

BOARD OF SUPERVISORS

STAFFORD, VIRGINIA

MINUTES

Regular Meeting

February 3, 2015

Call to Order A regular meeting of the Stafford County Board of Supervisors was called to order by Gary F. Snellings, Chairman, at 3:00 p.m., on Tuesday, February 3, 2015, in the Board Chambers, at the George L. Gordon, Jr., Government Center.

Roll Call The following members were present: Gary F. Snellings, Chairman; Laura A. Sellers, Vice Chairman; Meg Bohmke; Jack R. Cavalier; Paul V. Milde, III; and Robert “Bob” Thomas, Jr. Cord A. Sterling was absent from the afternoon session due to a work commitment, but was present for the 7:00 p.m. session.

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

Presentation by Dr. Bruce Benson, School Superintendent Dr. Benson said there were four things about which he wished to talk. The first was a follow-up to the teacher salary scale, which was reviewed in a previous presentation. He said that the Virginia Retirement Systems (VRS) pass-along was (now) taken into account on the teacher salary scale. He said the model, looking to the future, was a revenue/market based model that targeted resources but that it maintained a level of flexibility to account for possible changes.

The second item was a look ahead. Dr. Benson said that the School Board was looking forward to working collaboratively with the Board of Supervisors and in particular, was awaiting Mr. Snellings’ budget and revenue discussion scheduled for the following week. He added that there would be challenges but that he and the School Board were anxious to work cooperatively with County staff and the Board now and in the future.

The third item was a “Thank You” to Sheriff Charlie Jett for a professional development exercise held with School Resource Officers and School administrators. He said it was an engaging and powerful presentation for which School staff was very grateful.

The fourth item was an invitation to Board members to accompany Dr. Benson on visits to classrooms in County schools. He said that he recently taught a Chemistry class, which was enlightening on many levels. Dr. Benson added that members of the School Board accompanied him in the past, and encouraged members of the Board to take advantage of the unique opportunity that spending time with students, in the classroom, presented.

Mr. Thomas (who participated as a judge at a recent Science Fair at Ferry Farm Elementary School) thanked Dr. Benson for spending time at the Science Fair, saying that both students and parents were glad that he was there, and that it said a lot about Dr. Benson's dedication to County students and the message his presence conveyed.

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

Dana Brown – Thanked the Board for her nomination to the Board of Zoning Appeals.

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

Ms. Bohmke – Attended OPEB meeting (reported that earnings are level with last year); Attended ribbon cuttings at Leeland Junction (Deacon and Leeland Road); Service Master (40 employees, moved to Stafford from Woodbridge); Update on Legislative Committee including Admissions Tax (moving along, sunset date extended to 2019); Fire & Rescue background checks (ongoing issues with OEMS and State Police were still being worked); Cluster and Purchase of Development bills (not looking good).

Mr. Cavalier – Update on the Infrastructure Committee meeting included transportation matters; Telegraph Road safety evaluation; Truslow and Garrisonville Roads PPTA projects; Ferry Farm Road and Route 3 Intersection; and the Mine Road sidewalk project; Attended Barrett Elementary School's annual physical fitness event; Aquia Harbour Property Owners Association meeting; 350th event at the Museum of the Marine Corps; and the Chamber of Commerce Gala.

Mr. Milde – Update on the Community and Economic Development Committee meeting included bringing Farmer's Markets to the Board on February 17th; problems with major v. minor site plan fees; Patawomeck Indian land-lease back to the Board; ISO briefing (thanked staff member, Cary Jamison, for her hard work with the most recent insurance review); REPI/open space at Marine Corps Base Quantico; FAMPO Chairman; Attended the Chamber of Commerce Gala, which was a great event with approximately 440 people in attendance; Attending upcoming R-Board meeting, hoping to reduce amount charged for trash drop-off.

Ms. Sellers – Update on Legislative Committee including SB 1023 (transportation), died in Committee; Jail per diem (included in the Governor’s budget/Caboose Bill); Mental Health bills packaged together (Senator Creigh Deeds, patron); State-wide Community Service Boards opposed to SB 1410 (certification of workers); Human Services coordinator, Ms. Donna Krauss, writing to the County’s delegation expressing the County’s opinion and opposition to SB 1410; Attended GWRC (Point-in-Time Study of homeless population); and attend a Regional Jail Authority meeting

Mr. Snellings – Deferred

Mr. Sterling – Absent from the afternoon portion of the meeting

Mr. Thomas – Deferred

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

Report of the County Administrator Mr. Romanello announced that Mr. Milde was appointed Chairman of the Community and Economic Development Committee; Mr. Cavalier was appointed Chairman of the Infrastructure Committee. He thanked Dr. Benson and Parks & Recreation Director, Ms. Jamie Porter, for hosting the St. Patrick’s Day soccer tournament. Mr. Romanello introduced Mr. Chris Rapp, new Public Works Director; and said good-bye to Ms. Sarah Newlun, with Human Resources.

Mr. Romanello introduced a video done by Ms. Sarah Kirkpatrick, Department of Economic Development, and Ms. Jacqueline Nova, GIS, which demonstrated “Above and Beyond” staff work. Additional videos, when available, will be shown at future Board meetings.

Additions/Deletions to the Regular Agenda Mr. Romanello noted that Item #5 was pulled from the Consent Agenda. Item #21 HB 1887, was added to the Agenda.

Mr. Cavalier motioned, seconded by Ms. Sellers, to approve the additions to the agenda.

The Voting Board tally was:

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

Nay: (0)

Absent: (1) Sterling

Legislative; Consent Agenda Ms. Sellers motioned, seconded by Mr. Milde, to adopt the Consent Agenda, which consisted of Items 3 through 14, omitting Items 5 and 7.

The Voting Board tally was:

Yea: (6) Bohmke, Cavalier, Milde, Sellers, Snellings, Thomas
Nay: (0)
Absent: (1) Sterling

Item 3. Legislative; Approve Minutes of the January 20, 2015 Board Meeting

Item 4. Finance and Budget; Approve Expenditure Listing

Resolution R15-47 reads as follows:

A RESOLUTION TO APPROVE EXPENDITURE LISTING (EL)
DATED JANUARY 20, 2015 THROUGH FEBRUARY 02, 2015

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 3rd day of February, 2015 that the above-mentioned EL be and it hereby is approved.

Item 6. Public Works; Petition VDOT to Include Firehawk Drive and Warbler Court within Brentsmill Subdivision, Section 3; Brooke Crest Lane and Sentry Court within Brooke Ridge Subdivision, Section 2; and Blake Way within the Butler Estates Subdivision, into the Secondary System of State Highways

Resolution R15-14 reads as follows:

A RESOLUTION TO PETITION THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO INCLUDE FIREHAWK DRIVE AND WARBLER COURT WITHIN BRENTSMILL SUBDIVISION, SECTION 3, INTO THE SECONDARY SYSTEM OF STATE HIGHWAYS

WHEREAS, pursuant to Virginia Code § 33.2-705, the Board desires to include Firehawk Drive and Warbler Court, within Brentsmill Subdivision, Section 3, located approximately 0.4 miles east of Telegraph Road (SR-637) off Bismark Drive (SR-2233), into the Secondary System of State Highways; and

WHEREAS, the Virginia Department of Transportation (VDOT) inspected Firehawk Drive and Warbler Court and found them satisfactory to be accepted into the Secondary System of State Highways;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 3rd day of February, 2015, that VDOT be and it hereby is petitioned to include the following streets within Brentsmill Subdivision, Section 3, into the Secondary System of State Highways:

Street Name/ Route Number	Station	Length
Firehawk Drive (SR-2235)	From: Intersection of Bismark Drive (SR-2233) To: Intersection of Warbler Court (SR-2236)	0.06 mi. ROW 52'
Firehawk Drive (SR-2235)	From: Intersection of Warbler Court (SR-2236) To: 0.14 mi. West of Warbler Court (SR-2236)	0.14 mi. ROW 52'
Warbler Court (SR-2236)	From: Intersection of Firehawk Drive (SR-2235) To: 0.10 mi. West of Firehawk Drive (SR-2235)	0.10 mi. ROW 52'

An unrestricted right-of-way, as indicated above, for these streets with necessary easements for cuts, fills, and drainage is guaranteed, as evidenced by Plat of Record entitled, Brentsmill Section 3, recorded as PM130000101 with Instrument Number LR 130010720 on April 30, 2013; and

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

Resolution R15-15 reads as follows:

A RESOLUTION TO PETITION THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO INCLUDE BROOKE CREST LANE AND SENTRY COURT, WITHIN BROOKE RIDGE SUBDIVISION, SECTION 2, INTO THE SECONDARY SYSTEM OF STATE HIGHWAYS

WHEREAS, pursuant to Virginia Code § 33.2-705, the Board desires to include Brooke Crest Lane and Sentry Court, within Brooke Ridge Subdivision, Section 2, located approximately 0.55 miles north on Brooke Crest Lane off Brooke Road (SR-608), into the Secondary System of State Highways; and

WHEREAS, the Virginia Department of Transportation (VDOT) inspected Brooke Crest Lane and Sentry Court and found them satisfactory to be accepted into the Secondary System of State Highways;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 3rd day of February, 2015, that VDOT be and it hereby is petitioned to include the following streets within Brooke Ridge Subdivision, Section 2, into the Secondary System of State Highways:

Street Name/ Route Number	Station	Length
Brooke Crest Ln. (SR-2190)	From: 0.18 mi. West of Holly Brooke Ct. (SR-2192) To: Inter. of Camp Geary Ln. (SR-2194) (Future)	0.25 mi. ROW 60' & Var.
Brooke Crest Ln. (SR-2190)	From: Inter. of Camp Geary Ln. (SR-2194) (Future) To: Inter. of Sentry Ct. (SR-2193)	0.43 mi. ROW 60' & Var.
Brooke Crest Ln. (SR-2190)	From: Inter. of Sentry Ct. (SR-2193) To: 0.09 mi. West of Sentry Ct. (SR-2193)	0.09 mi. ROW 60' & Var.
Sentry Ct. (SR-2193)	From: Inter. of Brooke Crest Ln. (SR-2190) To: 0.36 mi. West of Brooke Crest Ln. (SR-2190)	0.36 mi. ROW 50'

An unrestricted right-of-way, as indicated above, for these streets with necessary easements for cuts, fills, and drainage is guaranteed, as evidenced by Plat of Record entitled, Brooke Ridge, Section 2, recorded as PM050000259 with Instrument Number 050046272 on November 16, 2005; and

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

Resolution R15-39 reads as follows:

A RESOLUTION TO PETITION THE VIRGINIA DEPARTMENT OF TRANSPORTATION TO INCLUDE BLAKE WAY WITHIN BUTLER ESTATES SUBDIVISION, INTO THE SECONDARY SYSTEM OF STATE HIGHWAYS

WHEREAS, pursuant to Virginia Code § 33.2-705, the Board desires to include Blake Way, within Butler Estates Subdivision, located approximately 0.6 miles west on Blake Way off Beau Ridge Drive (SR-2000), into the Secondary System of State Highways; and

WHEREAS, the Virginia Department of Transportation (VDOT) inspected Blake Way and found it satisfactory to be accepted into the Secondary System of State Highways;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 3rd day of February, 2015, that VDOT be and it hereby is petitioned to include the following street within Butler Estates Subdivision, into the Secondary System of State Highways:

Street Name/ Route Number	Station	Length
Blake Way (SR-2001)	From: 0.06 mi. W. of inter. Beau Ridge Dr. (SR-2000) To: 0.12 mi. W. of inter. Beau Ridge Dr. (SR-2000)	0.06 mi. ROW 50'

An unrestricted right-of-way, as indicated above, for this street with necessary easements for cuts, fills, and drainage is guaranteed, as evidenced by Plat of Record entitled, Butler Estates, recorded as PM130000166 with Instrument Number 130020294 on August 30, 2013; and

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

Item 8. Public Works; Authorize the County Administrator to Execute a Contract for Construction Engineering and Inspection Services for the Truslow Road Project

Resolution R15-53 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT FOR CONSTRUCTION ENGINEERING AND INSPECTION SERVICES FOR THE TRUSLOW ROAD RECONSTRUCTION PROJECT, IN THE FALMOUTH AND HARTWOOD ELECTION DISTRICTS

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

WHEREAS, the Board desires to begin construction of the improvements on Truslow Road (SR-652) between Berea Church Road and Plantation Drive; and

WHEREAS, improvements to Truslow Road were included as part of the 2008 Transportation Bond Referendum; and

WHEREAS, staff determined that ATCS, P.L.C. is best qualified to provide these services; and

WHEREAS, ATCS, P.L.C. submitted a cost proposal to perform the construction engineering and inspection services; 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 3rd day of February, 2015, that the County Administrator be and he hereby is authorized to award a contract with ATCS, P.L.C., in an amount not to exceed One Hundred Twenty-one Thousand Five Hundred Ninety-seven Dollars (\$121,597) for construction engineering and inspection services for the Truslow Road Reconstruction Project between Berea Church Road and Plantation Drive, unless modified by a duly-authorized change order.

Item 9. Sheriff; Authorize the County Administrator to Execute a Contract for the Purchase of the Public Safety Replacement E-911 System

Resolution R15-42 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT WITH EMERGENCY CALLWORKS, INC., FOR A REPLACEMENT 9-1-1 PHONE SYSTEM

WHEREAS, the 9-1-1 system currently in use by the County's Emergency Communications Center has exceeded its life, and is in need of updating and replacement; and

WHEREAS, an up-to-date, functioning, and supported 9-1-1 system is a matter of life and death, critical to the health, safety, and welfare of the County and its citizens; and

WHEREAS, the County solicited proposals for the design, delivery, installation, training and testing of a 9-1-1 system; and

WHEREAS, following review of the proposals received, staff recommends Emergency CallWorks, Inc., as the most responsive and responsible bidder for the replacement 9-1-1 system; and

WHEREAS, the County authorized a financing plan and funds have been appropriated;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 3rd day of February, 2015, that it be and hereby does authorize the County Administrator to execute a contract with Emergency CallWorks, Inc., in an amount not to exceed Seven Hundred Forty-seven Thousand Five Hundred Forty Dollars (\$747,540) for a replacement 9-1-1 phone system, unless amended by a duly-executed contract agreement and to budget and appropriate grant funds in the amount of One Hundred Fifty Thousand Dollars (\$150,000).

Item 10. Authorize the County Administrator to Advertise a Public Hearing to Consider Condemnation and Exercise of Quick-Take Powers to Acquire a Permanent Utility Easement and a Temporary Construction Easement in Connection with a Neighborhood Short Extension Project

Resolution R15-28 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO ADVERTISE A PUBLIC HEARING TO CONSIDER CONDEMNATION AND EXERCISE QUICK-TAKE POWERS TO ACQUIRE A TEMPORARY WATER LINE EASEMENT, AND A TEMPORARY CONSTRUCTION EASEMENT, ON TAX MAP PARCELS 38-3 AND 38-4, OWNED BY AUGUSTINE SOUTH

ASSOCIATES, LLC, IN CONNECTION WITH A NEIGHBORHOOD
SHORT EXTENSION PROJECT IN THE HARTWOOD ELECTION
DISTRICT

WHEREAS, the owners of 116 and 151 Powhatan Trail do not have an adequate water supplies during the summer due to failing wells; and

WHEREAS, the County’s Water and Sewer Line Extension Policy, pursuant to Resolution R04-217, allows for the approval of short extension projects by the Director of Utilities; and

WHEREAS, on August 13, 2013, the former Utilities Director, Harry L. Critzer, approved the water line extension and the acquisition of property necessary to complete the extension project; and

WHEREAS, the Board must acquire temporary water line and temporary construction easements along Powhatan Trail, a private roadway currently owned by Augustine South Associates, LLC, (the “Property Owners”), on Tax Map Parcels 38-3 and 38-4 (“the Property”), in order to construct a neighborhood short extension project to serve 116 and 151 Powhatan Trail; and

WHEREAS, the design for the project requires 0.423 acres of temporary water line easement, and 0.2113 acres of temporary construction easement on the Property; and

WHEREAS, the fair market value for the easement area on the Property, together with damages, if any, to the remainder of the property is Three Thousand Four Hundred Fifty-three Dollars and Sixty Cents (\$3,453.60), based upon the 2013 tax assessed value, the County is offering the same for the acquisition of the easements; and

WHEREAS, the Board, through County staff, made bona fide but ineffectual efforts to purchase the easement areas on the Property by offering said determined value on behalf of the County to the Property Owners; and

WHEREAS, the terms of purchase cannot be agreed upon, and County staff was unsuccessful in negotiating a final settlement, but will continue to work with the Property Owners in an attempt to reach an acceptable settlement;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 3rd day of February, 2015, that it be and hereby does authorize the County Administrator to advertise a public hearing to be scheduled pursuant to Virginia Code §§ 15.2-1903(B) and 15.2-1905(C), to consider the necessity for condemnation and exercise of the County’s quick-take powers, to immediately acquire a 0.423-acre temporary water line easement and 0.2113-acre temporary construction easement across Tax Map Parcels 38-3 and 38-4, for the Powhatan Water Extension Project.

Item 11. Treasurer; Authorize the County Administrator to Advertise a Public Hearing Regarding the VACo/VML Virginia Investment Pool

Resolution R15-49 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO ADVERTISE A PUBLIC HEARING TO CONSIDER PARTICIPATION IN THE VIRGINIA ASSOCIATION OF COUNTIES (VACO)/VIRGINIA MUNICIPAL LEAGUE (VML) VIRGINIA INVESTMENT POOL TRUST FUND FOR THE PURPOSE OF INVESTING IN ACCORDANCE WITH VIRGINIA CODE SECTION 2.2-4501

WHEREAS, Va. Code § 15.2-1500 provides, in part, that every locality shall provide for all the governmental functions of the locality, including without limitation, the organization of all departments, offices, boards, commissions and agencies of government, and the organizational structure thereof, which are necessary to carry out the functions of government; and

WHEREAS, the Investment of Public Funds Act (Va. Code §§ 2.2-4500 through 2.2-4519) details the eligible categories of securities and investments in which municipal corporations, other political subdivisions and other public bodies are authorized to invest funds, other than sinking funds, belonging to them or within their control; and

WHEREAS, Va. Code § 15.2-1300 provides that any power, privilege or authority exercised by any political subdivision of the Commonwealth of Virginia may be exercised jointly with any other political subdivision having a similar power, privilege or authority, by agreements with one another for joint action in accordance with the provisions of that Code section; and

WHEREAS, the City of Chesapeake, Virginia and the City of Roanoke, Virginia have jointly established and participate in the VACo/VML Virginia Investment Pool (the “Trust Fund”) for each such city; and

WHEREAS, the Board desires to consider participation in the Trust Fund; and

WHEREAS, the Board desires to receive the public’s comments, if any, at a public hearing;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 3rd day of February, 2015, that it be and hereby does authorize the County Administrator to advertise a public hearing to consider participation by Stafford County in the VACo/VML Virginia Investment Pool Trust Fund for the purpose of investing in accordance with Virginia Code Section 2.2-4501, pursuant to proposed Ordinance O15-13.

Item 12. Planning and Zoning; Authorize the County Administrator to Initiate a Proffer Amendment Application

Resolution R15-54 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO INITIATE A PROFFER AMENDMENT, AND TO ACT AS THE APPLICANT ON BEHALF OF CHESAPEAKE HOLDINGS CSG, LLC ON ASSESSOR’S PARCELS 38-14B, 38-14F, 38-14G, 38-14H, AND 38-34E WITHIN THE HARTWOOD ELECTION DISTRICT

WHEREAS, Chesapeake Holdings CSG, LLC is the owner of Assessor’s Parcels 38-14B, 38-14F, 38-14G, 38-14H, and 38-34E (the Property), located in the Hartwood Election District; and

WHEREAS, on February 4, 1992, the Board adopted Ordinance O92-09, which amended the proffered conditions for development of the Property, zoned M-1, Light Industrial; and

WHEREAS, the proffers adopted pursuant to Ordinance O92-09 require the Property owner to construct various improvements related to the development of the Property; and

WHEREAS, many of the on-site improvements required by the proffers, adopted pursuant to Ordinance O92-09, are now incorporated into the Zoning Ordinance; and

WHEREAS, the Board desires to amend the proffers adopted pursuant to Ordinance O92-09 to facilitate development that will comply with current standards and development practices; and

WHEREAS, the Board finds that public necessity, convenience, general welfare, and good zoning practices require amending the proffers;

NOW, THEREFORE BE IT RESOLVED, by the Stafford County Board of Supervisors on this the 3rd day of February, 2015, that the County Administrator be and he hereby is authorized to initiate a proffer amendment on behalf of Chesapeake Holdings CSG, LLC on Assessor’s Parcels 38-14B, 38-14F, 38-14G, 38-14H, and 38-34E; and

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

Item 13. This item was deleted from the agenda.

Item 14. County Administration; Approve Appointments of Ms. Adela Bertoldi and Ms. Dawn McGarrity to the Transportation Advisory Group

Item 5. Public Works; Authorize the County Administrator to Apply for Unallocated FY2015-2016 Transportation Alternatives Program (TAP) Transportation Management Area (TMA) Funds for the Mine Road Sidewalk Project Assistant Public Works Director, Mr. Steve Hubble, addressed the Board and talked about the grant process.

Ms. Bohmke asked how long the project had been on the docket. Mr. Hubble said it was at least ten years.

Ms. Sellers motioned, seconded by Mr. Cavalier, to adopt proposed Resolution R15-44.

The Voting Board tally was:

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

Nay: (0)

Absent: (1) Sterling

Resolution R15-44 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO APPLY FOR UNALLOCATED FY2015 AND FY2016 TRANSPORTATION ALTERNATIVE PROGRAM (TAP) TRANSPORTATION MANAGEMENT AREA (TMA) FUNDS FOR THE DESIGN AND CONSTRUCTION OF A SIDEWALK ALONG MINE ROAD (SR-684)

WHEREAS, the Transportation Alternative Program (TAP) is part of the *Moving Ahead for Progress in the 21st Century Act* (MAP-21), which enhances transportation enhancement activities; and

WHEREAS, a percentage of all TAP funds are sub-allocated throughout the state, based on population, to various Transportation Management Areas (TMAs), one of which is Fredericksburg, but limited to only the northern portion of Stafford County; and

WHEREAS, the Virginia Department of Transportation (VDOT) is accepting applications for TAP, and will select applications to forward to the Fredericksburg Area Metropolitan Planning Organization (FAMPO) for project selection and funding allocation; and

WHEREAS, qualifying activities include, but are not limited to, infrastructure projects such as sidewalk improvements, traffic calming and speed reduction improvements, pedestrian and bicycle crossing improvements, on-street bicycle facilities, off-street bicycle and pedestrian facilities, secure bicycle parking facilities, and traffic diversion improvements in the vicinity of schools; and

WHEREAS, designing and constructing a sidewalk along Mine Road is a qualifying activity under TAP and is located within the northern portion of the County; and

WHEREAS, the Board desires to request these unallocated TAP TMA funds in the amount of \$162,672 for the design and construction of a sidewalk along Mine Road, with a local-match of \$40,688; and

WHEREAS, in accordance with VDOT's TAP TMA application procedures, the Board must adopt a resolution committing to the sponsorship of the project and verifying the availability of the 20% local match; and

WHEREAS, sufficient funds are available in the Transportation Fund to provide the required local-match of \$40,688;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 3rd day of February, 2015, that it be and hereby does authorize the County Administrator to apply for unallocated FY2015 and FY2016 Transportation Alternatives Program (TAP) Transportation Management Area (TMA) funds, in an amount not to exceed One Hundred Sixty-two Thousand Six Hundred Seventy-two Dollars (\$162,672), to be used on the design and construction of a sidewalk project along Mine Road (SR-684); and

BE IT FURTHER RESOLVED that the Board does hereby verify that the required 20% local-match in an amount not to exceed Forty Thousand Six Hundred Eighty-eight Dollars (\$40,688) is available should the County be awarded the unallocated TAP TMA funds; and

BE IT STILL FURTHER RESOLVED that the Board authorizes the County Administrator or his designee to execute project administration agreements for any approved funding associated with the TAP TMA funds and the Mine Road sidewalk project.

Item 7. Public Works; Authorize the County Administrator to Advertise a Public Hearing to Consider Condemnation and Exercise of Quick-Take Powers to Acquire a Right-of-Way Easement, Drainage and Utilities Easements, and Temporary Construction and Entrance Easements for the Truslow Road Improvements Project Mr. Snellings noted that he would abstain from voting on Item #7.

Mr. Milde motioned, seconded by Mr. Cavalier, to adopt proposed Resolution R15-51

The Voting Board tally was:

Yea: (5) Bohmke, Cavalier, Milde, Sellers, Thomas
Nay: (0)
Absent: (1) Sterling
Abstain: (1) Snellings

Resolution R15-51 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO ADVERTISE A PUBLIC HEARING TO CONSIDER THE CONDEMNATION AND EXERCISE OF QUICK-TAKE POWERS IN CONNECTION WITH THE TRUSLOW ROAD RECONSTRUCTION PROJECT ON TAX MAP PARCEL 45-8

WHEREAS, the Board identified the completion of road improvements on Truslow Road (SR-652), between Berea Church Road and Plantation Drive, as a critical part of the County's road improvement plan; and

WHEREAS, the Board approved the acquisition of the land and easement necessary for the completion of the road improvements, and staff is in the process of acquiring the necessary portions of property for right-of-way, and temporary, permanent, and utility easements; and

WHEREAS, the Board determined that there is currently land and easements on one parcel that the County, through its consultants has been unable to obtain through negotiations with the property's owner(s); and

WHEREAS, Tax Map Parcel 45-8 ("the Property") consists of approximately 8.00 acres of land owned by Florence Black Truslow and other unknown heirs; and

WHEREAS, the Board must acquire fee simple right-of-way, a permanent storm drainage easement, a temporary entrance and construction easement, and a permanent utility easement to be conveyed to Verizon on the Property because the design of the road improvements requires 59,874 square feet of fee simple right-of-way; 11,283 square feet of permanent drainage easement; 184 square feet of temporary entrance easement; 46,368 square feet of temporary construction easement; and 2,958 square feet of permanent utility easement to be conveyed to Verizon; and

WHEREAS, the fair market value for the required areas of the Property, together with damages, if any, to the remainder of the Property is Fifty-two Thousand Fifteen Dollars (\$52,015), based upon 2014 assessed values; and

WHEREAS, the Board, through its consulting negotiator, made a bona fide effort to purchase the above-referenced affected areas of the Property by offering said determination of value on behalf of the County to the property owners; and

WHEREAS, to acquire the land and easements for the construction of the Truslow Road Reconstruction project by condemnation and exercise of its quick-take powers, the Board desires and is required to hold a public hearing;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 3rd day of February, 2015, that the Board be and it hereby does authorize the County Administrator to advertise a public hearing to consider the condemnation and use of its quick-take powers to acquire fee simple right-of-way, a permanent drainage easement, temporary entrance easement, temporary construction

easement, and a permanent utility easement to be conveyed to Verizon, on the property of Florence Black Truslow and other unknown heirs, Tax Map Parcel 45-8, in connection with the Truslow Road Reconstruction project, under Virginia Code §§ 15.2-1903(B) and 15.2-1905(C).

Finance and Budget; Authorize FY2014 School Carry-over Funds Reappropriation Ms. Nancy Collins, Budget Director, gave a presentation and answered Board members questions.

Ms. Bohmke asked if the School Board looked at several Human Resources systems before deciding on Tyler Technologies. Schools' Finance Director, Lance Wolff, responded that School staff visited several localities that use Tyler Technologies; that it had a very good reputation, and an existing contract with the cities of Alexandria and Manassas on which Stafford Schools could ride. Tyler Technologies provided site visits, demonstrations, and School staff was satisfied that its needs would be met with the new system, which would incorporate many stand-alone systems currently in use.

Mr. Thomas motioned, seconded by Mr. Cavalier, to adopt proposed Resolution R15-48.

The Voting Board tally was:

Yea: (6) Bohmke, Cavalier, Milde, Sellers, Snellings, Thomas
 Nay: (0)
 Absent: (1) Sterling

Resolution R15-48 reads as follows:

A RESOLUTION TO AUTHORIZE FY2014 SCHOOL
 CARRY-OVER FUNDS REAPPROPRIATION

WHEREAS, the FY2014 audit confirmed an unspent balance of \$2,268,485 in the Schools' Operating Budget; and

WHEREAS, the School Board is requesting reappropriation of \$1,768,485 in carryover funds for non-recurring capital purchases, and \$500,000 toward the purchase of a new Financial and HR-Payroll ERP system, which would have recurring annual costs of \$370,000; and

WHEREAS, the Board desires to consider the purchase of the new Financial and HR-Payroll ERP system in the full context of the budget, and after the completion of the joint Shared Services Study; and

WHEREAS, \$500,000 of the Schools' FY2014 carryover funds remains available for reappropriation for Schools' projects;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 3rd day of February, 2015, that it be and hereby does budget and appropriate the following for nonrecurring capital purchases:

General Fund Transfer to School	\$1,768,485
School Operating Fund	\$1,768,485

BE IT FURTHER RESOLVED that the Board will consider reappropriation of \$500,000 toward a financial and HR payroll system, in the full context of the budget and after the completion of the joint Shared Services study, and will reserve the funds for Schools' one-time uses.

Finance and Budget; Authorize Release of FY2015 County and Schools Appropriation Hold Mr. Anthony Romanello, County Administrator, briefed the Board, saying that, if approved, the full Schools appropriation would be released and almost all of the County's appropriation would be released.

Mr. Thomas motioned, seconded by Ms. Bohmke, to adopt proposed Resolution R15-36.

The Voting Board tally was:

Yea:	(6) Bohmke, Cavalier, Milde, Sellers, Snellings, Thomas
Nay:	(0)
Absent:	(1) Sterling

Resolution R15-36 reads as follows:

A RESOLUTION AUTHORIZING RELEASE OF FY2015 COUNTY
AND SCHOOLS APPROPRIATION HOLD

WHEREAS, to provide financial flexibility, the Board placed a 5% appropriation hold on the adopted FY2015 budgets, with release of the hold pending a mid-year fiscal review; and

WHEREAS, at midyear, FY2015 General Fund revenues are projected to be \$500,000 below the adopted budget, and General Fund expenditure savings in that amount are identified to maintain a balanced budget; and

WHEREAS, sufficient revenues are projected to warrant the release of the remaining General Fund appropriation hold, and the release the entire Schools' Operating Fund appropriation hold;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 3rd day of February, 2015, that it be and hereby does increase the appropriations to the General Fund Budget for FY2015 as follows:

	Appropriation Hold	Identified Savings	Appropriation Release
Operating Budget Transfer to Schools	5,571,473		5,571,473
Public Day School	25,900		25,900
School Debt Service	0		0
Board of Supervisors	31,590		31,590
Capital Projects	156,083		156,083
Central Rappahannock Regional Library	253,361		253,361
Circuit Court	13,737		13,737
Clerk of the Circuit Court	72,570	(4,000)	68,570
Commissioner of the Revenue	134,537	(2,000)	132,537
Commonwealth's Attorney	147,372		147,372
Cooperative Extension	8,551		8,551
Corrections	388,676	(388,676)	0
County Administration	55,528		55,528
County Attorney	53,529		53,529
Debt Service County	0		0
Economic Development	43,173		43,173
Finance and Budget	77,405		77,405
Fire and Rescue	810,571	(10,000)	800,571
General District Court	5,087		5,087
Human Resources	20,602		20,602
Human Services, Office of	269,452		269,452
Information Technology	111,520		111,520
Juvenile and Domestic Relations Court	3,287		3,287
Magistrate	466		466
Non-Departmental	55,446	(24,366)	31,080
Parks, Recreation and Community Facilities	551,461	(2,766)	548,695
Partner Agencies	85,046		85,046
Planning and Zoning	117,526	(3,000)	114,526
Public Works	193,964	(3,000)	190,964
Registrar & Electoral Board	23,843		23,843
Sheriff	1,224,295	(15,000)	1,209,295
Social Services	330,831	(45,192)	285,639
Treasurer	96,156	(2,000)	94,156
15th District Court Services Unit	17,259		17,259
Total all Expenditures	<u>10,950,297</u>	<u>(500,000)</u>	<u>10,450,297</u>

BE IT FURTHER RESOLVED that that the School Operating Fund for FY2015 increases as follows:

School Operating Fund: \$5,571,473

Human Resources; Consider the Revised County Sick Leave Policy Ms. Shannon Wagner, Human Resources Manager, gave a presentation and answered Board members questions. Ms. Wagner said that staff worked with a consultant, Wells Fargo, and that a sub-committee of the County's Leadership Team, the Employee Advisory Committee (EAC), and with input from County staff, worked together in drafting the proposed, revised sick leave policy.

Ms. Wagner gave an overview of current benefits and outlined the differences in the VRS Hybrid Retirement Plan, which took effect on January 1, 2014. The Hybrid Plan combined a defined-contribution program with a defined-benefit program and provided both short and long-term disability to its participants, which was paid by the County at no cost to the employee. As a result of VRS Hybrid Plan changes, the County began its review of leave benefits to ensure that it was strategic and efficient in its policies.

In summary, the proposed changes freeze all existing sick-leave balances to be paid-out under current guidelines, at the hourly rate effective on the date the policy was adopted. All sick-leave accruals, after the date the proposed policy was adopted, would have a maximum payout of 25% of 480 hours. Regarding leave accruals, Ms. Wagner said that in the proposed policy, non-hybrid plan staff would accrue 4 hours (0–3 years of service), and 6 hours (4+ years of service to the County). Hybrid plan participants would accrue a maximum of 4 hours (irrespective of the number of years of service), to a maximum of 480 hours. In addition, staff recommended that part-time employees be paid holiday pay and begin to accrue sick-leave benefits beginning with the date of hire, not having to wait one year as was the current policy.

Ms. Wagner noted that in discussion with the Board's Finance, Audit, and Budget Committee (FAB), the idea of grandfathering-in current employees was discussed, with the proposed revisions to the policy applying to those employees hired after the implementation date of the proposed revised policy. Mr. Romanello added that the proposed effective date was July 1, 2015. Mr. Thomas said that the FAB Committee discussed the proposed revisions beginning approximately 6 months ago and recommended that it go to the full Board for discussion.

Mr. Milde asked about the part-time employee benefit with immediate holiday and sick-leave pay benefits. Mr. Romanello said that the cost was minimal and it would treat part-time employees the same as other employees.

Mr. Cavalier said that he was concerned with not grandfathering-in current employees, such as happened with Federal employees during past policy changes. He added that there was an increased cost to grandfather in current employees, but that it was a finite number, not open-ended.

Mr. Thomas said that sick-leave benefits were like an insurance policy. You hope you never need them but if you do, they were there for employees. Ms. Sellers asked if the County offered paternity benefits. Mr. Romanello said, “Yes,” that it was 12 weeks.

Mr. Snellings said that he agreed with Mr. Cavalier, saying that promises made when an employee was hired should be promises kept. Staff was asked to draft a resolution including a “Grandfather Clause” to be brought back to the Board at its 2/17/15 meeting.

Mr. Thomas motioned, seconded by Ms. Bohmke, to defer a vote on the County’s revised sick-leave policy to the Board’s February 17, 2015, meeting.

The Voting Board tally was:

Yea: (6) Bohmke, Cavalier, Milde, Sellers, Snellings, Thomas
Nay: (0)
Absent: (1) Sterling

Public Safety Staffing Plan Mr. Romanello introduced the Plan saying that there was no Board action required, that what the Sheriff and Fire Chief presented was aspirational and recommended but would have to be considered in the reality of the County’s fiscal situation.

Fire Chief, Mark Lockhart, began his presentation showing a video developed by the Reno, Nevada Fire Department and showed the sequence of a fire. Chief Lockhart said that it used to be that a person had 9 minutes to escape from a room on fire but with new building and upholstery materials being used, the time (now) was closer to 3 to 4 minutes.

Chief Lockhart talked about the recommended 8-minute response time for fire and emergency calls and gave a detailed description of an assembled effective firefighting force, based on the NFPA Standard 1710, and anatomy of a fire and/or EMS call. He talked about the need for additional coverage in the eastern, northeastern, and northwestern quadrants of the County, saying that call volume and distance to be covered made adequate coverage difficult.

Mr. Milde asked about ISO rates and the effect that the rating had on a resident’s insurance bill. Chief Lockhart said that a 10 rating was the worst; that Marlborough Point had a rating equivalent of 8B. He added that there were areas in the Hartwood District that also had an 8B rating. Overall, the County’s rating went from a 5.9 to a 4.8B. He said that response time was a matter of time and distance, as well as terrain and street configuration.

Mr. Milde asked that the Chief check on the status of the fire hydrant at Canterbury. Mr. Cavalier asked about staffing at Station 10. Chief Lockhart said that there was career staff there with a transport unit. He said that if an engine was located there, the medic unit would be reallocated elsewhere in the County.

Chief Lockhart concluded his presentation thanking the Board for its support and consideration of the public safety staffing plan for Fire and Rescue.

Sheriff Charles Jett addressed the Board and spoke about the recently completed comprehensive staffing study. He said that population was not a predictor of crime and service demands, adding that the Sheriff's Office had a history of collaboration for safe, efficient, and effective staffing, but that the changing community was driving resource demands. The national response time was 3–5 minutes. The County's current response time was approximately 7.5 minutes.

In 2013, former Deputy County Administrator, Mr. Mike Neuhard undertook an 8-month, in-house study, which looked at all divisions (workloads, programs, service levels, and goals), with a focus on the front-line of service delivery and the first level of supervision. The methodology used included work-base formulas; coverage-bas formulas; successful case management formulas; special formulas; and position specific calculations. The Sheriff noted that the IECF recommended a 40% proactive patrol rate, and that the Sheriff knew that he could not meet the 40% rate and, therefore, set a more realistic goal of 30%. A graph used in the Sheriff's Power Point presentation demonstrated the current deputy time utilization at proactive patrol 3–13%; operational support, 15-20%; and calls for service at 77%. A follow-up slide showed the desired deputy time utilization numbers as proactive patrol 30%; operational support at 20%, and calls for service at 50%.

Ms. Bohmke asked about the increase in financial crimes reported in the County, and if the Sheriff intended to dedicate additional staff to working on financial crimes. The Sheriff said he asked for two new deputies (in the FY16 budget) to assist with the ever-increasing case load.

Mr. Milde asked the Sheriff what it would cost to fully-fund his request. Sheriff Jett responded that it would take \$9.2 Million annually. Mr. Milde said that \$1.3 Million required an additional one cent added onto the tax rate. The Sheriff provided implementation options and costs, as well as outcomes and impacts to moving forward with the proposed staffing plan.

Sheriff Jett concluded his presentation thanking the Board for its ongoing cooperation and support, adding that he appreciated the partnership that his office had with the Board.

Legislative; Closed Meeting. At 4:55 p.m., Mr. Thomas motioned, seconded by Ms. Sellers, to adopt proposed Resolution CM15-03.

The Voting Board tally was:

Yea: (6) Bohmke, Cavalier, Milde, Sellers, Snellings, Thomas
Nay: (0)
Absent: (1) Sterling

Resolution CM15-03 reads as follows:

A RESOLUTION TO AUTHORIZE CLOSED MEETING

WHEREAS, the Board desires to hold a Closed Meeting for (1) discussion concerning a prospective business where no previous announcement has been made of the business' interest in locating its facilities in the County, and (2) consultation with legal counsel regarding the Courthouse Manor conditional use permit application; and

WHEREAS, pursuant to Virginia Code §§ 2.2-3711(A)(5) and (A)(7) such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Stafford County Board of Supervisors on this the 3rd day of February, 2015, does hereby authorize discussion of the above matters in Closed Meeting.

Call to Order At 5:38 p.m., the Chairman called the meeting back to order.

Legislative; Closed Meeting Certification Mr. Thomas motioned, seconded by Mr. Sterling, to adopt proposed Resolution CM15-03(a).

The Voting Board tally was:

Yea: (6) Bohmke, Cavalier, Milde, Sellers, Snellings, Thomas
Nay: (0)
Absent: (1) Sterling

Resolution CM15-03(a) reads as follows:

A RESOLUTION TO CERTIFY THE ACTIONS OF THE STAFFORD COUNTY BOARD OF SUPERVISORS IN A CLOSED MEETING ON FEBRUARY 3, 2015

WHEREAS, the Board has, on this the 3rd day of February, 2015, 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 3rd day of February, 2015, 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.

Call to Order At 7:00 p.m., the Chairman called the evening session to order.

Invocation Ms. Bohmke gave the invocation.

Pledge of Allegiance Ms. Sellers led the recitation of the Pledge of Allegiance.

National Night Out Award Presentation Major David Decatur spoke to the Board about the County being recognized as 18th place in the entire United States for its participation in National Night Out. He invited Nick Zumwalt, Patricia Copeland, Karen Souza, Ryan Quarry, and Scot Clemons to the dais. Mr. Quarry was the coordinator for Widewater Village; Mr. Clemons coordinated efforts at Augustine North. Other neighborhoods that participated included Austin Ridge, Autumn Ridge, Brentwood Estates, Clearview Heights, Garrison Woods, Hampton Oaks, Madison Falls Run, Potomac Hills, Settlers Landing, Spring Lake Farm, Stafford Oaks, Staffordboro Townhomes, Willow Park, and Woodlawn. Approximately 7,000 citizens, in 15 neighborhoods, with 143 vendors participated in the 2014 National Night Out community event held in neighborhoods and at the Stafford Marketplace. Major Decatur also thanked the Aquia Harbour Volunteer Rescue Squad, various community organizations and businesses, and the Sheriff's Office and Fire and Rescue personnel.

Presentations by the Public – II

David Starr	-	Courthouse Manor
Elise Whitworth	-	Princess Boot Camp
Paul Waldowski	-	Where's Waldo; Support for IB School program; lack of citizen participation in the Board's annual planning meeting on January 20, 2015;

Planning and Zoning; Stafford Regional Airport Compatibility Land Use Plan (Plan) Senior Planner, Mike Zuraf, and Planner, Erica Ehly, presented the Plan to the Board saying that an initial meeting of a sub-committee, consisting of Planning Commission members Darrell English and Steven Apicella, and Stafford Regional Airport Authority members Hamilton Palmer and Lindy Kirkland, was held in April, 2014. The final document was received on December 18, 2014, and presented to the Planning Commission on January 28, 2015. Communication throughout the process was open and transparent and included public commentary.

The Plan consisted of the introduction, a background on the Airport, the area(s) of impact, zoning and land-use analysis, and land-use compatibility guidelines. Mr. Zuraf noted that growth potential was high around the Airport and that good planning practices helped to minimize issues between conflicting uses.

Mr. Milde asked if staff was at the end of the Plan's timeline. Mr. Zuraf said that it was; that the Board could accept the Plan as presented or send it back to the Planning Commission for additional review or recommendations and to hold a public hearing.

Ms. Sellers asked about the purpose of the proposed Airport expansion. Mr. Zuraf said that it was so that larger jets could fly into and out of the Airport, and to fly longer distances carrying larger quantities of fuel. Ms. Sellers asked when the cell at the Landfill was going to close. Mr. Zuraf said that he did not know but would find out and provide Ms. Sellers with the answer.

Staff presented a graphic that demonstrated areas of impact including the runway centerline. Mr. Thomas commented that the graphic only showed the runway centerline from the southeast and not from the northwest. Mr. Milde spoke about flight patterns and what types of airplanes used the large aircraft flight pattern. Ms. Bohmke said that the Airport planned to put in a northern flight pattern once the Landfill closed the next cell, which would allow full movement on both sides of the Airport. Mr. Milde asked how many property owners would be affected in the areas of impact shown on the graphic. Ms. Sellers asked in which Urban Development Area (UDA) were the areas of impact. Mr. Zuraf said that they were in the George Washington Village and the Centerport UDA.

Ms. Ehly took over the presentation talking about zoning and land-use analysis. Mr. Milde asked if the County had enabling legislation to adopt and enforce the Plan, or if action by the General Assembly was required. Ms. Ehly responded that it was enforceable through proffer statements.

Ms. Sellers asked about the number of units that were by-right in the "yellow zone" on the graphic, and also within the "yellow zone" how many developments were already approved and built or were going to be built. Mr. Sterling also inquired about the number of by-right units in the "yellow zone". Ms. Ehly said that she would research those numbers and provide an answer to the Board. Mr. Milde pointed out that a portion of the graphic was not in Stafford County, that it was in King George County. Mr. Zuraf said with the current zoning/build-out, the total number of by-right dwelling units was 604. Mr. Snellings inquired why McWhirt Loop was used when it was at least 8 miles from the Airport. Ms. Ehly said that it was used as an example.

Mr. Sterling asked if there was a conflict of interest since the Director of the Virginia Department of Aviation used the Stafford Regional Airport for fueling purposes. Mr. Zuraf said that he would look into Mr. Sterling's question.

Mr. Milde asked if the Plan was voted on by the Planning Commission. Ms. Ehly replied that the Planning Commission sent the Plan to the Board for its review and recommendations. Mr. Zuraf said that a public hearing had not been scheduled, and asked if it was the Board's consensus to move forward with the Plan.

Mr. Sterling inquired about the compatibility with cluster developments. Ms. Ehly said that the recommendation was to cluster away from the flight areas and outside the 3000' flight line.

Mr. Sterling asked how many by-right residences were within the various zones, and the number of existing units. Mr. Milde said the Plan could be used as a common sense tool for future development.

Mr. Sterling said expansion over the northern corridor would have a definite and negative impact on property values, and possibly to the safety of residents in that area. He said that the best interest of the County's residents should always be the Board's first priority.

Mr. Snellings said (using the standard referral language) the Plan should be referred back to the Planning Commission to hold a public hearing. Mr. Milde thanked staff and members of the sub-committee.

Mr. Milde motioned, seconded by Mr. Thomas, to refer the Plan to the Planning Commission for a public hearing.

Ms. Sellers offered a substitute motion, seconded by Mr. Sterling, to not include northern traffic pattern in the Plan being sent back to the Planning Commission.

The Voting Board tally was:

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

Offering a second substitute motion, Ms. Sellers motioned, seconded by Mr. Sterling, to defer action on the Plan until the Board's February 17, 2015 meeting.

The Voting Board tally was:

Yea: (4) Cavalier, Sellers, Snellings, Sterling
Nay: (3) Bohmke, Milde, Thomas

Mr. Snellings asked that staff draft a resolution for the Board's February 17, 2015 meeting that instructed the Airport to undertake no further expansion plans until the Compatibility Plan was approved by both the Planning Commission and the Board.

Mr. Milde said that the delay in sending it back to the Planning Commission made no sense. Ms. Bohmke agreed with Mr. Milde. Mr. Sterling said that there was no rush to make a decision on the Plan and the delay may avoid mistakes. County Attorney, Mr. Shumate, advised that it could be discussed in Closed Meeting.

Mr. Thomas said that he was in favor of the Plan going to the Planning Commission; that it did not have to go to the Board in the first place and that the Planning Commission should be allowed to go with it. Ms. Sellers said that she wanted to have more time to review the Plan, and that it may be worth talking with developers regarding land values, etc. Mr. Thomas reminded the Board that it was an election year and therefore, no land record issues could be heard by the Board in November/December, 2015. Mr. Sterling said that he thought it was a bad idea to rush it before the election as at least one new member would have to bear the consequences of the sitting Board's decision.

Mr. Milde repeated that the Planning Commission should be allowed to complete its work with no delay. Mr. Cavalier said that he did not believe that a two-week delay would change the world. Mr. Milde questioned what could be accomplished in two weeks. Mr. Snellings noted that it was an unfair question.

Stafford Regional Airport (Unfinished Business) – Mr. Sterling said that his proposed Resolution expressed concern for County citizens; that the Airport's proposed expansion impacted a large number of people. He referenced the recent tragedy in Maryland where several people lost their lives as the result of a plane crash at a regional airport. Mr. Sterling said that he did not recommend closing the Airport but not expanding it either.

Mr. Milde motioned, seconded by Mr. Thomas, to defer a decision on proposed Resolution 15-41 until the Board's meeting on February 17, 2015, so that a decision on the Compatibility Plan and the Resolution proposed by Mr. Sterling, could be made concurrently.

The Voting Board tally was:

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

Ms. Bohmke asked that at the next meeting, additional statistical information be provided as well as answers to questions posed in the earlier discussion on the Airport's Land Use Compatibility Plan.

Mr. Milde asked that someone with “airport expertise” be at the next meeting so as to provide educated answers to detailed questions including who uses the center-line and if it was small or large planes. Mr. Romanello said that he would invite Mr. Randy Burdette. Mr. Snellings asked that statistics be provided to the Board as soon as possible.

Add-On HB 1887 (Transportation) Deputy County Administrator, Mr. Tim Baroody, provided an outline of pending HB 1887 and its potential impact on Stafford County, if it were to pass both the House and Senate, and ultimately be signed-off by Governor McAuliffe. One element of the Bill talked regarded removing the Executive Director of the Virginia Port Authority from the Commonwealth Transportation Board (CTB), and made members of the CTB subject to removal by the Governor for malfeasance, misfeasance, incompetence, misconduct, neglect of duty, absenteeism, conflicts of interest, failure to carry out policies of the Commonwealth, or refusal to carry out a lawful directive of the Governor. Mr. Sterling talked about elements of “cause” and a definition of some of the terms used HB 1887. Mr. Baroody said that it would be a matter of interpretation.

Mr. Sterling talked about the 40/30/30 rule and the term “State of Good Repair” referring to repair of roads in localities, asking who would make that determination. He asked if there was a major congestion problem in the County, how would the “State of Good Repair” be used to improve the congestion? Mr. Baroody said that it was a question for the County’s legislative team. Mr. Sterling said that the answer was “zero,” that the “State of Good Repair” only applied to existing pavement, not fixing traffic congestion.

Mr. Milde asked when, if enacted, the constraints of HB 1887 would take place. Mr. Baroody said that it was set for 2021, keeping in mind the Six Year Secondary Road Plans already approved. Mr. Milde said that it may never happen, and that project rankings had not been established. He added that the CTB would take up project rankings in April or May, 2015. Ms. Bohmke said that the County (and the Board) had to be kept aware of this, that its lobbyists had glossed over it and were not around to answer the hard questions.

Mr. Milde and Mr. Sterling asked about grants and matching funds. Mr. Romanello said that he spoke with Ms. Marcie Parker, VDOT Residency Administrator, who said that the 40/30/30 rule did not pertain to revenue sharing. Mr. Sterling asked that Mr. Romanello go back to Ms. Parker to determine exactly what grant funds were a part of the 30%.

Mr. Baroody said that the Virginia Association of Counties (VACo) did not have a recommendation other than to comment that there was not a lot of clarity or transparency with HB 1887, and it may have a significant impact on localities. It appeared that the

40% benefited more urbanized communities and had nothing to do with traffic flow. He said that it was a 20-page Bill, sponsored by Delegate Chris Jones (Suffolk), and that the Governor appeared to be in favor of its passage.

Ms. Bohmke thanked Mr. Baroody for the update. She asked how HB 1887 may affect toll roads in the State. Mr. Sterling said that the General Assembly had not gone through the entire bill yet, but that HB 1887 would give the ability to have toll roads through-out the State. He said that he was concerned about the Bill's passage. Mr. Baroody offered to seek additional information and provide it to the Board as updates were available.

Adjournment At 9:14 p.m. the Chairman declared the meeting adjourned.

Anthony J. Romanello, ICMA-CM
County Administrator

Gary F. Snellings
Chairman