary Roads (2024 - 2025) through 2029 – 2030 and Construction Priority List (2024 - 2025) for King and Queen County, Virginia.

WHEREAS, it is the intention of the Board of Supervisors that the Secondary Road Improvement budget for fiscal year 2025 be prepared in the same priority order as the adopted 2025-2030 Secondary Road Six-Year Improvement Plan within available funds;

NOW, THEREFORE, BE IT RESOLVED, that since said Plan appears to be in the best interest of the Secondary Road System in King and Queen County, the King and Queen County Board of Supervisors hereby adopts this resolution approving said Secondary Six Year Plan (2024-2025 through 2029-2030) and Construction Priority List (2024-2025)

AYES: S.C. ALSOP, J.L. SIMPKINS, M.R. BERRY, M.H. NORMAN, C.R. BILLUPS

NAYS: NONE

Board members also made the following inquiries to Mr. McKnight regarding concerns from citizens:

Ms. Norman advised that on Tastine Road the vines and grass are out in the road and need to be trimmed.

Ms. Alsop thanked VDOT for the work done on Owens Mill Road it is much better and also thanked them for the improvement in the “dip” in the intersection of Rt. 360 and Rt. 721. The paving contractor did a very good job of making it better.

Mr. Simpkins agreed with Ms. Alsop’s comments on the Rt. 360 and Rt. 721 intersection, it is much better, very good work.

RESOLUTION – KING AND QUEEN PUBLIC LIBRARY

Ms. Seay advised that several months ago the Board created the library and library board, the General Assembly has approved the change in Virginia Code allowing for the County to have an advisory board rather than an authority board for the library and that the library is now open and will be fully functioning as of July 1. The Library of Virginia requires a resolution that encompasses the process of the creation of the library in order for the County to be eligible to receive funding.

A motion was made by Ms. Alsop and seconded by Mr. Berry to adopt the following resolution:

WHEREAS, for many years, King and Queen County has been a member locality in the Pamunkey Regional Library System (the “PRLS”); and

WHEREAS, in May of 2023, King and Queen County notified the other member localities in PRLS, namely Goochland County, Hanover County, and King William County, that King and Queen County would be withdrawing from the PRLS no later than two years following such notice, as provided by statute; and

WHEREAS, in conjunction with the notice of its intended withdrawal from PRLS, King and Queen County also asked Goochland County, Hanover County, and King Williams County for leave to withdraw from the PRLS prior to the two-year notice period as allowed by statute; and

WHEREAS, expecting permission to be granted for King and Queen County to withdraw from the PRLS effective at midnight on June 30, 2024, King and Queen County did establish the King and Queen County Public Library System and did appoint the King and Queen County Public Library Board, all effective as of February 1, 2024; and

WHEREAS, the Virginia General Assembly did amend, and the Governor of Virginia did approve the amendment of, Va. Code § 42.1-36 effective July 1, 2024, to allow King and Queen County to operate its library system without the continued existence of a library board; and

WHEREAS, King and Queen County wishes to continue to have a library board on and after July 1, 2024 to serve as an advisory board but not a board in which management and control of the King and Queen County Public Library is vested.

NOW, THEREFORE, BE IT RESOLVED by the King and Queen County Board of Supervisors that pursuant to Va. Code § 42.1-33, the King and Queen County Public Library is approved, ratified, and confirmed to exist as of February 1, 2024; that pursuant to Va. Code § 42.1-35, the management and control of the King and Queen County Public Library shall be vested in its board of trustees for the period February 1, 2024 through June 30, 2024; that the King and Queen County Public Library Board of Trustees shall consist of the following members effective February 1, 2024, namely Adrienne Berard, Kim Carlton, Beth Hayes, Patricia Simpkins, Bidy Walker, and Annie Carter; that pursuant to Va. Code § 42.1-36, on and after July 1, 2024, the King and Queen County Public Library Board of Trustees shall be an advisory board, not a management board, consisting of the aforesaid individuals appointed to serve effective February 1, 2024, and shall be known as the King and Queen County Public Library Advisory Board.

AYES: S.C. ALSOP, J.L. SIMPKINS, M.R. BERRY, M.H. NORMAN, C.R. BILLUPS

NAYS: NONE

RESOLUTION – SPEED SIGN PLACEMENT/VDOT

Captain Mitchell advised that the fixed speed alert signs that have been placed in areas around the county require permits from VDOT since they are in the VDOT right of way. Part of the permit process is to either post a bond or to have the Board adopt a resolution regarding their placement.

A motion was made by Mr. Berry and seconded by Ms. Norman to adopt the following resolution:

LAND USE PERMIT RESOLUTION

WHEREAS, it becomes necessary from time to time for the County of King and Queen to obtain land use permits from the Virginia Department of Transportation to install, construct, maintain, and operate certain public works and public utilities projects along, across, over, and upon highway systems of the Commonwealth of Virginia; and,

WHEREAS, expense, damage, or injury may be sustained by the Commonwealth of Virginia growing out of granting to the County of King and Queen by the Virginia Department of Transportation of said permits for the work aforesaid.

NOW, THEREFORE, BE IT RESOLVED by the King and Queen County Board of Supervisors this 13th day of May, 2024:

Section 1: That in accordance with the provisions of Section 24VAC30-151-720 of the Land Use Permit Regulations of the Virginia Department of Transportation, King and Queen County does hereby grant assurances to the Virginia Department of Transportation (VDOT) that it shall in all respects comply with all of the conditions of the permit or permits that have been, or will be, granted to the County of King and Queen and guarantees the successful completion of the work, or, if appropriate, restoration of the right of way to its original condition.

Section 2: That the County Administrator, or their designee, be, and hereby is authorized to execute on behalf of King and Queen County all land use permits and related documents of the Virginia Department of Transportation.

Section 3: That this resolution shall be a continuing resolution and shall not be revoked unless and until sixty (60) days' written notice of any proposed revocation be submitted to the Virginia Department of Transportation.

Section 4: That King and Queen County shall, if requested by the Virginia Department of Transportation, provide a letter that commits to using the surety provided by its contractor or to have the contractor execute a dual obligation rider that adds the Virginia Department of Transportation as an additional obligee to the surety bond provided to the locality, with either of these options guaranteeing the work performed within the state maintained right-of-way under the terms of the land use permit for that purpose.

BE IT FURTHER RESOLVED that the County Administrator, or their designee, be, and hereby is authorized and directed to procure insurance required by Section 1 herein.

The foregoing Resolution was adopted by the County Board of Supervisors at its regular meeting held on 13th of May, 2024 in King and Queen County, Virginia.

AYES: S.C. ALSOP, J.L. SIMPKINS, M.R. BERRY, M.H. NORMAN, C.R. BILLUPS
NAYS: NONE

RESOLUTION – VRS ENHANCED HAZARDOUS DUTY MULTIPLIER

Tina Ammons, Director of Finance advised that Sheriff Balderson and Emergency Services Coordinator Greg Hunter both requested this change as part of their FY25 budget submissions. The Board included funding in their budget to cover the estimated cost of \$30,000. The new VRS rate for all fulltime employees would increase to 10.49% as of July 1, 2024. The enhanced multiplier would increase the retirement multiplier for hazardous duty employees from 1.7% to 1.85% on the average final compensation of the employee.

A motion was made by Ms. Alsop and seconded by Ms. Billups to adopt the following resolution to be provided to VRS:

Enhanced Hazardous Duty Benefits

WHEREAS, subject to the approval of the Virginia Retirement System (“VRS”) Board of Trustees, *Code of Virginia* § 51.1-138 permits a political subdivision of the Commonwealth of Virginia currently participating in VRS to make an irrevocable election to provide enhanced hazardous duty retirement benefits for its eligible employees as outlined in § 51.1-138.

NOW, THEREFORE, BE IT RESOLVED, that the King and Queen County (the “Employer”) does hereby elect to have such employees of Employer who are employed in positions as full time Law Enforcement Officers, Firefighters, Emergency Medical Technicians, Jail Officers and whose tenure is not restricted as to temporary or provisional appointment, become eligible, effective the first day of July 2024, for VRS benefits equivalent to those provided for state police officers of the Department of State Police, as set out in § 51.1-138 including the retirement multiplier of 1.70% or 1.85%, in lieu of the benefits that would otherwise be provided to such employees, and Employer agrees to pay the employer cost for providing such benefits; and

NOW, THEREFORE, the officers of Employer are hereby authorized and directed in the name of Employer to carry out the provisions of this resolution and to pay to the Treasurer of Virginia from time to time such sums as are due to be paid by Employer for this purpose.

AYES: S.C. ALSOP, J.L. SIMPKINS, M.R. BERRY, M.H. NORMAN, C.R. BILLUPS

NAYS: NONE

SURPLUS OF COUNTY OWNED VEHICLES AND EQUIPMENT

A motion was made by Mr. Berry and seconded by Ms. Alsop to surplus the following list of vehicles and equipment.

Year	Make	Model	Last Four of VIN/SN
2000	Ford	F150	1385
2012	Chevrolet	Impala	7492
2014	Chevrolet	Impala	9643
2014	Chevrolet	Impala	9951
2014	Chevrolet	Impala	4652
2016	Chevrolet	Impala	4547

2016	Chevrolet	Impala	3950
2011	Olympian	Generator	0401
2011	Olympian	Generator	0197

AYES: S.C. ALSOP, J.L. SIMPKINS, M.R. BERRY, M.H. NORMAN, C.R. BILLUPS
 NAYS: NONE

APPROVAL AND ACCEPTANCE OF DEED AND DOCUMENTS FOR REAL PROPERTY ACQUISITION

This item was tabled to the next meeting.

SET PUBLIC HEARING DATE – ZA24-01 – CHAPTER 5, EROSION AND SEDIMENT CONTROL AND RZ24-01, CUP24-01 & SP24-01 VIRGINIA ELECTRIC & POWER COMPANY D/B/A DOMINION ENERGY VIRGINIA

A motion was made by Ms. Alsop and seconded by Ms. Norman to set June 10, 2024 regular meeting as the date for the public hearings.

AYES: S.C. ALSOP, J.L. SIMPKINS, M.R. BERRY, M.H. NORMAN, C.R. BILLUPS
 NAYS: NONE

APPOINTMENTS TO VARIOUS BOARDS AND COMMISSIONS

Economic Development Authority/Shanghai District – A motion was made by Ms. Norman and seconded by Ms. Alsop to appoint Joseph McGuire to fill the unexpired term of Shwan Lazar ending on December 31, 2025.

AYES: S.C. ALSOP, J.L. SIMPKINS, M.R. BERRY, M.H. NORMAN, C.R. BILLUPS
 NAYS: NONE

CPMT Private Provider Representative - A motion was made by Ms. Alsop and seconded by Ms. Billups to appoint Karen Forde with Thrive Virginia.

AYES: S.C. ALSOP, J.L. SIMPKINS, M.R. BERRY, M.H. NORMAN, C.R. BILLUPS
 NAYS: NONE

COUNTY ADMINISTRATOR’S COMMENTS

Ms. Seay provided the following updates:

- Advised the Board that she has received the final preliminary site plan for the Carlton’s Corner site.
- Reminded the Board that they are all invited to Central High School graduation.
- Reminded the Board of the work session next Tuesday, May 28th at 6:00 p.m.

BOARD OF SUPERVISORS COMMENTS

Ms. Norman had the following comments:

- Thanked everyone for coming and that she appreciated the citizen input and comments.
- She toured the areas with the new carpet and paint, they look great. She inquired about when the areas that did not have carpet would be painted.

Ms. Billups had the following comments:

- Thanked everyone for coming out on this beautiful day.
- Reminded everyone considering recent events in the country, to be conscious of safety. If you see something, say something.
- Wished everyone a safe trip home and be safe.

Mr. Berry had the following comments:

- Thanked everyone for coming and glad that it has ben a short meeting.
- Advised everyone that the volunteer fire and rescue organizations are having a benefit for the Davis family whose home was damaged by fire recently. It will be Sunday, May 19th at the Central Fire Department. Please spread the word.
- Noted that Cumnor Store, one of the old-fashioned country stores in the Stevensville District will be reopening soon. He is glad to see this happening and encouraged everyone to support it.
- Stated that it is nice to see people coming out to the meetings and he would like to see more.

Ms. Alsop had the following comments:

- Thanked everyone for coming, especially to the speaker regarding meeting times.
- Reminded board members of the VACo Region 2 meeting on May 22nd.
- Expressed again being impressed with the job done by the paving contractor on the Rt. 360 and Rt. 721 intersection.
- Advised that she will be speaking at the Virginia Summit on Antisemitism in Norfolk in June. This is a very important topic that needs to be addressed.

Mr. Simpkins had the following comments:

- Thanked everyone for coming and for speaking. The suggestion regarding meeting dates is something that the Board may need to look at and try.
- Expressed that he is glad to see the adoption of the VRS resolution. He is very appreciative of those employees and the work they do. People need to remember that when you need them, you need them. We need appreciate and thank them for the work they do.

IT IS ORDERED THAT THE BOARD BE ADJOURNED:

A motion was made by Ms. Alsop and seconded by Ms. Norman to adjourn the meeting at 7:45 p.m.

Chairman

Clerk of the Board