

BOARD OF SUPERVISORS

STAFFORD, VIRGINIA

MINUTES

Regular Meeting

July 1, 2014

Call to Order A regular meeting of the Stafford County Board of Supervisors was called to order by Jack R. Cavalier, Chairman, at 4:01 p.m., on Tuesday, July 1, 2014, in the Board Chambers, at the George L. Gordon, Jr., Government Center.

Roll Call The following members were present: Jack R. Cavalier, Chairman; Gary F. Snellings, Vice Chairman; Meg Bohmke; Laura A. Sellers; Cord A. Sterling; and Robert “Bob” Thomas, Jr. Due to traffic congestion, Paul V. Milde, III arrived at 4:16 p.m.

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 to Captain Tim O’Leary on his Retirement from the Stafford County Sheriff’s Office Mr. Cavalier presented the proclamation to Captain O’Leary. Captain O’Leary said that it was an honor to serve under Sheriff Charles Jett and thanked the Board for the proclamation.

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

|                   |   |                                   |
|-------------------|---|-----------------------------------|
| Jas Booth         | - | Widewater Beach Festival          |
| Austin Hott       | - | Widewater Beach Festival          |
| Carl Rollison     | - | Widewater Beach Festival          |
| Nan Rollison      | - | Widewater Beach Festival          |
| B. J. Thornburg   | - | Stone River Water Tank/Cell Tower |
| Bill Johnson      | - | Incinerator at the Landfill       |
| John Zorich       | - | Widewater Beach Festival          |
| Monica Zorich     | - | Widewater Beach Festival          |
| Paige Beck        | - | Widewater Beach Festival          |
| Michael Huminik   | - | Widewater Beach Festival          |
| Sherri Hardesty   | - | Widewater Beach Festival          |
| Lisa Alexander    | - | Widewater Beach Festival          |
| Matt Curry        | - | Widewater Beach Festival          |
| Christina Ballard | - | Widewater Beach Festival          |

- Liz Hendrick - Widewater Beach Festival  
 John B. Zorich - Widewater Beach Festival Proof of Liability Insurance

Presentation by Dr. Bruce Benson, Superintendent of Schools Dr. Benson addressed the Board saying that July 1, 2014 was his three-month anniversary with Stafford County Schools. Dr. Benson said that he was excited to have the opportunity to work with members of the Board of Supervisors as well as with Mr. Romanello. He noted that one thing that the School Division was especially good at, and very proud of, was providing an outstanding experience for its students.

From a list of forty items, three areas on which Dr. Benson, the School Board, and staff intended to focus on as priorities were (1) Compensation and Benefits; (2) Budget Development and Alignment; and (3) Evaluation of County-wide Programs. Nine comparison localities included Albemarle, Fauquier, Hanover, Loudoun, Prince William, Spotsylvania, Henrico, Chesterfield, and Chesapeake. On a spreadsheet provided to the Board by Dr. Benson, comparisons were made in population, square miles, median household income, Bond ratings, student enrollment, FY14 operating budget, FY13 per pupil expenditures, number of schools, number of teachers/licensed other staff, on-time graduation rate, drop-out percentage rate, percentage of student with disabilities, percentage of free and reduced cost meals, and the number of special education students. Mr. Sterling and Mr. Milde asked if the figures on the spreadsheet took into account capital and operating debt. Dr. Benson said that he would provide debt information for the Board. Mr. Milde suggested that it would be helpful to compare health insurance plans. Dr. Benson responded that health insurance/benefits were a crucial part of the ongoing comparison study.

Ms. Bohmke spoke about her tenure on the School Board saying that some staff had ten month contracts, others had eleven month contracts and some were grandfathered in. She asked how that would be handled. Dr. Benson acknowledged that it was complicated and that it all may not be addressed at one time; that Stafford County Schools could consider modeling its benefit programs after other localities. He added that other School Divisions would be looked at and compared to the Schools benefits programs.

Dr. Benson talked about class size saying that the current ratio was one teacher to fifteen students, although that did not translate to actual class sizes. The current number of teachers was being reduced by 55 full-time equivalents. Mr. Sterling asked, if that number did not equate to class size, where were the teachers and what were they teaching? Dr. Benson said that an analysis of programs and classes would be provided to the Board. The report would contain anomalies as identified by principals. Mr. Sterling noted that the Board asked for that information many times and to date received no response from the School Board.

Dr. Benson said that there were 40 items on the request list, adding that “if everything was important, then nothing was important,” and the list must be prioritized. Mr. Snellings told Dr. Benson that he was counting on him being in Stafford for a long time, long enough to complete the work that needed to be done.

In talking about redistricting (the “R” word), Dr. Benson noted that there was an enrollment imbalance and that data was being updated and would be shared with the School Board in August; the redistricting process would begin in September, 2014. He said that he looked forward to positive results and a smooth path ahead. Dr. Benson said that the recently-passed joint resolution between the School Board and the Board of Supervisors (R14-145), which authorized a review of efficiencies and a shared services study, was a great first step.

Mr. Sterling asked about state funding and inaccuracies reported in what was provided to localities. Dr. Benson said that a legislative sub-committee would be established with its focus on funding. In response to Ms. Sellers’ question, Dr. Benson said that not all localities responded to the request for information but that staff would continue to gather information from all nine localities. Ms. Bohmke said that redistricting was difficult, at best, and asked Dr. Benson how he planned to go about it. Dr. Benson said that he had a high level of confidence in the data; that there were options and a better use of resources; that public weigh-in was crucial to the process and good communication was essential.

Mr. Cavalier thanked Dr. Benson for meeting with the Board and spoke about other ways that the County and Schools worked towards improved communication. He assured Dr. Benson that the Board would do all it could to facilitate future cooperation between the County and the School Division.

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

- |              |  |
|--------------|--|
| Ms. Bohmke   | - Attended NAACP Freedom Fund Gala, shared remarks from Pastor Leonard Smith, Mt. Zion Baptist Church, Arlington to “Aim High” and not look back at accomplishments but to look forward at the work still to be done; attended “Honoring Our Heroes” celebration of the 70 <sup>th</sup> anniversary of the United States landing in France, the event was coordinated by Kathryn Willis, a Falmouth resident, through the Fredericksburg Sister City, Frejus; thanked staff and sponsors for wonderful Celebration Stage event. |
| Mr. Cavalier | - Attended Celebration Stage event at Pratt Park, thanked staff and sponsors for the great time, which began with a reception at Chatham; attended ribbon-cutting at Pratt Medical Center’s new office in the Doc Stone complex.   |

- Mr. Milde - Deferred
- Ms. Sellers - Deferred
- Mr. Snellings - Thanked staff for its work at Celebration Stage; wished everyone a safe and happy 4<sup>th</sup> of July holiday
- Mr. Sterling - Deferred
- Mr. Thomas - Deferred

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

Report of the County Administrator Mr. Romanello introduced Ms. Donna Krauss, Assistant to the County Administrator for Human Services. Ms. Krauss provided a brief overview of the recently completed VERTEX exercise, sponsored by the Virginia Department of Emergency Management. She thanked Mark Stone, Division Chief of Emergency Management and VERTEX coordinator, saying that it was the County's goal to test its mass casualty plan to ensure its viability and to move forward with a holistic approach that would serve all County residents in the event of an emergency. Ms. Krauss also thanked the pastor and staff at St. Peter's Lutheran Church for its help and cooperation with the VERTEX exercise.

Mr. Romanello introduced Ms. Jamie Porter, Director of Parks, Recreation and Community Facilities. Ms. Porter provided a brief update of the Parks Utilization Study, Phase I, Athletic Fields. Mr. Todd Heap, Mr. Eric Herr, and Mr. John Wade formed a committee to review the Utilization Study and its implementation. Upcoming projects included, but were not limited to, build-out of the Embrey Mill athletic fields; Brooks Park restroom renovation; ball field lights at Willowmere Park; Curtis Park bathroom renovation; and irrigation of fields currently lacking a water source.

Mr. Romanello recognized Division Chief Mark Stone for his efforts with the VERTEX exercise saying that it put Stafford County on the map. He also noted that Item #13 (Appoint Two New Members to the Architectural Review Board) was removed from the Unfinished Business section of the agenda and would be discussed in Closed Meeting.

Additions/Deletions to the Regular Agenda There were no additions or deletions to the regular agenda aside from Item 13, as discussed in Mr. Romanello's report (above).

Legislative; Consent Agenda Mr. Milde motioned, seconded by Ms. Sellers, to adopt the Consent Agenda, which consisted of Items 3 through 12.

The Voting Board tally was:

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

Item 3. Legislative; Approve Minutes of the June 17, 2014 Board Meeting

Item 4. Finance and Budget; Approve Expenditure Listing

Resolution R14-172 reads as follows:

A RESOLUTION TO APPROVE EXPENDITURE LISTING (EL)  
DATED JUNE 17, 2014 THROUGH JUNE 30, 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 1<sup>st</sup> day of July, 2014 that the above-mentioned EL be and hereby is approved.

Item 5. Planning and Zoning; Refer to the Planning Commission Preliminary Plan Changes to the Subdivision Ordinance

Resolution R14-142 reads as follows:

A RESOLUTION REFERRING TO THE PLANNING COMMISSION AMENDMENTS TO STAFFORD COUNTY CODE, SECTION 22-57, "FILING;" SECTION 22-65, "WAIVER OF PRELIMINARY PLANS;" SECTION 22-76, "SUBMISSION OF PLANS;" SECTION 22-77, "CONTENT;" SECTION 22-78—22-85, "RESERVED;" AND SECTION 22-270, "REVIEW AND APPROVAL OF CLUSTER SUBDIVISION PLANS"

WHEREAS, during the 2014 General Assembly session, Virginia Code § 15.2-2260 was amended, regarding the submission of preliminary subdivision plats (plans); and

WHEREAS, preliminary subdivision plans are no longer allowed for development proposals of 50 or fewer lots; and

WHEREAS, the statutory amendment takes effect July 1, 2014; and

WHEREAS, the Board desires to amend and reordain Stafford County Code, Section 22-57(a), "Filing;" Section 22-65, "Waiver of Preliminary Plans;" Section 22-76, "Submission of Plans;" Section 22-77, "Content; Section 22-78—22-85, "Reserved;" and

Section 22-270, “Review and Approval of Cluster Subdivision Plans” to change the County Code to conform with the amended Virginia Code; and

WHEREAS, proposed Ordinance O14-27 has been drafted to incorporate the amended Virginia Code provisions into the County Code; and

WHEREAS, the Board finds that requesting the Planning Commission to consider the proposed ordinance promotes and is consistent with good planning practices;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this 1<sup>st</sup> day of July, 2014, that amendments to Stafford County Code,” Section 22-57, “Filing;” Section 22-65, “Waiver of Preliminary Plans;” Section 22-76, “Submission of Plans;” Section 22-77, “Content; Section 22-78—22-85, “Reserved;” and Section 22-270, “Review and Approval of Cluster Subdivision Plans,” pursuant to proposed Ordinance O14-27, be and it hereby are 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 necessary and appropriate to proposed Ordinance O14-27.

Item 6. Planning and Zoning; Refer to the Planning Commission a Zoning Text Amendment Regarding Work in the Historic Resource Overlay District

Resolution R14-163 reads as follows:

A RESOLUTION REFERRING TO THE PLANNING COMMISSION  
AN ORDINANCE TO AMEND AND REORDAIN STAFFORD COUNTY  
CODE SECTION 28-58(d)(9), “HISTORIC RESOURCE OVERLAY DISTRICT  
REGULATIONS”

WHEREAS, Stafford County Code Section 28-58(d)(9) exempts minor work and actions that are deemed not to have a permanent effect upon the character of a historic property from full review, by the Architectural Review Board (ARB); and

WHEREAS, the County Code currently considers exterior painting, which does not result in a color change, as minor work; and

WHEREAS, the ARB believes that the review of exterior painting resulting in a color change does not have a permanent effect on the character of historic structures, with the exception of painting an unpainted masonry surface; and

WHEREAS, the ARB desires to lessen the burden on property owners within the Historic Resource Overlay Zoning Districts; and

WHEREAS, the Board finds that public necessity, convenience, general welfare, and good zoning practices require referring of such an ordinance to the Planning Commission for its consideration;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this 1<sup>st</sup> day of July, 2014, that amendments to Stafford County Code Section 28-58(d)(9), “Historic Resource Overlay District Regulations,” pursuant to proposed Ordinance O14-28, be and they hereby are referred to the Planning Commission for a public hearing and its recommendations.

Item 7. Planning and Zoning; Authorize a Temporary Use Permit for the Widewater Beach Festival

Resolution R14-165 reads as follows:

A RESOLUTION APPROVING AN APPLICATION TO CONDUCT AN OUTDOOR MUSICAL AND ENTERTAINMENT EVENT, KNOWN AS THE WIDEWATER BEACH FEST, ON TAX MAP PARCEL 41B-1-19, ON AUGUST 2, 2014

WHEREAS, the County Code Section 4-36 requires submission of an application for approval by the Board for a permit to conduct an outdoor musical and entertainment event; and

WHEREAS, the application for the permit requires plans be submitted for adequate sanitary facilities, trash disposal, medical treatment facilities, parking facilities, and fire protection for attendees at the event; and

WHEREAS, all permits must be approved and the event must be in full compliance with all State and County regulations prior to the date of the event; and

WHEREAS, an application was submitted for an outdoor musical and entertainment permit for “Widewater Beach Fest” on Tax Map Parcel 41B-1-19, scheduled for August, 2, 2014; and

WHEREAS, the appropriate State and County departments and agencies will review and approve the application and issue any applicable permits prior to the event; and

WHEREAS, the application was carefully reviewed by the Board and the Board believes it will be in compliance with all applicable State and County regulations prior to the scheduled event date;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 1<sup>st</sup> day of July, 2014, that it be and hereby does approve the application for an outdoor music and entertainment permit for the “Widewater Beach Fest” on Tax Map Parcel 41B-1-19, scheduled for August 2, 2014, subject to approval of all applicable County and State permits prior to the scheduled event date.

Item 8. Planning and Zoning; Grant a 30-day Time Extension to the Planning Commission for Review of the Transfer of Development Rights Ordinance and Associated Comprehensive Plan Amendments

Resolution R14-167 reads as follows:

A RESOLUTION GRANTING THE PLANNING COMMISSION  
A TIME EXTENSION TO CONSIDER AMENDMENTS TO THE  
ZONING ORDINANCE AND COMPREHENSIVE PLAN REGARDING  
TRANSFER OF DEVELOPMENT RIGHTS

WHEREAS, at its meeting on February 19, 2013, the Board adopted Ordinance O13-21, which established administrative procedures for a Transfer of Development Rights (TDR) program in the County; and

WHEREAS, at its meeting on May 21, 2013, the Board adopted Ordinance O13-29, as a key component of the County's TDR program; and

WHEREAS, the TDR program is comprised of provisions in the County Code and the County's Comprehensive Plan; and

WHEREAS, at its meeting on June 3, 2014, the Board adopted Resolution R14-140, requesting the Planning Commission consider amendments to the County Code and Comprehensive Plan for the TDR program, hold a public hearing, and make its recommendations to the Board no later than September 30, 2014; and

WHEREAS, the Planning Commission requested additional time to consider the proposed amendments; and

WHEREAS, staff believes additional time is necessary to fully evaluate and consider the proposed amendments; and

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

WHEREAS, the Board finds that public necessity, convenience, general welfare, and good zoning and planning practices require that the Planning Commission be given additional time to consider the amendments;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 1<sup>st</sup> day of July, 2014, that the Planning Commission be and it hereby is granted a time extension, until October 30, 2014, to consider amendments to the County Code and the Comprehensive Plan regarding the Transfer of Development Rights program.

Item 9. Parks, Recreation and Community Facilities; Authorize the County Administrator to Execute a Contract for the Installation of Lights at the Baseball/Softball Field at Willowmere Park

Resolution R14-150 reads as follows:

**A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR  
TO EXECUTE A CONTRACT WITH MUSCO SPORTS LIGHTING,  
LLC, TO INSTALL LIGHTS AT THE BASEBALL/SOFTBALL FIELD  
AT WILLOWMERE PARK**

WHEREAS, installing lights on the baseball/softball field at Willowmere Park was identified as part of the County's infrastructure improvement needs in the Parks Utilization Assessment, Phase 1-Athletic Fields; and

WHEREAS, at its meeting on September 6, 2005, the Board adopted Resolution R05-311, regarding lighting the baseball/softball field at Willowmere Park, which included a condition that such lights will not be used later than 9:30 p.m. on any day; and

WHEREAS, Virginia and Musco Sports Lighting, LLC, participate in a cooperative purchasing program through the Interlocal Purchasing Systems (TIPS) program, in which the County may participate; and

WHEREAS, pursuant to the TIPS program, Musco Sports Lighting, LLC, proposes to install lights at the baseball/softball field at Willowmere Park, in an amount not to exceed \$142,153; and

WHEREAS, the proposed Light-Structure Green™ lights provide more than 50% in energy savings over a standard lighting system; and

WHEREAS, staff determined that this quote is reasonable for the proposed scope of services;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 1<sup>st</sup> day of July, 2014, that the County Administrator be and he hereby is authorized to execute a contract with Musco Sports Lighting, LLC, to install lights at the baseball/softball field at Willowmere Park, in an amount not to exceed One Hundred Forty-two Thousand One Hundred Fifty-three Dollars (\$142,153), unless amended by a duly-executed contract amendment.

Item 10. Fire and Rescue; Authorize the County Administrator to Execute a Contract Renewal with MED3000, Inc., for Ambulance Billing and Collection Services

Resolution R14-170 reads as follows:

**A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR  
TO EXECUTE A CONTRACT RENEWAL WITH MED3000, INC., FOR  
AMBULANCE BILLING AND COLLECTION SERVICES**

WHEREAS, the Stafford County Fire and Rescue Department desires to extend the existing contract with MED3000, Inc., to provide ambulance billing and collection services from July 1, 2014 through June 30, 2015; and

WHEREAS, the contract with MED3000, Inc., for ambulance billing and collection services is a cooperative procurement based on MED3000, Inc.'s contract with Fairfax County, RQ10-1471-2-11A, dated March 30, 2010; and

WHEREAS, staff reviewed the proposed contract renewal 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 the 1<sup>st</sup> day of July, 2014, that the County Administrator be and he hereby is authorized to execute a contract renewal with MED3000, Inc., for ambulance billing and collection services, for the County, at a rate of 5.5% of revenue collected, collected in an amount not to exceed One Hundred Forty-five Thousand Dollars (\$145,000), unless amended by a duly-executed contract amendment.

Item 11. Public Information; Recognize August 3-9, 2014 as International Assistance Dog Week in Stafford County

Proclamation P14-19 reads as follows:

A PROCLAMATION RECOGNIZING AUGUST 3-9, 2014 AS  
INTERNATIONAL ASSISTANCE DOG WEEK IN STAFFORD COUNTY

WHEREAS, assistance dogs transform the lives of their human partners with physical and/or mental disabilities serving as devoted companions, helpers, aides, and best friends; and

WHEREAS, assistance dogs include service dogs, guide dogs, hearing alert dogs, and alert/seizure response dogs; and

WHEREAS, guide dogs assist people with vision loss, leading these individuals around physical obstacles and help with seating, crossing streets, entering or exiting doorways, elevators and stairways, etc.; and

WHEREAS, service dogs assist disabled people with walking, balance, dressing, mobility, retrieving and carrying items, opening doors and drawers, pushing buttons, pulling wheelchairs, and aiding with household chores such as laundry, etc.; and

WHEREAS, hearing alert dogs alert people with hearing loss to the presence of specific sounds such as doorbells, telephones, crying babies, sirens, visitors, buzzing timers or sensors, knocks at the door, and smoke, fire, and clock alarms; and

WHEREAS, seizure alert/seizure response dogs alert or respond to medical conditions, such as heart attacks, strokes, diabetes, epilepsy, panic attacks, anxiety attacks, post-traumatic stress and seizures; and

WHEREAS, International Assistance Dog Week, August 3-9, 2014, provided an opportunity to raise awareness of the selfless way in which assistance dogs aid individuals by mitigating their disability-related limitations; and

WHEREAS, Stafford County joined forces with assistance dog partners, organizations, and concerned citizens throughout the County and America to raise awareness of assistance dogs and observed International Assistance Dog Week;

NOW, THEREFORE, BE IT PROCLAIMED by the Stafford County Board of Supervisors on this the 1<sup>st</sup> day of July, 2014, that it be and hereby does recognize the week of August 3-9, 2014 as International Assistance Dog Week in Stafford County.

Item 12. County Administration; Approve the Appointment of Mr. Ben Rudasill to Represent the Aquia District on the Agricultural/Purchase of Development Rights Committee

County Administration; Appoint Two New Members to the Architectural Review Board  
As announced earlier in Mr. Romanello's report, this item was moved to the Closed Meeting agenda.

Finance and Budget; Consideration of the Fire and Rescue Apparatus Component of The Capital Improvement Program (CIP) Mr. Romanello told the Board that this item reflected only the apparatus component in the adopted CIP. Chief Lockhart provided details about a ladder truck that was removed from the CIP and noted that the purchase of four additional apparatuses was spaced from four to eight fiscal years.

Ms. Bohmke motioned, seconded by Mr. Snellings to adopt proposed Resolution R14-169.

The Voting Board tally was:

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

Nay: (0)

Resolution R14-169 reads as follows:

A RESOLUTION TO AMEND THE FISCAL YEAR 2015-2024  
CAPITAL IMPROVEMENT PROGRAM TO INCLUDE FIRE AND  
RESCUE APPARATUS WITH THE INTENT TO REIMBURSE  
CERTAIN CAPITAL IMPROVEMENT EXPENDITURES

WHEREAS, at its meeting on April 28, 2014, the Board adopted Resolution R14-55, the FY2015-2024 Capital Improvement Program (CIP); and

WHEREAS, the adopted CIP did not include Fire and Rescue Department apparatus; and

WHEREAS, the CIP is a significant part of the Comprehensive Plan, wherein the Board finds it necessary to identify needed capital improvements; and

WHEREAS, the Board's Public Safety Committee reviewed the Fire and Rescue Department's apparatus replacement plan and recommends approval of the replacement plan; and

WHEREAS, the Board finds that the replacement of Fire and Rescue apparatus should be included in the FY2015-2024 CIP;

NOW, THEREFORE BE IT RESOLVED by the Stafford County Board of Supervisors on this the 1<sup>st</sup> day of July, 2014, that the FY2015-2024 Capital Improvement Program (CIP) is amended to include Fire and Rescue apparatus, as directed by the Board be and it hereby is adopted as part of the Comprehensive Plan; and

BE IT FURTHER RESOLVED that the Intent to Reimburse Certain Capital Improvement Expenditures for the project indicated in the FY2015-2024 CIP be and it hereby is adopted as follows, all other portions remaining unchanged:

General Government  
Replacement Fire and Rescue Apparatus  
 NOTICE OF INTENT TO REIMBURSE CERTAIN  
 CAPITAL IMPROVEMENT EXPENDITURES

Section 1: Statement of Intent. The County presently intends, at one time or from time-to-time, to finance projects in the FY2015-2024 Capital Improvement Program ("Projects") 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 Projects 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 Projects, and incurred before the issuance of the Bonds, with an inter-fund loan or loans from the General Fund or funds from temporary appropriations or loans from the General Capital Projects Fund. Stafford County expects to pay debt service on the Bonds from the General Fund consisting of general tax revenues for the projects to be financed in the FY2015-2024 Capital Improvement Program. The maximum amount of Bonds expected to be issued for the Projects is \$428,526,559.

Section 3: Effective Date; Public Inspection. This Resolution is adopted for the purpose 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.

Planning and Zoning; Endorse Revised Proffer Guidelines and Refer to the Planning Commission a Comprehensive Plan Amendment regarding Proffer Guidelines Mr. Jeff Harvey, Director of Planning and Zoning, gave a presentation and answered Board members questions. Ms. Sellers asked if transportation was considered separately by the Planning Commission. Mr. Harvey replied that transportation was not considered by the Planning Commission because the County already had Transportation Impact Fees in place.

Mr. Milde asked if any of the stakeholders asked for a deferral of a vote on the proposed revised proffers and specifically, if the Fredericksburg Area Builders Association (FABA) asked for more time. Mr. Harvey replied that he had not seen anything in writing but verbally, he heard that FABA wanted more time. Mr. Sterling noted that everyone is a stakeholder and should have a voice, not just special interest groups.

Mr. Sterling inquired about the system of credits. Mr. Harvey said that the Planning Commission was concerned about the uniformity of the system of credits with single-family, townhouse, and multi-family units. Mr. Sterling agreed that credits should be addressed on a case-by-case basis. Mr. Harvey shared that the Planning Commission looked at CIP figures from two years ago whereas the Board's Finance, Audit, and Budget (FAB) Committee looked at the highest threshold. Mr. Milde talked about past rezonings and asked if any developer ever paid full proffers. Mr. Harvey said that credits were applied to applications, such as by-right and transportation improvement credits. Mr. Milde said that he was in his ninth year on the Board and had no recollection of any developer ever paying full proffers. Mr. Harvey said that the proposed proffer guidelines were intended to be a starting point for discussion, including mitigating impacts to proffer payments. Mr. Milde said that in the 1960's and 1970's, proffer payments were as low as \$1,000 and nothing close to the numbers being considered.

Mr. Harvey said that from the staff's perspective, the next step was either that the Board adopt the proposed proffer guidelines with (or without) authorizing a public hearing, and that the Board would send the Comprehensive Plan amendment(s) to the Planning Commission. In response to Mr. Cavalier's question, Mr. Romanello said that it was two separate actions.

Mr. Sterling motioned, seconded by Mr. Thomas, to adopt proposed Resolution R14-178.

Mr. Milde offered a substitute motion, seconded by Ms. Sellers, requesting a 90-day deferral. Mr. Milde said his point was to give more time for discussion of the proposed guidelines and that two or three months would not make a difference in the adoption of the proposed guidelines.

Mr. Snellings said that authorizing a public hearing was the way to get it on the Board's calendar and to give the public time to offer its comments. Mr. Sterling agreed with Mr. Snellings, saying that a public hearing gave the public (citizens, developers, etc.) time to address their concerns with the Board. Ms. Sellers said that she supported deferral as there were many very different options presented and she had questions about each option. She added that holding a public hearing was a good choice but she wished to have an opportunity for further study prior to the public hearing.

Mr. Cavalier said that sending it to public hearing was, in itself, a deferral. Mr. Milde said that a public hearing sounded good but that following most public hearings, items passed without any changes. He asked the County Attorney, Mr. Shumate, if changes were made, would proffer guidelines have to be re-advertised. Mr. Shumate replied that changes to the guidelines would be brought back to the Board and that a public hearing would have to be advertised, and the advertisement would include any changes made to the proposed proffer guidelines. He added that it was the Comprehensive Plan being sent down to the Planning Commission, not the proposed proffer guidelines. Mr. Milde said that the Board would not have to vote on the proposed proffer guidelines at the public hearing. Mr. Shumate concurred with Mr. Milde's statement. Mr. Milde said that he felt that it promoted sprawl; that he opposed it and he wanted more time.

The Voting Board tally on Mr. Milde's substitute resolution for deferral was:

Yea: (2) Milde, Sellers  
 Nay: (5) Bohmke, Cavalier, Snellings, Sterling, Thomas

The Voting Board tally on Mr. Sterling's original motion to authorize a public hearing was:

Yea: (6) Bohmke, Cavalier, Milde, Snellings, Sterling, Thomas  
 Nay: (1) Sellers

Resolution R14-178 reads as follows:

**A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR  
 TO ADVERTISE A PUBLIC HEARING ON PROPOSED PROFFER  
 GUIDELINES**

WHEREAS, the Virginia Code permits the County to accept proffers as part of zoning reclassifications; and

WHEREAS, the Board last adopted proffer guidelines in 2005; and

WHEREAS, current guidelines do not include specific direction to applicants regarding forms and submittal requirements, and applicability of both capital and monetary proffers; and

WHEREAS, the Planning Commission, a Joint Board and Planning Commission Committee, and the Board's Finance, Audit and Budget Committee reviewed the County's current proffer guidelines and proposed changes to update the cash proffer methodology to better reflect current conditions; and

WHEREAS, the Board finds that revising proffer guidelines should promote clear expectations regarding the form, timing, and applicability of proffers and that the recommended monetary contributions should be fair and equitable;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 1<sup>st</sup> day of July, 2014, that the County Administrator be and he hereby is authorized to advertise a public hearing on the proposed "Proffer Guidelines for Zoning Reclassifications," dated July 1, 2014.

Mr. Milde motioned, *no second was recorded*, to adopt proposed Resolution R14-173.

The Voting Board tally was:

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

Resolution R14-173 reads as follows:

A RESOLUTION TO REFER AMENDMENTS TO CHAPTER 5, "THE PUBLIC COSTS OF GROWTH AND DEVELOPMENT," OF THE STAFFORD COUNTY COMPREHENSIVE PLAN, "STAFFORD COUNTY VIRGINIA COMPREHENSIVE PLAN 2010-2030" TO THE PLANNING COMMISSION FOR PUBLIC HEARING AND ITS RECOMMENDATIONS

WHEREAS, the Board is considering new proffer guideline policies to reflect the current conditions in the County, and provide specific direction and guidance to applicants regarding the form, submittal, and applicability of both capital and monetary proffers; and

WHEREAS, Chapter 5, "The Public Costs of Growth and Development," of the Comprehensive Plan, should be amended to incorporate the contribution amounts for residential development recommended in the new proffer guidelines policies; and

WHEREAS, pursuant to Virginia Code §15.2-2229, the Board may amend the Comprehensive Plan, and may direct the Planning Commission to prepare amendments to the Comprehensive Plan; and

WHEREAS, the Board prepared certain amendments to Chapter 5, "The Public Costs of Growth and Development," of the Comprehensive Plan, dated July 1, 2014; and

WHEREAS, pursuant to Virginia Code §15.2-2229, the Board desires to refer its proposed Comprehensive Plan amendments to the Planning Commission to hold a public hearing on the Board's proposed amendments, and to provide its recommendations to the Board on those amendments, within 60 days of the Planning Commission's receipt of a copy of this resolution; and

WHEREAS, the Board finds that the proposed Comprehensive Plan amendments were made with the purpose of guiding and accomplishing a coordinated, adjusted and harmonious development of the territory which will, in accordance with present and probable future needs and resources, best promote the health, safety, morals, order, convenience, prosperity, and general welfare of the inhabitants, including the elderly and persons with disabilities; and

WHEREAS, the Board finds that the proposed Comprehensive Plan amendments are consistent with good planning practices;

NOW, THEREFORE, BE IT RESOLVED that the Stafford County Board of Supervisors on this the 1<sup>st</sup> day of July, 2014, that it be and hereby does refer the Board's Comprehensive Plan amendments, pursuant to proposed Resolution R14-174, to the Planning Commission for public hearing and its recommendations to the Board on these proposed amendments within 60 days of the Planning Commission's receipt of a copy of this resolution; and

BE IT FURTHER RESOLVED that the County Administrator or his designee is directed to submit a copy of this resolution to the Planning Commission; and

BE IT STILL FURTHER RESOLVED that following receipt of the Planning Commission's recommendations, the County Administrator is authorized to advertise a public hearing for the Board to consider proposed Resolution R14-174, and any Comprehensive Plan amendments prepared by the Planning Commission and on which the Planning Commission held a public hearing.

Utilities; Authorize the County Administrator to Execute a Lease for a Cell Tower at the Stone River Water Tower Mr. Milde attended the homeowner's association meeting (HOA). He reviewed with the Board the questions from attendees at the HOA meeting, saying in response to an earlier citizen comment, that staff was specifically told to provide its answers, not those from the applicant regarding health issues, the view shed, and property values.

Ms. Sellers said that research was inconclusive and asked if a clause could be included in the contract stipulating that the applicant measure exposure levels, particularly in the area of the children's playground. Mr. Milde read additional answers to questions referring to the possible cancer-causing emissions from the proposed cell tower. Ms. Sellers reiterated that the test results were inconclusive.

Mr. Milde said the proposed tower would help alleviate the (cell signal) dead spot on Route 1 and I-95. Mr. Sterling asked in what way emissions from the proposed cell tower differed and if staff agreed with the applicant's assessment. Mr. Harvey said that

the proposed tower was the same tower, with the same equipment. Mr. Milde said that technically, it was not a tower.

Mr. Thomas asked if via County Code, staff had the ability to measure and to enforce emission levels. Mr. Harvey said that it was limited to land use; there were no operating restrictions in place. Mr. Thomas said that he'd rather see an eight-foot antenna on a water tower than a 200-foot cell tower.

Mr. Milde motioned, seconded by Mr. Thomas, to adopt proposed Resolution R14-20.

The Voting Board tally was:

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

Nay: (2) Bohmke, Sellers

Resolution R14-20 reads as follows:

**A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR  
TO EXECUTE A LEASE FOR A CELLULAR COMMUNICATIONS  
FACILITY AT THE STONE RIVER WATER TANK**

WHEREAS, New Cingular Wireless PCS, LLC, proposes leasing space in and upon the County-owned Stone River Water Tank site for a cellular communications facility; and

WHEREAS, the Board held a public hearing on the proposed lease of County property as required by Virginia Code § 15.2-1800 (B); and

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

WHEREAS, the Board determined that the cellular communications facility will not interfere with the primary purpose of the water tank, and will provide an additional source of revenue for the Utilities Fund; and

WHEREAS, the Board was advised that there are no known adverse health effects or risks associated with radio frequency emissions from the proposed cellular communications equipment; and

WHEREAS, the Board was advised that there are no known adverse effects on nearby property values from the cellular communications facility;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 1<sup>st</sup> day of July, 2014, that it be and hereby does authorize the County Administrator or his designee to execute a lease with New Cingular Wireless PCS, LLC, for a cellular communications facility to be located in and upon the Stone River Water Tank.

Finance and Budget; Approve Stafford Regional Airport’s Request for Reallocation of Loan Proceeds Mr. Hank Scharpenberg gave a presentation and addressed the Board on behalf of the Stafford Regional Airport Authority (SRAA). He said that the SRAA was in negotiations with a new client to build a large hangar.

Mr. Sterling asked for the term of the loan. Mr. Scharpenberg said that there was no actual term. Mr. Romanello said that the money was borrowed from the Transportation Fund; it was cash not borrowed money. The repayment term was fifty-five percent of new commercial rental revenue allocated as payment over ten – fifteen years, or a reasonable estimate thereof.

Mr. Sterling asked about the life expectancy of the equipment that would be purchased if the Board chose to reallocate the loan proceeds, adding that he was trying to apply financial standards and did not want to see money used for ten years on a piece of equipment with only a five-year life span. He asked if there were warranties on the equipment. Mr. Scharpenberg said that he did not know the life expectancy of the equipment proposed for purchase but that maintenance staff at the Airport was especially mindful of all repair and maintenance issues on equipment and were known to keep equipment in good running order long past its expected usage.

Mr. Milde said that the County was lucky to have Mr. Scharpenberg; that he was doing an amazing job. Mr. Milde said that he fully supported reallocation of the loan for the equipment purchase.

Mr. Milde motioned, seconded by Mr. Snellings, to adopt proposed Resolution R14-166.

The Voting Board tally was:

Yea: (6) Bohmke, Cavalier, Milde, Sellers, Snellings, Thomas  
Nay: (1) Sterling

Resolution R14-166 reads as follows:

A RESOLUTION TO AMEND THE \$1.4 MILLION AIRPORT LOAN TO  
(1) INCLUDE NECESSARY TERMINAL EQUIPMENT, AND (2) REDUCE  
THE LOAN AMOUNT BY UP TO \$79,000

WHEREAS, at its meeting on May 15, 2012, the Board adopted Resolution R12-113, which authorized a loan in the amount of \$1.4 million to the Stafford Regional Airport Authority for the construction of a new terminal building; and

WHEREAS, construction of the new terminal building came in under budget; and

WHEREAS, the purchase of necessary terminal equipment may be included as part of the original loan; and

WHEREAS, the necessary terminal equipment, including an aircraft pre-heater, an aircraft power-cart, an aircraft tow-bar with inter-changeable heads, and an aircraft electro-tug, is required to meet the expectations of customers using a “reliever airport;” and

WHEREAS, the full loan amount is no longer necessary and the original loan agreement may be reduced by up to \$79,000;

NOW, THEREFORE, BE IT RESOLVED that the Stafford County Board of Supervisors, on this the 1<sup>st</sup> day of July, 2014, be and it hereby does authorize the County Administrator to execute an amendment to the original loan agreement with the Stafford Regional Airport Authority to (1) include the purchase of necessary terminal equipment, and (2) reduce the original loan amount up to \$79,000; and

BE IT FURTHER RESOLVED that the County Administrator or his designee is authorized to execute and additional documentation that he deems necessary or appropriate to implement this Resolution.

Recess At 6:13 p.m., the Chairman declared a recess until 7:00 p.m.

Call to Order At 7:00 p.m. the Chairman called the meeting back to order.

Invocation Mr. Cavalier read a statement about the passing of County resident, Ssgt. David Stewart, who was killed in the line of duty on June 20, 2014. Following his remarks, Mr. Cavalier called for a moment of silence.

Pledge of Allegiance Mr. Snellings led the recitation of the Pledge of Allegiance.

350<sup>th</sup> Anniversary Blue Ribbon Committee Presentation Mr. Cavalier recognized the 350<sup>th</sup> Anniversary Celebration partners saying that last week the County opened the Celebration Stage as part of its 350<sup>th</sup> anniversary celebration. He added that it could not have been done without the help of the County’s partners who worked hard with many other organizations in the community to make the event fun and memorable. Mr. Cavalier then introduced Dr. Harry Crisp, chairman of the 350<sup>th</sup> Blue Ribbon Committee (and former member of the Board of Supervisors).

Dr. Crisp spoke about a number of events that have taken place and upcoming events including the January, 2014 Kick-Off event, the May, 2014 Founder’s Day parade and related events, the Celebration Stage grand opening and Chatham reception, Wings and Wheels planned for October, 2014, the Trail to Freedom, and Rowser History Wall in November, 2014, and a movie with a release yet date to be determined.

Dr. Crisp thanked the North Stafford Rotary Club, the Patawomeck Indian Tribe, the Stafford County Schools and Stafford County Education Association, the Historical

Commission, Friends of Chatham, the Professional Artists and Artisans Society, and Via Calori. Mr. Cavalier, with the assistance of Ms. Sue Henderson and Dr. Crisp, presented plaques to each of the organizations that played a valuable part in the County's commemoration of its 350<sup>th</sup> anniversary.

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

- Lou Silver - Crow's Nest conservation; Patawomeck Indians
- Paul Waldowski - 2019 candidacy for Board; Courthouse Streetscape; Sheriff's "phantom car;" Crow's Nest, Transfer of Development Rights

Public Works; Authorize Conveyance of a Portion of a Right-of-Way along the Poplar Road Improvement Project Mr. Mike Smith, Director of Public Works, gave a presentation and answered Board members questions.

The Chairman opened the public hearing.

The following persons desired to speak:

Paul Waldowski

The Chairman closed the public hearing.

Mr. Snellings motioned, seconded by Mr. Sterling, to adopt proposed Resolution R14-138.

The Voting Board tally was:

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

Nay: (0)

Resolution R14-138 reads as follows:

A RESOLUTION CONVEYING COUNTY-OWNED PROPERTY TO HEATH A. AND APRIL D. FERNALD AS A PART OF THE POPLAR ROAD IMPROVEMENT PROJECTS

WHEREAS, the Board identified the completion of road improvements on Poplar Road as a critical part of the County's road improvement plan; and

WHEREAS, a small portion of the Right-of-Way acquired from Tax Map Parcel 36-20A as a part of Phase I of the Poplar Road Improvement Project (the Property), can be conveyed back to Heath A. and April D. Fernald without impacting the project; and

WHEREAS, conveying the Property back to Heath A. and April D. Fernald, the owners of Tax Map Parcel 36-20A, will allow them to maintain the use of their septic drainfield; and

WHEREAS, the Property to be conveyed is 240 square feet as shown on the plat entitled, “Plat Showing a Boundary Line Adjustment along Poplar Road State Route 616, between the land of Heath A. Fernald & April D. Fernald Tax Map 36-20A and the land of the Board of Supervisors of Stafford County Virginia, Falmouth-Hartwood Magisterial District Stafford County, Virginia” dated June 10, 2014; and

WHEREAS, the Board held a public hearing on this conveyance as required under Virginia Code § 15.2-1800(B); and

WHEREAS, the Board carefully considered the staff recommendations and the testimony, if any, at the public hearing regarding the conveyance of the Property; and

WHEREAS, the Board finds that this conveyance 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 1<sup>st</sup> day of July, 2014, that the Board be and it hereby does convey 240 square feet of a portion of Right-of-Way acquired from Tax Map Parcel 36-20A to Heath A. and April D. Fernald, as shown on the plat entitled, “Showing a Boundary Line Adjustment along Poplar Road State Route 616, between the land of Heath A. Fernald & April D. Fernald Tax Map 36-20A and the land of Board of Supervisors of Stafford County Virginia, Falmouth-Hartwood Magisterial District Stafford County, Virginia;” and

BE IT FURTHER RESOLVED that the County Administrator is authorized to execute any documentation that is necessary or appropriate to convey the Property to the Fernalds.

Planning and Zoning; Consider Reclassification on Assessor’s Parcels 44-120B from M-1 Agricultural, to B-2 Urban Commercial; and Consider a Conditional Use Permit (CUP) to Permit Two Drive-Through Facilities within the HC, Highway Corridor Overlay District  
Mr. Jeff Harvey, Director of Planning and Zoning, gave a presentation and answered Board members questions.

Mr. Snellings inquired about penalties or steps that could be taken if the proposed development exceeded the estimated vehicle trips per day (vtpd). Mr. Thomas asked about the planned uses of the property, saying that normally the Board knew what was planned for the development. He also asked what types of uses were prohibited in a B-2 Urban Commercial zone. Mr. Harvey responded that adult uses, funeral homes, home improvement (such as contractors) and/or storage facilities were prohibited. Mr. Romanello added that indoor flea markets were also prohibited.

Mr. Sterling asked if VDOT was concerned about adding traffic on Route 17, as VDOT was spending millions of dollars on improvements to Route 17 and it sounded as though

the proposed development would increase traffic on Route 17 and on McWhirt Loop. Mr. Harvey said that ingress/egress would be off McWhirt Loop, not Route 17. Mr. Sterling asked why the developer did not utilize a right in/right out off of McWhirt Loop. Mr. Harvey said that the adjacent property owner was not ready to commit to that. Mr. Sterling asked about a right in/right out onto Route 17. Mr. Thomas said that Route 17 was a divided highway. Mr. Snellings asked that Mr. Harvey obtain the current vtpd for McWhirt Loop. Mr. Harvey promised to get those numbers to the Board.

Mr. Milde asked if the applicant was willing to offer a generalized development plan (GDP). Mr. Harvey said that the applicant was not willing to do so because the tenants were unknown as of that time.

Ms. Patricia Healy, Esq., spoke to the Board representing the applicant. Also in attendance was Mr. Doug Kennedy, traffic engineer responsible for the traffic study. Ms. Healy noted that vtpd was factored using a “worst case scenario.”

Mr. Sterling said that the proffer was redundant. Mr. Milde disagreed, saying that some uses would generate more traffic than others and that the numbers provided to the Board was based on “proposed” uses, not actual uses. In response to Mr. Snellings’ earlier question, Ms. Healy said that the Board could enforce the vtpd. Mr. Shumate talked about proffers, which indicated 4117 vtpd for three structures, based on ITE readings. Once buildings were in place, the County was held to the adopted proffers. Ms. Healy asked if Mr. Shumate suggested that proffers were not enforceable. Mr. Shumate asked how the vtpd proffers were enforceable. Mr. Milde suggested that while staff would not be on-site with a traffic counter, if the vtpd were higher than proffered after construction of one or two buildings, construction of the third building could be challenged. Mr. Milde said that it was a chance that the Board took with all traffic studies. Mr. Shumate suggested that Mr. Kennedy be asked to address the Board and offer his profession opinion.

Mr. Sterling compared the proposed development to the WaWa east of I-95 on Route 3 where there was no direct ingress/egress off of Route 3 but rather from the side road, at an intersection with a traffic signal. Ms. Sellers asked about a right in/right out approach. Mr. Sterling said that Route 17 was a divided highway. Ms. Sellers talked about the Hardees. Mr. Snellings said that Panera had the same entrance-type. Ms. Healy said that the adjacent property owners were not ready to agree to a shared-access entrance.

Mr. Sterling talked about the possibility of the original tenant going out of business and a replacement tenant bringing in more traffic than was proffered with the original application. Mr. Harvey said that the traffic study would have to be redone using information relative to the replacement tenant.

Mr. Thomas talked about uses in the B-1 and B-2 Zoning Districts. He said that mini-storage was not permitted yet there was a storage facility right across the street. Mr. Thomas asked if the applicant was willing to proffer that no storage facilities would be constructed as part of the proposed development. The applicant agreed to add to the proffers that no storage facilities would be built as part of the proposed development.

Ms. Sellers asked about delivery times and hours of operation for the drive-through facilities. Ms. Healy said that none of the planned businesses would have 24 hour operations.

The Chairman opened the public hearing.

The following persons desired to speak:

Paul Waldowski

The Chairman closed the public hearing.

Mr. Snellings motioned, seconded by Mr. Sterling, to defer a vote on proposed Ordinance O14-20 until the August 19, 2014 Board meeting.

The Voting Board tally was:

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

Nay: (0)

Legislative; Closed Meeting. At 8:11 p.m., Mr. Thomas motioned, seconded by Mr. Milde, to adopt proposed Resolution CM14-14.

The Voting Board tally was:

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

Nay: (0)

Resolution CM14-14 reads as follows:

A RESOLUTION TO AUTHORIZE CLOSED MEETING

WHEREAS, the Board desires to hold a Closed Meeting for (1) discussion of the award of a public contract for the construction of athletic fields at Embrey Mill Park; (2) discussion and consideration of confidential proprietary records, voluntarily provided by a private business pursuant to a promise of confidentiality from the County, used by the County for business retention, and County-prepared records related to a business that is considering locating in the County, where competition is involved and where, if such records are made public, the County's financial interest would be adversely affected; (3) discussion and consideration of County-prepared memoranda, working papers, and other records related to a business that is considering expanding in the County, where bargaining is involved and where, if such records are made public, the County's financial

interest would be adversely affected; and (4) discussion of prospective candidates for appointment to the Architectural Review Board; and

WHEREAS, pursuant to Virginia Code §§ 2.2-3711(A)(1), (A)(29), (A)(40), and 2.2-3705.6(3), such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Stafford County Board of Supervisors on this the 1<sup>st</sup> day of July, 2014, does hereby authorize discussion of the aforestated matters in Closed Meeting.

Call to Order At 8:40 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 CM14-14(a).

The Voting Board tally was:

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

Nay: (0)

Resolution CM14-14(a) reads as follows:

A RESOLUTION TO CERTIFY THE ACTIONS OF THE STAFFORD COUNTY BOARD OF SUPERVISORS IN A CLOSED MEETING ON JULY 1, 2014

WHEREAS, the Board has, on this the 1<sup>st</sup> day of July, 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 1<sup>st</sup> day of July, 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.

Mr. Thomas motioned, seconded by Ms. Sellers to recommend that Mr. Charles Dodgen and Ms. Doris McAdams be added to the membership of the Architectural Review Board as Members-at-Large.

The Voting Board tally was:

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

Nay: (0)

Adjournment: At 8:41 p.m. the Chairman declared the meeting adjourned.

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Anthony J. Romanello, ICMA-CM  
County Administrator

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Jack R. Cavalier  
Chairman