

VIRGINIA:

At a regular meeting of the King George County Board of Supervisors, held on Tuesday, the 2nd day of February, 2021 at 6:30 p.m. in the Revercomb Building Board Room at 10459 Courthouse Drive, King George, Virginia:

PRESENT: Annie Cupka, Chairman
Jeff Stonehill, Vice-Chairman
Cathy Binder, Member
Richard Granger, Member
Dr. Neiman Young, County Administrator
Matt Britton, County Attorney

ABSENT: Jeff Bueche, Member

0:00:04.3 Madam Chair: I hereby call to order the meeting of the King George County Board of Supervisors. Dr. Young, are there any amendments to the agenda?

0:00:12.5 Neiman Young: Yes, Madam Chair, I'd recommend that the board approve two action items to the agenda. One being the appointment of interim clerk and interim director for the King George County Board of Supervisors, and the second one being the approval of a contract for scope of services for executive search.

0:00:31.6 Richard Granger: I move to amend the agenda as presented.

0:00:33.5 Cathy Binder: Second.

0:00:35.8 Madam Chair: Any further discussion? All those in favor say aye.

0:00:43.5 C. Binder: Aye.

0:00:43.9 R. Granger: Aye.

0:00:44.0 Jeff Stonehill: Aye.

0:00:45.0 Madam Chair: Any opposed? Chair votes aye. Motion carries. So can I get a motion to accept the agenda as amended then?

0:00:53.5 C. Binder: I will make a motion to accept the agenda as amended.

0:00:58.5 R. Granger: Second.

0:01:00.6 Madam Chair: Any further discussion? All those in favor say aye.

0:01:05.3 C. Binder: Aye.

0:01:07.1 R. Granger: Aye.

0:01:07.2 J. Stonehill: Aye.

0:01:07.3 Madam Chair: Any opposed? Chair votes aye. Motion carries. Public comment. Comments will be limited to three minutes per person in order to afford everyone an opportunity to speak. If comments relate to a specific public hearing item, we ask that you offer those comments at the time of the public hearing. So I'll open the floor for public comment. Is there anyone here in person, in the boardroom that wishes to speak? Come on up and I believe we're gonna have you on this corner here at that microphone.

0:01:39.8 Anna Lovell: Right here?

0:01:44.3 Madam Chair: Yep.

0:01:45.9 Anna Lovell: Okay.

0:01:48.0 Madam Chair: You can speak through that.

0:01:53.4 Anna Lovell: Okay. My name's Anna Maria Lovell, I live in Residential 8. And well, I have a question for Mr. Granger, but then they say it's about the water but I think I'm going to say next time [chuckle] because I ask the supervisor Mrs. Cupka, and she say Anna allowed to talk about water right now, right? Because I have this thing about Mr. Granger. He run the supervisor in October 2015, and the most important issue was for him explaining the King George Service Authority from the Board of Supervisors in the billing of the service, why the county not help the service authority pay the debt?

0:02:43.6 Madam Chair: So Miss Lovell, and this is not really a back and forth...

0:02:46.9 Anna Lovell: Right now, Mr. Granger is here.

0:02:50.8 Madam Chair: Right. So if you'd like, we can see if Mr. Granger has anything to say in his board comment because he's not gonna answer your question right now live. Or you can always email it to him. If you do have questions about the service authority or statements, those would be more appropriate, as I explained to you before, to do during the service authority board of directors meeting, and we did finish that fairly quickly, we took care of business fairly quickly today, but those are on normal board of supervisor meeting dates and they start at 5:30 PM.

0:03:29.3 Anna Lovell: Sure, I didn't know that. Well, I have another question, what is the mission of the health department in King George? First of all, it's closed, they never answer the phone. I

went to the office last year for a shingle shot and they say they no longer giving shingle shots, or any kind of shots. But I wanna ask another question, saying they not busy but I went last week and the department is closed, and I don't know what the people doing, but in the past, when I went to this health department, there's nobody there. Sometimes somebody, one person come in, two people, and I don't know why they're closing everything. And another question I have, also I want the supervisors think about the solar panels they want to install in King George. I feel the solar panels are going to make the electricity more expensive, and how long these solar panels last? That is my question. Thank you.

0:04:38.1 Madam Chair: Thank you, ma'am, for coming out tonight. So we don't have anyone else here in the boardroom? Mr. Dines, do we have anyone online? Alright, with that, I will close public comment and turn over to reports of members of the board. Mr. Stonehill?

0:05:00.1 J. Stonehill: Miss Anna, thank you for coming out. Hopefully, they can get you their questions answered that you have, and like Mrs. Cupka said, just get a hold of Mr. Granger outside the meeting, I'm sure he can do his best to take care of you. And report-wise, I've just had a number of people email and talk on telephone. Outside of that, I really don't have a report. Thank you.

0:05:30.5 Madam Chair: Thank you, Mr. Stonehill. Miss Binder?

0:05:33.2 C. Binder: Yes. Anna Maria, as always thank you for coming. As you know, I've met with you personally. I understand the folks that have to pay for the debt, and there's no easy solution, and I'm still trying to find a solution, but there is no easy solution. So I can't promise anything, but I know I'm doing my research and I know we're gonna have a work session discussing the service authority with the supervisors and the board of directors, so I would love for you to come. I'll try to contact you so that you could make sure you're here and voice your concerns. But I appreciate you coming, you're always one of our loyal watchers and viewers, thank you very much. Next thing I would like to mention is I wanted to thank Dr. Young for his years of service for the county and in the military, but I wanna make it very personal because I appreciate Dr. Young and how he looked out for me when my dad passed away and he kept checking up on of me and making sure I was okay even though he was running the county, and I really appreciate that. And those stories never really get told, but it just shows what a caring man that him and his wife are, and I wanna thank him very much for that and his service to the community. So thank you. Next up is, as I've said many times, I'm the chairwoman of GWRC, which is the George Washington Regional Commission. And it came to my attention from working a lot in the last couple of weeks with our executive director who's also leaving us right after Dr. Young, and so we've been working on trying to find an interim director and the whole process about keeping that organization running while we're searching for a new executive director. But with that, I was alerted on Sunday that there was a House bill, 1910, that had morphed a bit when it came out of the subcommittee and changed into quite an extensive document, and it seems to be directed by one delegate, Cole. And I watched the video he did, and to me it seems you're coming up with solutions without consulting the areas that it affected. So I signed up at the last minute today to speak in front of the Transportation Committee to voice in opposition, and unfortunately, Mr. Britton, you can explain... What's the exact term as they called it?

0:07:52.0 M. Britton: I think it was set aside or tabled.

0:07:54.4 C. Binder: Which is important because it could come back. And I wanna read to the

public because I think it's very important to understand the work that a lot of us do behind the scenes to try to represent the citizens of King George. And this is what I was going to read at the meeting today. "Good morning Transportation Committee members. Thank you for thinking about transportation challenges in our region, and allowing me to speak on this particular bill. After reading HB1910 filed by Representative Josh Cole, I had some concerns as a chairwoman of the George Washington Regional Commission and an elected official of King George County. Neither the original or significantly altered bill was brought before GWRC or all of the five localities contained in Planning District 16. And for those in the public that do not know who are in 16, it is Caroline, King George, Stafford, the city of Fredericksburg and Spotsylvania counties. With the fact that this bill directly affects our organization and its localities, this lack of communication is especially troubling as we are currently the organizations charged by the Commonwealth to develop regional long, short and mid-range transportation plans for the area. This piece of legislation as modified creates a new layer of bureaucracy in our region. It creates another box to be checked before we can effectively address our transportation challenges. Our staff and the localities we serve will we replace with the staff of the Commonwealth, effectively limiting local control. Not only is there no funding component, but it creates an additional unfunded mandate that the already financially strapped localities will have to find money to fund. And Mr. Cole does not believe it does that, but I sure do upon reading the bill. One of the most glaring pieces is the disregard for and sidelining of FAMPO, which is the Fredericksburg Area Metropolitan Planning Organization. It also significantly limits the voice of the Regional Planning Commission, and our role in transportation planning. The five localities are very diverse in population and in community needs and focus. This diversity is best understood by our local staffs and the staff of the MPO and Planning District Commission. These individuals are best suited to address the short, medium and long-term needs of our communities. I recognize the challenges of working together while maintaining individual jurisdiction identity. I, myself as chairwoman this year, have tried diligently to get the GWRC jurisdictions to work more together for the benefit of the region as a whole, while preserving our local identities. It is not easy work, but I believe it is the task best accomplished by local leaders at the local level, and that is the biggest thing I want. It should be directed by the people who live in the area and not other people that just come up with a great idea." So I will say I will be watching it to see in the next week if it does come back and I will sign right up to speak in opposition to this. So I just wanted the residents of King George to know about this bill. And if you wanna look it up, it's House Bill 1910, and it would create another layer of bureaucracy that would basically govern most of the transportation in this area. And that is the end of my report. Thank you.

0:11:03.7 Madam Chair: Go ahead, Mr. Granger.

0:11:04.9 R. Granger: Thank you. Ma'am, thank you for coming out. I won't... Speaking up for very long. We can certainly meet afterwards and discuss or set up a time to discuss. But you were asking about the service authority, and so on my stances, I still think it is a challenge that we have, and I think Ms. Binder was right. We're trying to find the right answer. I'm gonna be very candid with you. I was misinformed on some things when I was running, and I've come to learn some things when I was running. I was under the impression, for instance, that Sealston was being paid... The connections for the Sealston Elementary School is being paid for and borne by the customers, which I thought at the time was wrong, and even now, I would say, "Well, that would be wrong. That's a school, that should be borne by all of the citizens." I was mistaken in that assumption. It was an assumption. I was informed that way and I was wrong, and I apologize for being wrong, but those kinds of things come forward, and so then they change the degree on how you are gonna tackle that problem. Also, learning as being on the Service Authority four years and then the board

now for the past five, having the service authority and the board intertwined and handing mint money over can be challenging in other ways, because then the county is responsible for a lot of the debt, it could be said, and it can have an impact on our bond rating. And so those have other greater impacts to the county as well. And so looking at those challenges. So it's not a real easy answer to just say, "Hey, let's just hand money over". If we're trying to help out the service authority, where we can really look is when it's economic development, and we have done that. We did that a couple of years ago. I think it was about a million dollars. We built the line down for economic development down to the Route 3/301 intersection. We didn't have water down there, which is gonna be really hard to bring in businesses if you don't have something as fundamental as water, and so we said, "Well, let's not put down the customers". That's really for the benefit of all the county in order to bring in new businesses to generate more revenue from taxes. Let's bring that out the county coffer and use those dollars to then build out that infrastructure for the service authority. And so when we find those kind of opportunities, those are ones we can much more easily justify without having an impact to our bond rating and things along those lines. It's not that I don't care about what's going on with service authority or the customers, just it's not an easy... There's no easy solution. And it'd be great if we could just give money, but that, unfortunately, it's just not the right answer, at least I don't think so. But if you wanna discuss further we can certainly set up a time. Please feel free to reach out to me. You can access or contact me through email and we could set up a time to talk and discuss it at further length. Other than that, I did have on Friday, January 22, we had a COMREL Executive Council meeting. The plan would be for to be in Charles County. I don't know if we're gonna be doing in-person meetings yet for the COMREL, probably won't be for at least another meeting. I know all board members are always welcome to attend those if they want, even though I'm the rep. So once they start becoming in-person, I'll let you guys know if anyone has an interest, especially, I'm sure, the one that's hosted at Mary Washington Dahlgren campus is usually one that most county officials attend since it's obviously local. That's all I have at this time. Thank you. Yes ma'am...

0:14:31.8 Madam Chair: Thank you, Mr. Granger. I'm not going to read my whole report, but there are a couple of things that I do need to make sure members and the public are aware of. On Thursday, January 28th, I participated in the virtual call with the Rappahannock Regional Jail Board of Directors. Unanimous consent was provided to send correspondence to Secretary of Public Safety and Homeland Security, Brian Moran, regarding 366 Virginia Department of Corrections out of compliance inmates at Rappahannock Regional Jail, the highest number in the State among local and regional jails. This is significant in light of the measures required in response to the Covid-19 pandemic. Shout out to staff. I wanna thank the staff of King George Fire Rescue and Emergency Services for their coordination, and all of our county staff and our county administrator for their support of our Covid-19 call center, for fielding hundreds of phone calls and several hundred emails during the duration of this resource over the past several weeks. We were informed yesterday that the last day the Rappahannock Area Health District will require our call center services is this Friday, February 5th, at which point the Commonwealth will take over a statewide Covid call center. So thank you one and all for your efforts. I wanna thank Dr. Young, Mr. Britain, Department of Economic Development and Tourism staff, and Department of Information Technology staff for their work to support the Northern Neck Planning District, mission VATI grant award announced by the Governor Northam last week. Nice job. Thank you, team. It's a huge win for our community, and I suspect we'll be a model given the public-private partnerships the Commonwealth is prioritizing to achieve universal broadband. I wanna thank Ms. Lovell for coming out tonight and your comments and I hope you appreciate our format here, and we certainly wanna hear from you and hear your concerns in addition to the service authority work session that Ms. Binder mentioned.

At some point in the future, we're gonna have some type of work session about solar farms with the Department of Community Development and Economic Development, so I would encourage you to look for that and come on out to that. Note to all staff, I want all of you to know that since receiving the unexpected resignation of our county administrator, Dr. Neiman Young, two weeks ago, We have worked tirelessly with him, our Department of Human Resources, and with the full support of the board of supervisors to secure an interim county administrator in a timely fashion, given both the imminent budget planning and other challenges facing our community at this time. We will take steps later this evening to secure a contract for an interim county administrator to report tomorrow, as well as authorize an executive search for a permanent county administrator. Please know your board of supervisors is doing everything we can to ensure a smooth transition in the meantime, and I want to again thank Dr. Young and his family for their service and commitment to our community. So one last thing, Ms. Binder brought about her concerns, and why I saved this for last is in case there are any questions. Her concerns regarding House Bill 1910. And I agree with her, I share many of the same concerns. Frankly, I feel very slighted that the county was slighted. Ms. Binder and I are both members of appointees of this body to George Washington Regional Commission. Ms. Binder is the chairman of George Washington Regional Commission. I am the appointee, and Ms. Binder is the substitute to FAMPO, Fredericksburg Area Metropolitan Planning Organization, and we have yet to be contacted about our community's inclusion in this surprise substitute bill. It's very disheartening that our community was not brought to the table and part of the discussions in this, and so I would like to go a step further and ask the board for consensus to send correspondence in opposition to House Bill 1910 in its current form, to the House Committee on Transportation, to Delegate Joshua Cole, a chief patron of the bill. And to our congressional delegation... I'm sorry, congressional... Our general assembly delegation, delegate Margaret Ransom, who I had a call with and exchanged emails with yesterday, and Senator Richard Stewart and also received some information back from him. So I would like to go a step further and recommend we send correspondence formally opposing it. Go ahead, Ms. Binder.

0:19:36.3 C. Binder: Yes. Thank you for bringing it up. I think that's what we really need to do to show them that you keep forgetting about King George. So I will make a motion. Does it need to be a motion, Mr. Britton?

0:19:48.1 M. Britton: Yes.

0:19:48.6 C. Binder: I will make a motion that we send direct... Let me ask, would it be our Interim County Administrator... Our Interim County Administrator to send a letter detailing our opposition to House Bill 1910.

0:20:05.7 R. Granger: Second.

0:20:08.0 Madam Chair: Any further discussion? All those in favor say aye.

0:20:13.0 C. Binder: Aye.

0:20:13.2 R. Granger: Aye.

0:20:13.4 J. Stonehill: Aye.

0:20:14.5 Madam Chair: Any opposed? Chair votes aye. Motion carries. Thank you all very

much. And we'll move forward with the consent agenda.

0:20:24.8 R. Granger: Move to approve that's presented.

0:20:26.6 C. Binder: Second.

0:20:29.0 Madam Chair: Any further discussion? All those in favor say aye.

0:20:33.7 C. Binder: Aye.

0:20:33.8 R. Granger: Aye.

0:20:34.4 J. Stonehill: Aye.

0:20:35.5 Madam Chair: Any opposed? Chair votes aye. Motion carries. Do we... No, we do not have any constitutional officers here this evening, so we will move on to the report of the county attorney, Mr. Britton.

0:20:49.3 M. Britton: Thank you madam chair. Two matters, but the first matter has two parts. As you know, there's a Fairview Beach stabilization project, which is funded by... Currently funded by other sources. But in order to get that going, we need two deeds of easement and we need an agreement as to inspection and maintenance of the stabilization project after it's done. So the funds will be expended through the federal grant or the various ways in which the funds came in, and there needs to be a construction easement so that we can do that. We've already brought this before the Service Authority Board of Directors and they've approved it for Mr. Weakley to sign it, which he's done. The Board of Survivors needs to do it as well, because they need to have access there and do inspection of the improvements, as well as a maintenance agreement, which makes it clear that the county... Neither the county nor the Service Authority board of directors is responsible for any of the ongoing cost. So I worked with Mr. Bennett, who worked with the two organizations which are involved at Fairview Beach, and I drafted the agreement, the ongoing maintenance agreement, making those things clear into the ongoing access. So there are two things, which is one is stormwater and drainage easement, and the other is a construction and access agreement along with the maintenance agreement. And so if you were of a mind to do that, the project can't go forward if you don't, that there would be a motion to authorize and even to sign these agreements on a form acceptable to the county attorney. And I've drafted these, Mr. Hutchins has already signed them and they're notarized, so they're ready to go. It can be done in one motion.

0:22:46.0 Madam Chair: Do I have any questions from members of the board? Alright, do I have a motion?

0:22:54.5 R. Granger: I move to authorize the county administrator to sign the easements as presented by the county attorney.

0:23:02.7 C. Binder: Second.

0:23:02.7 Madam Chair: Any further discussion? All those in favor say aye.

0:23:05.8 R. Granger: Aye.

0:23:06.2 C. Binder: Aye.

0:23:07 J. Stonehill: Aye.

0:23:08.0 Madam Chair: Any opposed? Chair votes aye. Motion carries.

0:23:14.0 M. Britton: Thank you Madam Chair. The other was just a notice because I was concerned about some privacy legislation that it would apply to the service authority and the county, but the amendments have made it clear that this privacy legislation, which would ever... There are all these data privacy laws coming out that say that each person has various rights with respect to their personally identifiable information, which is anything, can be even an ISP or their email address, their phone number, not just their name and social security number. And once any organization collects that, that's called personally identifiable information, and they have data privacy rights, which is different than cybersecurity, although if you get hacked, then the data privacy rights jump in. It's sort of the flavor of the day. It started in Europe, GPR and now the California privacy right act, and it's moving. And my concern was that this was gonna impact local government, but the amendments have made it such that there's an exception now for authorities, boards, commissions and local government. Because it was 25,000 users, I believe, and you would have had to end their copious rights, rights of inspection, rights of copying, rights of deletion or the right to be forgotten. And then there are penalties that are associated, and you can actually be charged by the Attorney General, and the penalties are very high. But it turns out right now it's just gonna apply to civil private companies. So there was no action necessary. I checked, even today, and the amendment allowing... Stating that it does not apply to localities and local government and authorities is still in place.

0:25:06.1 Madam Chair: Alright, thank you. And do we have any questions from members for Mr. Britton about that matter? No, alright.

0:25:15.7 M. Britton: There is one other matter...

0:25:17.0 Madam Chair: Yes.

0:25:17.3 M. Britton: Madam Chair, that I just got a letter from Sands Anderson from Margaret Hardy. So I thought, may as well knock it out right now, and I can put it into the record, that's a status report as at the end of the year for delinquent parcels and the bottom line is, is it \$48,723.18 from delinquent tax collection have been paid to the county as of the last December 31st, 2020. We get quarterly reports from Sands Anderson, who handles that portion of tax collection, real estate tax collection. The rest of it is now handled by TACS, T-A-C-S, but this is independent, we've kept Sands Anderson and they do quarterly reports, they do a good job. I spoke with TACS about them and they said that keeping Sands Anderson doing that is a good idea, she's an expert in that area. So I just wanted you to make you aware every quarter when I get these and I can put them into the record.

0:26:20.5 Madam Chair: Very good, thank you. Alright, we're gonna move on to presentations and reports, zoning and subdivision ordinance updates, Department of Community Development.

0:26:37.8 Heather Hall: Good evening. So before I get into my reports, I did want to give you

some stats for community development since we just ended the year of 2020, in the year 2020, Community Development did 170 new single-family dwellings, and we did 1,063 new permits in total, so to give you an idea, compared to 2019, we did 167 new single-family dwellings and 973 new permits. In the fiscal year 2020, our office accrued \$502,261, and in fiscal year 2019, our revenue totals were \$436,019. So even through COVID, our office is busy and work is up. But moving on to the subdivision and zoning ordinance update discussions, King George County zoning and subdivision ordinances are antiquated as we all know. King George County Zoning Ordinance was adopted in 1987 and has been amended numerous times over the years. King George County subdivision ordinance was last adopted in 2002 and also amended over the years. Having antiquated ordinances is a hindrance to Community Development staff as well as economic development when assisting citizens with potential development. The Department of Community Development would like to contract services to update and overhaul both the subdivision ordinance, this shall include providing new checklists, flow charts, as well as updating applications in our informational items. Community Development would like these documents to better assist the customers of King George County and improve the application process. In the attachment tonight is a proposal from Berkley Group, which provides three options, option one is the zoning and development forms and checklists, within the first 90 days for estimated cost of \$24,500. Option two is, ordinance and diagnostics of both the subdivision and zoning ordinance within 90 days for \$15,000. Option 3, which would include all, is the zoning in subdivision is within 18 months with an estimated cost of \$120,000 to \$160,000, which is preferred by staff. Our staff reached out to Berkley group to gain knowledge of what this type of service would cost King George County should the board approve this type of service. Berkley group often works with localities regarding these services and staff felt their company's direct experience will provide an accurate cost estimate. At this time, staff is requesting permission to move forward in conformance with the procurement process.

0:29:18.4 N. Young: Madam Chair, if I may...

0:29:21.2 Madam Chair: Go ahead, Dr. Young.

0:29:23.3 N. Young: I'd recommend that the board approve that \$160,000 be moved from the fund balance to the general fund and appropriated towards the services for the update of the zoning ordinance and subdivision ordinance.

0:29:36.6 Madam Chair: Thank you, Dr. Young. Do I have questions from members for Miss Hall before we move forward?

0:29:42.5 C. Binder: Madam Chair, I actually have a question.

0:29:45.0 Madam Chair: Go ahead, Ms. Binder.

0:29:46.5 C. Binder: Option C, does that also include the checklist and development forms?

0:29:50.8 H. Hall: That is my understanding, yes, ma'am.

0:29:52.8 C. Binder: 'Cause I just wanted to make sure 'cause I think that's a good idea.

0:29:55.4 H. Hall: Yes ma'am.

0:29:58.6 Madam Chair: Mr. Granger, did you have a question, sir? Okay, do you have any questions, Mr. Stonehill?

0:30:13.5 J. Stonehill: So these folks are gonna go through everything and revamp and do all your forms and everything?

0:30:24.2 H. Hall: That's what we're requesting, so we can't award this to the Berkeley Group, the Berkeley Group's quote just gives us an idea of what this type of service would cost. We would have to go through the procurement and they would come back with proposals and their bids, but yes, our idea is to completely overhaul both the subdivision and zoning ordinance, create those applications, checklist, flow charts, the whole nine.

0:30:52.3 J. Stonehill: Thank you.

0:30:52.9 H. Hall: You're welcome.

0:30:55.9 Madam Chair: Alright, anything further? Do I have a motion?

0:31:04.8 R. Granger: I move to transfer from the... \$160,000 from the fund balance to the zoning subdivision ordinance updates line item as presented by staff.

0:31:15.9 C. Binder: Second.

0:31:17.5 Madam Chair: Any further discussion? All those in favor say aye.

0:31:21.9 C. Binder: Aye.

0:31:22.4 R. Granger: Aye.

0:31:22.9 J. Stonehill: Aye.

0:31:23.7 Madam Chair: Any opposed? Chair votes aye, motion carries. Thank you Miss Hall, we'll go on to your next item, family subdivision ordinance update.

0:31:31.3 H. Hall: Okay. King George County subdivision ordinance establishes the standards for the subdivision of land and development procedures. Subdivisions can be classified as a major, minor, exempt, and family, as defined in Section 1.7 of our ordinance. Each type of subdivision has different standards for access plan requirements, approval, etc. Article 4 of the subdivision ordinance outlines access standards for subdivisions as it states, "If a subdivision is being developed in such a manner that results in six slots or more being accessed by the same subdivision road then the subject road shall be constructed in accordance with the subdivision street standards established by VDOT. Under class ordinances, development of subdivisions as exempt subdivisions that did not meet these access standards was permitted if the lots were of a certain size, typically 10 acres or more." Examples of subdivisions that were developed this way, include Worman Estates, The Hacker Track, Waterside, Green Heights, just to name a few. The resulting effect is large lots that can have no access to private... That only have access to privately maintained roads, and that cannot be subdivided unless the road is upgraded to VDOT standards, as the road already has served six slots. Under today's ordinance these subdivisions would be considered a major and would have to

be required as VDOT roads. Article 7 of this subdivision ordinance regulates family subdivisions defined as a single division, creating a parcel of land permitted for the purpose of sale or gift to a member of the immediate family of the property owner. What's created by a family subdivision cannot be transferred to a non-immediate family member for at least five years, and only one division is permitted for each family member. This section states that each lot or parcel property shall front on a public road, which is part of the VDOT road system or a private access easement which meets the requirements of this ordinance, such access easement shall be a minimum of 20 feet wide and shall remain private and the benefited property owner shall maintain any drive or road within that family subdivision. Access to a road that is part of the VDOT road system shall be shown. A road within a family subdivision must only meet the standards outlined in Section 7.1, but the road must connect to a road that meets the requirements of this ordinance, meaning the standards set forth in article 4 and the access to a Virginia Department of Transportation Road System. This requirement has been a major source of frustration for many of the county's residents, staff must often inform citizens that because of the access standards they cannot gift or sell land to their family members, even when all other standards are met, citizens often look for property they can purchase and build homes with their families close by, finding large tracts of land that meet the subdivision requirements are becoming more and more difficult to find. At this time, staff is requesting that the Board consider if the ordinance should be amended to loosen the restrictions as described above for family subdivisions.

0:34:43.5 Madam Chair: Thank you Miss Hall. Do I have questions from members? So can I ask a question? So can I ask a question? Can I assume if we want to do this, wouldn't this already be covered in the last item that we just talked about, because they would already be doing a comprehensive update to the zoning and subdivision ordinance. Right?

0:35:10.3 H. Hall: I do know that some members of the board have received this as a recent complaint, so it would be at the direction of the board if this would take precedent or if this will be included in the contract services that we are requesting.

0:35:25.7 Madam Chair: Okay, Dr. Young, you look like you wanted to say something, so go right ahead.

0:35:29.6 N. Young: Yes ma'am, so Heather, what is the recommended language that you want the board to consider?

0:35:34.9 H. Hall: Well, the language hasn't been drafted. I know that this had become a common complaint that we've received in our office, as well as the board, and you as well, Dr. Young. And so the consideration at this point was to brief the Board of the issue that family subdivisions that don't meet upfront on VDOT road, maybe we should consider changing that language. Now, exactly what that language should be is unclear at this moment, 'cause we haven't drafted a text amendment. So we're looking for direction at this time.

0:36:06.7 M. Britton: Madam Chair if I can jump in here as a little bit of a shield, Heather brought this to me and we discussed it, I researched it, there's only one case in the Commonwealth that's allowed in this ordinance, and I suggested that she brief the board prior to drafting, it wasn't... So if there's any... Like if the cart's before the horse here it's on me because we are doing the revamp and when there's two ways to think about legislation and one is to go about fixing perceived ills, and every single time that there is a law somebody will come up on the short end. And managers, I used

as an example, I will use a noise ordinance, if you pass a noise ordinance that says you can't make loud noises in the country, but then the people who came to the country to make loud noises such as tractors and shooting guns and other things and ringing bells, or let's say that you're the Rolling Stones and you get kicked out of Manhattan so you bought a place in the country so you could practice at night and they say, "But I moved in the country." And then if you don't pass the noise ordinance, then the people who live there say, "I can't sleep at night, I got a newborn, I can't get to work in the morning." So someone is always gonna be disadvantaged by every law, it's never perfect, and so the question is whether the board wanted to go around and address some perceived ills, no doubt they're not perceived, some people are at the short end of the stick on this. On a one-off basis, one-by one, sort of like we did on the sign ordinance recently or wait and just redraft it and address as many of the comprehensive issues as possible because one of the issues, the reason I asked Heather to bring out this way, is not every family subdivision grant is... They're not similar. They're unique by definition because each person is unique, each family is unique, and each piece of property is unique. So the easements, the access, does it go to a public road? Does it go to another road that accesses a public road? Is it 20 feet required by state law? Can you give a variance to that? So our ordinance is in compliance, but it's creating some perceived and probably some real inequities probably will be addressed. But I did want Heather to let y'all know that it may open the flood gates a little bit. 15 or 20 ordinances to address, 15 or 20 issues over the next 12 months until we revamp the subdivision and zoning ordinance. So before we redrafted it, we wanted your direction about whether you wanted to do this one at a time or do more of a shotgun approach.

0:38:53.6 Madam Chair: Thank you, Mr. Britton. Miss Binder, you had something?

0:38:57.0 C. Binder: Yes, I do. You clarified a little bit, but I always would rather just wait. I love that you brought it ahead of time, and I've mentioned this before, but I would rather wait and have it all done at the same time so we approve it all together instead of piecemealing it. I think it's a better approach to do it all at one time. And we've been listening to the constituents, who... This isn't even the only topic to make our ordinances a little more friendly to everyone especially those that have family members that are now living with them, and they wanna build those houses like we had in the summer. I totally understand that, and they think we should change our ordinance to try to help our constituents so I would wait... I say to wait and do it all together, but that's my opinion.

0:39:39.8 Madam Chair: Mr. Stonehill, do you have a preference?

0:39:47.2 J. Stonehill: Thank you, Ms. Hall for the presentation. I was one of the people who was contacted about this exact same issue that we're going on. It definitely needs to be changed, addressed in my mind, but I agree with Miss Binder. I think if we just go ahead and just do it all at once, and there's gonna be a whole lot of things for them to go change and if we do them all at once, I think that'd be the way to go.

0:40:17.5 Madam Chair: Thank you. Mr. Granger, your preference, sir?

0:40:21.1 R. Granger: We just allocated dollars to do this. I'd say let's go and just do it all at one time. I know we've done a couple other kind of piecemeal before, but we hadn't actually set up the time to actually do the comprehensive one, so we got it in place now. I say we just move forward with that and get all the...

0:40:37.2 Madam Chair: Very good then, and I agree with my colleagues, Miss Hall. So your

direction is that we will move forward with the comprehensive update and please do ensure that it is included in that comprehensive update.

0:40:50.8 H. Hall: We'll do that. Thank you very much.

0:40:52.0 Madam Chair: Thank you, Miss Hall. And your next item, Miss Hall?

0:40:55.9 H. Hall: The next item is a stormwater engineer plan reviewer. Stormwater management is part of Article 13 of the King George County zoning ordinance. In accordance with the Code of Virginia, King George County establishes a Virginia stormwater management program for land disturbing activities and has adopted the applicable applications to specify standards and specifications. Part of this program is to review the construction development plans and compliance with the stormwater management program. The stormwater management program is overseen by DEQ which sets forth the requirements for development and stormwater management, and will review King George County's program for compliance. Previously, King George County's environmental specialists reviewed stormwater management plans for compliance with this program. However, this specialist has left the Department of Community Development. Stormwater management plans are designed by engineering professionals as these plans are very complex. King George County is growing at a fast pace which means that the number of and complexity of these plans have increased with each development site. Department of Community Development is requesting permission to hire a contract engineer to review these stormwater plans on behalf of the county. Draper Aden currently works with King George County on numerous projects. Therefore, staff reached out to their stormwater department requesting a proposal which is attached. The proposed fees are based on time and material basis, hourly wages range from \$140 an hour to \$150 an hour. Stormwater plans typically average 24 hours a week of plan review depending on submissions. In short term, a contract engineer will meet the requirements and provide quality stormwater plan review services. However, long-term, King George County would benefit from a full-time county engineer specialized in stormwater management, transportation and public water and sewer services.

0:42:50.7 Madam Chair: Thank you, Miss Hall. Do I have questions from members for Miss Hall? Mr. Stonehill?

0:42:58.2 J. Stonehill: Not right now.

0:43:00.2 Madam Chair: Ms. Binder?

0:43:01.1 C. Binder: Not at this time.

0:43:02.4 Madam Chair: Mr. Granger?

0:43:05.0 R. Granger: Yes, ma'am. Miss Hall, thank you for bringing this to us. How long would you say a contract specialist would be... Are you looking for the next budget cycle to say, "Hey, it would be probably a good idea to hire someone to fill that position?"

0:43:19.2 H. Hall: Well, I think in the long... We don't currently have an engineer on staff.

0:43:25.8 R. Granger: Yes, ma'am.

0:43:26.2 H. Hall: So in the long-term, I think King George would benefit for a full-term or full-time engineer on staff. I know we've had discussions with service authority to do some cost shares and things of that nature. So the interim would hopefully get us to that long-term hurdle, but as far as where that county engineer would fit in into the budget or what have you is outside of my department.

0:43:55.8 R. Granger: I was more asking... They would be a community devel... Well, okay, I'm tracking your time, I apologize.

0:44:02.6 H. Hall: Okay.

0:44:04.6 R. Granger: I don't have anything else, thank you.

0:44:06.9 Madam Chair: Dr. Young, do you have a recommendation Sir?

0:44:09.5 N. Young: Yes Madam Chair, if the board is so moved to move forward with this, which I recommend that we do, I'd recommend that the board move \$72,000 from the general fund fund balance to the community development budget, and that'll pay for services through the end of the fiscal year for community development, that's \$150 times 24 hours a week, times 20 weeks.

0:44:73 R. Granger: So moved.

0:44:39.1 C. Binder: Second.

0:44:41.5 Madam Chair: Any further discussion? All those in favor say "aye".

0:44:46.4 C. Binder: Aye.

0:44:47.1 R. Granger: Aye.

0:44:47.3 J. Stonehill: Aye.

0:44:47.7 Madam Chair: Any opposed? Chair votes aye, motion carries.

0:44:51.4 H. Hall: Thank you very much.

0:44:52.9 Madam Chair: Thank you, Ms. Hall. Alright, moving on to action items, county administration, interim county administrator contract.

0:45:07.9 N. Young: Thank you Madam Chair. Given my recent resignation at the King George county administrator, I was tasked with working with the Chairman to secure an interim, the Chairman and I have been working with an executive temp firm to secure the interim. Attaches the bio for Lawrence D. Hughes, a retired administrator, who was more than happy to fill in until a permanent hire is made, in addition to Lawrence's Bio, I have attached a contract with the firm to secure Lawrence's services. I recommend the board of supervisors authorize the county administrator and county attorney and execute a contract with Berkley Group, LLC to secure an interim county administrator.

0:45:45.3 Madam Chair: Thank you, Dr. Young and again, I wanna thank you for all of your hard work on this in the last couple weeks.

0:45:50.0 N. Young: Thank you Madam.

0:45:51.0 Madam Chair: Do I have questions from members?

0:45:56.6 C. Binder: Well, I'll make a motion to recommend the board of supervisors to authorize the county administrator and county attorney to execute a contract with Berkley Group LLC to secure an interim county administrator, and I guess his contract... Did I say that right? I was reading right from the...

0:46:11.9 R. Granger: Second.

0:46:12.0 Madam Chair: Any further discussion? All those in favor say "aye".

0:46:17.1 C. Binder: Aye.

0:46:17.5 R. Granger: Aye.

0:46:17.7 J. Stonehill: Aye.

0:46:17.8 Madam Chair: Any opposed? Chair votes aye, motion carries. Next item services for executive search, Dr. Young.

0:46:24.5 N. Young: Thank you Madam Chair, that's... As the board has a paper copy in front of you, the reason for that is because we weren't able to finish the negotiations for the executive search services prior to the board packet being published, but you will note that we have negotiated the search for a county administrator that would be performed by Berkeley Group, and it comes at a cost of \$27,000, I'd recommend that the board authorize the county administrator and county attorney to execute this agreement to secure executive services searching.

0:47:00.1 R. Granger: So moved.

0:47:00.4 C. Binder: Second.

0:47:02.9 Madam Chair: Any further discussion? All those in favor say "aye".

0:47:08.8 C. Binder: Aye.

0:47:08.8 R. Granger: Aye.

0:47:08.8 J. Stonehill: Aye.

0:47:08.8 Madam Chair: Any opposed? The Chair votes aye, motion carries. And resolution appointing Interim County Administrator and so forth, and that is going to be Mr. Stonehill. Correct?

0:47:22.1 J. Stonehill: Correct.

0:47:28.3 J. Stonehill: Resolution and appointment interim county administrator interim, clerk and interim director of emergency management. At a regular meeting of the board supervisors of King George County Virginia, held at the King George county board room on February 2nd, 2021, the... Following resolution and appointment was properly moved, seconded, voted upon and made by the board appointing an interim county administrator, clerk of the board and director of emergency management.

0:48:02.7 M. Britton: Madam Chair, I apologize for [0:48:03.7] _____. This would be Mr. Stonehill's motion at the end, because that language is that it's already been moved seconded and noted on, but this is... Mr. Stonehill will be making a motion to adopt...

0:48:16.4 Madam Chair: To adopt what?

0:48:17.2 M. Britton: The resolution...

0:48:17.7 Madam Chair: The resolution as he's reading it now?

0:48:19.6 M. Britton: Yes.

0:48:20.0 Madam Chair: Correct. Thank you. So we can let him finish reading it and then...

0:48:23.6 M. Britton: Yes, I do recommend... I know it's long, that it be read because it's so specific, but I just wanted to point out that it says that it's already been...

0:48:30.6 Madam Chair: Right.

0:48:31.5 M. Britton: It's... There's going to be a motion at the end, that's why it's this way.

0:48:35.1 Madam Chair: Gotcha. Thank you for the clarification.

0:48:40.3 J. Stonehill: We as a board of supervisors of King George County, the supervisors of the County of King George Virginia, finds that on January 18th, 2021, Neiman Young PhD submitted his resignation as county administrator effective February 18th, 2021, after four years of faithful service, and that there now exists a need to appoint an interim county administrator to conduct the business of the county while a search for a county administrator is conducted, and that the county has located a suitable, qualified and willing candidate to serve as interim County Administrator. Mr. Larry Hughes, and that the county has engaged the services of Mr. Hughes through its ongoing temporary staffing agreement with the Berkeley Group, and now therefore, the board does hereby appoint pursuant to VA code section 15.2-406 and otherwise under law, Mr. Hughes as interim county administrator beginning February 3rd, 2021, in which appointment shall persist unless and until a permanent county administrator is appointed, or this appointment is rescinded or revoked by the board. Further, that Mr. Hughes faithfully discharged all the duties of the county administrator during the term of his appointment as required by law, including but not limited to the responsibility to the board for the proper administration of all affairs of the county, which the board has authority to control. Keep the board advised as such financial conditions of the county and submit to the

board monthly and at such other times as may be required reports concerning administrative affairs of the county. Examine regularly the books and papers of each department and Officer and agency of the county and to report on the board the conditions in which he finds them, such other information as the board may direct, submit to the board recommendations concerning affairs of the county and its departments officers agencies as he deems proper. Under the direction of the board, for informative and financial planning purposes only, prepare and submit to the board a proposed annual budget for the county, submit to the board a proposed annual budget in accordance with general law and his recommendations. Execute the budget as finally adopted by the Board, keep the board fully advised of the county's financial condition and its future financial needs, audit all claims against the county for services, materials and equipment for such county agencies and departments as the board may direct except those required to be received and audited by the County School Board, and shall present the audits to the board together with his recommendations and such information as necessary to enable the board to act on such claims. See that all ordinances, resolutions, directives and orders of the board and all laws of the Commonwealth required to enforce through the board or its officers subject to control of the board are faithfully executed, make reports to the board from time to time as required or deemed advisable upon the affairs of the county under his control and supervision, receive reports from and give directions to all heads of office, departments and boards of the county under his control and supervision. Appoint all officers and employees of the county, except as he may authorize the head of an office department and board responsible to him to appoint subordinants in such office, department and board. Maintain a centralized system of accounting for the county, including County School Board and County Board of Social Services and perform such other duties as may be prescribed by the board. Further, the board does hereby appoint pursuant to VA Code Section 15.21538 and otherwise under law, Mr. Hughes as interim Clerk of the board beginning February 3rd, 2021. And which appointment shall persist unless and until a permanent clerk is appointed or this appointment is rescinded or revoked by the board. Further Mr. Hughes shall faithfully discharge all the duties of the clerk during the term of his appointment as required by law, including but not limited to having all the powers and authority and duties vested in a county clerk as the clerk of the board under general law. Pay with his warrant, all claims against the county, chargeable against any fund under control of the board, and other than the general county fund when such expenditure is authorized and approved by the officer and or an employee authorized to procure the services, supplies, materials or equipment accountable for such claims, and after auditing the claims as to their authority in correctness. Pay with his warrant, all claims against the county, chargeable against the general county fund where the claim arose out of purchase made by the county administrator or for the contract role services by him authorized and contracted within the power and authority given to him by the board resolution. Pay with his warrant, all claims against the county authorized to be paid by the board, record in a book the proceeding of the board, make regular entries of all of its ordinances resolutions to decisions on all questions concerning the raising of money and within five days after any order for a levy is made to deliver copy to the commissioner revenue for the county or person performing such commissioner's duties as the case may be. Record the vote of each supervisor on any question submitted to the board as required by law or the board and preserve and file all accounts acted upon the board with its actions there on for a period of five years after audit and thereafter until the board shall authorize their destruction in accordance with retention regulation for records established pursuant to the Virginia Public Records Act. Further, the board does hereby appoint pursuant to VA code section 44-146.19 and authorized under law, Mr. Hughes as interim director of emergency management beginning February 3rd, 2021. And which appointment shall persist and until a permanent DEM is appointed to... His appointment is rescinded or revoked by the board. Further Mr. Hughes shall faithfully discharge all duties of DEM during his term of this appointment as

required by law and otherwise may be directed by the board. Further, Mr. Hughes shall discharge the duties set forth in this appointment under the following terms and conditions, compensation shall be fixed as set forth in the agreement with the Berkeley Group, perform such duties during the hours of and under consideration set forth in the agreement with the Berkeley Group. Mr. Hughes shall report to King George County Circuit Court Clerk to take the oaths of office as set forth in this resolution and appointment, and Mr. Hughes may be removed at the pleasure of the board. Further, the board does hereby accept the resignation of Dr. Young from the position of county administrator, clerk, and DEM. Further the board does gratefully accept Dr. Young's offer to remain employed by the county through February 18th, 2021 to assist and advise Mr. Hughes and his duties.

0:57:43.6 Madam Chair: Do I have a motion to adopt the resolution as presented?

0:57:47.7 R. Granger: So moved.

0:57:48.6 C. Binder: Second.

0:57:50 Madam Chair: Any further discussion? All those in favor say aye.

0:57:54.4 C. Binder: Aye.

0:57:54.4 R. Granger: Aye.

0:57:55 J. Stonehill: Aye.

0:57:56.4 Madam Chair: Any opposed? Chair votes aye, and let the record reflect that Mr. Bueche should be marked absent. Thank you very much. Motion carries. And county administrators report Dr. Young.

0:58:11.3 N. Young: Thank you madam chair. I received correspondence from Ms. Ann Bueche, the chairman of the community planning and management team or CPMT. Ms. Bueche would like to request the board of supervisors appoint Ms. Brittny Coates to the CPMT as the VDH representative.

0:58:27.7 R. Granger: So moved.

0:58:28.2 C. Binder: Second.

0:58:30 Madam Chair: Any further discussion? All those in favor say aye.

0:58:33.0 C. Binder: Aye.

0:58:33.0 R. Granger: Aye.

0:58:34 J. Stonehill: Aye.

0:58:34.8 Madam Chair: Any opposed? Chair votes aye, motion carries.

0:58:38.0 N. Young: That concludes my report madam chair.

0:58:41.8 Madam Chair: Thank you, Dr. Young. Information items, just our standard list, if anyone has an appointment coming up, let's work on getting those seats on our boards and commissions filled, please, and I will entertain a motion to adjourn.

0:59:00.3 R. Granger: Move to adjourn until Tuesday, February 16th, at 6:30 PM in the boardroom.

0:59:06.2 C. Binder: Second.

0:59:08.4 Madam Chair: Any further discussion? All those in favor say aye.

0:59:11.8 C. Binder: Aye.

0:59:14.2 R. Granger: Aye.

0:59:15 J. Stonehill: Aye.

0:59:15.4 Madam Chair: Any opposed? Chair votes aye, motion carries. We are adjourned