

VIRGINIA:

At a regular meeting of the King George County Board of Supervisors, held on Tuesday, the 16th day of February 2010, at 6:00 p.m. in the Board Room of the Revercomb Building at 10459 Courthouse Drive, King George, Virginia:

PRESENT: Dale W. Sisson, Jr., Chairman
Cedell Brooks, Jr., Vice-Chairman
Joseph W. Grzeika, Member
John P. LoBuglio, Member
James F. Mullen, Member
A. Travis Quesenberry, County Administrator
Matthew J. Britton, County Attorney

The Chairman, Mr. Sisson, called the meeting to order.

02-10 – Consent Agenda

On a motion by Mr. Grzeika, seconded by Mr. Mullen, and carried unanimously, each member voting as follows: Mr. Sisson Aye; Mr. Brooks Aye; Mr. Grzeika Aye; Mr. LoBuglio Aye; and Mr. Mullen Aye, the King George County Board of Supervisors approved the Consent Agenda, as presented, which included the following:

Authorized the issuance of warrants against the FY09-10 General Fund in the total amount of \$30,704.98

Authorized the issuance of warrants against the FY09-10 Library Fund in the total amount of \$6,618.67

Authorized the issuance of warrants against the FY09-10 Recreation Activity Fund in the total amount of \$4,744.18

Verified warrants issued for services to avoid late fees or disruption of service

Approved Personal Property Tax Refunds

Approved minutes for January 2010

Public Comment:

The Chairman opened the floor for public comment. There being none, the Chairman closed that portion of the meeting.

Reports of Members of the Board:

Mr. Brooks

Mr. Brooks was pleased with the road clearance during the recent snow storm noting that within 24 hours all the main roads were clear and within 48 hours the back roads had been cleared. His only concern was with the Purkins Corner Transfer Station, where gravel is needed to fill in some large potholes which were worsened by the recent inclement weather conditions.

Mr. Brooks, at a previous Board meeting, inquired about the steps inside the Administration building and whether something could be done to ensure safer footing since some serious falls have occurred. Mr. Quesenberry noted that the stairs currently have slip resistant coating.

Mr. Brooks noted that Mr. Jermon Bushrod, a lifelong King George resident, plays for the New Orleans Saints football team that just won the Super Bowl. Since Mr. Bushrod is a lifelong King George resident, and attended King George Schools, Mr. Brooks wished to plan an event to honor and recognize Mr. Bushrod's accomplishments. Mr. Brooks suggested an event in late March/early April at the high school gymnasium and possibly getting some type of sponsorship from local businesses. The Board members concurred with Mr. Brooks' proposal.

Mr. Brooks also announced the upcoming Black History Month Celebration sponsored by the King George Chapter of the NAACP, to be held on February 27th at 5:00 p.m. at the King George Middle School. This year Mr. Elmore Tyler will be honored at this event. Mr. Brooks also requested that the Board, at its second meeting in April, honor Mrs. Clara Johnson with a presentation of a certificate for reaching a milestone birthday, her 100th.

Mr. Grzeika

Mr. Grzeika reported on the trip with his colleagues to the General Assembly in Richmond on February 15th and the meeting with Delegate Pollard and Senator Stuart. Mr. Grzeika shared some of the discussions concerning current budget negotiations and the difficulties localities will be facing in the months ahead with possible funding cuts in many areas of the State budget. He also commended the Virginia Department of Transportation for a good job on the roads during this last snowstorm.

Mr. Mullen

Mr. Mullen also extended his thanks to VDOT for their work on the roads during the most recent snowstorms. Mr. Mullen also attended the meeting with Delegate Pollard and Senator Stuart and voiced, along with his colleagues, the needs and concerns of the County. Mr. Mullen noted there was a very difficult General Assembly session coming up with the proposed budget and hoped many areas of concern could be successfully addressed.

Mr. LoBuglio

Mr. LoBuglio attended the General Assembly meeting in Richmond and he, too, noted that the coming budget year would be difficult and the State's legislative outlook appeared bleak for this year and the following year. It appeared to Mr. LoBuglio that there were some geographic areas pitted against each other. Mr. LoBuglio's feelings were that this would put all the counties in a bind with the process taking so long, and then at the last minute, the counties having to finalize their budgets.

Mr. LoBuglio congratulated VDOT on their good work and stated the roads looked much better than in the December storm. He noted that Baltimore, Maryland was still down to one lane on major streets and yet, all of our roads were open. Mr. LoBuglio was concerned with the safety issue of plows blocking driveway entrances, and people being upset and pushing the snow and ice back out in the roadway. He appealed to homeowners to not throw snow into the roadway, as this would hamper fire and rescue operations and law enforcement, especially at night.

Mr. Sisson

Mr. Sisson congratulated Jermon Bushrod on his accomplishments and noted that he appreciated the fact that Mr. Bushrod always advertised that he was from King George County.

Mr. Sisson attended the King George Horse and Pony Club's 4th Annual Banquet on Saturday night and also attended the meeting with Senator Stuart and Delegate Pollard yesterday. He shared his colleagues' opinion that the State funding picture is looking very bleak and asked the elected representatives to take into account the requirements being placed on localities with the funds being provided.

Mr. Sisson raised a question about the status of Waste Management's construction plans for a new transfer station at Purkins Corner and requested the County Administrator schedule Mr. Guidry for an upcoming Board meeting to provide an update. Mr. Quesenberry anticipates the site plan being submitted to the County by early April.

Mr. Grzeika (cont.)

Mr. Grzeika noted that there has been a significant odor issue at the landfill, and that there have been several complaints from neighbors. He stated that a remedy is in process, but construction has been delayed significantly due to the amount of snow.

County Officials' Reports:

Constitutional Officers

Towing Ordinance

Mr. Britton informed the Board that the discussion at this particular time would be to determine if the Board wished to establish a mandated committee to look into whether an ordinance on towing was needed. He presented the names of persons available to serve on a committee to address this issue.

A discussion ensued concerning the names presented for the committee, in particular, having someone representing one towing company and the fairness that represented. Mr. Britton stated that it was required by statute to have towing companies represented, and it was noted that this name was recommended as a representative from a group of towing service operators in the County.

Sheriff Dobson explained that the towing service discussed for this proposed ordinance is strictly for law enforcement towing and has nothing to do with towing services for the general public. He stated that towing services for law enforcement purposes could not be regulated without an ordinance, and explained some of the problems occurring with using towing services.

On a motion by Mr. Grzeika, seconded by Mr. Mullen, and carried unanimously, each member voting as follows: Mr. Sisson Aye; Mr. Brooks Aye; Mr. Grzeika Aye; Mr. LoBuglio Aye; and Mr. Mullen Aye, the King George County Board of Supervisors appointed Mr. Gil Kennedy, Mr. Jerry McDaniel, Sgt. Chris Giles, and Major Steve Dempsey, as recommended, to the Towing Ordinance Committee to investigate a towing ordinance for law enforcement. Mr. Britton would serve as advisor to the committee.

Report of the County Attorney

Proposed Amendments to Rappahannock Regional Justice Academy Charter

Mr. Britton presented the Board with the proposed amendment to the Rappahannock Regional Justice Academy Charter noting that the main change was to allow minor changes to the Charter to be made by that Board in order to comply with State Code. He noted that there are some technical problems with the proposed amendment and he has spoken with county attorneys in other jurisdictions where the amendment has already been passed. The proposed amendment requires that three-quarters of the jurisdictions vote affirmative for the amendment to be accepted. After considerable discussion, Mr. Britton stated that the Board should wait and see what action is taken by other jurisdictions.

02-11 – Presentations and Reports:

A. Report from MetroCast

Mr. Danny Jobe of MetroCast introduced Mr. Bill Newburg, the General Manager for Virginia systems, and presented a status report on cable service in the County, which has 2,171 basic subscribers and 824 digital subscribers as of December 31, 2009. He also noted that MetroCast has increased its employee numbers by two positions in the King George office.

Mr. Grzeika mentioned a problem with the airing of the Board meetings on the cable system and that there appeared to be some type of equipment failure. Mr. Jobe assured the Board that this issue would be researched and resolved.

The Chairman thanked Mr. Jobe for the update and requested an updated map of the service area in the County.

B. Presentation regarding Land Use Scenario Planning Study

Mr. Andy Waple, with the George Washington Regional Commission (GWRC) and Mr. David White of Kimley-Horn and Associates, Inc presented the GWRC's Regional Land Use Scenario Planning Study and discussed the reasons for scenario planning, who is using this type of planning, and how the process works. He noted that participants evaluate different growth alternatives and discuss the region's vision related to new growth and anticipated changes in the region. Mr. Waple noted that this study is intended only to be a tool for local governments in planning processes.

There was a general discussion among the Board members regarding the report and how applicable this type planning could be to King George County and the difficulties of securing funding for such planning in light of current and future budget issues.

Action Items:

02-12 – Ratification of Declaration of Emergency

On Friday, February 5, 2010, as Director of Emergency Management, Mr. Quesenberry declared a state of emergency pursuant to Va. Code Sections 44-146.16 and 44-146.21 for King George County, Virginia due to the impact of a major snow storm. In order for the County to be eligible for reimbursement of expenses incurred in responding to this snow storm, as well as the second storm that hit King George County on Wednesday, February 10, 2010, it is necessary for the Board to ratify the actions taken by the County Administrator.

Mr. Quesenberry presented a resolution for the Board's consideration which included all related costs of these storm events and noted that funds are available from the unappropriated fund balance.

On a motion by Mr. Grzeika, seconded by Mr. Mullen, and carried unanimously, each member voting as follows: Mr. Sisson Aye; Mr. Brooks Aye; Mr. Grzeika Aye; Mr. LoBuglio Aye; and Mr. Mullen Aye, the King George County Board of Supervisors adopted the Resolution ratifying the Declaration of Emergency by the Director of Emergency Management, as presented.

02-13 – Budget Amendments for FY2009-2010

A. Amendment to FY2009/2010 General Fund Budget

Ms. Harper stated that the Board, at its January 19, 2010 meeting, was presented a summary of the Governor's budget reductions resulting in a decrease in funding for Constitutional Officers, Registrar, and the Library during the current fiscal year, FY2009/1010.

At its meeting on February 2, 2010, the Board instructed Ms. Harper to amend the current year budget to recognize reduction in revenues from State funds in the amount of \$165,302 and to reduce appropriated funds for expenditure. Ms. Harper presented the requested budget amendment for the Board's consideration.

On a motion by Mr. Grzeika, seconded by Mr. Brooks, and carried unanimously, each member voting as follows: Mr. Sisson Aye; Mr. Brooks Aye; Mr. Grzeika Aye; Mr. LoBuglio Aye; and Mr. Mullen Aye, the King George County Board of Supervisors approved the amendment to the King George County FY2009/2010 General Fund budget to recognize reduction in revenue from State funds in the amount of \$165,302 and reduction of appropriated funds for expenditure, as presented.

B. Amendment to King George County Schools BY2009/2010 Operating and Cafeteria Budgets

At the meeting of January 19, 2010, the Board of Supervisors was presented a summary of the Governor's budget reductions based on revised average daily membership figures, as well as reductions in revenue projections for school funding during the fiscal year 2009/2010 in the amount of \$1,204,131.00. Ms. Harper stated that she had been instructed to amend the current year budget to reflect those reductions.

On a motion by Mr. Grzeika, seconded by Mr. LoBuglio, and carried unanimously, each member voting as follows: Mr. Sisson Aye; Mr. Brooks Aye; Mr. Grzeika Aye; Mr. LoBuglio Aye; and Mr. Mullen Aye, the King George County Board of Supervisors approved the amendment to the King George County Schools FY2009/2010 Operating and Cafeteria budgets to recognize reduction in revenues from State funds in the amount of \$1,204,131.00 and reduction of appropriated funds for expenditure, as presented.

Prior to the vote, Mr. Grzeika requested the School Board provide a categorical distribution of these reductions. Mr. Sisson stated that this did not adjust the local contribution to schools and is an adjustment based on State revenues and wanted to confirm that this has been discussed with the School Superintendent. Ms. Harper confirmed told the Board the School Superintendent was aware and had provided the Finance Department with the categorical totals.

02-14 – Authorize Expenditures against the FY2009/2010 Capital Improvements Fund

On a motion by Mr. Grzeika, seconded by Mr. Mullen, and carried unanimously, each member voting as follows: Mr. Sisson Aye; Mr. Brooks Aye; Mr. Grzeika Aye; Mr. LoBuglio Aye; and Mr. Mullen Aye,

the King George County Board of Supervisors authorized the issuance of warrants against the FY2009/2010 Capital Improvements Fund in the total amount of \$20,086.78, as presented.

Discussion Items:

02-16 – Financial Status Update for FY2009/2010 for General Fund and School Fund

Ms. Harper provided the Board with an update of the General Fund as of January 2010 and noted that the County is projected to be in the black by \$679,580.00 as of June 30, 2010. She noted that the School Funds does include a rough estimate of the reduction of \$1.2M as previously discussed. Currently, the projected deficit is \$137,177 as of June 30, 2010.

Mr. Sisson stated that it was important to note that the school division's projected yearend total revenues are projected to be \$31 million, which would help in building next year's budget and noted that the school division is currently operating its programs within these budget parameters.

Ms. Harper noted that Cafeteria Fund continues to maintain its balance and is projected to end the fiscal year on budget.

02-15 – Project Faith Community Development Block Grant (CDBG) Projects Update

Ms. Thompson, Economic Development Director, provided an overview regarding Project Faith and its CDBG grant application process, including details on Angel Court and the new King George H.E.L.P (Health, High Education, Learning and Parenting Assistance) Center. Deadline to apply for funding is March 31, 2010. Public hearings will be held in March in order to receive public input on these projects as part of the application process. Mr. Sisson noted that this project is significant in scope and potential benefit to the County in many ways but many details yet to be addressed.

02-17 – County Administrator's Report

Mr. Quesenberry presented the following items for the Board's information:

- The annual VPI Extension Dinner scheduled for Monday, February 8 was cancelled due to inclement weather and has been re-scheduled for Monday, March 1, 2010.
- The County would be hosting the upcoming COMREL breakfast meeting, tentatively scheduled for Thursday, May 6, 2010 at the King George Citizens Center.
- Mr. Harold Scheibe, the County's representative on the Germanna Community College Board of Directors, has submitted information to the Board regarding Germanna's upcoming request for public funds. A copy of Mr. Scheibe's cover letter and documentation was provided under separate cover.
- A new business has opened in the County, Fit for This World, located in the First Lady's Center, and will have a ribbon cutting on March 5, 2010 at 4:00 p.m.

There was a general discussion among the Board concerning ribbon cuttings and new businesses with Mr. Brooks inquiring if the County was being consistent in hosting ribbon cuttings. Mr. Sisson would like to see the County reenergize its outreach efforts to existing and new businesses, possibly scheduling a work session to discuss outreach efforts and perhaps begin by visiting such businesses during the upcoming Business Appreciation Week. Mr. Grzeika felt the King George Chamber of Commerce would be a good source and suggested they be included in these efforts.

The Board requested the County Administrator work with Ms. Thompson, in conjunction with the Economic Development Authority, to look into outreach efforts to local businesses and bring back recommendations for the Board.

Mr. Quesenberry informed the Board that Senator Warner's office had called and that Senator Warner would be speaking at Lowery's in Tappahannock on February 19, 2010 at Noon.

There being no further business to come before the Board, the Chairman adjourned the meeting on a motion by Mr. Grzeika, seconded by Mr. Mullen, and carried unanimously.