

BOARD OF SUPERVISORS

STAFFORD, VIRGINIA

DRAFT MINUTES

Regular Meeting

July 2, 2013

Call to Order A regular meeting of the Stafford County Board of Supervisors was called to order by Susan B. Stimpson, Chairman, at 3:03 p.m., on Tuesday, July 2, 2013, in the Board Chambers, at the George L. Gordon, Jr., Government Center.

Roll Call The following members were present: Susan B. Stimpson, Chairman; Robert “Bob” Thomas, Jr., Vice Chairman; Jack R. Cavalier; Ty A. Schieber; Gary F. Snellings; and Cord A. Sterling. Paul V. Milde III arrived at 3:08.

Also in attendance were: Anthony Romanello, County Administrator; Charles Shumate, County Attorney; Marcia Hollenberger, Chief Deputy Clerk; Pamela Timmons, Deputy Clerk; associated staff, and interested parties.

Presentations by the Public The following members of the public desired to speak:

Patricia Gridley	-	Celebrate Virginia RBC
Sanoy Berry	-	Celebrate Virginia RBC
John Alexion	-	Celebrate Virginia RBC
Steve Saphos	-	Celebrate Virginia RBC
Alane Callander	-	Celebrate Virginia RBC/EDA Land Transfer
Philip Smith	-	Celebrate Virginia RBC
Paul Waldowski	-	Gerrymandering; FY14 Adopted Budget; Celebrate Virginia RBC; Embrey Mill; Cicadas
Mark Lewis	-	Celebrate Virginia RBC

Presentations by Members of the Board Board members spoke on the topics as identified:

Mr. Cavalier	-	Deferred
Mr. Milde	-	Attended FAMPO; R-Board; Infrastructure Committee; Rowser Dedication; Community and Economic Development Committee
Mr. Schieber	-	Gwyneth’s Law MOA signed by the School Board
Mr. Snellings	-	Condolences to Fred Donahoe on the passing of his wife, Joan

- Mr. Sterling - Finance, Audit, and Budget Committee Update; Courthouse Road Widening west of I-95; Revenue Sharing; 1<sup>st</sup> Quarter Schools Health Benefits Fund; School Resources Officer Grant Award; Staffing in Development Agencies; Rating Agency Update
- Mr. Thomas - Deferred
- Ms. Stimpson - Deferred

Report of the County Attorney Mr. Shumate deferred.

Report of the County Administrator Before beginning the Report of the County Administrator, Ms. Stimpson thanked Utilities staff for the responsiveness in dealing with the Butler Road water main break. Staff that worked on the water main break included Tim Hall; Kevin Henderson; Chris Gibson; Billy Perin; James Rainey; James Calvert; and Adam Estevez (who handled “on call” calls so the crew could concentrate on the water main break.) Mr. Romanello also named Janet Spencer and thanked County staff for community outreach, which alerted citizens to the problem and detours to avoid the area.

County Administrator, Mr. Anthony Romanello, noted that Item 9 (Utilities; Execute a Deed of Easement/Acquisition for the Celebrate Virginia Water Tank Site) was removed from the Consent Agenda. Item 20 (County Administration; Request Action from the Governor on the Permit by Rule Legislation for Waste-to-Energy Facilities) was deleted from the agenda because the Governor acted on the legislation.

Mr. Chris Hoppe, Capital Projects Manager, provided an update on capital projects after which, Ms. Stimpson thanked Mr. Hoppe saying that it was a great report on a busy year.

Mr. Mike Smith, Director of Public Works, provided an update on road projects; PPTA projects; the Courthouse Streetscape; and Wayfinding/Trailblazing signs.

Dr. Brooke Rossheim, Rappahannock Area Health District Mr. Romanello introduced Dr. Rossheim, Director of the Rappahannock Area Health District. Dr. Rossheim gave a Power Point presentation and answered Board members questions.

Dr. Rossheim alerted the Board that the dental program was being discontinued due to declining funding, declining participation, and other contributing factors including that 95% of patients had Medicaid and sought out private dental practitioners that accepted Medicaid.

In response to Dr. Rossheim’s statement that a number of patients were “undocumented,” Ms. Stimpson asked how he knew that or how that information was discovered. Dr. Rossehim said that while service providers did not ask that question directly, patients either volunteered the information or it became evident when they were asked for identification. He emphasized that no one who presented for care was turned away.

Mr. Sterling inquired if there were redundancies between the Virginia Health Department and Affordable Care Act. Dr. Rossheim said that he could not speak to the Affordable Care Act, adding that dental and maternity coverage was not mandated in Virginia, although coverage of other, basic services was mandated. Mr. Sterling asked that Dr. Rossheim work with County staff regarding mandated funding.

In an update about Woman, Infants, and Children (WIC) coverage, Dr. Rossheim said there were approximately 1,900 clients in the Rappahannock Area Health District that benefitted from WIC, a program that was fully grant funded by the USDA. An additional grant, in the amount of \$32,529, was being used for maternity and children health services; it was not new money and was included in the current years’ budget.

Ms. Stimpson thanked Dr. Rossheim and asked Mr. Romanello to arrange a meeting with staff regarding mandated funding.

Legislative; Additions and Deletions to the Agenda Mr. Snellings motioned, seconded by Mr. Thomas , to adopt the agenda with the deletion of Item 20. County Administration; Request Action from the Governor on the Permit-by-Rule Legislation for Waste-to-Energy Facilities (Proposed Resolution R13-224); and the addition of Proposed Resolution R13-244, Planning and Zoning; Granted a Time Extension to the Planning Commission to review the Clift Farm Quarter’s Comprehensive Plan review.

The Voting Board tally was:

Yea: (7) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson, Thomas  
Nay: (0)

Legislative; Consent Agenda Mr. Sterling motioned, seconded by Mr. Thomas, to adopt the Consent Agenda consisting of Items 4 through 21, omitting Items 8, 13, 15, 18, and 21. Item 9 was moved to Unfinished Business, and Item 20 was deleted.

The Voting Board tally was:

Yea: (7) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson, Thomas  
Nay: (0)

Item 4. Legislative; Approve Minutes of the June 18, 2013 Meeting

Item 5. Finance and Budget; Approve Expenditure Listing

Resolution R13-223 reads as follows:

A RESOLUTION TO APPROVE EXPENDITURE LISTING (EL)  
DATED JUNE 19, 2013 THROUGH JULY 1, 2013

WHEREAS, the Board appropriated funds to be expended for the purchase of goods and services in accordance with an approved budget; and

WHEREAS, the payments appearing on the above-referenced Listing of Expenditures represent payment of \$100,000 and greater for the purchase of goods and/or services which are within the appropriated amounts;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 2<sup>nd</sup> day of July 2013, that the above-mentioned EL be and hereby is approved.

Item 6. Finance and Budget; Amend the FY2014 Appropriation of the School Health Services Funds

Resolution R13-225 reads as follows:

A RESOLUTION TO AMEND THE FY2014 APPROPRIATION  
OF THE SCHOOLS' HEALTH SERVICES FUND

WHEREAS, the Board deferred appropriation of the FY2014 Schools' Health Services Fund until details of the fund revenues and expenditures was provided by the Schools; and

WHEREAS, the requested information has not yet been provided by School staff; and

WHEREAS, the Board desires to ensure that the School Board has sufficient appropriation to meet the health insurance needs of its employees;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 2<sup>nd</sup> day of July, 2013, out of an abundance of caution, that it be and hereby does appropriate Six Million Two Hundred Twenty-nine Thousand Two Hundred Forty-six Dollars (\$6,229,246) of the FY2014 Schools' Health Services Fund budget to ensure that the first-quarter health insurance payments can be made on time.

Item 7. Sheriff; Execute a Contract for the Purchase and Installation of Security Cameras at the Courthouse

Resolution R13-192 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT WITH JOHNSON CONTROLS FOR THE PURCHASE AND INSTALLATION OF SECURITY CAMERAS IN THE COURTHOUSE

WHEREAS, the Stafford County Courthouse Security System requires updating and expansion of security and maintenance to provide the needed security for the building; and

WHEREAS, Johnson Controls proposed to provide the enhancement of the video surveillance system for the Courthouse in the amount of \$112,694.00; and

WHEREAS, the Sheriff's Office staff and County staff reviewed Johnson Controls' proposal and determined that it is reasonable for the proposed scope of services; and

WHEREAS, funds in an amount not to exceed \$112,694, are available and budgeted using 2008 Lease Revenue Bond proceeds;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 2<sup>nd</sup> day of July, 2013, that the County Administrator be and he hereby is authorized to execute a contract with Johnson Controls for the purchase and installation of security cameras at the Courthouse, in the amount not to exceed One Hundred Twelve Thousand Six Hundred Ninety-four Dollars (\$112,694), unless amended by a duly-authorized change-order.

Item 10. Utilities; Approve Purchase of Conservation Easement and Stream Credits as Part of the Rocky Pen Run Reservoir Mitigation Plan

Resolution R13-168 reads as follows:

A RESOLUTION APPROVING PROPOSED CHANGES TO THE COMPREHENSIVE RIVERINE MITIGATION PLAN; THE PRESERVATION OF AN AREA ON PRIVATE PROPERTY IN SPOTSYLVANIA COUNTY; AND PURCHASE OF STREAM MITIGATION CREDITS AS PART OF THE ROCKY PEN RUN DAM AND RESERVOIR PROJECT

WHEREAS, Stafford County has adopted a Comprehensive Riverine Mitigation Plan (CRMP) for the Rocky Pen Run Dam and Reservoir Project; and

WHEREAS, staff determined that proposed mitigation efforts on property in Rappahannock County may be achieved in a more cost-effective manner by directing these efforts to preserving 100 acres on Tax Map Parcels #4-A-3A, #4-A-2, and #4-9-B in Spotsylvania County, and purchasing stream mitigation credits; and

WHEREAS, the County desires to pay the owners of Tax Map Parcels #4-A-3A, #4-A-2, and #4-9-B, in Spotsylvania County \$1,200,000 to execute and record a Declaration of Restrictions and Covenants that will preserve 100 acres of property in perpetuity; and

WHEREAS, staff has determined that the bid results for the purchase of \$660,200 in stream mitigation credits are acceptable and reasonable; and

WHEREAS, the proposed changes are necessary to meet the requirements of the permits granted by the United States Army Corps of Engineers (Corps) and the Virginia Department of Environmental Quality (DEQ); and

WHEREAS, the proposed changes to the CRMP are necessary to meet the requirements of permits granted by the United States Army Corps of Engineers (Corps) and the Virginia Department of Environmental Quality (DEQ) and have been approved by both agencies; and

WHEREAS, necessary funds are included in the adopted FY2014 budget; and

WHEREAS, the Board finds that this preservation and the purchase of stream mitigation credits promotes the health, safety, and welfare of the County and its citizens;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 2nd day of July, 2013, that it be and it hereby does approve the proposed changes to the Comprehensive Riverine Mitigation Plan as part of the Rocky Pen Run Dam and Reservoir Project; and

BE IT FURTHER RESOLVED that the County Administrator is authorized to execute all necessary documents with the property owner(s) for the preservation of approximately 100 acres in Spotsylvania County on Tax Map Parcels #4-A-3A, #4-A-2, and #4-9-B, in an amount not to exceed One Million Two Hundred Thousand Dollars (\$1,200,000); and

BE IT STILL FURTHER RESOLVED that the County Administrator is authorized to execute a contract with Cannon Regional Environmental Bank for the purchase of One Thousand Six Hundred Ninety-eight (1,698) stream mitigation credits in an amount not to exceed Six Hundred Sixty Thousand, Two Hundred Dollars (\$660,200) in stream mitigation credits.

Item 11. Public Works; Authorize Payment to Northern Virginia Electric Cooperative (NOVEC) for Utility Line Relocation Services on the Mountain View Road Safety Improvements Project

Resolution R13-213 reads as follows:

A RESOLUTION AUTHORIZING PAYMENT TO NORTHERN VIRGINIA ELECTRIC COOPERATIVE FOR UTILITY LINE RELOCATION SERVICES FOR THE MOUNTAIN VIEW ROAD PROJECT

WHEREAS, the Board identified the completion of road improvements on Mountain View Road, from Rose Hill Farm Drive to 0.25 miles north of Joshua Road, as a critical part of Stafford County's road improvement plan; and

WHEREAS, these improvements were included in the 2008 Transportation Bond Referendum; and

WHEREAS, a NOVEC utility line must be relocated solely due to the road improvement project; and

WHEREAS, the County is responsible for the cost of the relocation services for all lines and facilities outside of the road right-of-way, and the necessary funds are included in the project budget; and

WHEREAS, NOVEC requires payment for the utility line relocation services for the project to proceed; and

WHEREAS, NOVEC estimated the County's share of the cost for the relocation of the utility line services at Four Hundred Eighty-one Thousand Eight Hundred Four Dollars (\$481,804); and

WHEREAS, staff review NOVEC's cost estimate and determined that it is reasonable for the proposed scope of services; and

WHEREAS, the Board finds that the relocation promotes the health, safety, and welfare of the County and its citizens;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 2<sup>nd</sup> day of July, 2013, that the Board be and it hereby does authorize the County Administrator or his designee to pay NOVEC for utility line relocation services for the Mountain View Road Safety Improvement project in an amount not to exceed Four Hundred Eighty-one Thousand Eight Hundred Four Dollars (\$481,804), unless amended by a duly-executed contract amendment.

Item 12. Public Works; Award a Contract for Construction Engineering Inspection Services for the Mountain View Road Phase I Improvement Project

Resolution R13-214 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO AWARD A CONTRACT FOR CONSTRUCTION ENGINEERING INSPECTION SERVICES FOR THE MOUNTAIN VIEW ROAD PHASE I IMPROVEMENT PROJECT

WHEREAS, the Board identified the completion of road improvements on Mountain View Road, from Rose Hill Farm Drive to 0.25 miles north of Joshua Road, as a critical part of Stafford County's road improvement plan; and

WHEREAS, the Board desires to begin construction of the improvements on Mountain View Road (SR-627) from 0.25 miles north of Joshua Road (SR-643) and Rose Hill Farm Drive (SR-1245); and

WHEREAS, improvements to Mountain View Road will be funded through the Transportation Fund and VDOT Revenue Sharing; and

WHEREAS, the Board, by Resolution R09-309, selected Rinker Design Associates, P.C. to provide engineering services through construction for this project; and

WHEREAS, the Board previously authorized a contract with RDA to provide professional services for design and right-of-way acquisition for the improvements to Mountain View Road; and

WHEREAS, Rinker Design Associates, P.C. submitted a cost proposal in the amount of \$633,174 to perform the construction engineering and inspection services for this project; and

WHEREAS, staff determined that this proposal is reasonable for the scope of work proposed;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 2<sup>nd</sup> day of July, 2013, that the County Administrator be and he hereby is authorized to execute a contract with Rinker Design Associates, P.C., in an amount not to exceed Six Hundred Thirty-three Thousand One Hundred Seventy-four Dollars (\$633,174) for construction engineering and inspection services for the Mountain View Road Phase I improvements, unless modified by a duly-authorized change order; and

BE IT FURTHER RESOLVED, that the amount of Six Hundred Thirty-three Thousand One Hundred Seventy-four Dollars (\$633,174) in Transportation Funds is budgeted and appropriated for this project.

Item 14. Planning and Zoning; Request a Time Extension for the Planning Commission to Review Amendments to the Lighting Ordinance

Resolution R13-210 reads as follows:

A RESOLUTION TO GRANT A TIME EXTENSION OF NINETY DAYS TO THE PLANNING COMMISSION FOR ITS CONSIDERATION OF AMENDMENTS TO THE LIGHTING ORDINANCE

WHEREAS, the Stafford County Code includes standards for the design and location of lighting; and

WHEREAS, the Board desires to amend the County Code to amend the lighting standards; and

WHEREAS, the proposed amendments to the County Code will clarify and bolster current lighting standards; and

WHEREAS, the Board finds that public necessity, convenience, general welfare, and good zoning practices require adoption of such an ordinance;

WHEREAS, the Board previously referred proposed amendments to the Planning Commission, pursuant to Resolution R13-154, with a deadline of August 20, 2013; and

WHEREAS, the Planning Commission requested an additional ninety days to review the lighting ordinance and make recommendations to the Board;

NOW, THEREFORE BE IT RESOLVED by the Stafford County Board of Supervisors on the 2<sup>nd</sup> day of July, 2013, that the Planning Commission be and it hereby is granted an extension until November 18, 2013, to conduct a public hearing and make its recommendation to the Board regarding the amendments to the lighting ordinance.

Item 16. Parks, Recreation and Community Facilities; Authorize a Contract Renewal for Custodial Services

Resolution R13-211 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT FOR CUSTODIAL SERVICES AT VARIOUS COUNTY FACILITIES

WHEREAS, outside professional custodial services, beyond the capacity of County resources, are needed at various County facilities; and

WHEREAS, the current contract with C.C. Building Services is in need of renewal; and

WHEREAS, C.C. Building Services will renew the contract for \$302,343; and

WHEREAS, funds are available in the FY 2014 budget; and

WHEREAS, staff determined that the proposed renewal is reasonable for the scope of services provided;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 2nd day of July, 2013, that the County Administrator be and he hereby is authorized to renew the contract with C. C. Building Services in an amount not to exceed Three Hundred Two Thousand Three Hundred Forty-three Dollars (\$302,343), unless amended by a duly-executed contract amendment.

Item 17. County Administration; Award Construction Contract for Curtis Park Pool Renovation

Resolution R13-220 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT WITH PADDOCK SWIMMING POOL COMPANY FOR THE CURTIS MEMORIAL PARK POOL RENOVATION

WHEREAS, the renovation of Curtis Memorial Park Pool was approved by the citizens of Stafford County as part of the 2009 Park Bond Referendum; and

WHEREAS, the design for Curtis Memorial Park Pool was completed and the construction contract was offered for public bid; and

WHEREAS, one bid was received, with Paddock Swimming Pool Company submitting a responsive and responsible bid; and

WHEREAS, staff determined that this bid is reasonable for the scope of work proposed; and

WHEREAS, funds are available for this project in the Capital Projects Fund;

NOW, THEREFORE, BE IT RESOLVED on this the 2<sup>nd</sup> day of July, 2013, that the County Administrator be and he hereby is authorized to execute a contract with Paddock Swimming Pool Company for the Curtis Memorial Park Pool renovation, in an amount not to exceed Eight Hundred Fifty-nine Thousand Nine Hundred Ninety-nine Dollars (\$859,999), unless modified by a duly-executed change order.

Item 19. Legislative; Approve Appointment of Mr. Emmett Price to the Rappahannock Emergency Medical Services Board of Directors

Item 20. County Administration; Request Action from the Governor on the Permit By Rule Legislation for Waste-to-Energy Facilities This item was deleted from the agenda. The Governor signed the Permit by Rule legislation.

Sheriff; Execute a Contract Renewal with Motorola for the Public Safety Radio Communications System Maintenance Mr. Sterling asked Sheriff Jett if he knew when the Motorola contract was up for rebid, for re-competition. Sheriff Jett responded that it was renegotiated. Mr. Sterling said he wished to see it go to actual re-competition.

Ms. Stimpson motioned, seconded by Mr. Milde to adopt proposed Resolution R13-227.

The Voting Board tally was:

Yea: (7) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson, Thomas  
Nay: (0)

Resolution R13-227 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT RENEWAL WITH MOTOROLA SOLUTIONS, INC., FOR MAINTENANCE OF THE PUBLIC SAFETY RADIO COMMUNICATIONS SYSTEM

WHEREAS, the Stafford County Public Safety radio communications system requires support and maintenance for critical systems to keep them in optimal working condition; and

WHEREAS, the County executed a contract with Motorola Solutions, Inc., in 2007 for maintenance of the Public Safety radio communications system; and

WHEREAS, Motorola Solutions, Inc., offered to renew the maintenance services contract for the Public Safety radio communications system in an amount not to exceed \$663,162; and

WHEREAS, funding for renewal of the contract with Motorola Solutions, Inc., is available in the FY2014 budget; and

WHEREAS, the Sheriff's Office and County staff reviewed the proposal and determined that it is reasonable for the proposed scope of services;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 2<sup>nd</sup> day of July, 2013, that the County Administrator be and he

hereby is authorized to execute any and all necessary documents for a contract renewal with Motorola Solutions, Inc. for maintenance services for the Public Safety radio communications system, and any other necessary and/or appropriate documents, in an amount not to exceed Six Hundred Sixty-three Thousand One Hundred Sixty-two Dollars (\$663,162), unless amended by a duly-executed contract amendment.

Public Works; Petition VDOT in Include Garrison Woods Drive into the Secondary System of State Highways Mr. Milde abstained from voting because he owned property in that area.

Mr. Sterling motioned, seconded by Mr. Schieber, to adopt proposed Resolution R13-221.

The Voting Board tally was:

- Yea: (7) Cavalier, Schieber, Snellings, Sterling, Stimpson, Thomas
- Nay: (0)
- Abstain: (1) Milde

Resolution R13-221 reads as follows:

A RESOLUTION TO PETITION THE VIRGINIA DEPARTMENT OF  
TRANSPORTATION TO INCLUDE GARRISON WOODS DRIVE  
INTO THE SECONDARY SYSTEM OF STATE HIGHWAYS

WHEREAS, the Board, pursuant to Virginia Code § 33.1-229, desires to include Garrison Woods Drive into the Secondary System of State Highways; and

WHEREAS, the Virginia Department of Transportation (VDOT) inspected this street and found it acceptable;

WHEREAS, in accordance with 24 Va. Admin. Code § 30-91-140, a Street Surety Bond in the amount of \$10,000 is required to be posted; however, VDOT has agreed to accept said bond in the form of a resolution by the Board; and

WHEREAS, in accordance with 24 Va. Admin. Code § 30-91-140, a Street Maintenance Fee of \$750 and Administrative Cost Recovery Fee of \$1,000 are required by VDOT and cannot be waived;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 2<sup>nd</sup> day of July, 2013 that VDOT be and it hereby is petitioned to include the following street into the Secondary System of State Highways:

Street Name/ Route Number	Station	Length
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Garrison Woods Drive (SR-1877)	From: Onville Road (SR-641) To: 0.23 mi. East of Onville Road (SR-641) (Cul-de-sac)	0.23 mi. ROW 60- 50'
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An unrestricted right-of-way, as indicated above, for this street with necessary easements for cuts, fills, and drainage is guaranteed, as evidenced by Plats of Record entitled, Garrison Woods Apartments, recorded in Plat Book 11, Page 186 on September 23, 1983, and Garrison Woods 2 - Parcel 2 recorded in PM030000209, Plat Book 41, page 336 on December 9, 2003; and

BE IT FURTHER RESOLVED, that this Board hereby guarantees the performance of the street requested herein to become a part of the state maintained Secondary System of State Highways for a period of one year from the VDOT effective date and will reimburse all costs incurred by VDOT to repair faults in the streets and related drainage facilities associated with construction, workmanship or materials as determined exclusively by VDOT; and

BE IT STILL FURTHER RESOLVED that the County Administrator or his designee shall forward a copy of this resolution to the VDOT Transportation and Land Use Director, Fredericksburg District.

Planning and Zoning; Refer Street Name Changes for the Courthouse Road Interchange and Rocky Run Road Reconstruction to the Planning Commission Mr. Sterling asked Mr. Jeff Harvey, Director of Planning and Zoning, how the new names were decided upon. Following Mr. Harvey's explanation, Mr. Sterling said that he would rather that streets be named after veterans, local communities, historical sites, or events. Mr. Milde recommended that it be brought back to the Infrastructure Committee for review. Mr. Romanello suggested that it be referred back to the Planning Commission to factor in Mr. Sterling's suggestions. Ms. Stimpson said that there should be a process in place for street naming. Mr. Snellings asked if citizens living in the area, or on the roads where names were changing, had been given an opportunity to weigh in on the proposed, new names. Mr. Harvey replied that the Planning Commission held a public hearing where citizens were encouraged to offer ideas and suggestions.

Mr. Sterling motioned, seconded by Mr. Snellings, to adopt proposed Resolution R13-206.

The Voting Board tally was:

Yea: (7) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson, Thomas  
Nay: (0)

Resolution R13-206 reads as follows:

A RESOLUTION REFERRING AMENDMENTS TO THE INDEX OF OFFICIAL ROAD NAMES TO THE PLANNING COMMISSION REGARDING THE NAMING OF NEW STEETS AND RENAMING OF EXISTING STREETS DUE TO THE RECONSTRUCTION OF THE COURTHOUSE ROAD AND INTERSTATE 95 INTERCHANGE, AND RENAMING OF AN EXISTING STREET DUE TO THE RECONSTRUCTION OF ROCKY RUN ROAD

WHEREAS, the Board established a County-wide system for naming of all roads, and numbering all principal buildings in the County; and

WHEREAS, Virginia Code § 15.2-2019 authorizes the Board to name roads; and

WHEREAS, reconstruction of the Courthouse Road (Route 630) and Interstate 95 Interchange will required the relocation of existing roads, and the construction of new roads, resulting in the need to change the County's official index of road names; and

WHEREAS, the construction of Rocky Pen Reservoir will sever Rocky Run Road and require a new road name for the western end, resulting in the need to change the official index of road names;

WHEREAS, the Board requests the Planning Commission take into consideration names of historic figures, places, as well as local veterans, and input from residents in the naming of new streets;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 2nd day of July, 2013, that it be and hereby refers proposed amendments to the Official Index of Road Names, pursuant to proposed Ordinance O13-40 and proposed Ordinance O13-43 to the Planning Commission for public hearing and recommendation; and

BE IT FURTHER RESOLVED that the Planning Commission take into consideration names of historic figures, places, as well as local veterans, and input from residents in the naming of new streets and make any changes it deems appropriate.

Legislative; Approve Reappointment of Ms. Vanessa E. Griffin to the Board of Directors of the Industrial Development Authority of the County of Stafford and the City of Staunton, VA Mr. Milde pulled the item to commend Ms. Griffin for her hard work and dedication to the citizens of Stafford County. Mr. Sterling inquired if Ms. Griffin's campaigning for a seat on the School Board might interfere with, or prohibit, her reappointment. County Attorney, Mr. Charles Shumate, said that there was no prohibition from reappointment to the IDA due to her candidacy.

Mr. Milde motioned, seconded by Mr. Thomas, to reappointment Ms. Griffin.

The Voting Board tally was:

Yea: (6) Cavalier, Milde, Schieber, Snellings, Stimpson, Thomas  
Nay: (1) Sterling

County Attorney; Authorize Amendment to Extend the Term of the Moncure Elementary School Memorandum of Agreement Mr. Sterling expressed his frustration on another delay concerning Anne E. Moncure Elementary School. Mr. Schieber said that the Joint Land Use Study (JLUS) group was urged to complete the study, which should be done by the end of the calendar year, at which time land-use would be put into action.

Mr. Schieber motioned, seconded by Mr. Sterling, to adopt proposed Resolution R13-222.

The Voting Board tally was:

Yea: (7) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson, Thomas  
Nay: (0)

Resolution R13-222 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A THIRD AMENDMENT TO THE MEMORANDUM OF AGREEMENT BETWEEN THE BOARD OF SUPERVISORS AND THE STAFFORD COUNTY SCHOOL BOARD REGARDING ANNE E. MONCURE ELEMENTARY SCHOOL

WHEREAS, the School Board owns real property located at 75 Moncure Lane, Stafford, Virginia, Tax Map (TM) Parcel 20-136A, site of Anne E. Moncure Elementary School; and

WHEREAS, the Board and the School Board desire to rebuild and relocate Anne E. Moncure Elementary School to a new site, located on TM Parcels 20-66B, 20-66C, 21-15, and 21-16 (the Parcels); and

WHEREAS, the County and the School Board entered into a Memorandum of Agreement (MOA) regarding Anne E. Moncure Elementary School which provides, among other things, that the County will purchase the Parcels, and the School Board will construct the new Anne E. Moncure Elementary School on the Parcels; and

WHEREAS, the MOA also provides that after the new Anne E. Moncure Elementary School is constructed and the School Board declares TM Parcel 20-136A surplus, the County will convey the Parcels to the School Board, and the School Board will convey TM Parcel 20-136A to the County; and

WHEREAS, on July 3, 2012, the Board adopted Resolution R12-218 authorizing the County Administrator to execute a First Amendment to the MOA; and

WHEREAS, the First Amendment to the MOA was executed to accommodate the Virginia Department of Transportation's (VDOT) plans to expand the Staffordboro Boulevard commuter lot and the Juggins Road connector, which required that VDOT obtain a 0.048 acre portion of TM Parcel 20-136A; and

WHEREAS, the MOA required the Board to consider amending the Comprehensive Plan to include the new school site within the Urban Services Area, and imposed a deadline of March 22, 2013, for the completion of this task; and

WHEREAS, the Board would not have met this deadline because it desires to consider the Joint Land Use Study's findings, which are expected to be provided later this year, in the context of the Comprehensive Plan amendment to include the new school site within the Urban Services Area; and

WHEREAS, on March 5, 2013, the Board adopted Resolution R13-89 authorizing the County Administrator to execute a Second Amendment to the MOA; and

WHEREAS, the Second Amendment to the MOA extended the time by which the Board had to consider amending the Comprehensive Plan to December 31, 2013; and

WHEREAS, the Board will not meet this deadline because the JLUS' findings will not be provided until the fall of 2013; and

WHEREAS, on June 18, 2013, the Board adopted Resolution R13-70(R) extending the deadline for the Planning Commission to provide its recommendations to the Board regarding the proposed Comprehensive Plan amendment to January 31, 2014; and

WHEREAS, the proposed Third Amendment to the MOA extends the deadline for the Board to consider amending the Comprehensive Plan to include the new school site within the Urban Services Area to March 31, 2014; and

WHEREAS, the Third Amendment to the MOA allows both the Board and the Planning Commission sufficient time to consider the JLUS' findings in considering the proposed Comprehensive Plan amendment; and

WHEREAS, the Board desires to execute the proposed Third Amendment;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 2<sup>nd</sup> day of July, 2013, that it be and hereby does authorize the County Administrator to execute the Third Amendment to the Memorandum of Agreement and any and all additional documents that may be reasonably necessary and/or appropriate to carry out the intent and provisions of the Third Amendment to the Memorandum of Agreement.

Execute a Deed of Easement/Acquisition for Celebrate Virginia Water Storage Tank Site  
Mr. Romanello said that the Utilities Commission met and recommended approval but

with reduced compensation to the land-owner, as \$137,387 was due in back taxes. The land-owner committed to paying real estate taxes in the amount of \$137,387 at the time of closing. The taxes owed must be paid prior to the County cutting a check for the easement.

Mr. Snellings motioned, seconded by Mr. Schieber, to adopt proposed Resolution R13-193.

The Voting Board tally was:

Yea: (7) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson, Thomas  
Nay: (0)

Resolution R13-193 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR  
TO EXECUTE DOCUMENTS FOR AN EXCLUSIVE EASEMENT FOR  
THE CELEBRATE VIRGINIA WATER STORAGE TANK ON ASSESSOR'S  
PARCEL 44Y-G

WHEREAS, the Celebrate Virginia Water Storage Tank is included in the 2013 Capital Improvement Plan; and

WHEREAS, the County and the property owner reached an agreement for acquisition of an exclusive easement on Assessor's Parcel 44Y-6 under very favorable circumstances for the County; and

WHEREAS, staff recommends approval of acquisition of an exclusive easement in an amount not to exceed \$137,387; and

WHEREAS, the Board finds that acquiring this easement promotes the health, safety, and welfare of the County and its citizens;

WHEREAS, the property owner has agreed to apply a portion of the proceeds of this transaction to satisfy delinquent real estate taxes due on Parcel 44Y-6;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 2nd day of July, 2013, that it be and hereby does authorize the County Administrator to execute a Deed of Easement and any other necessary documents to acquire an exclusive easement on Assessor's Parcel 44Y-6 for the Celebrate Virginia Water Storage Tank in an amount not to exceed One Hundred Thirty-seven Thousand Three Hundred Eighty-seven Dollars (\$137,387).

County Administration; Staffing in Development Agencies

Mr. Sterling motioned, seconded by Mr. Snellings, to defer this item to the August 13, 2013 meeting.

The Voting Board tally was:

Yea: (7) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson, Thomas  
Nay: (0)

Legislative; Closed Meeting. At 4:18 p.m., Mr. Thomas motioned, seconded by Mr. Milde, to adopt proposed Resolution CM13-14.

The Voting Board tally was:

Yea: (7) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson, Thomas  
Nay: (0)

Resolution CM13-14 reads as follows:

A RESOLUTION TO AUTHORIZE CLOSED MEETING

WHEREAS, the Board desires to hold a Closed Meeting for discussion regarding (1) the potential acquisition of real property for a public purpose(s), including an academic presence and economic development; (2) consultation with legal counsel regarding the submission of land use applications under County Code Sections 28-182, 28-185, and 28-203; and (3) discussion of the performance and discipline of a specific County employee; and

WHEREAS, pursuant to Virginia Code Sections 2.2-3711(A)(1), (A)(3), and (A)(7), such discussion may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Stafford County Board of Supervisors on this the 2<sup>nd</sup> day of July, 2013, does hereby authorize discussion of the aforesated matter in Closed Meeting.

Call to Order At 5:34 p.m., the Chairman called the meeting back to order.

Legislative; Closed Meeting Certification Mr. Thomas motioned, seconded by Mr. Milde, to adopt proposed Resolution CM13-14(a).

The Voting Board tally was:

Yea: (7) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson, Thomas  
Nay: (0)

Resolution CM13-14(a) reads as follows:

A RESOLUTION TO CERTIFY THE ACTIONS OF THE STAFFORD COUNTY BOARD OF SUPERVISORS IN A CLOSED MEETING ON JULY 2, 2013

WHEREAS, the Board has, on this the 2<sup>nd</sup> day of July, 2013, adjourned into a Closed Meeting in accordance with a formal vote of the Board and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, the Virginia Freedom of Information Act, as it became effective July 1, 1989, provides for certification that such Closed Meeting was conducted in conformity with law;

NOW, THEREFORE, BE IT RESOLVED that the Stafford County Board of Supervisors does hereby certify, on this the 2<sup>nd</sup> day of July, 2013, that to the best of each member's knowledge: (1) only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act were discussed in the Closed Meeting to which this certification applies; and (2) only such public business matters as were identified in the Motion by which the said Closed Meeting was convened were heard, discussed, or considered by the Board.

Following the Closed Meeting, Mr. Milde motioned, seconded by Mr. Thomas, to adopt proposed Resolution R13-231.

The Voting Board tally was:

Yea: (5) Milde, Schieber, Sterling, Stimpson, Thomas

Nay: (2) Cavalier, Snellings

Resolution R13-231 reads as follows:

A RESOLUTION TO (1) BUDGET AND APPROPRIATE FUNDS TO ACQUIRE ALL OR A PORTION OF TAX MAP PARCELS 12-1, 13C-A, AND 13C-D1; (2) AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE A PURCHASE AGREEMENT FOR THE ACQUISITION OF TAX MAP PARCELS 12-1, 13C-A, AND 13C-D1; AND (3) AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE AN AMENDMENT TO THE MEMORANDUM OF AGREEMENT BETWEEN THE BOARD, QUANTICO BUSINESS CENTER, LLC, AND THE ECONOMIC DEVELOPMENT AUTHORITY

WHEREAS, the Board recognizes the importance of economic development to the well-being of County businesses and citizens; and

WHEREAS, the Board has made economic development a Board and staff priority; and

WHEREAS, the Board adopted the Economic Development 10-Point Plan, which supports the creation of a research and technology park in the County to encourage investment, revenue growth, and support the creation of high-quality jobs in the County; and

WHEREAS, the Board has taken numerous actions to promote and further economic development in the County; and

WHEREAS, the private business community supports the County's economic development efforts, including, but not limited to, the proposed research and technology park; and

WHEREAS, the Board desires to acquire all or a portion of Tax Map Parcels 12-1, 13C-A, and 13C-D1 (the Property); and

WHEREAS, staff conducted extensive and thorough due diligence to validate the suitability of the Property for its intended economic development purposes; and

WHEREAS, sufficient funds are available in the Capital Projects Reserve Fund to acquire the Property; and

WHEREAS, the acquisition of the Property satisfies the donation of land for economic development purposes under the Memorandum of Agreement, dated April 11, 2012, between the Board, Quantico Business Center, LLC, and the Economic Development Authority; and

WHEREAS, the Board finds that acquiring the Property will promote the economic development of the County, and provide for additional commercial, educational, and research opportunities for County businesses and citizens in the future; and

WHEREAS, the Board finds that acquiring the Property promotes the health, safety, and welfare of the County and its citizens;

NOW THEREFORE BE IT RESOLVED, that the Stafford County Board of Supervisors, on this the 2<sup>nd</sup> day of July, 2013, be and it hereby does budget and appropriate Three Million Four Hundred Thousand Dollars (\$3,400,000) from the Capital Projects Reserve Fund for the acquisition of the Property; and

BE IT FURTHER RESOLVED that the Board authorizes the County Administrator to execute a purchase agreement for the acquisition of the Property, with the closing subject to the approval of the County Attorney's Office; and

BE IT FURTHER RESOLVED that the County Administrator is authorized to execute any other documentation that is necessary or appropriate regarding the acquisition of the Property; and

BE IT STILL FURTHER RESOLVED that the County Administrator or his designee is authorized to execute an amendment to the Memorandum of Agreement, dated April 11, 2012, between the Board, Quantico Business Center, LLC, and the Economic Development Authority regarding the satisfaction of the land donation for economic development purposes under the Memorandum of Agreement.

Also following the Closed Meeting, Mr. Milde motioned, seconded by Mr. Thomas, to adopt proposed Resolution R13-234.

The Voting Board tally was:

Yea: (5) Milde, Schieber, Sterling, Stimpson, Thomas  
Nay: (2) Cavalier, Snellings

Resolution R13-234 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO INITIATE A PROFFER AMENDMENT AND ACT AS THE APPLICANT ON BEHALF OF QUANTICO BUSINESS CENTER II, LLC, ON ASSESSOR'S PARCEL 12-1 (PORTION), 13C-A (PORTION), AND 13C-D1 (PORTION), WITHIN THE GRIFFIS-WIDEWATER ELECTION DISTRICT

WHEREAS, Quantico Business Center II, LLC, is the Owner of Assessor's Parcel 12-1, located in the Griffis-Widewater Election District (the Property); and

WHEREAS, the Board adopted Ordinance O11-17 on June 21, 2011, which reclassified the Property to B-2, Urban Commercial, Zoning District , with proffers; and

WHEREAS, the proffers adopted pursuant to Ordinance O11-17 require that the Property owner construct certain road improvements related to the development of the Property; and

WHEREAS, the Board desires to amend the proffers adopted pursuant to Ordinance O11-17 to address these road improvements; and

WHEREAS, the Board finds that public necessity, convenience, general welfare, and good zoning practices require adoption of such an ordinance amending the proffers;

NOW, THEREFORE BE IT RESOLVED, by the Stafford County Board of Supervisors on this the 2nd day of July, 2013, that the County Administrator be and hereby is authorized to initiate a proffer amendment on behalf of Quantico Business Center II, LLC, on Assessor's Parcel 12-1 (portion), 13C-A (portion), and 13C-D1 (portion); and

BE IT FURTHER RESOLVED that the County Administrator is authorized to act as the applicant on behalf of Quantico Business Center II, LLC, in order to process the application for a proffer amendment.

Planning and Zoning; Refer Cluster Ordinance Modifications to the Planning Commission Mr. Jeff Harvey, Director of Planning and Zoning, gave a presentation and answered Board members questions.

Mr. Thomas motioned, seconded by Mr. Sterling, to adopt proposed Resolution R13-207.

The Voting Board tally was:

Yea: (7) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson, Thomas  
Nay: (0)

Resolution R13-207 reads as follows:

A RESOLUTION TO REFER TO THE PLANNING COMMISSION  
AN AMENDMENT TO STAFFORD COUNTY CODE, SECTION  
28-35, TABLE 3.1, “DISTRICT USES AND STANDARDS”

WHEREAS, Virginia Code § 15.2-2286.1 requires that the County provide for cluster-designed subdivisions; and

WHEREAS, the Board desires to amend the County Code, Section 28-35, Table 3.1, “District Uses and Standards,” to further clarify the minimum lot size that will apply in a cluster-designed subdivision in the A-1, Agricultural and A-2, Rural Residential Zoning Districts; and

WHEREAS, the Board finds that public necessity, convenience, general welfare, and good zoning practices require adoption of such an ordinance;

NOW, THEREFORE BE IT RESOLVED, by the Stafford County Board of Supervisors on this the 2<sup>nd</sup> day of July, 2013, that the amendment to Stafford County Code, Section 28-35, Table 3.1, “District Uses and Standards,” pursuant to proposed Ordinance O13-38, be and it hereby is referred to the Planning Commission for a public hearing and its recommendations; and

BE IT FURTHER RESOLVED that the Planning Commission may make modifications as it deems appropriate to proposed Ordinance O13-38, and shall provide its recommendations to the Board by August 31, 2013.

Planning and Zoning; Consider Zoning Text Amendments Regarding Dormitory, School, and Multi-Family Dwelling Uses in the RBC, Recreational Business Campus Zoning District; and

Planning and Zoning Consider Request to (1) Amend Proffer Conditions on a Portion of Assessor’s Parcel 52-1, Zoned Recreational Business Campus (RBC), Consisting of 36.79 Acres; and (2) Reclassify from M-2, Heavy Industrial to RBC, on Assessor’s Parcel

44-90 (Portion), 44W-2 (Portion), 44W-2A (Portion), 44W-21, 442-2B, 44W-5E, Consisting of 91.56 Acres for a Total Combined 128.35 Acres Mr. Jeff Harvey, Director of Planning and Zoning, gave a presentation and answered Board members questions. Mr. Chris Hornung, with Silver Companies/applicant, also presented to the Board and answered questions.

Ms. Stimpson asked for clarification on Mr. Hornung's remark that the proposed project would bring \$6.7 million into the County by way of water and sewer connection fees. Mr. Hornung said that connect fees were approximately \$13,000 per unit at both the north and south complexes. Mr. Hornung added that the proposed development would be the nicest apartments in Stafford County, that they would set the standard.

Mr. Schieber asked that Mr. Hornung confirm the amount of the increased proffers. Mr. Hornung said that in the original proposal, the proffered amount was \$1,000 per unit, which was raised in the revised proffers, to \$5,000 per unit. Mr. Snellings asked that Mr. Harvey tell the Board the "typical" amount for proffers in multi-family dwellings. Mr. Harvey said that it was \$27,000. Mr. Thomas asked if the \$5,000 per unit was for each unit. Mr. Hornung said that it was not for the north, law enforcement, units but that if those were ever converted to regular apartment rental, Silver Cos. would owe proffers on those (north) units. He added that the proposed north development would have no children, therefore no impact on schools in the County; residents would be transient in nature; and that if they were converted within the first three years, a penalty would be owed on each unit. Mr. Hornung added that the Academy had a fifteen-year lease.

Ms. Stimpson asked that Mr. Harvey go over permitted uses in the existing zoning category, asking what types of businesses or manufacturing could be located there. Mr. Harvey said that the north section was zoned Heavy Industrial which could include manufacturing, contractors storage, office development, asphalt contractors, concrete plants, etc. Mr. Milde asked if Board approval was required. Mr. Harvey responded saying that some of the uses were by-right; others would require a conditional use permit. Ms. Stimpson asked if a recycling plant would be a permitted use. Mr. Harvey said it may be by-right, or may require a conditional use permit, depending on the magnitude of the facility.

Mr. Hornung talked about transportation issues, money already invested in area infrastructure, and steps being taken in order to have Celebrate Virginia Parkway accepted into the VDOT Secondary System of State Highways.

Ms. Stimpson asked how Mr. Hornung knew that the north development was a sure thing, a reality. Mr. Hornung said that the tenant has a fifteen year lease, through 2026, with the federal government. He added that without the other buildings, the "feds" would not

come, and that it was not worth pursuing if there was not a good chance for future expansion; that it was an ideal location for the proposed uses.

Mr. Thomas asked about severing the two pods and why that was not considered in the new proposal. Mr. Hornung said that the two pods were linked. He talked about the number of people working and training at the law enforcement facility and how that number may exceed the 192 units planned for the north pod. He said the development was in the works since 1998, and the demand for law enforcement training was a real job generator. Not severing the pods was critical to the mission of the law enforcement training.

Mr. Milde inquired about uses of neighboring parcels, also owned by Silver Cos. Mr. Hornung said that a consultant was hired to work on the golf course, which would re-open in 2014. There was a Giant grocery store, and an additional 150,000 square feet in retail, and 50,000 square feet that was government occupied, as well as the Del Webb community and an alternative school. Mr. Hornung said that the infrastructure investment, to date, was approximately \$39 million, most of which was funded by the CDA. Silver Cos. invested approximately \$7.5 - \$8 million.

Mr. Thomas asked Mr. Harvey if it was intentional that the existing zoning permitting age-restricted housing or if that was simply what was being offered at the time. Mr. Harvey said that in 2004, age-restricted housing was proposed, adding that it was controversial but in 2004, seemed to be the right thing to do. Del Webb built approximately 400 units, with full build-out at 800 units. Mr. Snellings asked about West Lake. Mr. Harvey said it was zoned for up to 700 units, with 500 units currently coming in. Mr. Snellings said that there would be, without the Silver Cos. project, 2000 new rooftops along the Route 17 corridor.

Mr. Milde said that he visited the area and there was no better infrastructure anywhere in the County, that he made a point in favor of the proposed development, adding that it was not horrible, the revised proffers allowed for a smaller amount of development, as well as higher proffers, and he was not ready to kill the project.

Mr. Schieber said he looked at and walked the property, and met with Mr. Snellings and Mr. Hornung. He believed the government entity was there to stay, which could portend significant stimulus to the area's economy. Mr. Schieber added that he could support the 192 north complex, which made sense. He said that it was a good project and agreed with Mr. Milde, he was not ready to kill the project.

Mr. Snellings said that he had no problem with apartments except for two issues. First, it was not in the County's Comprehensive Plan; and second, he was concerned about schools being over capacity.

Mr. Thomas said he looked at the Comprehensive Plan, a large document, and he did not believe that the proposed development could be considered an affordable housing solution. He added that he could not overlook the Comprehensive Plan, and then rely on the Board of Supervisors to stick to it in other instances. He agreed with Mr. Snellings. Mr. Milde said that he owned apartments and that the proposed rental rates of \$1,300 to \$1,400 per month were reasonable for the area.

Ms. Stimpson said she had the utmost respect for Mr. Snellings, and she typically deferred to the sitting Supervisor. She went to the site and looked at the project in its totality. She thanked the citizens attending the meeting. Ms. Stimpson pointed out that the School Board was looking at redistricting, which would compensate for the overcrowding issue raised by Mr. Snellings. Based on the amount of money already spent on infrastructure, and that the proposed project was unique to the County, Ms. Stimpson said that she would support it.

Mr. Snellings motioned, seconded by Mr. Sterling to deny proposed Ordinance O13-01 and O13-16; and to adopt proposed Resolution R13-137.

The Voting Board tally was:

Yea: (5) Cavalier, Milde, Snellings, Sterling, Thomas

Nay: (2) Schieber, Stimpson

Resolution R13-137 reads as follows:

A RESOLUTION TO DENY A REQUEST TO AMEND AND REORDAIN THE ZONING ORDINANCE FOR STAFFORD COUNTY BY (1) AMENDING THE PROFFERED CONDITIONS ON ASSESSOR'S PARCEL 52-1 (PORTION), ZONED RBC, RECREATIONAL BUSINESS CAMPUS ZONING DISTRICT AND (2) RECLASSIFY FROM M-2, HEAVY INDUSTRIAL ZONING DISTRICT, TO RBC, RECREATIONAL BUSINESS CAMPUS ZONING DISTRICT, ON ASSESSOR'S PARCELS 44-90 (PORTION), 44W-2 (PORTION), 44W-2A, 44W-2B, AND 44W-5E, WITHIN THE HARTWOOD ELECTION DISTRICT

WHEREAS, Silver Companies, applicant, submitted application RC1100261 requesting; (1) an amendment to proffered conditions on Assessor's Parcel 52-1 (portion) consisting of 36.79 acres, zoned RBC, Recreational Business Campus Zoning District; and (2) a reclassification from M-2, Heavy Industrial Zoning District to RBC, Recreational Business Campus Zoning District, on Assessor's Parcels 44-90 (portion),

44W-2 (portion), 44W-2A, 44W-2B, and 44W-5E, consisting of 91.56 acres located within the Hartwood Election District; and

WHEREAS, the Board carefully considered the recommendations of the Planning Commission and staff, and the testimony, if any, at the public hearing; and

WHEREAS, the Board determined that the requested amendment to proffered conditions is incompatible with the surrounding land uses and zoning; and

WHEREAS, the Board determined that the requested reclassification is incompatible with the surrounding land use and zoning;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 2<sup>nd</sup> day of July, 2013, that application RC1100261 be and it hereby is denied.

Recess At 6:15 p.m., the Chairman declared a recess.

Call to Order At 7:05 p.m. the Chairman called the meeting back to order.

Invocation Ms. Stimpson asked for a moment of silence for the 19 firefighters that perished in Arizona.

Pledge of Allegiance Mr. Snellings led the recitation of the Pledge of Allegiance to the Flag of the United States of America.

Presentations by the Public The following members of the public spoke:

Paul Waldowski - UDAs; Vertical parking; Station 14 land purchase; Cicadas

Planning and Zoning; Consider Request for a Conditional Use Permit to Allow an Exception to the Height Requirement in the B-2 Urban Commercial Zoning District on Assessor's Parcel 45-92B Mr. Jeff Harvey, Director of Planning and Zoning gave a presentation and answered Board members questions. Ms. Patricia Healy, for the Applicant, also presented to the Board.

Mr. Thomas asked if the current client moved out, could the fence be removed. Mr. Harvey said that a zoning amendment would be required to make modifications to the property.

The Chairman opened the public hearing.  
No persons desired to speak.

The Chairman closed the public hearing.

Mr. Thomas motioned, seconded by Mr. Milde, to adopt proposed Resolution R13-180.

The Voting Board tally was:

Yea: (7) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson, Thomas  
Nay: (0)

Resolution R13-180 reads as follows:

A RESOLUTION TO APPROVE A CONDITIONAL USE PERMIT PURSUANT TO APPLICATION CUP1300045 TO ALLOW AN EXCEPTION TO THE HEIGHT REQUIREMENTS IN THE B-2, URBAN COMMERCIAL ZONING DISTRICT, SPECIFICALLY TO BUILD AN EIGHT-FOOT HIGH FENCE IN THE FRONT YARD ON ASSESSOR'S PARCEL 45-92B WITHIN THE GEORGE WASHINGTON ELECTION DISTRICT

WHEREAS, Stafford Management I, LLC, applicant, submitted application CUP1300045 requesting a conditional use permit to allow an exception to the height requirement in a B-2, Urban Commercial Zoning District, on Assessor's Parcel 45-92B; and

WHEREAS, the application was submitted pursuant to Stafford County Code Section 28-38(d) of the Zoning Ordinance, which permits the modification of height requirements imposed in any zoning district for a specific structure after a conditional use permit is issued by the Board; and

WHEREAS, the Board carefully considered the recommendations of the Planning Commission, staff and testimony, if any, at the public hearing; and

WHEREAS, the Board finds that the request meets the standards of the Zoning Ordinance for issuance of a conditional use permit;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 2<sup>nd</sup> day of July, 2013, that a Conditional Use Permit pursuant to application CUP1300045 be and it hereby is approved with the following conditions:

1. This CUP is to allow an exception to the maximum fence height permitted within the front-yard setback in the B-2, Urban Commercial Zoning District on Assessor's Parcel 45-92B.
2. A Knox Key Switch shall be provided for emergency fire and rescue access at each vehicle access gate.

3. Any affected landscaping due to the construction of the security fence shall be replaced after construction in generally the same location with the same plant species.
4. The security fence shall be located on or as close to the property line as practically feasible along the northwest sides of the subject parcels.
5. With the exception as noted in Condition 4, the security fence shall be located as close to the existing parking lot and set back from Melchers and Solomon Drives as practically feasible.
6. The traffic pattern shall be one-way in and one-way out with the entrance at the northern access point and exit at the southern access point.
7. The fence shall not impede any sight distance on Solomon Drive or Melchers Drive.
8. The pedestrian gate, if installed, shall be located at the intersection Solomon Drive with Melchers Drive.
9. The design of the constructed fence should match the design as submitted in the CUP application.
10. This Conditional Use Permit may be revoked or conditions amended by the Board for violation of these conditions or any applicable county, state or federal law, regulation, ordinance, or requirement.

County Administration; Authorize the County Administrator to Vacate an Ingress/Egress Easement for Chichester Park Mr. Chris Hoppe, Capital Project Improvements Manager, gave the presentation.

The Chairman opened the public hearing.  
No persons desired to speak.  
The Chairman closed the public hearing.

Ms. Sterling motioned, seconded by Mr. Schieber, to approve proposed Resolution R13-162.

The Voting Board tally was:

Yea: (6) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson, Thomas  
Nay: (0)

Resolution R13-162 reads as follows:

WHEREAS, Chichester Park is accessed through property owned by the School Board (Tax Map Parcel #45-227C); and

WHEREAS, in 2005, the School Board approved an ingress/egress easement on its property (Tax Map Parcel #45-227C) to access Chichester Park; and

WHEREAS, the School Board approved a new ingress/egress easement allowing access to Chichester Park based on the new access road alignment; and

WHEREAS, the original ingress/egress easement is no longer needed and should be vacated; and

WHEREAS, the Board conducted a public hearing on the vacation, pursuant to Virginia Code § 15.2-1800(B); and

WHEREAS, the Board carefully considered the recommendations of the School Board, County staff and testimony, if any, at the public hearing; and

WHEREAS, the Board finds that this vacation promotes the health, safety, and welfare of the County and its citizens;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 2<sup>nd</sup> day of July, 2013, that the Board be and it hereby does authorize the County Administrator to vacate the original ingress/egress easement for Chichester Park; and

BE IT FURTHER RESOLVED that the County Administrator is authorized to execute any documentation that is necessary or appropriate to vacate the easement.

Economic Development; Consider Property Transfer to the Economic Development Authority (EDA) Mr. Tim Baroody, Deputy County Administrator, gave a presentation and answered Board members questions.

The Chairman opened the public hearing.

No persons desired to speak.

The Chairman closed the public hearing.

Mr. Thomas noted that rather than using funds in the FY2014 budget, the property transfer was intended as a funding source for the EDA.

Mr. Milde motioned, seconded by Mr. Thomas, to adopt proposed Resolution R13-191.

The Voting Board tally was:

Yea: (7) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson, Thomas

Nay: (0)

Resolution R13-191 reads as follows:

**A RESOLUTION TO CONVEY COUNTY-OWNED PROPERTY AT CHATHAM OFFICE PARK AND COURTHOUSE SQUARE TO THE ECONOMIC DEVELOPMENT AUTHORITY**

WHEREAS, on April 23, 2013, the Board approved Resolution R13-98, which adopted the FY2014 budgets for the various General Government Funds; and

WHEREAS, Resolution R13-98 included the Board's intent to convey properties known as Courthouse Square, and Chatham Office Park, to the Economic Development Authority (EDA), within 90 days of adoption of said resolution, in lieu of annual appropriations for a period of three years; and

WHEREAS, Resolution R13-98 also included the Board's intent that the EDA is encouraged to market and sell these properties immediately to ensure they are returned to the tax rolls, and the EDA is to use the proceeds to advance economic development in the County; and

WHEREAS, the Board conducted a public hearing and carefully considered the recommendations of staff and the testimony, if any, at the public hearing;

WHEREAS, the Board finds that public necessity, convenience, and general welfare require adoption of such a resolution;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 2<sup>nd</sup> day of July, 2013, that it be and hereby does authorize the conveyance of County-owned property at Chatham Office Park, located at 405 Chatham Square Office Park, Tax Map Parcel 54F-13-1-8; and Courthouse Square, located at 2124 Jefferson Davis Highway, Suite 201, Tax Map Parcel 30U-1-201; to the Economic Development Authority.

Utilities Amend and Readopt Fees Charged for Providing Public Water and Sewer Service; Authorize the Issuance of a Water and Sewer System Revenue Bond Financing Program; and Adopt the Department of Utilities FY2014-2023 Capital Improvements Program (CIP) with Intent to Reimburse Certain Capital Improvement Expenditures Ms. Deidre Jett, Financial Analyst, gave a presentation and answered Board members questions.

In response to Mr. Milde's suggestion that debt be increased rather than using cash reserves, Ms. Jett talked about the need to raise revenues to pay back increased borrows. Mr. Milde said that for miscellaneous other projects in the County, every cent was borrowed. Mr. Romanello said that the cash reserves came from water taps.

Mr. Thomas asked for a date when Utilities last worked with a consultant. Mr. Harry Critzer, Director of the the Department of Utilities, said that it was in 2002, with Malcolm Pirnie. He added that the 2010 CIP list used their methodology. Mr. Critzer talked about the criteria for ranking projects on the CIP. Ms. Stimpson asked for the overall cost of the 2010 CIP and asked how “pressure tested” the assumptions were that appeared on the CIP, saying that the rate of growth and the probability of failure led her to believe that a many of the criteria were not “pressure tested.”

Mr. Critzer said that the County’s sewer infrastructure had been neglected. Ms. Stimpson asked Mr. Critzer if there was a matrix or chart showing the rate of failure. Mr. Critzer said there was nothing in the current CIP that was predictive of the actual rate of failure but that it looked at 50, 20, and 15 years out.

Mr. Thomas said that there were firms that did “modeling and simulations” and asked if the Department utilized anything of that nature. Mr. Critzer said that the County’s new Hansen 8 system had that capability.

Mr. Schieber said that he did not feel as though he had adequate answers to make a decision, adding that there was much talk about financials but not enough about the operational model and the ten criteria that was used. He said that he wished to have more detail, saying that he wanted to meet with staff before making a final decision.

Mr. Schieber motioned, seconded by Mr. Milde, to defer this item to the August 13, 2013 Board meeting.

The Voting Board tally was:

Yea: (7) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson, Thomas  
Nay: (0)

Human Services; Consider Adoption of the Plan for Human Services Ms. Donna Krauss, Assistant to the County Administrator for Human Services, gave a presentation and answered Board members questions. Ms. Stimpson thanked Ms. Krauss for the excellent job she did on the Master Plan, saying that she went above and beyond keeping in touch with other agencies in neighboring localities.

Mr. Snellings motioned, seconded by Mr. Thomas, to adopt proposed Resolution R13-215.

The Voting Board tally was:

Yea: (7) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson, Thomas  
 Nay: (0)

Resolution R13-215 reads as follows:

A RESOLUTION TO ADOPT THE PLAN FOR HUMAN SERVICES

WHEREAS, Stafford County developed a Plan for Human Services to provide guidance to existing community agencies when developing goals for service delivery; and

WHEREAS, by leveraging the data provided in the Plan, agencies can maximize existing resources, enhance collaborative opportunities, and create a framework to meet the identified existing gaps in service delivery; and

WHEREAS, on December 4, 2012, the Plan for Human Services was presented to the Board;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 2nd day of July, 2013, that the Board be and it hereby does adopt the Plan for Human Services.

Human Services; Appoint Two Board of Supervisors Members to a Joint Committee with Two Members of the School Board to Review Partnership Opportunities for At-Risk Youth Mr. Sterling suggested that the existing Joint Schools/Board of Supervisors Working Group be assigned the task of reviewing partnership opportunities for At-Risk Youth. Mr. Thomas said that it was felt that the existing Joint Committee had too many other areas that it was working on. He added that he thought a small group should be focused on that one issue. Mr. Sterling said that the existing Joint Committee had not met and that it had no subject(s) on which to deliberate. Mr. Cavalier said that he tended to agree with Mr. Sterling; that the existing Joint Working Group was not overloaded and did not have a lot going on at that time. He added that Mr. Snellings and Mr. Thomas had working with the Department of Social Services Board and/or with the Community Policy and Management Team (CPMT) and suggested that they be considered for the newly proposed committee.

Ms. Stimpson motioned, seconded by Mr. Milde, to adopt proposed Resolution R13-229 and to appoint Mr. Snellings and Mr. Thomas to the Joint Committee.

The Voting Board tally was:

Yea: (7) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson, Thomas  
 Nay: (0)

Resolution R13-229 reads as follows:

A RESOLUTION TO APPOINT TWO MEMBERS OF THE BOARD OF SUPERVISORS TO A JOINT COMMITTEE, WITH TWO MEMBERS OF THE SCHOOL BOARD, TO REVIEW A PARTNERSHIP OPPORTUNITIES FOR AT-RISK YOUTH

WHEREAS, during the FY 2014 budget process, the implementation of the proposed Stafford County Public School partnership for at-risk youth was delayed until FY2015; and

WHEREAS, the Board requested that the School Board appoint two members to the joint committee to explore partnership opportunities for at-risk youth; and

WHEREAS, the Committee is tasked with reporting its findings to the Board no later than December 31, 2013;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 2nd day of July, 2013, that it be and hereby does appoint Mr. Snellings and Mr. Thomas to serve on a joint committee to review partnership opportunities for at-risk youth.

Public Works; Appropriate Funds to be Paid to VDOT for the Right-of-Way Phase of the Courthouse Road Project; and Authorize Future Bond Sales for Reimbursement to the Transportation Fund

Mr. Milde motioned, seconded by Mr. Sterling, to adopt proposed Resolutions R13-209 and R13-228.

The Voting Board tally was:

Yea: (7) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson, Thomas  
Nay: (0)

Resolution R13-209 reads as follows:

A RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF STAFFORD, VIRGINIA AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION PUBLIC IMPROVEMENT BONDS, SERIES 2013

WHEREAS, at an election held on November 4, 2008 (the "Transportation Bond Referendum"), the voters of the County of Stafford, Virginia (the "County") approved the issuance of general obligation bonds of the County in the maximum amount of \$70,000,000 to finance transportation improvement projects (the "Transportation Projects"); and

WHEREAS, the County previously issued a portion of the bonds approved by the Transportation Bond Referendum; and

WHEREAS the Board determined that it is advisable to issue additional general obligation bonds pursuant to the Transportation Bond Referendum in the maximum principal amount of \$3,500,000 (the "Transportation Bonds") to finance a portion of the project to widen Courthouse Road from Cedar Lane to Winding Creek Road;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF SUPERVISORS OF THE COUNTY OF STAFFORD, VIRGINIA:

**Authorization of Bonds and Use of Proceeds.** The Board of Supervisors hereby determines that it is advisable to contract a debt and to issue and sell the Bonds in the maximum aggregate principal amount of \$3,500,000 consisting of Transportation Bonds. The issuance and sale of the Bonds are hereby authorized. The proceeds from the issuance and sale of the Transportation Bonds shall be used to pay costs of the Transportation Projects.

**Pledge of Full Faith and Credit.** The full faith and credit of the County are hereby irrevocably pledged for the payment of the principal of, premium, if any, and interest on the Bonds as the same become due and payable. The Board of Supervisors shall levy an annual ad valorem tax upon all property in the County, subject to local taxation, sufficient to pay the principal of, premium, if any, and interest on the Bonds as the same shall become due for payment unless other funds are lawfully available and appropriated for the timely payment thereof.

**Details and Sale of Bonds.** The Bonds shall be issued upon the terms established pursuant to this Resolution and upon such other terms as may be determined in the manner set forth in this Resolution. The Bonds shall be issued in fully registered form, in one or more series, shall be dated such date or dates as the County Administrator and the Chief Financial Officer, or either of them, may approve, shall be in the denominations of \$5,000 each or whole multiples thereof and shall be numbered from R-1 upwards consecutively. The Bonds shall mature on such dates and in such amounts and shall be issued in such principal amount as the County Administrator and the Chief Financial Officer, or either of them, may approve, provided that the final maturity of any Bond is not more than approximately 25 years from its date and the aggregate principal amount of the Bonds is not more than the amount set forth in paragraph 1. The County Administrator and the Chief Financial Officer, or either of them, is authorized and directed to determine the method of sale of the Bonds which may be a bank placement or a competitive or negotiated sale. The County Administrator and the Chief Financial Officer, or either of them, is authorized and directed to accept a bid for the purchase of the Bonds which results in the lowest true interest cost to the County, or in the case of a bank placement or a negotiated sale, to accept a proposal from a bank, underwriter, or group of underwriters and execute and deliver on behalf of the County a bond purchase agreement or other appropriate agreement with such bank or underwriter or underwriters as such officers determine to be in the best interests of the County. The Bonds shall bear interest, payable on such dates, at such rate or rates and shall be sold to the successful bidder or bidders at such price as may be set forth in the bid or proposal so accepted,

provided that the true interest cost of the Bonds shall not exceed 6.5% per annum and the sale price of the Bonds, not taking into account any original issue discount, shall not be less than 98% of par. The County Administrator and the Chief Financial Officer, or either of them, is authorized and directed to approve such optional redemption provisions and other terms for the Bonds as such officer or officers determine to be in the best interest of the County.

**Form of Bonds.** The Bonds shall be in substantially the form attached to this Resolution as Exhibit A, with such appropriate variations, omissions, and insertions as are permitted or required by this Resolution. There may be endorsed on the Bonds such legend or text as may be necessary or appropriate to conform to any applicable rules and regulations of any governmental authority or any usage or requirement of law with respect thereto.

**Book-Entry-Only-Form.** The Bonds may be issued in book-entry-only form. The Bonds shall be issued in fully-registered form and may be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York (“DTC”) as registered owner of the Bonds, and immobilized in the custody of DTC. One fully-registered Bond in typewritten or printed form for the principal amount of each maturity of the Bonds may be registered to Cede & Co. In such event, beneficial owners of the Bonds shall not receive physical delivery of the Bonds and principal, premium, if any, and interest payments on the Bonds shall be made to DTC or its nominee as registered owner of the Bonds on the applicable payment date.

Transfer of ownership interest in the Bonds may be made by DTC and its participants (the “Participants”), acting as nominees of the beneficial owners of the Bonds in accordance with rules specified by DTC and its Participants. The County shall comply with the agreements set forth in the County's Letter of Representations to DTC.

In the event the Bonds are issued in book-entry-only form and registered in the name of DTC's nominee as permitted above, replacement Bonds (the “Replacement Bonds”) may be issued directly to beneficial owners of the Bonds rather than to DTC or its nominee but only in the event that:

DTC determines not to continue to act as securities depository for the Bonds; or

The County has advised DTC of its determination not to use DTC as a securities depository; or

The County has determined that it is in the best interest of the beneficial owners of the Bonds or the County not to continue the book-entry system of transfer.

Upon occurrence of the event described in (i) or (ii) above, the County shall attempt to locate another qualified securities depository. If the County fails to locate another qualified securities depository to replace DTC, the appropriate officers and agents of the County shall execute and deliver Replacement Bonds substantially in the form set forth in Exhibit A to the Resolution to the Participants. In the event the Board of Supervisors, in its discretion, makes the determination noted in (iii) above and has made provisions to notify the beneficial owners of the Bonds by mailing an appropriate notice

to DTC, the appropriate officers and agents of the County shall execute and deliver Replacement Bonds substantially in the form set forth in Exhibit A to this Resolution to any Participants requesting such Replacement Bonds. Principal and interest on the Replacement Bonds shall be payable as provided in this Resolution and in the Bonds, and Replacement Bonds will be transferable in accordance with the provisions of paragraphs 9 and 10 of this Resolution and the Bonds.

**Appointment of Bond Registrar and Paying Agent.** The County Administrator and the Chief Financial Officer, or either of them, are authorized and directed to appoint a Bond Registrar and Paying Agent for the Bonds and as long as the Bonds are in book-entry form, either of such officers may serve as Paying Agent.

The County Administrator and the Chief Financial Officer, or either of them, may appoint a subsequent registrar and/or one or more paying agents for the Bonds upon giving written notice to the owners of the Bonds specifying the name and location of the principal office of any such registrar or paying agent.

**Execution of Bonds.** The Chairman of the Board of Supervisors and the Clerk of the Board of Supervisors are authorized and directed to execute appropriate negotiable Bonds and to affix the seal of the County thereto and to deliver the Bonds to the purchaser thereof upon payment of the purchase price. The manner of execution and affixation of the seal may be by facsimile, provided, however, that if the signatures of the Chairman and the Clerk are both by facsimile, the Bonds shall not be valid until signed at the foot thereof by the manual signature of the Bond Registrar.

**CUSIP Numbers.** The Bonds may have CUSIP identification numbers printed thereon. No such number shall constitute a part of the contract evidenced by the Bond on which it is imprinted and no liability shall attach to the County, or any of its officers or agents by reason of such numbers or any use made of such numbers, including any use by the County and any officer or agent of the County, by reason of any inaccuracy, error, or omission with respect to such numbers.

**Registration, Transfer and Exchange.** Upon surrender for transfer or exchange of any Bond at the principal office of the Bond Registrar, the County shall execute and deliver, and the Bond Registrar shall authenticate in the name of the transferee or transferees, a new Bond or Bonds of any authorized denomination in an aggregate principal amount equal to the Bond surrendered and of the same form and maturity and bearing interest at the same rate as the Bond surrendered, subject in each case to such reasonable regulations as the County and the Bond Registrar may prescribe. All Bonds presented for transfer or exchange shall be accompanied by a written instrument or instruments of transfer or authorization for exchange, in form and substance reasonably satisfactory to the County and the Bond Registrar, duly executed by the registered owner or by his or her duly authorized attorney-in-fact or legal representative. No Bond may be registered to bearer.

New Bonds delivered upon any transfer or exchange shall be valid obligations of the County, evidencing the same debt as the Bonds surrendered, shall be secured by this

Resolution, and entitled to all of the security and benefits hereof to the same extent as the Bonds surrendered.

**Charges for Exchange or Transfer.** No charge shall be made for any exchange or transfer of Bonds, but the County may require payment by the registered owner of any Bond of a sum sufficient to cover any tax or other governmental charge which may be imposed with respect to the transfer or exchange of such Bond.

**Non-Arbitrage Certificate and Tax Covenants.** The County Administrator and the Chief Financial Officer, or either of them, and such officers and agents of the County as either of them may designate are authorized and directed to execute with respect to the Bonds a Non-Arbitrage Certificate and Tax Covenants setting forth the expected use and investment of the proceeds of the Bonds and containing such covenants as may be necessary in order to comply with the provisions of the Tax Code, including the provisions of Section 148 of the Tax Code and applicable regulations relating to “arbitrage bonds.” The Board of Supervisors covenants on behalf of the County that the proceeds from the issuance and sale of the Bonds will be invested and expended as set forth in the County's Non-Arbitrage Certificate and Tax Covenants relating to such Bonds, to be delivered simultaneously with the issuance and delivery of the Bonds and that the County shall comply with the other covenants and representations contained therein.

**Disclosure Documents.** The County Administrator and the Chief Financial Officer, or either of them, and such officers and agents of the County as either of them may designate, are hereby authorized and directed to prepare, execute, if required, and deliver an appropriate notice of sale, preliminary official statement, official statement, continuing disclosure agreement, or such other offering or disclosure documents as may be necessary to expedite the sale of the Bonds. The notice of sale, preliminary official statement, official statement, continuing disclosure agreement, or other documents shall be published in such publications and distributed in such manner, including electronically, and at such times as the Chief Financial Officer shall determine. The County Administrator and the Chief Financial Officer, or either of them, is authorized and directed to deem the preliminary official statement “final” for purposes of Securities and Exchange Commission Rule 15c2-12.

**SNAP Investment Authorization.** The County has heretofore received and reviewed the Information Statement (the "Information Statement") describing the State Non-Arbitrage Program of the Commonwealth of Virginia ("SNAP") and the Contract Creating the State Non-Arbitrage Program Pool I (the "Contract"), and the County has determined to authorize the Chief Financial Officer to utilize SNAP in connection with the investment of the proceeds of the Bonds if the Chief Financial Officer determines that the utilization of SNAP is in the best interest of the County. The Board of Supervisors acknowledges that the Treasury Board of the Commonwealth of Virginia is not, and shall not be, in any way liable to the County in connection with SNAP, except as otherwise provided in the contract creating the investment program pool.

**Further Actions.** The County Administrator and the Chief Financial Officer, and such officers and agents of the County as either of them may designate, are authorized

and directed to take such further action as they deem necessary regarding the issuance and sale of the Bonds and the execution and delivery of any such other documents, agreements, and certificates as they may deem necessary or desirable and all actions taken by such officers and agents in connection with the issuance and sale of the Bonds are ratified and confirmed.

**Effective Date.** This Resolution shall take effect at the time of its adoption.

**Exhibit A  
FORM OF BOND**

**UNITED STATES OF AMERICA  
COMMONWEALTH OF VIRGINIA**

**No. R- COUNTY OF STAFFORD  
GENERAL OBLIGATION PUBLIC IMPROVEMENT BOND,  
SERIES 2013**

<b>MATURITY DATE</b>	<b>INTEREST RATE</b>	<b>CUSIP</b>
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**REGISTERED OWNER:**

**PRINCIPAL AMOUNT:**

**COUNTY OF STAFFORD, VIRGINIA** (the “County”), for value received, acknowledges itself indebted and promises to pay to the registered owner of this Bond or legal representative, the principal amount stated above on the maturity date set forth above and to pay interest on the principal amount of this Bond at the rate specified above per annum, payable semiannually on \_\_\_\_\_ and \_\_\_\_\_, beginning on \_\_\_\_\_. This Bond shall bear interest (a) from \_\_\_\_\_, if this Bond is authenticated before \_\_\_\_\_ or (b) otherwise from the \_\_\_\_\_ or \_\_\_\_\_ that is, or immediately precedes, the date on which this Bond is authenticated; provided that, if at the time of authentication of this Bond, interest on this Bond is in default, this Bond shall bear interest from the date to which interest has been paid. Both principal of and interest on this Bond are payable in lawful money of the United States of America. The principal of this Bond is payable upon presentation and surrender hereof at the office of \_\_\_\_\_, as Bond Registrar and Paying Agent (“Bond Registrar” or “Paying Agent”). Interest on this Bond is payable by check or draft mailed to the registered owner hereof at its address as it appears on the registration books maintained by the Bond Registrar without presentation of this Bond (or by wire if requested by any owner of at least \$1,000,000 in principal amount of the Bonds). All interest payments shall be made to the registered owner as it appears on the registration books kept by the Bond Registrar on the 15<sup>th</sup> day of the month preceding each interest payment date.

This Bond has been duly authorized by the Board of Supervisors of the County (the “Board of Supervisors”) and is issued for the purpose of providing funds to pay the costs of certain transportation improvements and parks and recreation improvements. The full faith and credit of the County are irrevocably pledged for the payment of the principal of and premium, if any, and interest on this Bond in accordance with its terms.

This Bond is one of a series of \$\_\_\_\_\_ General Obligation Public Improvement Bonds, of the County, (the “Bonds”) of like date and tenor, except as to number, denomination, rate of interest, privilege of redemption and maturity, issued under the authority of and in full compliance with the Constitution and statutes of the Commonwealth of Virginia, and, more particularly, issued pursuant to the Public Finance Act of 1991, Chapter 26 of Title 15.2 of the Code of Virginia of 1950, as amended, referenda held in the County on November 4, 2008, and a Resolution adopted by the Board of Supervisors on July 2, 2013 (the “Resolution”).

[Bonds maturing on or before \_\_\_\_\_, \_\_\_\_\_ are not subject to redemption before maturity. Bonds at the time outstanding which are stated to mature on or after \_\_\_\_\_, \_\_\_\_\_ may be redeemed before their maturities on or after \_\_\_\_\_, \_\_\_\_\_, at the option of the County in whole or in part (in installments of \$5,000) at any time or from time to time upon payment of the principal amount to be redeemed together with the interest accrued thereon to the date fixed for redemption.]

If less than all of the Bonds are called for redemption, the Bonds to be redeemed shall be redeemed in such order as may be determined by the Chief Financial Officer of the County in such officer’s discretion. If at any time less than all of the Bonds of any maturity are called for redemption, the particular Bonds of such maturity or portions thereof to be redeemed shall be selected by The Depository Trust Company or any successor securities depository, or, if the book-entry-only system is discontinued, by the Bond Registrar and Paying Agent by lot in such manner as the Bond Registrar in its discretion may determine.

If any of the Bonds or portions thereof are called for redemption, the Bond Registrar shall send notice of the call for redemption identifying the Bonds by serial or CUSIP numbers, and in the case of partial redemption, identifying the principal amount to be redeemed, and identifying the redemption date and price and the place where Bonds are to be surrendered for payment, by electronic mail, facsimile transmission, first class mail or overnight express delivery not less than 30 nor more than 60 days before the redemption date to the registered owner of each Bond to be redeemed at such owner’s address as it appears on the registration books maintained by the Bond Registrar, but failure to mail such notice shall not affect the validity of the proceedings for redemption. Provided funds for their redemption are on deposit at the place of payment on the redemption date, all Bonds or portions thereof so called for redemption shall cease to bear interest on such date, shall no longer be secured by the Resolution and shall not be deemed to be outstanding. Any such notice of redemption may be conditioned on the happening of such event or events as may be specified in the notice. If a portion of this Bond shall be called for redemption, a new Bond in principal amount equal to the

unredeemed portion hereof will be issued to the registered owner upon the surrender of this Bond.

The Bonds are issuable as fully registered bonds in denominations of \$5,000 and integral multiples thereof. Any Bond may be exchanged for a like aggregate principal amount of Bonds of the same maturity of other authorized denominations at the principal office of the Bond Registrar.

This Bond may be transferred only by an assignment duly executed by the registered owner hereof or such owner's attorney or legal representative in a form satisfactory to the Bond Registrar. Such transfer shall be made in the registration books kept by the Bond Registrar upon presentation and surrender hereof and the County shall execute, and the Bond Registrar shall authenticate and deliver in exchange, a new Bond or Bonds having an equal aggregate principal amount, in authorized denominations, of the same form and maturity, bearing interest at the same rate, and registered in names as requested by the then registered owner hereof or such owner's attorney or legal representative. Any such exchange shall be at the expense of the County, except that the Bond Registrar may charge the person requesting such exchange the amount of any tax or other governmental charge required to be paid with respect thereto.

The County may designate a successor Bond Registrar and/or Paying Agent, provided that written notice specifying the name and location of the principal office of any such successor shall be given to the registered owner of the Bonds. Upon registration of transfer of this Bond, the Bond Registrar shall furnish written notice to the transferee of the name and location of the principal office of the Bond Registrar and/or the Paying Agent.

The Bond Registrar shall treat the registered owner as the person exclusively entitled to payment of principal and interest and the exercise of all other rights and powers of the owner, except that interest payments shall be made to the person shown as the owner on the registration books on the 15<sup>th</sup> day of the month preceding each interest payment date.

This Bond shall not be valid or obligatory for any purpose unless and until authenticated at the foot hereof by the Bond Registrar.

It is hereby certified and recited that all acts, conditions, and things required by the Constitution and statutes of the Commonwealth of Virginia to happen, exist, or be performed precedent to the issuance of this Bond have happened, exist, or been performed in due time, form and manner as so required and that the indebtedness evidenced by this Bond is within every debt and other limit prescribed by the Constitution and statutes of the Commonwealth of Virginia.

Resolution R13-228 reads as follows:

A RESOLUTION TO BUDGET AND APPROPRIATE FUNDING FOR THE RIGHT-OF-WAY ACQUISITION PHASE OF THE COURTHOUSE ROAD IMPROVEMENT PROJECT, AND AUTHORIZE PAYMENT TO

THE VIRGINIA DEPARTMENT OF TRANSPORTATION FOR THIS PHASE

WHEREAS, the Board identified the improvements to Courthouse Road west from Cedar Lane to Winding Creek Road as a priority; and

WHEREAS, the Board requested FY2014 state Revenue Sharing funding which requires a 50/50 County match; and

WHEREAS, the Virginia Department of Transportation (VDOT) informed the County that engineering efforts have reached the stage where road alignment and design components are well advanced, and VDOT is ready to proceed with the right-of-way (ROW) acquisition phase of the project; and

WHEREAS, the ROW acquisition phase is estimated to cost \$7,000,000, requiring a County matching payment of \$3,500,000; and

WHEREAS, this project was included in the voter-approved 2008 Transportation Bond referendum; and

WHEREAS, this project is included in the Capital Improvement Program and designated to be completed using bond proceeds; and

WHEREAS, the Board authorized the issuance of bonds to cover the cost of the payment to VDOT; and

WHEREAS, the County's Transportation Fund has sufficient funding to make the payment at this time and the Fund will be reimbursed from the bond proceeds;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 2<sup>nd</sup> day of July, 2013, that the County Administrator be and he hereby is authorized to budget, appropriate, and make a payment of Three Million Five Hundred Thousand Dollars (\$3,500,000) from the Transportation Fund to VDOT for the Courthouse Road improvement project; and

BE IT FURTHER RESOLVED that intent to reimburse for the Courthouse Road improvement project be and it hereby is adopted as follows:

NOTICE OF INTENT TO REIMBURSE  
CERTAIN CAPITAL IMPROVEMENT EXPENDITURES

Section 1: Statement of Intent. The County presently intends to finance the Courthouse Road improvement project with tax-exempt or taxable bonds or other obligations (the "Bonds") and to reimburse capital expenditures paid by Stafford County (including expenditures previously paid by the County to the extent permitted by law) in connection with the Courthouse Road improvement project before the issuance of the Bonds.

Section 2: Source of Interim Financing and Payment of Bonds. Stafford County expects to pay the capital expenditures related to the Courthouse Road improvement project incurred before the issuance of the Bonds with an inter-fund loan or loans from the Transportation Fund or from temporary appropriations or loans from the Capital Reserve Fund. Stafford County expects to pay debt service on the Bonds from the General Fund consisting of general tax revenues for the Courthouse Road improvement project.

Section 3: Effective Date; Public Inspection. This Resolution is adopted for the purposes of complying with Treasury Regulation Section, 1.150-2, or any successor regulation, and shall be in full force and effect upon its adoption. The Clerk of the Board shall file a copy of this Resolution in the records of Stafford County available for inspection by the general public during Stafford County's normal business hours.

Discuss Appointment of a Board Member to a Special Joint Committee with the Utilities Commission to Review the Pump and Haul Program

Mr. Thomas motioned, seconded by Mr. Snellings, to appoint Mr. Milde to the special joint committee with the Utilities Commission to review the County's Pump and Haul Program.

The Voting Board tally was:

Yea: (7) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson, Thomas  
Nay: (0)

Discuss Ball Fields at Embrey Mill Mr. Keith Dayton, Deputy County Administrator, gave a presentation about using artificial turf fields v. natural turf fields at Embrey Mill and answered Board members questions. He said that natural turf fields were more expensive to prepare, more expensive to maintain, and necessitated down-time while the natural turf established itself. Mr. Sterling inquired if there was a bulk discount for adding additional fields. Mr. Dayton said that there was an economy of sale and mobilization costs. He said that additional fields could be added at any time in the future.

Mr. Schieber motioned, seconded by Mr. Thomas, to adopt proposed Resolution R13-235.

The Voting Board tally was:

Yea: (7) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson, Thomas  
Nay: (0)

Resolution R13-235 reads as follows:

A RESOLUTION TO DIRECT STAFF TO MODIFY THE DESIGN OF THE RECTANGULAR FIELD COMPLEX AT EMBREY MILL TO INCLUDE FOUR ARTIFICIAL TURF FIELDS

WHEREAS, the original concept for the rectangular field complex at Embrey Mill included 12 natural turf fields; and

WHEREAS, the number of natural turf fields was reduced to 11 when the revisions to the indoor recreation center were authorized; and

WHEREAS, a six field complex with four full-sized artificial turf fields can be constructed within the project budget of \$11.78 million authorized for this complex; and

WHEREAS, six fields with four full-sized artificial turf fields will offer the equivalent of over 11 playing fields; and

WHEREAS, the additional five fields may be provided under the initial construction contract if the bids are favorable, or at a later date when funding allows; and

WHEREAS, the various sports organizations within the County that use rectangular fields support the installation of artificial turf fields; and

WHEREAS, the Board has considered the recreational and economic advantages of providing four artificial turf fields at the rectangular field complex at Embrey Mill;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the day 2<sup>nd</sup> of July, 2013, that it be and hereby does direct staff to modify the design of the rectangular field complex at Embrey Mill to include four artificial turf fields.

Planning and Zoning; Grant the Planning Commission a Time Extension for Consideration and Decision on Clift Farm Quarter's Comprehensive Plan Compliance Review Mr. Romanello reminded that Board of the Add-on to the Board's agenda.

Mr. Thomas motioned, seconded by Mr. Milde, to adopt proposed Resolution R13-244.

The Voting Board tally was:

Yea: (7) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson, Thomas  
Nay: (0)

Resolution R13-244 reads as follows:

A RESOLUTION TO GRANT THE PLANNING COMMISSION A TIME EXTENSION FOR CONSIDERATION AND DECISION ON CLIFT FARM

QUARTER'S COMPREHENSIVE PLAN COMPLIANCE REVIEW (COM 1200323)

WHEREAS, Virginia Code Section 15.2-2232 requires the Planning Commission to determine compliance with the Comprehensive Plan (Plan) for a feature not already shown in the Plan; and

WHEREAS, the County has planned for public water and sewer within the Urban Services Area (USA) boundaries in the Plan; and

WHEREAS, the Clift Farm Quarter development, Tax Map Parcels 38-123A and 38-124 (portion), is partially located outside of the USA; and

WHEREAS, Clift Farm Quarter requested the Planning Commission consider the extension of public water and sewer outside of the USA to service its development; and

WHEREAS, under Virginia Code Section 15.2-2232 the Planning Commission has 60 days to determine compliance or noncompliance with the Comprehensive Plan without a default approval; and

WHEREAS, the Planning Commission needs additional time to consider the compliance review request based on the summer meeting schedule; and

WHEREAS, Virginia Code Section 15.2-2232 allows the Board to grant the Planning Commission an extension of time to make its decision; and

WHEREAS, the Board desires to provide the Planning Commission a time extension; and

WHEREAS, the Board finds that public necessity, convenience, general welfare, and good planning practices require that the Planning Commission be given additional time to consider Clift Farm Quarter's compliance review request;

NOW, THEREFORE BE IT RESOLVED, by the Stafford County Board of Supervisors on this the 2nd day of July, 2013, that the Planning Commission be and it hereby is granted a time extension until October 31, 2013, to consider and decide upon Clift Farm Quarter's Comprehensive Plan compliance review request under Virginia Code Section 15.2-2232 for the extension of public water and sewer outside of the boundaries of the Urban Services Area (USA).

Legislative; Closed Meeting Certification At 8:12 p.m., Mr. Thomas motioned, seconded by Mr. Cavalier, to return to Closed Meeting to discuss the performance and discipline of a specific County employee.

The Voting Board tally was:

Yea: (7) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson, Thomas  
Nay: (0)

Resolution CM13-14 reads as follows:

A RESOLUTION TO AUTHORIZE CLOSED MEETING

WHEREAS, the Board desires to hold a Closed Meeting for discussion regarding (1) the potential acquisition of real property for a public purpose(s), including an academic presence and economic development; (2) consultation with legal counsel regarding the submission of land use applications under County Code Sections 28-182, 28-185, and 28-203; and (3) discussion of the performance and discipline of a specific County employee; and

WHEREAS, pursuant to Virginia Code Sections 2.2-3711(A)(1), (A)(3), and (A)(7), such discussion may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Stafford County Board of Supervisors on this the 2<sup>nd</sup> day of July, 2013, does hereby authorize discussion of the aforestated matter in Closed Meeting.

Call to Order At 8:36 p.m., the Chairman called the meeting back to order.

Legislative; Closed Meeting Certification Mr. Thomas motioned, seconded by Mr. Milde, to adopt proposed Resolution CM13-14(a).

The Voting Board tally was:

Yea: (7) Cavalier, Milde, Schieber, Snellings, Sterling, Stimpson, Thomas  
Nay: (0)

Resolution CM13-14(a) reads as follows:

A RESOLUTION TO CERTIFY THE ACTIONS OF THE STAFFORD  
COUNTY BOARD OF SUPERVISORS IN A CLOSED MEETING ON  
JULY 2, 2013

WHEREAS, the Board has, on this the 2<sup>nd</sup> day of July, 2013, adjourned into a Closed Meeting in accordance with a formal vote of the Board and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, the Virginia Freedom of Information Act, as it became effective July 1, 1989, provides for certification that such Closed Meeting was conducted in conformity with law;

NOW, THEREFORE, BE IT RESOLVED that the Stafford County Board of Supervisors does hereby certify, on this the 2<sup>nd</sup> day of July, 2013, that to the best of each

member's knowledge: (1) only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act were discussed in the Closed Meeting to which this certification applies; and (2) only such public business matters as were identified in the Motion by which the said Closed Meeting was convened were heard, discussed, or considered by the Board.

Adjournment: At 8:37 p.m. the Chairman declared the meeting adjourned.

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Anthony J. Romanello, ICMA-CM  
County Administrator

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Susan B. Stimpson  
Chairman