

BOARD OF SUPERVISORS

STAFFORD, VIRGINIA

MINUTES

Regular Meeting

April 15, 2014

Call to Order A regular meeting of the Stafford County Board of Supervisors was called to order by Jack R. Cavalier, Chairman, at 3:04 p.m., on Tuesday, April 15, 2014, in the Board Chambers, at the George L. Gordon, Jr., Administration Building.

Roll Call The following members were present: Jack R. Cavalier, Chairman; Gary F. Snellings, Vice Chairman; Meg Bohmke; Paul V. Milde, III; Laura A. Sellers; Cord A. Sterling; and Robert “Bob” Thomas, Jr.

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

Presentation Posthumously Recognizing Lieutenant Colonel William Stephens, Jr. Mr. Milde presented a proclamation to William Stephens, III. Mr. Stephens thanked the Board on behalf of the Stephens family.

Presentation Recognizing Telecommunicators Week In Stafford County Mr. Cavalier presented a proclamation to the following members of the E-911 Center team: Carol Adams, Chris Conley, Lauren Fallen, Lindsay Kooiman, Debra Lareza, and Tyler Williamson.

350th Anniversary Celebration Update Dr. Harry Crisp, Chairman of the 350<sup>th</sup> Blue Ribbon Committee, updated the Board on the status of County’s 350<sup>th</sup> anniversary celebration events. The anniversary celebration began with a kick-off event held on January 5, 2014, with approximately 4500 attendees. The recently held History Fair was a great success. The Founders Day Parade was scheduled for May 3, 2014. The mayor of the Borough of Stafford, England will ride in the parade, which will leave from Stafford Hospital and travel on Courthouse Road to Brooke Point High School. A fine arts festival and History Square will be set up at Brooke Point High School, with events (and shuttle buses) running from 9:00 a.m. to 6:00 p.m. on Saturday, 5/3/14, and from 11:00 a.m. to 6:00 p.m. on Sunday, 5/4/14.

Approximately \$930,000 was raised toward the final goal of \$1 million. Dr. Crisp made special mention of General Ron Christmas, saying that he did a wonderful job on behalf of the County and its 350<sup>th</sup> anniversary celebration.

Legislative Update Ken Hutcheson with Williams Mullen, provided an update on the Board's legislative initiatives and the State budget impasse.

Comprehensive Services Act (CSA) legislation was opposed by Ms. Susie Clare, Director of Comprehensives Services. The original bill was reworked to reflect savings to all localities in the Commonwealth, including Stafford County. It did not make it out of the House Appropriations Committee. It was suggested that it be resubmitted at next year's session as a pilot program for PD16. Mr. Hutcheson said that there was support from a number of legislators and it warranted additional work and more dialogue.

Transfer of Development Rights (TDR) passed the Senate unanimously and passed the House by a vote of 70 – 29 and was signed by the Governor. Delegate Mark Cole provided strong representation for the TDR Bill to the Republican caucus. TDR will become law on July 1, 2014.

Regarding Dam Funding, Delegate Futrell offered to meet with the Secretary of Natural Resources and asked for ways to identify new strategies to aid residents affected by unfunded mandates. The Bill was signed by the Governor, although there were no funds in the budget.

Mr. Hutcheson reported that Cost of Competing caused a tug-o'-war between the House and Senate. The House allocated \$5.4 million; the Senate allocated \$5 million for the first year. Given the current budget impasse, cost of competing was uncertain.

Stormwater, SB53 passed although a waiver for places of worship was defeated. HB1173 was signed by the Governor. The State Water Control Board was tasked with establishing procedures and responsibilities including a change in the calculation of high-medium-low rainfall calculations from national standards to Virginia specifications.

Sunday Hunting was not on the Board's list of legislative initiatives; it passed and was signed by the Governor with the caveat that no hunting may take place within 200 yards of a place of worship. Mr. Snellings asked who would police Sunday hunting. Mr. Hutcheson replied that it would be the Department of Game and Inland Fisheries. Mr. Snellings asked if localities could prohibit Sunday hunting. Mr. Hutcheson replied, "No."

The Hybrid Retirement Plan and Participants Disability Program, SB89, was defeated before the end of the Session.

Jail Per Diem - Speaker Bill Howell attempted to file a substitute budget amendment, which was not adopted by the House Appropriations Committee. Mr. Hutcheson recommended that it be included in the Board's 2015 legislative initiatives.

Regarding the FY2015 budget, Mr. Hutcheson said that the bone of contention was Medicaid expansion, which created a huge divide between the House and Senate (with the House side being opposed to expansion). In Special Session, budgets passed the House and Senate, respectively. The House budget proposed a 1% bonus for state-supported local government employees and a 1% salary increase in FY2016 for state-supported local government employees. The Senate budget proposed a 2% raise effective at the end of March, 2015, and enhanced line-of-duty funding in FY2016.

Mr. Hutcheson concluded his remarks saying that by June 30, 2014, one side would have to concede so that a State budget should be in place on July 1<sup>st</sup>. In the absence of that concession, the State could face closure until it was resolved. Mr. Cavalier thanked Mr. Hutcheson for his report and asked that it be provided to the Board in writing.

Mr. Milde noted that at the earlier presentation, the incorrect proclamation for Lt. Col. Williams Stephens, Jr. was read. For the record, Mr. Milde read the correct proclamation.

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

Alane Callander	Medicaid Expansion; Political history deliberately left out of 350 <sup>th</sup> celebration documentation and programs
Paul Waldowski	Rocky Pen Run; iPhones/Students

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

Ms. Bohmke	Public Safety Committee update including heroin sting; increase in fraud cases; FRES volume; Toured Spotsylvania Burn Facility (no classrooms, nowhere to get in out of the elements, no restrooms, 7 miles off Route 17); FRES only used burn facility seven times, was one necessary in the CIP with infrequent usage; FRES apparatus update; dispatch protocol; MCBQ facilities and use of federal funding.
Mr. Cavalier	Met with Speaker Howell/Ken Hutcheson re. Legoland; attended a Leadership Forum at Belmont; spoke with Commerce Secretary Jones – state budget not yet agreed upon but all are interested in the common good, new jobs, educations, etc.; Visited Lake Arrowhead Habitat for

Humanity job, 75% being built by women; Met with Congressman Rob Wittman, discussed wide array of topics; another round of sequestration could come October, 2014.

Mr. Milde	Attended R-Board meeting, additional funding is required for the Landfill; Attended PRTC meeting, Prince William County having trouble with OmniLink and \$5M subsidy issues.
Ms. Sellers	Deferred
Mr. Snellings	Cold snap, remember to cover plants to avoid freezing
Mr. Sterling	Provided update of the Finance, Audit, and Budget Committee meeting including Parks fees, which will be brought to the full Board at its special meeting on April 28 <sup>th</sup> ; Budget ups and downs will be presented to the full Board during the 3 <sup>rd</sup> Quarter Review; possible increase in growth to 3%, additional revenue being considered for schools operating transfer; FAB looked at health care holiday and suggested that \$500k go instead to OPEB, cash capital, or Empower House.
Mr. Thomas	Deferred

Report of the County Attorney Mr. Shumate deferred his report.

Report of the County Administrator Mr. Romanello introduced Mr. Mike Smith, Director of Public Works. Mr. Smith provided a Roads and Transportation update. Mr. Chris Hoppe, Capital Improvement Projects Manager, provided a Parks update. Ms. Nancy Collins, Budget Division Director, and Ms. Maria Perrotte, Chief Financial Officer, gave a Power Point presentation on the 3<sup>rd</sup> Quarter Review and answered Board members questions. Mr. Cavalier suggested that the County remain silent at this time about ambulance fees. He also said that he would prefer that the personal property rate be reflected on the actual 40% value, not on 100% to make it simple and clear to residents. He asked Mr. Romanello if that change could be made. Mr. Romanello said that it would be up to the Commissioner of the Revenue.

Mr. Romanello also noted the deletion of Item 10. Consideration and Implementation of the Joint Land Use Study (JLUS), from the agenda.

Legislative; Additions and Deletions to the Regular Agenda Ms. Sellers motioned, seconded by Mr. Thomas, to adopt the agenda with the deletion of JLUS.

The Voting Board tally was:

Yea: (7) Bohmke, Cavalier, Milde, Sellers, Snellings, Sterling, Thomas  
Nay: (0)

Legislative; Consent Agenda Ms. Bohmke motioned, seconded by Mr. Snellings, to adopt the Consent Agenda consisting of Items 4 through 14, with Item 10 having been deleted.

The Voting Board tally was:

Yea: (7) Bohmke, Cavalier, Milde, Sellers, Snellings, Sterling, Thomas  
Nay: (0)

Item 4. Legislative; Approve Minutes of the April 1, 2014 Board Meeting

Item 5. Finance and Budget; Approve Expenditure Listing

Resolution R14-99 reads as follows:

A RESOLUTION TO APPROVE EXPENDITURE LISTING (EL)  
DATED APRIL 1, 2014 THROUGH APRIL 14, 2014

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 15<sup>th</sup> day of April, 2014 that the above-mentioned EL be and hereby is approved.

Item 6. Authorize the County Administrator to Advertise a Public Hearing Regarding the Financing Plan and Appropriations for the Embrey Mill Indoor Recreation Center

Resolution R14-97 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO ADVERTISE A PUBLIC HEARING TO CONSIDER APPROPRIATION OF CONSTRUCTION FUNDS, AUTHORIZE BOND ISSUANCE, AND AUTHORIZE APPLICATION FOR THE SUMMER 2014 VIRGINIA RESOURCES AUTHORITY FINANCING POOL FOR THE EMBREY MILL INDOOR RECREATION CENTER

WHEREAS, a bid for the construction of the Embrey Mill Indoor Recreation Center is being advertised and staff plans to bring a contract to the Board for approval at its May 20, 2014 meeting; and

WHEREAS, the financing plan for the Embrey Mill Indoor Recreation Center includes cash proffers, bond proceeds, and the Capital Projects Reserve; and

WHEREAS, the bonds proceeds and other funding sources identified in the funding plan for the Recreation Center must be appropriated prior to their expenditure;

WHEREAS, the Board is required to hold a public hearing prior to issuance of bonds and appropriation of funds for the Recreation Center; and

WHEREAS, the Board desires to receive public comment on the proposed construction of the Embrey Mill Indoor Recreation Center;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 15<sup>th</sup> day of April, 2014, that it be and hereby does authorize the County Administrator to advertise a public hearing to consider appropriation of construction funds in the amount of \$11,025,000, authorization of bond issuance up to \$8M; and

BE IT FURTHER RESOLVED that the County Administrator be and he hereby is authorized to apply for a loan from the VRA in an amount not to exceed \$8M.

Item 7. Parks, Recreation and Community Facilities; Authorize the County Administrator to Execute a Contract for Restoration of the Porter Library Roof

Resolution R14-91 reads as follows:

**A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR  
TO EXECUTE AN AGREEMENT WITH GARLAND/DBS, INC., FOR  
ROOF RESTORATION ON THE JOHN M. PORTER LIBRARY**

WHEREAS, the roof on the John M. Porter Library is over twenty years old and must be restored due to corrosion that penetrated the roof, rusted, and damaged roof panels, missing and damaged snow guards, and deteriorated stack and pipe flashings; and

WHEREAS, Garland/DBS, Inc., submitted a proposal to restore the Library roof;  
and

WHEREAS, the estimated cost of the roof restoration is \$191,477; and

WHEREAS, staff reviewed the proposal and determined that it is reasonable for the proposed scope of services; and

WHEREAS, Garland/DBS, Inc., is a qualified contractor and a participant in the U. S. Communities contracting program, which the County can utilize as a cooperative procurement agreement; and

WHEREAS, funds for the roof restoration are available in FY2014 Cash Capital Infrastructure funds;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 15th day of April, 2014, that the County Administrator be and he hereby is authorized to execute a contract with Garland/DBS, Inc., for roof restoration on the John M. Porter Library, in an amount not to exceed One Hundred Ninety-one Thousand Four Hundred Seventy-seven Dollars (\$191,477), unless amended by a duly-executed contract amendment.

Item 8. Refer to the Planning Commission a Review of the Zoning and Subdivision Ordinances

Resolution R14-92 reads as follows:

A RESOLUTION REFERRING TO THE PLANNING COMMISSION  
A REVIEW OF THE ZONING AND SUBDIVISION ORDINANCES

WHEREAS, at its February 18, 2014 meeting, the Community and Economic Development Committee (CEDC), staff presented a review of the definition sections within the Zoning and Subdivision Ordinances, done by the consulting firm of Clarion and Associations; and

WHEREAS, the CEDC recommended that initiation of the review process be referred by the Board to the Planning Commission for its consideration; and

WHEREAS, the Board desires the Zoning and Subdivision Ordinances be reviewed to ensure consistency with the Virginia Code and the Comprehensive Plan;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors on this the 15<sup>th</sup> day of April, 2014, be and it hereby refers to the Planning Commission a review of the Zoning and Subdivision Ordinances for the Commission's consideration.

Item 9. Planning and Zoning; Refer to the Planning Commission Relocation of Chesapeake Bay Regulations from the County's Subdivision and Zoning Ordinances to a Stand-Alone Chapter

Resolution R14-44 reads as follows:

A RESOLUTION REFERRING TO THE PLANNING COMMISSION  
THE RELOCATION OF CHESAPEAKE BAY REGULATIONS FROM  
THE COUNTY'S SUBDIVISION AND ZONING ORDINANCES TO A  
STAND-ALONE CHAPTER OF THE COUNTY CODE

WHEREAS, Virginia Code § 62.1-44.15:67 *et seq.* requires that the Board designate Chesapeake Bay Preservation Areas; and

WHEREAS, on August 1, 1991, the Board adopted Ordinance O90-91, the Chesapeake Bay Preservation Area Overlay District; and

WHEREAS, the Board adopted Ordinance O03-07, which amended Stafford County Code, Chapter 28 to incorporate regulations revising the requirements of the Chesapeake Bay Preservation Act and subsequent regulations; and

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

WHEREAS, the Board finds that adoption of such an ordinance is consistent with good planning practices;

NOW, THEREFORE BE IT RESOLVED, by the Stafford County Board of Supervisors on this the 15th day of April, 2014, that the Planning Commission be and they hereby are requested to consider amendments regarding the relocation of Chesapeake Bay Regulations from the County's Subdivision and Zoning Ordinances to a stand-alone chapter.

Item 10. Planning and Zoning; Consider Acceptance of the Quantico Joint Land Use Study (JLUS) and Future Implementation of Recommendations This item was deleted from the agenda and referred to the June 3, 2014 agenda.

Item 11. Public Works; Authorize a Public Hearing to Grant the Use of a Public Right-of-Way on Skywood Court for Construction of a Driveway

Resolution R14-93 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO ADVERTISE A PUBLIC HEARING TO GRANT THE USE OF A PUBLIC RIGHT-OF-WAY ON SKYWOOD COURT FOR CONSTRUCTION OF A DRIVEWAY

WHEREAS, the right-of-way for Skywood Court was dedicated to public use on September 21, 1973; and

WHEREAS, Skywood Court was not constructed to the Virginia Department of Transportation (VDOT) Secondary Street Acceptance Requirements, and has not been accepted in to the Secondary System of State Highways; and

WHEREAS, the owners of Tax Map Parcel 19-3H desire to access Skywood Court to construct, maintain, and use a driveway to access the rear portion of their property; and

WHEREAS, the owners of Tax Map Parcel 19-3H shall execute an appropriate agreement with the County regarding the granted access to this public right-of way; and

WHEREAS, in accordance with Virginia Code Section 15.2-1800(B), the Board is required to hold a public hearing prior to granting the use of the County-owned property;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 15<sup>th</sup> day of April, 2014, that the County Administrator be and he hereby is authorized to advertise a public hearing to consider granting the use of a public right-of-way on Skywood Court for the construction, repair, maintenance, and use of a driveway.

Item 12. Public Works; Authorize the County Administrator to Advertise a Joint Public Hearing with VDOT Regarding Secondary Six-Year Plan

Resolution R14-95 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO ADVERTISE A JOINT PUBLIC HEARING WITH THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO CONSIDER VDOT'S FY2015-FY2020 SECONDARY SYSTEM SIX-YEAR IMPROVEMENT PROGRAM

WHEREAS, the Virginia Department of Transportation (VDOT) is responsible for the construction and maintenance of the County's Secondary System of State Highways; and

WHEREAS, the Board sets priorities for road improvements in the County for the Secondary System Six-Year Improvement Program (SSYP); and

WHEREAS, the Board desires to receive the funding provided by the proposed FY2015-FY2020 SSYP to complete road improvement priorities in the County; and

WHEREAS, pursuant to Virginia Code § 33.1-70.01, the Board shall conduct a joint public hearing with VDOT prior to adopting the proposed FY2015-2020 SSYP;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 15<sup>th</sup> day of April, 2014, that the County Administrator be and he hereby is authorized to advertise a joint public hearing with VDOT to consider the proposed FY2015-FY2020 Secondary System Six-Year Improvement Program.

Item 13. Public Information; Reaffirm the Friendship Between the Borough of Stafford, England and Stafford County, Virginia; and Congratulate the Borough of Stafford, England on the 400<sup>th</sup> Anniversary of its Mayoralty

Proclamation P14-07 reads as follows:

A PROCLAMATION REAFFIRMING THE FRIENDSHIP BETWEEN THE BOROUGH OF STAFFORD, ENGLAND AND STAFFORD COUNTY, VIRGINIA; AND TO CONGRATULATE THE BOROUGH OF STAFFORD, ENGLAND, ON THE 400<sup>TH</sup> ANNIVERSARY OF ITS MAYORALTY

WHEREAS, in 1992, the Borough of Stafford, England and Stafford County, Virginia established a Friendship Association; and

WHEREAS, the Borough of Stafford, England and Stafford County, Virginia have close cultural and historical ties; and

WHEREAS, members of the Association on both sides of the Atlantic Ocean have made enduring friendships and traveled back and forth between localities on many occasions; and

WHEREAS, Stafford County, Virginia is honored to have a delegation of guests from the Borough of Stafford, England, visiting and participating in the Founders Day celebration to mark the County's 350<sup>th</sup> Anniversary; and

WHEREAS, this year marks the 400<sup>th</sup> anniversary of the establishment of the mayoralty in the Borough of Stafford, England; and

WHEREAS, a delegation from Stafford County, Virginia will travel to visit the Borough of Stafford, England and participate in the festivities marking the 400<sup>th</sup> anniversary of the mayoralty;

NOW, THEREFORE, BE IT PROCLAIMED by the Stafford County Board of Supervisors on this 15th day of April, 2014, that it be and hereby does reaffirm the close ties between the Borough of Stafford, England and Stafford County, Virginia; and congratulates the Borough of Stafford, England on the 400<sup>th</sup> anniversary of its mayoralty.

Item 14. County Administration; Authorize the County Administrator to Execute a Contract for the 350<sup>th</sup> Anniversary Legacy Film Production

Resolution R14-77 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT WITH SIGNATURE COMMUNICATIONS FOR THE PRODUCTION OF THE 350TH ANNIVERSARY LEGACY FILM

WHEREAS, Stafford County is celebrating its 350<sup>th</sup> Anniversary; and

WHEREAS, on June 21, 2011, the Board adopted Resolution R11-193, which approved the creation of the 350<sup>th</sup> Blue Ribbon Commission (BRC); and

WHEREAS, the Blue Ribbon Planning Committee and the Board desires to celebrate the County's 350<sup>th</sup> anniversary with a film production entitled "The Story of Stafford;" and

WHEREAS, production of the Legacy film is fully-funded through the fundraising efforts of the Blue Ribbon Planning Committee; and

WHEREAS, eight proposals were received, the BRC preferred company, Signature Communications, provided a final best-estimated cost proposal in the amount of \$229,300; and

WHEREAS, the BRC and staff reviewed the proposal and determined that it is reasonable for the proposed scope of services; and

WHEREAS, the County's procurement policy requires Board approval of contracts in excess of \$100,000;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 15th day of April, 2014, that it be and hereby does authorize the County Administrator to execute a contract with Signature Communications for production of the 350<sup>th</sup> Anniversary Legacy film in an amount not to exceed Two Hundred Twenty-nine Thousand Three Hundred Dollars (\$229,300), unless amended by a duly-executed contract amendment.

County Administration; Authorize the County Administrator to Execute an Agreement with Celebrate Virginia Development Company, LLC for Completion of the Celebrate Virginia Parkway Mr. Keith Dayton, Deputy County Administrator gave a presentation and answered Board members questions. Mr. Snellings asked for the value of the property being offered as collateral. Mr. Dayton replied, "\$265,000." Funds for the completion came from the Transportation Fund, not the General Fund.

Mr. Thomas asked about the number of family impacted by the completion of Celebrate Virginia Parkway. Mr. Snellings said that there were approximately 1150 homes built with direct access to Celebrate Virginia Parkway. Ms. Bohmke said that she was at first uncomfortable with the proposal but with the changes to the original agreement and interest rate, she was in agreement with the project.

Mr. Snellings motioned, seconded by Mr. Milde to adopt proposed Resolution R14-46.

The Voting Board tally was:

Yea: (6) Bohmke, Milde, Sellers, Snellings, Sterling, Thomas

Nay: (1) Cavalier

Resolution R14-46 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE AN AGREEMENT WITH CELEBRATE VIRGINIA DEVELOPMENT COMPANY, LLC, TO COMPLETE THE CELEBRATE VIRGINIA PARKWAY FOR ACCEPTANCE BY THE VIRGINIA DEPARTMENT OF TRANSPORTATION INTO THE SECONDARY SYSTEM OF STATE HIGHWAYS

WHEREAS, construction of the Celebrate Virginia Parkway (Parkway) was completed by the developer, Celebrate Virginia Development Company, LLC (Developer), but the road was never accepted by the Virginia Department of

Transportation (VDOT) into the Secondary System of State Highways for maintenance;  
and

WHEREAS, the Parkway serves a large commercial area, residential neighborhoods, County construction efforts associated with Rocky Pen Run Reservoir, and a planned office park; and

WHEREAS, completion of the Parkway and acceptance into the state system for maintenance will result in a reduction of private maintenance costs, and the long-term liability resulting from major Parkway deterioration; and

WHEREAS, the Board, by adoption of Resolution R12-285, authorized the County Administrator to execute an agreement with the Developer to complete the parkway that included specific terms; and

WHEREAS, the Parkway road improvements could not be completed under those original terms; and

WHEREAS, the Developer desires to complete the Parkway, and the proposed new Agreement terms are as follows.

- The County shall provide a \$150,000 loan from the County's Transportation Fund for the completion of the work, and the Developer shall pay the County a minimum of \$30,000 per year, plus interest, for no longer than a five-year period.
- The Developer shall provide all funding in excess of the \$150,000 provided by the County necessary to complete the remaining Parkway work.
- The Developer shall manage the work necessary to complete the Parkway.
- If the Developer completes the sale of the law enforcement training apartments authorized by the Board by Ordinance O13-50, the Developer shall repay the County with any proceeds remaining after the taxes and the deeds of trust are paid in full.
- The County will receive interest on the outstanding loan balance equal to the Federal Funds Rate plus 1%, in effect on the date the Agreement is executed until the loan is paid in full.
- Funds from the loan will be provided to the Developer only after completion of the work to the satisfaction of VDOT for acceptance of the Parkway into Secondary System of State Highways.
- The Developer shall provide Tax Map Parcel 45-15B as security for the County's loan.
- Any and all liens, deeds of trust, or other encumbrances against Parcel 45-15B, shall be released in full or subordinated to the County (from any prior agreements involving the Developer) prior to execution of the Agreement.

; and

WHEREAS, staff reviewed these terms and determined that they are reasonable and acceptable; and

WHEREAS, completion of these road repairs and acceptance of the Parkway into the state system will ultimately result in savings for the residents of Celebrate Virginia, as well as reducing the long-term liability to these residents for maintenance costs associated with Parkway repairs; and

WHEREAS, the Board finds this Agreement secures and promotes the health, safety, and general welfare of the County and its citizens;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 15<sup>th</sup> day of April, 2014, that it be and hereby does authorize the County Administrator or his designee to execute an Agreement, in substantial conformance with the draft Agreement dated April 15, 2014, and any other necessary and/or appropriate documents, with Celebrate Virginia Development Company, LLC, to complete the Celebrate Virginia Parkway for acceptance by VDOT into the Secondary System of State Highways.

Legislative; Closed Meeting. At 4:34 p.m., Mr. Thomas motioned, seconded by Mr. Milde, to adopt proposed Resolution CM14-09.

The Voting Board tally was:

Yea: (7) Bohmke, Cavalier, Milde, Sellers, Snellings, Sterling, Thomas  
Nay: (0)

Resolution CM14-09 reads as follows:

A RESOLUTION TO AUTHORIZE CLOSED MEETING

WHEREAS, the Board desires to hold a Closed Meeting for discussion of a public contract for the operation of the Embrey Mill Indoor Recreational facility; and

WHEREAS, pursuant to Virginia Code Section 2.2-3711(A)(29), such discussion may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Stafford County Board of Supervisors on this the 15<sup>th</sup> day of April, 2014, does hereby authorize discussion of the aforesated matter in Closed Meeting.

Call to Order At 5:13 p.m., the Chairman called the meeting back to order.

Legislative; Closed Meeting Certification Mr. Thomas motioned, seconded by Ms. Sellers, to adopt proposed Resolution CM14-09(a).

The Voting Board tally was:

Yea: (7) Bohmke, Cavalier, Milde, Sellers, Snellings, Sterling, Thomas  
Nay: (0)

Resolution CM14-09(a) reads as follows:

A RESOLUTION TO CERTIFY THE ACTIONS OF THE STAFFORD COUNTY BOARD OF SUPERVISORS IN A CLOSED MEETING ON APRIL 15, 2014

WHEREAS, the Board has, on this the 15<sup>th</sup> day of April, 2014, 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 15<sup>th</sup> day of April, 2014, 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.

Recess At 5:14 p.m., the Chairman declared a recess until 7:00 p.m.

Call to Order At 7:02 p.m. the Chairman called the meeting back to order.

Invocation Ms. Bohmke gave the invocation.

Pledge of Allegiance Mr. Thomas 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 desired to speak:

Bill Johnson	Incinerator at the Landfill
Pamela Yeung	Medicaid Expansion
Paul Waldowski	Medicaid Expansion; Abe Lincoln in Illinois; School growth; Gerrymandering; Rock Hill and Griffis-Widewater property owner

Finance and Budget; Consider the Proposed Calendar Year 2014 Tax Rates; Proposed Fiscal Year 2015 County Budget; and Proposed Fiscal Year 2015-2024 Capital Improvement Program Mr. Cavalier noted that this item would be voted on at the Board's special meeting scheduled for 7:00 p.m. on Monday, April 28, 2014.

The Chairman opened the public hearing.

The following persons desired to speak:

Teresa Bowers	Bernard Werwie	Ryan Ritchy
Jill Baron	Alexander Galatro	Kristy Perry
Paul Weaver	Bobby Anderson	Kasey Wilson
Dean Fetterolf	David Rhett	Lillian Levin
Aubrey Campbell	Laura Yang	Cathy Lee Weaver
Jennifer Galatro	Will Carmean	Keith Lockett
Debbie Lockett	Paul Waldowski	DaBora Lovitt
Kathy Anderson	Alane Callander	Dana Brown
Becky Reed	Teri Welborn	Bill Johnson
Lynn Miller		

The Chairman closed the public hearing.

Finance and Budget; Consider Establishing a Stormwater Service District in Stafford County Mr. Steve Hubble, Assistant Public Works Director, gave a presentation and answered Board members questions. He indicated that if the County was found to be non-compliant, it faced a possible fine of up to \$32,500 per day. He stressed the benefit of the establishment of a stormwater service district saying that it would provide a dedicated source of funding for compliance issues, it would improve water quality, and enhance the County's ability to apply for grants and cost share opportunities. He added that the County received approximately \$750,000 in grant funds to date.

Mr. Milde inquired about environmental stream restoration, particularly Aquia Creek and other projects that were on a list. Mr. Hubble replied that staff was working on an action plan and that a specific project list was not yet developed. Mr. Milde asked about the approach taken by the state of Maryland. Mr. Hubble replied that Maryland had larger localities, with different mandates; they were a Phase 2 MS4, whereas Stafford County was a Phase 4 MS4.

Mr. Thomas noted that whether money was in the General Fund or in a dedicated Stormwater District fund, the County would still be responsible for and have to pay for required mandates. Mr. Hubble said that if the money was in a dedicated Stormwater fund, it would not be in competition for other County needs or priorities.

Ms. Bohmke asked Mr. Hubble to explain the difference in the \$938,000 and \$700,000. Mr. Hubble said that \$938,000 was for capital funding, which was a start toward five-year nutrient reduction. \$700,000 put that project on hold for another year and moved it back to years 3, 4, and 5. Mr. Romanello said that \$700,000 equaled a one-half cent tax levy. One cent equaled \$1.4 million. He indicated that the General Fund would pick up \$238,000 if the Board adopted the one-half cent tax levy for the Stormwater Service District.

