

# BOARD OF SUPERVISORS

STAFFORD, VIRGINIA

MINUTES

Regular Meeting

October 6, 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, October 6, 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 arrived at 3:26 p.m.

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

MCB Quantico Base Commander, Colonel Joseph M. Murray Col. Murray introduced himself to the Board and spoke about his past military experience, including time spent at the Pentagon. He shared his vision of MCB Quantico being a community partner with Stafford County and the Board. Mr. Snellings thanked Col. Murray for attending the Board meeting and invited him to “not be a stranger at Board meetings,” and to talk and meet with members of the Board about items of interest to both the County and the Base.

Presentation by Dr. Bruce Benson, School Superintendent Dr. Benson showed the Schools’ webpage and talked about an on-line survey with seven visioning questions, saying that he was hoping for input from a wide variety of stakeholders. He noted that the class-size report would be available to the Board in November, adding that current enrollment was 200 students above the projected number, for a total of 27,568 students. An additional 21 teachers were added, including para-professionals where splitting a class was not the desired option. Dr. Benson spoke about an upcoming forensic audit of Fiscal Years 2011 through 2015. He said that the “regular” auditors would be on site the following week. Dr. Benson said he would resume visiting classrooms and had toured Shirley Heim Middle School and Widewater Elementary School with Supervisor Cavalier. Mr. Thomas talked about “hot spots” and the effect of keeping the number of students higher in certain classrooms.

Update by Mr. Curry Roberts, Fredericksburg Regional Alliance (FRA) Mr. Roberts gave a presentation and said that he hoped to provide a semi-annual update to the Board. He thanked the County Administrator and staff for being so helpful to him and to his staff. FRA is using 310 Marketing, a marketing generation firm that FRA only pays for confirmed hits. FRA completed a site audit on property located behind the University of Mary Washington (UMW) Stafford Campus and was looking to possibly locate a center for economic research at that location. Ms. Bohmke thanked Mr. Roberts for the information provided and inquired if he (or FRA) could provide a metrics for the prior five to ten years. Mr. Roberts replied that he was not comfortable doing so as he and FRA only began gathering information, and there was no activity log prior to September, 2014.

Presentations by the Public The following persons desired to speak:

Ruth Carlone - Naming the Aquatic Center; Board members should speak into the microphone; legislative initiatives did not include cluster developments in non-urban areas; George Washington Village and its fiscal impacts, not a clear-cut proposal, traffic and school numbers inaccurate; questioned the location of Rock Hill District supervisor at the afternoon session.

Alane Callander - “George Votes No” sticker; George Washington would not like George Washington Village; landfill excursions in pick-up trucks; have trash picked up at residences paid for with real estate taxes; co-working would bring more temporary jobs to Stafford, without the income necessary to purchase houses in all the planned developments.

Bill Johnson - Proposed Flow Control Ordinance was a step in the right direction; the Good Turn Earth Company in Fredericksburg used composted leaves and sold compost for use in gardens; Wegman’s gave them it’s out of date vegetables; the County should take over trash pick-up and charge a fee, not a tax, for the service.

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

Ms. Bohmke - Defer

Mr. Cavalier - Infrastructure Committee update/road projects; Onville Road update (4<sup>th</sup> bid still exceeded estimate, shifting funding to pay for it); widening Route 1 from the Prince William County line to Telegraph Road came in under budget; recommending to FAMPO how to spend the left-over funds; Mine Road sidewalk project coming along; accompanied Dr. Benson to Shirley Heim MS and Widewater ES; visited a keyboarding class at SHMS; worked with kindergarten students on recycling at WWES.

Mr. Milde - Community and Economic Development Committee update including the Conservation Trust; the Falmouth Overlay District; Transfer of Development Rights and Purchase of Development Rights; lot widths; outdoor uses in M-1 zones; PRTC/VRE; met with Molly Ward; attended Friends of the Rappahannock event; attended HOA meeting with residents living on or near Red Oak Road (requested a sidewalk from Red Oak Road to the Courthouse complex); FAMPO killed proposed additional lane on I-95 from Exit 143 to Exit 140 and will not discuss it again for a full year; Wyche Road residents had ideas for different configuration of the new Exit 140 as opposed to VDOT's proposed diverging diamond.

Ms. Sellers - Attended economic development conference in Buffalo, NY; updated the Board on the accomplishments of Team Power Kix.

Mr. Snellings - Defer

Mr. Sterling - Defer

Mr. Thomas - Defer

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

Report of the County Administrator Mr. Romanello talked about Public Safety's Hurricane Joaquin preparedness efforts (thankfully not needed); 1<sup>st</sup> Annual Restaurant Week in Stafford County; Formal thank-you letter and recognition from the School Board for County staff's work on opening Stafford High School.

Added Item 14a to the agenda; proposed Resolution R15-374, expressing support to FAMPO for the transfer of funds necessary to award a construction contract for Onville Road intersection improvements.

Deleted Item 13 from the agenda; proposed Resolution R15-264 supporting funding of the Stafford Technology and Research Park's Board of Directors planned co-working space in Boswell's Corner. This item was deferred to the December 15, 2015 Board meeting.

Deferred from the agenda, the "Fill the Boot" proclamation, to the Board's October 20, 2015 meeting. Clerical changes were made to proposed Resolution R15-305, the Board's 2016 legislative initiatives.

Additions/Deletions to the Regular Agenda Mr. Milde motioned, seconded by Mr. Thomas, to adopt the agenda with the above-referenced additions and deletions.

The Voting Board tally was:

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

Legislative; Consent Agenda Mr. Sterling motioned, seconded by Ms. Bohmke, to adopt the Consent Agenda, which consisted of Items 4 through 11.

The Voting Board tally was:

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

Item 4. Legislative; Approve Minutes of the September 15, 2015 Board Meeting

Item 5. Finance and Budget; Approve Expenditure Listing

Resolution R15-338 reads as follows:

A RESOLUTION TO APPROVE EXPENDITURE LISTING (EL)  
DATED SEPTEMBER 16, 2015 THROUGH OCTOBER 5, 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 6<sup>th</sup> day of October 2015 that the above-mentioned EL be and hereby is approved.

Item 6. County Administration; Authorize Voting Credentials for the 2015 VACo Annual Meeting

Resolution R15-341 reads as follows:

A RESOLUTION TO DESIGNATE SUPERVISOR ROBERT “BOB” THOMAS, JR. AS THE VOTING DELEGATE FOR THE STAFFORD COUNTY BOARD OF SUPERVISORS AT THE 2015 VIRGINIA ASSOCIATION OF COUNTIES’ ANNUAL BUSINESS MEETING ON NOVEMBER 9-10, 2015

WHEREAS, each year the Virginia Association of Counties (VACo) hosts an annual business meeting; and

WHEREAS, each participating locality must designate one member of its board of supervisors as the voting delegate, to represent and vote on behalf of the locality at the annual business meeting; and

WHEREAS, Supervisor Robert “Bob” Thomas, Jr., George Washington Election District, is the Region 7 representative on the VACo Board of Directors, and will attend the VACo Annual Business Meeting;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 6<sup>th</sup> day of October, 2015, that it be and hereby does designate Supervisor Robert “Bob” Thomas, Jr. as the voting delegate for the Stafford County Board of Supervisors at the 2015 Virginia Association of Counties Annual Business Meeting on November 9-10, 2015.

Item 7. County Administration; Authorize the County Administrator to Accept Property from VDOT Related to the Rappahannock Regional Landfill

Resolution R15-335 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR  
TO ACCEPT PROPERTY FROM THE VIRGINIA DEPARTMENT OF  
TRANSPORTATION RELATED TO THE RAPPAHANNOCK  
REGIONAL LANDFILL

WHEREAS, in operating the Rappahannock Regional Landfill (Landfill), the Rappahannock Regional Solid Waste Management Board (R-Board) must comply with, among other things, the Virginia Administrative Code; and

WHEREAS, the R-Board desires to acquire property owned by the Virginia Department of Transportation (VDOT) to install, sample, and maintain one or more monitoring wells to comply with, among other things, Virginia Administrative Code § 9VAC20-81-260(C)(1)(a); and

WHEREAS, the 1.367 acres of property that the R-Board desires to acquire and utilize is shown on the plat entitled, “PLAT OF BOUNDARY LINE ADJUSTMENT ACROSS THE LANDS OF COMMONWEALTH OF VIRGINIA, DEPARTMENT OF TRANSPORTATION, FKA ‘DEPARTMENT OF HIGHWAYS’, D.B. 82, PG. 130, TAX PARCEL NUMBER 38-132A, ROUTE 628,” dated August 10, 2015, prepared by Resource International, Ltd.; and

WHEREAS, the Board finds that acquisition of this property is in the best interests of Stafford County and its citizens;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 6th day of October, 2015, that it be and hereby does authorize the County Administrator to accept from Virginia Department of Transportation (VDOT) 1.367 acres of property for monitoring wells, as shown on the plat entitled, “PLAT OF BOUNDARY LINE ADJUSTMENT ACROSS THE LANDS OF COMMONWEALTH OF VIRGINIA, DEPARTMENT OF TRANSPORTATION, FKA ‘DEPARTMENT OF

HIGHWAYS’, D.B. 82, PG. 130, TAX PARCEL NUMBER 38-132A, ROUTE 628,” dated August 10, 2015, prepared by Resource International, Ltd; and

BE IT FURTHER RESOLVED that the Board authorizes the County Administrator to execute the deed with VDOT to accept the property and any other document(s) with VDOT or any other party which is necessary and/or appropriate to acquire and utilize the property for monitoring wells.

Item 8. Parks, Recreation and Community Facilities; Authorize the County Administrator to Execute Small Maintenance Construction Contracts

Resolution R15-339 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT WITH KRUCKENBERG SERVICE COMPANY FOR SMALL PROJECT CONSTRUCTION AND REPAIR SERVICES

WHEREAS, bids were solicited and received for various labor classifications and equipment to provide small project construction and repair services; and

WHEREAS, Kruckenberg Service Company is the lowest responsible and responsive bidder; and

WHEREAS, the initial contract term would be one year, with the option to renew for four additional one year periods, if agreeable to both parties;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 6th day of October, 2015, that the County Administrator be and he hereby is authorized to execute a contract with Kruckenberg Service Company for the provision of small project construction and repair services to the County through the Department of Parks, Recreation and Community Facilities.

Item 9. Public Works; Authorize the County Administrator to Execute a Contract Amendment with the Engineering Groupe, Inc. for the Enon Road Widening Project

Resolution R15-340 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE AN AMENDMENT TO THE CONTRACT WITH THE ENGINEERING GROUPE, INC. FOR RIGHT-OF-WAY AND EASEMENT ACQUISITION SERVICES FOR THE ENON ROAD WIDENING PROJECT, AND BUDGET AND APPROPRIATE FUNDS FROM THE COUNTY’S TRANSPORTATION FUND

WHEREAS, the Board approved Resolution R13-401 authorizing the County Administrator to execute a contract with The Engineering Group, Inc. (TEG) to design improvements on Enon Road (SR-753) from Jefferson Davis Highway (US-1) to Beauregard Drive (SR-747) (Project); and

WHEREAS, acquisition of right-of-way and easements are necessary to advance the Project; and

WHEREAS, the original contract with TEG did not provide for right-of-way and easement acquisition services; and

WHEREAS, TEG has delivered a proposal to utilize a sub-consultant, ERM & Associates (ERM), to provide right-of-way and easement acquisition services, for \$272,429; and

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

WHEREAS, funds are available in state Revenue Sharing Funds and the Transportation Fund for these services;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 6<sup>th</sup> day of October, 2015, that the County Administrator be and he hereby is authorized to execute an amendment to the contract with The Engineering Groupe, Inc. for an amount not to exceed Two Hundred Seventy-two Thousand Four Hundred Twenty-nine Dollars (\$272,429), unless amended by a duly-executed contract amendment, to provide right-of-way and easement acquisition services for the Enon Road widening project (SR-753); and

BE IT FURTHER RESOLVED, that the amount of Two Hundred Seventy-two Thousand Four Hundred Twenty-nine Dollars (\$272,429) shall be budgeted and appropriated from the Transportation Fund for the purpose of acquiring right-of-way and easements for the Enon Road Widening Project.

Item 10. Public Works; Authorize the County Administrator to Execute a Purchase Agreement for Ebenezer Church Right-of-Way Acquisition in Connection with the Garrisonville Road Widening Project

Resolution R15-346 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR TO EXECUTE A PURCHASE AGREEMENT WITH EBENEZER UNITED METHODIST CHURCH FOR RIGHT-OF-WAY AND EASEMENT ACQUISITIONS FOR THE GARRISONVILLE ROAD WIDENING PROJECT ON TAX MAP PARCEL 20-130, IN THE ROCK HILL ELECTION DISTRICT

WHEREAS, the Board identified the completion of road improvements on Garrisonville Road (SR-610) between Shenandoah Lane (SR-1236) and Onville Road (SR-6416) (Project), as a critical part of the County's road improvement plan; and

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

WHEREAS, Tax Map Parcel 20-130 (Property) consists of approximately 45.410 acres of land owned (1,978,060 square feet) by Ebenezer United Methodist Church (Property Owner); and

WHEREAS, the Board must acquire fee simple right-of-way, a temporary construction easement, a temporary entrance easement, a permanent drainage easement, a permanent signage easement, a permanent utility easement to be conveyed to Dominion Virginia Power, and a permanent utility easement to be conveyed to the Virginia Department of Transportation (VDOT) because the design of the Project requires 16,008 square feet of fee simple right-of-way, 10,747 square feet of temporary construction easement, 2,282 square feet of temporary entrance easement, 42,291 square feet of permanent drainage easement, 1,430 square feet of permanent signage easement, 842 square feet of permanent utility easement to be conveyed to Dominion Virginia Power, and 842 square feet of permanent utility easement to be conveyed to VDOT on the Property; 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 Two Hundred Fourteen Thousand Four Hundred Fifty-seven Dollars (\$214,457), based upon the 2015 appraisal conducted by the County's consultant; and

WHEREAS, the County's consultant advises that the square footage of the easements and right-of-way may vary slightly upon the final engineering, and therefore, the associated costs may change as well; and

WHEREAS, the Board desires to authorize the purchase of the easements and right-of-way for an amount not to exceed \$220,000 to allow for these minor variations; and

WHEREAS, the Property Owners have expressed their agreement with the offered compensation and are willing to execute a purchase agreement with the County; and

WHEREAS, the cost associated with the right-of-way acquisition is eligible for VDOT revenue sharing;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 6<sup>th</sup> day of October, 2015, that the County Administrator be and he hereby is authorized to execute a purchase agreement with Ebenezer United Methodist Church for an amount not to exceed Two Hundred Twenty Thousand Dollars (\$220,000) for 16,008 square feet of fee simple right-of-way; 10,747 square feet of temporary construction easement; 2,282 square feet of temporary entrance easement; 42,291 square feet of permanent drainage easement; 1,430 square feet of permanent signage easement; 842 square feet of permanent utility easement to be conveyed to Dominion Virginia Power; and 842 square feet of permanent utility easement to be conveyed to the Virginia Department of Transportation (VDOT), subject to slight variations in the square footage upon final engineering, on Tax Map Parcel 20-130 (Property) as a part of the Garrisonville Road Widening Project; and

BE IT FURTHER RESOLVED that the County Administrator is authorized to sign all necessary and appropriate documents related to the agreement.

Item 11. Public Information; Recognize the 2015 “Fill the Boot” Campaign

Proclamation P15-25 reads as follows:

A PROCLAMATION TO RECOGNIZE AND COMMEND STAFFORD COUNTY FIRE AND RESCUE DEPARTMENT PERSONNEL FOR THE ANNUAL “FILL THE BOOT” CAMPAIGN

WHEREAS, Fire and Rescue personnel respond to “all hazards” incidents requiring physical strength and stamina, extensive training, courage, and selfless concern for the welfare of citizens and spend countless hours involved with the community to inform and educate the public; and

WHEREAS, fire and rescue personnel throughout the Commonwealth and the United States have partnered with the Muscular Dystrophy Association for the past 60 years in the fight against neuromuscular diseases; and

WHEREAS, the Muscular Dystrophy Association and the families it serves are grateful to all fire and rescue personnel for their dedication to this worthy cause; and

WHEREAS, the men and women of the International Association of Fire Fighters have raised over \$500 million for the Muscular Dystrophy Association in the last 60 years; and

WHEREAS, to continue their successful efforts to help discover cures for these devastating diseases, the Stafford County Professional Firefighters Local 4012 of the International Association of Fire Fighters held a “Fill the Boot” campaign during the Labor Day weekend at major intersections throughout Stafford County; and

WHEREAS, Stafford County Fire and Rescue Department personnel raised \$12,625 during its 2015 “Fill the Boot” campaign; and

WHEREAS, 100 percent of monies collected will be used in the greater Northern Virginia and Washington DC region and will help fund research to eradicate 42 neuromuscular diseases, send children to summer camp, and educate health professionals and the general public about Muscular Dystrophy; and

WHEREAS, the Board desires to bring to the attention of citizens everywhere, the outstanding community spirit exhibited by Stafford County Fire and Rescue Department personnel, and to urge citizens to donate generously in support of the Muscular Dystrophy Association;

NOW, THEREFORE, BE IT PROCLAIMED by the Stafford County Board of Supervisors on this the 6th day of October, 2015, that Stafford County Fire and Rescue Department Personnel be and they hereby are recognized and commended for sponsoring the 2015 Muscular Dystrophy Association “Fill the Boot” campaign.

County Administration; Adopt the Board's 2016 Legislative Initiatives Deputy County Administrator, Tim Baroody, introduced Mr. Patrick Cushing and Mr. Ken Hutcheson with Williams Mullin. Mr. Cushing thanked Board members for beginning work early on its 2016 legislative initiatives.

Mr. Cushing reviewed the Board's Cable initiative and the Public Day School initiative. Mr. Hutcheson reviewed the Board's initiative to institute a floor on the gasoline tax. Mr. Milde said that it was discussed at both PRTC and VRE and he was in favor of including it as one of the Board's initiatives. Mr. Milde asked about his expressed desire to include an initiative extending HOT Lanes from Exit 143 to Massaponax, Exit 126. Mr. Romanello agreed that it was inadvertently left off and would be included in the final version of proposed Resolution R15-305. Mr. Cavalier spoke about the cost differential in gasoline in the City of Fredericksburg and Spotsylvania County vs. in Stafford County. Mr. Hutcheson said that if Fredericksburg and Spotsylvania were VRE eligible, they would be included in the proposed gasoline tax floor. Mr. Romanello noted that the language was written to include those localities. Mr. Thomas said that the State had a gas tax floor for years, with a budget stop-gap.

Following additional discussion and Mr. Romanello's assurance that Mr. Milde's initiative about HOT Lanes would be added, Mr. Thomas thanked members of the Legislative Committee, Mr. Cushing and Mr. Hutcheson for doing a good job. Mr. Snellings agreed with Mr. Thomas and thanked staff.

Mr. Cavalier asked about the Admissions Tax, and it not being included on the proposed resolution. Mr. Hutcheson responded that until there was more decisive action by the developer, they did not feel that it should be included. But they were confident that if/when the developer reinitiated contact with the County, Mr. Cushing and Mr. Hutcheson would reinsert the Admissions Tax into the budget or legislation in 2017, as the current Admission Tax bill did not expire until 2016. Mr. Hutcheson said it was hard to ask for an extension without something more substantial to offer the legislators.

Mr. Milde motioned, seconded by Ms. Sellers, to adopt proposed Resolution R15-305(R).

The Voting Board tally was:

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

Resolution R15-305(R) reads as follows:

A RESOLUTION ESTABLISHING STAFFORD COUNTY'S PRIORITY  
LEGISLATIVE INITIATIVES FOR THE 2016 VIRGINIA GENERAL  
ASSEMBLY SESSION

WHEREAS, the Board seeks enabling legislation and amendments to the Virginia Code to accomplish Stafford County’s priority legislative initiatives for the 2016 Virginia General Assembly session; and

WHEREAS, the Board recognizes that Virginia and its local governments are partners in providing many services to our citizens; and

WHEREAS, the Board opposes efforts to reduce the authority or flexibility of the County to govern its citizens, or to shift responsibility for shared services to localities alone; and

WHEREAS, the Board opposed any new unfunded mandates or the expansion of existing unfunded mandates upon the County and/or County schools, absent the associated state funding necessary to implement the mandates; and

WHEREAS, the Board desires that the Virginia Association of Counties (VACo) support the legislative initiatives contained herein;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 6<sup>th</sup> day of October, 2015, that the members of the General Assembly representing Stafford County be and they hereby are requested to introduce and support the following priority legislative initiatives for the 2016 General Assembly session:

- **Cable Franchises** – Consider legislation directing cable operators to provide service in areas where the average occupied residential household density is less than the (current) 30 occupied residential dwelling-units per mile, as measured from the nearest dwelling with existing cable service.
- **Public Day School Funding** – Support a pilot initiative within the Children’s Services Act to establish Public Day Schools based on models which are collaborative and can demonstrate actual savings for both local and state government.
- **Extension of the HOT Lanes Project on Interstate I-95 from Garrisonville Road (Exit 143) to Massaponax (Exit 126)** – Endorse a VDOT feasibility study, and an update to its ten-year old traffic and revenue options, to evaluate an extension of the HOT Lanes Project on I-95 from Exit 143 to Exit 126.
- **Institute a Floor on the Gasoline Tax** – Include Stafford as an eligible locality (the same as other northern Virginia localities) to institute a minimum tax on gasoline irrespective of fuel prices so that more steady revenue can be budgeted for important road projects.

; and

BE IT FURTHER RESOLVED that Stafford County supports initiatives put forth by the Virginia Association of Municipal Wastewater Agencies (VAMWA) regarding the imposition of increased fees by the Department of Environmental Quality (DEQ), which increased the burden on localities, including penalty and permit fees; restrictions on local utility rate setting; and the proposed imposition of a state fee on wastewater service, and the revision of nutrient allocations; and

BE IT FURTHER RESOLVED that Stafford County supports additional measures to be added to Virginia Code § 15.2-2260, to allow Planning Commissions or subdivision agents to require preliminary subdivision plans where more than 51 lots have been divided from a single tract of land or multiple adjacent tracts of land; and

BE IT FURTHER RESOLVED that Stafford County supports legislation requiring that man-made, stormwater management facilities be excluded from counting towards the satisfaction of open space requirements and may not be located in areas designated as open space, within cluster developments, and that open space must meet the intent of the State Code and localities' Comprehensive Plans (if applicable); and

BE IT FURTHER RESOLVED that staff and the County's legislative consultant will keep the Board apprised of legislative changes and other matters that may adversely impact Stafford County, and its residents and businesses; and

BE IT FURTHER RESOLVED that Stafford County supports fully funding the State's obligations for all constitutional officers;

BE IT STILL FURTHER RESOLVED that the County Administrator or his designee will provide a copy of this resolution to each member of the County's General Assembly delegation.

Economic Development; Support Funding of the Stafford Technology and Research Park's Board of Director's Planned Co-working Space in Boswell's Corner This item was deferred to the Board's December 15, 2015 meeting.

County Administration; Authorize the County Administrator to Advertise a Public Hearing to Consider Amending the County's Solid Waste Ordinance Deputy County Administrator, Keith Dayton, gave a presentation and answered Board members questions. He said that Virginia Code § 15.2-931 authorized localities to implement flow control, requiring that solid waste generated within a locality's boundaries be delivered to a designated facility. Stafford County Code 21-10 could be modified to incorporate flow control. Mr. Sterling asked about the \$700,000 total annual debt service; how much was an R-Board expense and how much was a County expense. Mr. Dayton said that tipping fees would be used to retire the debt.

Mr. Cavalier talked about other options available to commercial haulers (King George, etc.). He asked that if flow control was mandated, would it bring in enough fees to remove the fee currently being charged to residents. Mr. Dayton said that the revenue brought in would be in addition to resident fees. Mr. Sterling said that residential customers would be stuck with paying for the cost of flow control because commercial haulers would pass along the charges to its customers, which were Stafford County taxpayers.

Mr. Milde said that this was needed and he hoped that the Board would support it. Ms. Bohmke asked that at the public hearing there be a lot more information about debt service ratios. Mr. Dayton agreed to provide that information at the public hearing.

Mr. Milde motioned, seconded by Mr. Snellings, to adopt proposed Resolution R15-303.

The Voting Board tally was:

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

Resolution R15-303 reads as follows:

A RESOLUTION AUTHORIZING THE COUNTY ADMINISTRATOR  
TO ADVERTISE A PUBLIC HEARING TO CONSIDER AMENDMENTS  
TO STAFFORD COUNTY CODE SEC. 21-10 TO PROVIDE FOR SOLID  
WASTE FLOW CONTROL

WHEREAS, the Rappahannock Regional Solid Waste Management Board (R-Board) operates the Regional Landfill (Landfill) and receives solid waste from Stafford County, Virginia (County), and the City of Fredericksburg, Virginia (City); and

WHEREAS, the current solid waste cell is nearing capacity and the R-Board, County and City have authorized the issuance of debt to construct the next solid waste cell (Cell F-2) to ensure that there is adequate space available to accept all County and City refuse at the Landfill so that residents of both localities have uninterrupted solid waste disposal services; and

WHEREAS, it is necessary that all solid waste generated by the two localities is delivered to the Landfill to ensure the availability of adequate financing for the construction of Cell F-2 and the expansion of the Landfill's facilities, and the associated costs; and

WHEREAS, without the Landfill, other waste disposal facilities, including privately owned facilities and regional facilities, are not economically feasible, to meet the current and anticipated needs of the County for waste disposal capacity; and

WHEREAS, Virginia Code § 15.2-931 authorizes the County to enact flow control measures to require solid waste generated within the County be delivered to the Landfill, after conducting a public hearing; and

WHEREAS, the Board desires and is required to hold a public hearing to consider the proposed amendment;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 6<sup>th</sup> day of October, 2015, that the County Administrator be and he hereby is authorized to advertise a public hearing to consider amendments to Stafford County Code Sec. 21-10 to provide for solid waste flow control.

Legislative; Closed Meeting. At 4:22 p.m., Mr. Thomas motioned, seconded by Mr. Milde, to adopt proposed Resolution CM15-17.

The Voting Board tally was:

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

Resolution CM15-17 reads as follows:

A RESOLUTION TO AUTHORIZE CLOSED MEETING

WHEREAS, the Board desires to hold a Closed Meeting for (1) discussion concerning the resignation of a specific County employee; (2) discussion of the award of a public contract involving the expenditure of public funds, and discussion of the terms or scope of such contract, where discussion in open session would adversely affect the bargaining position or negotiating strategy of the Board; and (3) consultation with legal counsel and briefings by staff members regarding *Metts v. Board of Supervisors of Stafford County*, Case Nos. CL 13-259, 13-261, 13-262, 13-263, 13-264, 12-1389, 13-103, and 13-183; and

WHEREAS, pursuant to Virginia Code § 2.2-3711(A)(1), (7), and (29), such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Stafford County Board of Supervisors, on this the 6th day of October, 2015, does hereby authorize discussion of the above matters in Closed Meeting.

Call to Order At 5:11 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 CM15-17(a).

The Voting Board tally was:

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

Resolution CM15-17(a) reads as follows:

A RESOLUTION TO CERTIFY THE ACTIONS OF THE STAFFORD COUNTY BOARD OF SUPERVISORS IN A CLOSED MEETING ON OCTOBER 6, 2015

WHEREAS, the Board has, on this the 6th day of October, 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 6th day of October, 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.

At 5:12 p.m., the Chairman adjourned the afternoon session of the meeting.

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

Invocation Mr. Snellings asked for a moment of silence for the Oregon shooting victims and the citizens affected by the flooding in South Carolina.

Pledge of Allegiance Mr. Thomas led the Pledge of Allegiance to the United States of America.

Presentation Recognizing the Babe Ruth Baseball 8-year old State Champions Mr. Robert Dreistadt with the Stafford Baseball League, and Mr. Snellings called the coaches and players to the front of the Chambers; a brief video was shown as well as a team picture. The players "high-fived" all Board members as they returned to their seats in the Chambers. Coach Dugan noted that the team's new facility, Chichester Park, was great and added that everyone wants to play here.

Presentations by the Public – II

Buddy Secor - Thanked the Board for all its good work; said he lived in the County for a fantastic 20 years; reminded the Board that a year ago, he died for three minutes and staff at the Brooke Fire Station brought him back; thanked the Board for its E911 Center and for its public service personnel.

Milton Bratton - 15 year resident, 1999 Navy veteran, retired in Stafford and is concerned about increasing amount of development in the County; George Washington Village a mistake, County cannot handle the burden, traffic was already a burden; Board should look at the County's current infrastructure with projects already on the books; naming the Aquatic Center; lack of transparency, Griffis-Widewater residents do not understand why both names cannot be on the Aquatic Center, process is broken.

Paul Waldowski - NCAA debate; Einstein said that "imagination was more important than knowledge;" Grandmother said "tree tops were more important than roof tops;" \$7.6 million Mountain View Road project should be where Kellogg Mill Road is, it was now in the wrong place.

Irma Clifton - George Washington Village was a mistake; Falmouth Intersection, so far/so good.

Mr. Snellings noted that the developers of George Washington Village pulled back the application, there was no support for it on the Board, and it will have to go back to the Planning Commission and then to the Board for a public hearing. He added that Board members were as concerned as were citizens of the County.

Planning and Zoning; Consider a Reclassification Request from R-1, Suburban Residential to P-TND, Planned Traditional Neighborhood Development (Stafford Village Center); and

Planning and Zoning; Consider a Conditional Use Permit to Allow Vehicle Fuel Sales within the HC, Highway Corridor Overlay Zoning District (Stafford Village Center)

Mr. Jeff Harvey, Director of Planning and Zoning, presented both the reclassification and the conditional use permit (CUP) together in one presentation. He noted that the applicant asked for a deferral to the October 20, 2015 Board meeting to work out further details, adding that the evening's presentation was also a deferral from the October 6, 2015 meeting. Mr. Milde talked about a new phasing plan and if another deferral would address timing issues, and he wanted to further clarification from the applicant to clear up any confusion. Mr. Milde questioned how the GDP could be proffered without firm building plans. Mr. Harvey responded that the text allowed for buildings to be relocated; and the footprint of free-standing buildings to be modified if usage was different than on the original concept plan. Mr. Thomas noted that if what was integrated differed from the original concept plan, it may not be in accordance with the County's Comprehensive Plan.

Mr. Milde cited an example of a development in Woodbridge where all the apartments were located on one side, and asked for another example of what the applicant was proposing, and if it was a typical mixed-use development. Mr. Harvey said that typically, taller buildings were to the sides and lower, commercial buildings were in the middle. Mr. Cavalier talked about the original proffers, saying that phasing and timing needed to be worked out before the Board made its final decision. He added that it was most important that apartments still be placed above retail/commercial properties.

Clark Leming, for the applicant, addressed the Board saying that Mr. Pence was seeing to the most flexibility possible with potential commercial tenants, and that he did not wish to see it become another Aquia Town Center (for which he, Mr. Leming, was somewhat responsible). He said that a proffered GDP was not done and asked the Board to please not tie the developer's hands. He said that without the necessary zoning, the applicant could not negotiate commercial leases. Mr. Leming noted that another meeting was planned to work out issues including moving the stormwater pond, etc.

Mr. Milde said that apartments were valuable; the market was the largest in ten years. He said he was warming up to the project. He asked about the mixed-use development in Shirlington and if the proposal would look anything like that. Mr. Leming responded that anything was possible but that the market was necessary for both residential and commercial development. Mr. Milde asked if there was any way to put residential closer to commercial with less parking in between, and maintain pedestrian friendly/walkability. Mr. Thomas asked if the applicant had reached out to any lessees. Mr. Leming said that they had reached out to many possible tenants but could not ethically release the names until a signed lease was in place.

Mr. Pence, the applicant, talked about his development at Stafford Market Place, saying that he secured the main tenants, Target, Kohl's, Bob Evans, and the rest came sequentially. He said that he was talking with every conceivable occupant not currently in the market but that he did not bandy around names without a commitment. Regarding the Shirlington mixed-use development, Mr. Pence said that it had undergone four different lives in an effort to keep it afloat and profitable. Mr. Thomas said that Mr. Pence had great vision and a great track record.

The Chairman opened the public hearing.

The following persons desired to speak:

Buddy Secor	Mark Miller
Jim McMath	Paul Waldowski
Tylor Underwood	Jo Knight

The Chairman closed the public hearing.

Mr. Thomas said that while he did not want to challenge Dr. Bellus' approach, he wanted his comments and information on his tax calculations.

Ms. Sellers motioned, seconded by Mr. Sterling, to defer the reclassification and conditional use permit to the Board's October 20, 2015 meeting.

The Voting Board tally was:

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

Planning and Zoning; Amend Proffered Conditions on 21 Acres to Allow Design Change (North Stafford Office Complex); and

Planning and Zoning; Authorize a Conditional Use Permit to Allow a Drive-Through Facility within the Highway Corridor Overlay District (North Stafford Office Complex)

Mr. Jeff Harvey, Director of Planning and Zoning, gave a presentation on both items and answered Board members questions. Mr. Sterling asked about the square footage of the park and if 10,000 square feet was accurate. Mr. Harvey confirmed that it was correct.

Chris Hornung, for the applicant, addressed the Board saying that the Silver Companies signed a purchase agreement and proffered the GDP. He added that the planned grocery store was permissible by-right but there was a need for a drive-through window, which went back to the Planning Commission and was why the item was only (now) coming to the Board for review. Mr. Hornung said that with a (hopefully) positive vote of the Board, the applicant intended to begin construction in the spring, with a grand opening in the fall of 2016. He said that the applicant was spending \$250,000 on transportation improvements including access off Furnace Road and adding turn lanes off Garrisonville Road.

Ms. Sellers asked about sidewalks. Mr. Hornung confirmed that there would be sidewalks along Furnace Road and Garrisonville Road, as well as a signalized crosswalk at the Sheetz gas station.

Referencing Mr. Sterling's question about the 10,000 square foot park, Mr. Hornung said that if the County would prefer, the applicant was willing to donate \$25,000 to the County's Parks and Recreation Department in lieu of the park site.

The Chairman opened the public hearing.

The following persons desired to speak:

Paul Waldowski

The Chairman closed the public hearing.

Mr. Sterling motioned, seconded by Ms. Sellers, to adopt proposed Ordinance O15-32.

The Voting Board tally was:

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

Ordinance O15-32 reads as follows:

AN ORDINANCE TO AMEND AND REORDAIN THE STAFFORD COUNTY ZONING ORDINANCE BY AMENDING THE PROFFERED CONDITIONS ON TAX MAP PARCEL NOS. 19-31A AND 19-31D, ZONED B-2, URBAN COMMERCIAL ZONING DISTRICT, WITHIN THE ROCKHILL ELECTION DISTRICT

WHEREAS, Furn 610 LLC, applicant, submitted application RC15150710 requesting an amendment to proffered conditions on Tax Map Parcel Nos. 19-31A and 19-31D (Property), zoned B-2, Urban Commercial Zoning District, within the Rock Hill Election District; and

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

WHEREAS, the Board considered each of the criteria in Stafford County Code Sec. 28-206 and determined that the requested zoning amendments are compatible with the surrounding land uses and zoning; and

WHEREAS, the Board finds that public necessity, convenience, general welfare, and good zoning practice require adoption of an ordinance to accept the amended proffer conditions on the Property;

NOW, THEREFORE, BE IT ORDAINED by the Stafford County Board of Supervisors on this the 6<sup>th</sup> day of October, 2015, that the Stafford County Zoning Ordinance be and it hereby is amended and reordained to amend the proffered conditions on Tax Map Parcel Nos. 19-31A and 19-31D zoned B-2, Urban Commercial Zoning District, as specified in the final proffer statement entitled, "Proffers," dated August 26, 2015.

Mr. Sterling motioned, seconded by Ms. Sellers, to adopt proposed Resolution R15-277.

The Voting Board tally was:

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

Resolution R15-277 reads as follows:

A RESOLUTION TO APPROVE A CONDITIONAL USE PERMIT PURSUANT TO APPLICATION CUP14150319 TO ALLOW A DRIVE-THROUGH FACILITY IN THE HC, HIGHWAY CORRIDOR OVERLAY ZONING DISTRICT, ON A PORTION OF TAX MAP PARCEL NO. 19-31A, WITHIN THE ROCKHILL ELECTION DISTRICT

WHEREAS, Furn 610, LLC, applicant, submitted application CUP14150319 requesting a conditional use permit (CUP) to allow a drive-through facility in the HC, Highway Corridor Overlay Zoning District, on a portion of Tax Map Parcel No. 19-31A, within the Rock Hill Election District; and

WHEREAS, the application was submitted pursuant to Stafford County Code Sec. 28-35, Table 3.1, which permits this use in the HC Overlay Zoning District, after the board issues a CUP; and

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

WHEREAS, the Board considered each of the criteria in County Code Sec. 28-185 and finds that the request meets the standards of the Zoning Ordinance for issuance of a CUP; and

WHEREAS, the Board finds that public necessity, convenience, general welfare, and good zoning practice require issuance of this CUP;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 6<sup>th</sup> day of October, 2015, that a conditional use permit (CUP), pursuant to application CUP14150319, be and it hereby is approved with the following conditions:

1. The CUP shall be limited to one (1) drive-through facility for a pharmacy within a retail food store, within the HC, Highway Corridor Overlay Zoning District, on a portion of Tax Map Parcel No. 19-31A (Property), within the Rock Hill District.
2. All drive-through lanes shall be oriented to minimize headlight glare onto state-maintained roadways, and sited in the location identified on the Generalized Development Plan, dated 5/19/14, as last revised 7/28/15, prepared by Fairbanks & Franklin, entitled “Retail Food Store with Drive-Through” (GDP).
3. Stacking lanes for drive-through facilities shall be designed so as to not impede traffic circulation.
4. All drive-through canopies shall be of coordinated color and materials so as to match the primary structure on-site.
5. Any canopy lighting shall be recessed within the canopy.

6. No carnival style signs, banners, lights, balloons, or windsocks shall be utilized on the Property, except on a strictly temporary basis for the grand opening of a business, and shall be removed promptly following the grand opening. The use of temporary and portable electronic, variable message signs, and flashing signs shall be prohibited at all times.
7. The building facades shall be designed in conformance with the building elevations entitled, “Stafford (Furnace Rd.) #6936,” prepared by Perkowitz + Ruth Architects, dated 8/3/15.
8. A double-row of evergreen trees shall be installed to screen all loading areas along the southwest side of the Property.
9. Conduits for a future traffic signal at the Garrisonville Road entrance, into the Property, shall be installed as part of the associated transportation improvements.
10. The volume of any loud speakers (if installed) will be maintained so that they are not audible from adjacent residential properties.
11. As part of the transitional buffer, the applicant shall construct a solid privacy fence and plant a double-row of evergreen trees along the Property’s boundary with residential lots fronting High Street prior to the issuance of the occupancy permit for the retail food store.
12. This CUP may be revoked or conditions modified for any violation of these conditions or any applicable federal, state or County Code, law, ordinance, or regulation, after the applicant is notified in writing by the County of the violation(s) and the applicant is given a reasonable opportunity to correct the violation(s).

Planning and Zoning; Consider a Partial Plat Vacation for Shea Estates Mr. Jeff Harvey, Director of Planning and Zoning, gave a presentation and answered Board members questions. Mr. Sterling asked about accessing the plat and if there was a driveway to the property from Bethel Church Road. Mr. Harvey confirmed that there was access to the property from Bethel Church Road.

Mr. Thomas noted that if the property was sub-divided, there was not enough road frontage to obtain VDOT approval. He said that there did not appear to be any public necessity to retain the plat restriction, and there was no apparent implication to other subdivision home owners.

Mr. Sterling asked if the property was subdivided, what was to keep the property owner from further subdividing the property in the future. He said that he was reluctant to remove the original restriction placed on the property, and inquired if the County had any interest in the tract or if there was a specific reason why, in the past, the restrictions were put into place.

Mr. Harvey replied that there were no specific reasons stated, but that County Code allowed it to be subdivided, and there was no public or government need for the land. Mr. Sterling said that if the public road was extended, there was potential for 13 lots.

Mr. Thomas asked if there were significant wetlands on the property, and could a cluster development be designed to one side of the property to avoid the wetlands. Mr. Harvey said that to build a public road, it would have to include drain fields, etc., and would be cost-prohibitive. Mr. Snellings asked if VDOT would approve it. Mr. Harvey said that there was not adequate frontage to build a public roadway.

Mr. Alan Howard, the applicant, addressed the Board saying that the plat was incorrect and no further subdivision of the property would take place. He said that a resource protection area prevented building several houses on the property. There was a shared driveway off Pudding Hill Road, but he was not looking to develop it. If he did, he would only build two homes and was willing to add that in writing to the request for vacation of the plat. He said further development of the property, beyond two homes, was impractical and cost prohibitive.

Mr. Sterling asked about the benefit to the County and talked about green space and the resource protection area on the property. He asked Mr. Howard why he wanted to add another lot. Mr. Howard responded that there was no other use for the land.

The Chairman opened the public hearing.

The following persons desired to speak:

Susan Randall            Lee D. Wilson  
Mary Scott                Craig Pertle  
Mike Swick (attorney for the applicant)

The Chairman closed the public hearing.

Mr. Howard again spoke to the Board saying that locating one house on the property was by-right and he was only asking for the right to place a second house there. He said that an environmental survey was done and a lot of money spent on the resource protection area and the perennial stream survey. He requested that the matter be deferred to allow time for him to meet with adjoining neighbors.

Ms. Bohmke asked what the adjoining home owners agreed to when they purchased their property, what was told to them about the undeveloped parcel adjacent to their land. Mr. Howard said they were supposed to receive covenants when they purchased their home. Ms. Bohmke wondered why the plat, if it was wrong, was not fixed a long time ago.

Ms. Sellers said that while she recognized Mr. Howard’s right to do with his property as he wished, why asked he did not sit down with his neighbors, particularly where this was contingent on the shared road. Mr. Howard said that he spoke to some of his neighbors, but not all. He said that Pudding Hill Road would not be where the access easement would be located. He said he spoke with Bob Scott (husband of Mary Scott, speaker at the public hearing). There would be no shared driveway, Pudding Hill Road was not in very good condition, and there was 80’ of fee simple right-of-way off Route 600, no shared driveway.

Mr. Thomas motioned, seconded by Mr. Sterling, to adopt proposed Resolution R15-260 to deny the applicant’s request for a plat vacation.

The Voting Board tally was:

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

Resolution R15-260 reads as follows:

A RESOLUTION DENYING THE PARTIAL PLAT VACATION  
OF SHEA ESTATES SUBDIVISION WITHIN THE GEORGE  
WASHINGTON ELECTION DISTRICT

WHEREAS, the subdivision plat known as Shea Estates was recorded as Plat Map No. PM030000127, among the Stafford County Land Records on July 16, 2003 (the Plat); and

WHEREAS, Note 14 on the Plat states, “The lots may not be further subdivided;” and

WHEREAS, Alan Howard (Property Owner) desires to subdivide lot 6 (Tax Map Parcel No. 56K-6); and

WHEREAS, the Property Owner submitted an application to vacate a portion of the Plat, specifically to vacate Note 14, which restricts the lots from being further subdivided; and

WHEREAS, pursuant to Virginia Code § 15.2-2272(2), and Stafford County Code Sec. 22-108, the Board held a public hearing on the proposed vacation; and

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

WHEREAS, the Board finds that removing the restriction under Note 14 from the Plat is not appropriate; and

WHEREAS, the Board finds that the partial plat vacation is not consistent with good zoning and subdivision practices;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 6<sup>th</sup> day of October, 2015, that the request to vacate a portion of the subdivision plat, Shea Estates Subdivision, as to Note 14, be and it hereby is denied.

Public Works; Grant Permanent Access to a Public Right-of-Way on Bonnie Lee Court

Mr. Steve Hubble, Assistant Director of Public Works, gave a presentation and answered Board members questions. He said that Bonnie Lee Court was located in the Serena Forest Subdivision in the Griffis-Widewater District. Mr. Milde said it would allow access but limit further subdivisions. He asked if the property owner was receptive to that. Mr. Hubble said that he was not. Mr. Cavalier said that they wanted access but not to have to pay for upgrades to get the road to State standards, and that proposed Resolution R15-293 was a compromise. Mr. Milde said that the cost to build a road was way more than to upgrade the existing one.

The co-owners of the property, Paul Janny and Paul (last name inaudible) said that they intended to limit it to two lots, with two home sites off of one private driveway.

The Chairman opened the public hearing.

The following persons desired to speak:

Don Maxner

Patsy Emmons

The Chairman closed the public hearing.

Mr. Cavalier motioned, seconded by Mr. Milde, to defer this item to a future Board meeting. (No return date was specified.)

The Voting Board tally was:

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

Nay: (0)

Utilities; Consider Condemnation and Exercise of Quick-Take Powers in Connection with the Route 1 North Sanitary Sewer Replacement Project Due to a settlement arrived at with the property owners, this item was deleted from the agenda.

(Add-on) County Administration; Express Support to FAMPO for Awarding a Construction Contract regarding the Onville Road Intersection Improvements Mr. Keith Dayton, Deputy County Administrator, gave a brief presentation and answered Board members questions.

Ms. Sellers motioned, seconded by Mr. Thomas, to adopt proposed Resolution R15-374.

The Voting Board tally was:

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

Resolution R15-374 reads as follows:

A RESOLUTION EXPRESSING SUPPPORT TO THE  
FREDERICKSBURG AREA METROPOLITAN PLANNING  
ORGANIZATION (FAMPO) FOR THE TRANSFER OF FUNDS  
NECESSARY TO AWARD A CONSTRUCTION CONTRACT FOR THE  
ONVILLE ROAD INTERSECTION IMPROVEMENTS

WHEREAS, the Virginia Department of Transportation (VDOT) recently received bids for the improvements to the Onville Road intersection with Garrisonville Road; and

WHEREAS, this project has now been competitively bid for the fourth time; and

WHEREAS, the apparent low bid of \$4,624,439 reportedly exceeds the project budget by about \$1,600,000; and

WHEREAS, VDOT expressed a desire to award the project to the apparent low bidder, subject to the transfer of surplus funds from another project; and

WHEREAS, VDOT identified the Falmouth Intersection Project as possibly having sufficient surplus funding to fund the Onville Road intersection improvement; and

WHEREAS, FAMPO may be required to approve any transfer of funds between projects;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 6<sup>th</sup> day of October, 2015, that it be and he hereby does express support to FAMPO for approving the transfer of funding, if necessary, to award a construction contract for the Onville Road Intersection Improvements.

Adjournment At 9:43 p.m. the Chairman declared the meeting adjourned.

---

Anthony J. Romanello, ICMA-CM  
County Administrator

---

Gary F. Snellings  
Chairman