

BOARD OF SUPERVISORS  
COUNTY OF STAFFORD  
STAFFORD, VIRGINIA

MINUTES

Regular Meeting  
March 20, 2007

Call to Order. A regular meeting of the Stafford County Board of Supervisors was called to order by Jack R. Cavalier, Chairman, at 1:08 P. M., Tuesday, March 20, 2007, in the Board Chambers, Stafford County Administration Center.

Roll Call. The following members were present: George H. Schwartz; M. S. "Joe" Brito; Jack R. Cavalier, Chairman; L. Mark Dudenhefer, Vice Chairman; Peter J. Fields, Robert C. Gibbons, and Paul V. Milde.

Also in attendance were: Steve Crosby, County Administrator; Joe Howard, County Attorney and Marty Beard, Chief Deputy Clerk.

Legislative; Work Session on Economic Development Visions for U. S. Route 17 and Falmouth. Mr. Tim Baroody, Director of Economic Development and Legislative Affairs, commented.

Mr. Lee Quill of Cunningham/Quill Architects, PLLC, gave a presentation and responded to Board members questions.

Legislative; Work Session on Proposed FY2008 Budget for Fire and Rescue. Mr. Rob Brown, Fire Chief, gave a presentation and responded to Board members questions.

Discussion ensued.

Legislative; Work Session on Proposed FY2008 Budget for Sheriff. Sheriff Charles Jett gave a presentation and responded to Board members questions.

Discussion ensued.

Recess. At 3:43 P.M., the Chairman declared a recess.

Call to Order. At 3:50 P.M., the Chairman called the meeting back to order.

Legislative; Closed Meeting. At 3:51 P.M., Mr. Fields motioned, seconded by Mr. Milde, to adopt proposed Resolution CM07-09.

The Voting Board tally was:

Yea:	(6)	Brito, Cavalier, Dudenhefer, Fields, Milde, Schwartz
Nay:	(0)	
Absent :	(1)	Gibbons

Resolution CM07-09 reads as follows:

#### A RESOLUTION TO AUTHORIZE CLOSED MEETING

WHEREAS, the Board of County Supervisors desires to consult with counsel and discuss in Closed Meeting the disposition of County-owned real property and the acquisition of real property for public purposes in regard to the Courthouse Area Redevelopment: Public-Private Partnership; where discussion in open meeting would adversely affect the negotiating strategy of the County and Legal Advice in regard to the

pending Crow's Nest condemnation litigation (Board of County Supervisors v. Stafford Lakes, L.P.); and

WHEREAS, pursuant to Section 2.2-3711 A3 and A7 VA Code Ann., such discussions may occur in Closed Meeting;

NOW, THEREFORE, BE IT RESOLVED that the Stafford Board of Supervisors, on this the 20<sup>th</sup> day of March, 2007 does hereby authorize discussions of the aforesated matters in Closed Meeting.

Call to Order. At 4:18 P.M., the Chairman called the meeting back to order.

Legislative; Closed Meeting Certification. Mr. Milde motioned, seconded by Mr. Fields, to adopt proposed Resolution CM07-09a.

The Voting Board tally was:

Yea: (7) Cavalier, Dudenhefer, Fields, Gibbons, Milde, Schwartz, Brito

Nay: (0)

Resolution CM07-09a reads as follows:

A RESOLUTION TO CERTIFY THE ACTIONS OF THE STAFFORD  
COUNTY BOARD OF SUPERVISORS IN A CLOSED MEETING ON  
MARCH 20, 2007

WHEREAS, the Board has, on this the 20<sup>th</sup> day of March, 2007, 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 20<sup>th</sup> day of March 2007, 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. No member dissents from the aforesaid certification.

Legislative; Regular Agenda Additions and Deletions. Mr. Gibbons motioned, seconded by Mr. Fields, to add proposed Resolution R07-152 and delete proposed Proclamations P07-09, P07-10, and P07-11 from the Regular Agenda.

The Voting Board tally was:

Yea: (7) Dudenhefer, Fields, Gibbons, Milde, Schwartz, Brito, Cavalier

Nay: (0)

Legislative; Consent Agenda. Mr. Gibbons motioned, seconded by Mr. Fields, to adopt the Consent Agenda consisting of Items 13 thru 17, omitting item 17 .

The Voting Board tally was:

Yea: (7) Milde, Schwartz, Brito, Cavalier, Dudenhefer, Fields, Gibbons

Nay: (0)

Legislative; Approve Minutes of Board Meeting. Regular Meeting of February 20, 2007

Item 14a. Legislative; Approve Proclamations.

Commemorate Posthumously Thomas E. Peachy.

Proclamation P07-03 reads as follows:

A PROCLAMATION TO COMMEMORTE POSTHUMOUSLY  
THOMAS E. PEACHEY

WHEREAS, Thomas E. Peachey, a veteran of the U.S. Marine Corps and U.S. Army, was one of the founders of Stafford Boy Scout Troop 845; and

WHEREAS, Thomas Peachey dedicated his life to Scouting, successfully completing the prestigious Wood Badge training course offering Scout Leaders an intensive, week-long camping experience to master the fundamentals of teamwork and patrol functions which are the hallmarks of the organization; and

WHEREAS, Thomas Peachey was admired by his fellow Leaders and the young men with whom he worked as a natural leader, an enthusiastic, patient, and even-tempered counselor and role model who encouraged his Scouts to excel in all endeavors and to meet challenges head-on; and

WHEREAS, despite serious health challenges later in his life, Thomas Peachey maintained a positive outlook, discovering innovative ways to continue the satisfying routine of daily life, enjoying camping expeditions, and even beating his contemporaries in friendly rounds of golf; and

WHEREAS, Thomas Peachey tragically succumbed to injuries he received in a car accident in January 2007; and

WHEREAS, Thomas Peachey leaves behind his beloved wife, Emily, and sons Michael and Andrew, of whom he was so very proud; and

WHEREAS, the Board desires to bring to the attention of citizens everywhere the commitment and joy with which Thomas Peachey served the Scouting community and all the citizens of Stafford;

NOW, THEREFORE, BE IT PROCLAIMED by the Stafford County Board of Supervisors on this the 20th day of March, 2007, that Thomas E. Peachey be and he hereby is commemorated posthumously.

Declare the Week of April 15-21, 2007 as Citizen Volunteer Appreciation Week

Proclamation P07-06 reads as follows:

A PROCLAMATION TO DECLARE THE WEEK OF APRIL 15 - 21,  
2007 AS CITIZEN VOLUNTEER APPRECIATION WEEK

WHEREAS, one foundation of a decent and just society is the willingness of people to work together for the common good through volunteers mobilized to help those experiencing social and psychological problems; to give of their time to recreational and cultural programs; and to contribute their expertise to local government services; and

WHEREAS, volunteer citizens provide switchboard, reception and ombudsman services as needed in the Administration Center and have responded more than 100,000 times to requests from citizens during the year; and

WHEREAS, Citizen Assistance Volunteer Teams have given more than 12,000 hours of service during the past year by providing data entry and traffic and transportation service to the Sheriff's Office; furnishing clerical and reception services in the Circuit, General District and Juvenile and Domestic Relations Courts; contributing general clerical support in many other offices as needed; and exhibiting a willingness to

provide immediate response and assistance during disasters; and responding citizen requests; and

WHEREAS, volunteer citizens have given more than 8,000 hours promoting and performing litter prevention clean-up programs and offering educational programs about litter prevention, recycling and conservation of our natural resources; and

WHEREAS, the Board desires to bring to the attention of citizens throughout the region the contributions of these special individuals and, in particular, to recognize 18 volunteers who have contributed significant hours of service to include Ida Ansell, 457 hours; Carolyn Beatson, 247 hours; Stuart Beatson 200 hours; Teddy Boatright, 210 hours; Bill Bowers, 359 hours; Laura Collinworth, 242 hours; Charlotte Crismond, 308 hours; Russell Decatur, 329 hours; Valerie Hart, 343 hours; Jim Heal, 241 hours; Nick Kopchinsky, 282 hours; Jay Lockhart, 538 hours; Shirley Nelson, 309 hours; Ginny Preda, 296 hours; Chuck Price, 267 hours; Mary Price, 333 hours; Michele Purton, 202 hours; Wilma Smith, 317 hours; Al Thompson, 220 hours; and Clevo Wheeling, 420 hours.

NOW, THEREFORE, BE IT PROCLAIMED by the Stafford County Board of Supervisors on this the 20th day of March, 2007, that the Week of April 15 - 21, 2007 be and it hereby is declared as Citizen Volunteer Appreciation Week.

Designate April 2007 as Organ and Tissue Donation Awareness Month in Stafford

Proclamation P07-07 reads as follows:

A PROCLAMATION TO DESIGNATE APRIL 2007 AS ORGAN  
AND TISSUE DONATION AWARENESS MONTH IN STAFFORD

WHEREAS, almost 2,300 people living in the Washington, D.C. metropolitan area are waiting for life-saving organ transplants, and thousands more will benefit from tissue transplants this year; and

WHEREAS, each day, 18 of the 94,000 Americans awaiting an organ transplant will die before they receive a second chance at life; and

WHEREAS, the Washington Regional Transplant Consortium is observing the 20<sup>th</sup> year of an ongoing campaign to educate citizens throughout the region about choosing to offer the Gift of Life through organ and tissue donation; and

WHEREAS, Stafford citizens can take the critical first step in making the decision to donate organs and tissue by accessing Virginia's online donor registry at [save7lives.org](http://save7lives.org), designating themselves as organ donors on their driver's licenses, and discussing the choice with their families before an emergency situation arises; and

WHEREAS, the Board desires to honor our country's organ and tissue donors and their families, whose decisions to share the Gift of Life through regional donor programs serves as a positive example for all citizens;

NOW, THEREFORE, BE IT PROCLAIMED by the Stafford County Board of Supervisors on this the 30th day of March, 2007, that April 2007 be and it hereby is designated as Organ and Tissue Donation Awareness Month in Stafford.

Recognize and Commend Meredith Cavalier.

Proclamation P07-08 reads as follows:

A PROCLAMATION TO RECOGNIZE AND COMMEND MEREDITH  
CAVALIER

WHEREAS, Meredith Cavalier, a sophomore at Brooke Point High School, is an exceptional athlete who has also achieved high academic honors; and

WHEREAS, Meredith Cavalier began swimming when she was only one year old, quickly earning the nickname “The Beast” for her tenacity during grueling practice sessions twice daily and consistent first-place finishes in swim competitions; and

WHEREAS, Meredith Cavalier has amassed an impressive record, including 22 Rappahannock Swim League Records; 19 Virginia Age Group and Senior Championship Titles; U.S. Swimming – Virginia State Record in the 400 yard freestyle relay; NCSA Junior National Qualifier; U.S. Junior National Qualifier; and U.S. Open National Qualifier; and

WHEREAS, Meredith Cavalier was also All State and District Champion in the 50 yard freestyle and 100 yard freestyle in her freshman year, and in her sophomore year garnered honors including District Champion in the 100 yard backstroke and 200 yard medley relay, as well as 100 yard backstroke Northwest Regional Champion and Virginia State Champion in 100m backstroke setting a new state record; and

WHEREAS, Meredith Cavalier was chosen by *The Free Lance-Star* as the Female Swimmer of the Year in both her freshman and sophomore years, and earned automatic high school All American Swimmer honors and Scholastic All American honors; and

WHEREAS, Meredith Cavalier recently made the national cut in the 100 yard backstroke with a time of 56.64, thereby qualifying for the U.S. Junior Nationals in Indianapolis, Short Course Nationals in Atlanta, and Spring Nationals in New York this year, the next step toward her goal of qualifying for the U.S. Olympic swimming trials in 2008; and

WHEREAS, the Board desires to bring to the attention of citizens everywhere the academic and sports accomplishments of Meredith Cavalier, and to wish her well as she attracts full academic and swimming scholarships at top universities as she works to earn a PreMed degree;

NOW, THEREFORE, BE IT PROCLAIMED by the Stafford County Board of Supervisors on this the 20th day of March, 2007, that Meredith Cavalier be and she hereby is recognized for her outstanding athletic and academic accomplishments.

Declare the Week of April 8-14, 2007 as National Telecommunicators Week in Stafford.

Proclamation P07-12 reads as follows:

A PROCLAMATION TO RECOGNIZE THE WEEK OF APRIL 8 – 14, 2007,  
AS NATIONAL TELECOMMUNICATORS WEEK IN STAFFORD

WHEREAS, dedicated public safety telecommunicators serve the citizens of Stafford County by answering requests for law enforcement and fire and emergency medical services on a daily basis, dispatching the appropriate assistance quickly and efficiently; and

WHEREAS, public safety telecommunicators are the first and most critical contact for emergency assistance, a vital link between citizens and other public safety providers who may apprehend a criminal, protect personal property from fire, or save a life; and

WHEREAS, the safety of our deputies and firefighters depends upon the quality and accuracy of information obtained by the telecommunicator and the dispatcher's expertise in providing that information via radio, telephone and computer; and

WHEREAS, emergencies can arise at any time, and the public can confidently rely on the vigilance and preparedness of these professionals under any conditions, 24 hours a day, 365 days a year; and

WHEREAS, the Association of Public Safety Communications Officials, an international organization of professionals engaged in the design, installation and operation of emergency response communications, designates one week in April each year to recognize these dedicated professionals and their crucial role in the protection of life and property; and

WHEREAS, the Board desires to call to the attention of citizens everywhere the dedication with which County's telecommunicators serve the community;

NOW, THEREFORE, BE IT PROCLAIMED by the Stafford County Board of Supervisors on this the 20th day of March, 2007, that the week of April 8 – 14, 2007, be and it hereby is recognized as National Telecommunicators Week in Stafford.

Item 15. Finance; Approve Expenditure Listings

Resolution R07-139 reads as follows:

A RESOLUTION TO APPROVE EXPENDITURE LISTING (EL)

DATED MARCH 6, 2007 THROUGH MARCH 19, 2007

WHEREAS, the Board has 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 20th day of March 2007, that the above-mentioned EL be and it hereby is approved.

Item 16. Utilities; Award Contract for Construction of Deacon Road Waterline

Resolution R07-142 reads as follows:

A RESOLUTION TO AUTHORIZE THE COUNTY ADMINISTRATOR TO EXECUTE A CONTRACT FOR CONSTRUCTION OF THE DEACON ROAD WATERLINE.

WHEREAS, the Board has authorized construction of the Deacon Road Waterline to improve the operation and reliability of the water system; and

WHEREAS, the project has been designed and offered for public bids; and

WHEREAS, twelve bids were received, with Rising Sun, Inc. the lowest responsive bidder with a bid of \$469,000; and

WHEREAS, staff has recommended the award of a contract to Rising Sun, Inc.;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 20<sup>th</sup> day of March, 2007, that the County Administrator be and he hereby is authorized to execute a contract with Rising Sun, Inc. in an amount not to exceed Four Hundred Sixty-nine Thousand Dollars (\$469,000) for construction of the Deacon Road Waterline.

Administration; Authorize a Contribution to the Rappahannock United Way. Mr. Schwartz commented.

Mr. Schwartz motioned, seconded by Mr. Gibbons, to defer proposed Resolution R07-143.

Discussion ensued.

The Voting Board tally was:

Yea: (6) Schwartz, Brito, Cavalier, Dudenhefer, Fields, Gibbons

Nay: (1) Milde

Public Services; Authorize the County Administrator to Execute an Addendum to the County/State Agreement Regarding the Airport Access Road (Centreport Parkway).

The Deputy County Administrator gave a presentation.

Mr. Brito motioned, seconded by Mr. Dudenhefer, to adopt proposed Resolution R07-115.

Discussion ensued.

The Voting Board tally was:

Yea: (6) Brito, Cavalier, Dudenhefer, Fields, Gibbons, Milde

Nay: (1) Schwartz

Resolution R07-115 reads as follows:

A RESOLUTION WHICH AUTHORIZES THE COUNTY ADMINISTRATOR TO EXECUTE AN ADDENDUM TO THE COUNTY/STATE AGREEMENT FOR THE AIRPORT ACCESS ROAD (CENTREPORT PARKWAY)

WHEREAS, on June 25, 1998, a County/State Agreement was executed with the Virginia Department of Transportation (VDOT) for the design and construction of the

Airport Access Road, now known as Centreport Parkway and the allocation of Airport Access Funds; and

WHEREAS, the County has met all requirements of said agreement, except that the street has not been accepted into the State System of Secondary Highways due to certain deficiencies; and

WHEREAS, in order to expedite acceptance of the street, VDOT recommends they perform the corrective work which requires an addendum to the original agreement;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 20th day of March, 2007, that the County Administrator be and he hereby is authorized to execute an Addendum to the June 25, 1998 County/State Agreement; and

BE IT FURTHER RESOLVED by the Board that a copy of the resolution be provided to the VDOT Residency Administrator.

Legislative; Discuss Sidewalk Snow Removal. Mr. Gibbons commented.

Hearing no objections from the Board, this item is to be placed on the legislative agenda for the next session.

Legislative; Discuss Naming of County Buildings. Mr. Schwartz commented.

Discussion ensued.

Hearing no objections from the Board, this item was forwarded to a committee of Mr. Schwartz and Mr. Fields to further review and formulate a policy.

Legislative; Discuss ADA Grievance Committee. Mr. Milde commented.

Hearing no objections from the Board, a committee of Mr. Brito and Mr. Milde was formed to review the applications and report back.

Legislative; Memorial for Iraq War Veterans. Mr. Gibbons commented.

A committee of Mr. Gibbons and Mr. Dudenhefer was formed to review the issue and report back.

Legislative; Express Support to the Virginia Department of Transportation for the Installation of an All-Way Stop Condition at the Intersection of Northampton Boulevard and Brittany Lane at Hampton Oaks Elementary School. Mr. Dudenhefer commented.

Mr. Dudenhefer motioned, seconded by Mr. Gibbons, to adopt proposed Resolution R07-152.

Discussion ensued.

The Voting Board tally was:

Yea: (7) Dudenhefer, Fields, Gibbons, Milde, Schwartz, Brito, Cavalier

Nay: (0)

Resolution R07-152 reads as follows:

A RESOLUTION TO THE VIRGINIA DEPARTMENT OF  
TRANSPORTATION EXPRESSING ITS SUPPORT  
OF THE INSTALLATION OF AN ALL-WAY STOP  
CONDITION AT THE INTERSECTION OF NORTHAMPTON  
BOULEVARD AND BRITTANY LANE AT HAMPTON  
OAKS ELEMENTARY SCHOOL

WHEREAS, the Hampton Oaks Homeowners Association (HOA) submitted a request to install all-way stop signs at the intersection of Northampton Boulevard and Brittany Lane at Hampton Oaks Elementary School; and

WHEREAS, upon review of the intersection, the Virginia Department of Transportation (VDOT) approves of the proposal contingent on the completion of four steps: 1) a letter from the Hampton Oaks HOA to the Board expressing community support for the installation of these devices, 2) the HOA directly contact homeowners on each corner of the effected intersection and inform them of the proposed operational change, 3) the Board approve a resolution for installation of an All-Way Stop Condition (AWSC) at this intersection, and 4) the County notify VDOT regarding fulfillment of these transactions and request that the department move to implementation; and

WHEREAS, the Board supports the safety of the citizens of the County and the implementation of traffic safety initiatives such as this;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 20th day of March, 2007, that it be and hereby does support the installation by VDOT of an AWSC at the intersection of Northampton Boulevard and Brittany Lane at Hampton Oaks Elementary School.

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the VDOT Fredericksburg Residency Administrator.

Recess. At 4:40 P.M., the Chairman declared a recess until 7:00 P.M.

Call to Order. At 7:05 P.M., the Chairman called the meeting back to order.

Invocation. Mr. Fields gave the Invocation.

Pledge of Allegiance. Boy Scout Troop #850 from St. Peters Lutheran Church led in the Pledge of Allegiance to the Flag of the United States of America.

Presentation by the Lions Club. Mr. Cliff Neve, President of the Lions Club, gave a presentation and responded to Board members questions.

Presentations by the Public. The following persons spoke on topics as identified:

- |                      |   |
|----------------------|---|
| Bryan Stoelker       | - Sutherland Boulevard.                                   |
| Marr Snyder          | - Sutherland Boulevard.                                   |
| Jessica Zellmer      | - Sutherland Boulevard.                                   |
| Cathie Fisher Braman | - Rappahannock Council on Domestic Violence.              |
| Ray Pollock          | - Cost of Community Services for residential development. |
| Nan Rollison         | - Food chain; green house gases.                          |
| Julie Wilshusen      | - School budget.  |
| Stephanie Johnson    | - School budget.  |
| Pam Brooks           | - Ruby precinct polling place.                            |
| Lou Silver           | - Archaeology.  |

Planning; Amend and Reordain the Zoning Ordinance to Reclassify 26.12 Acres from A-1 to B-2 at 1221 Warrenton Road. Mr. Jeff Harvey, Director of Planning and Community Development, gave a presentation.

The Chairman opened a public hearing.

The following persons spoke:

- Steve Klebonoff, Applicant
- Bruce Kitchens
- Thomas Roberts
- Greg Motta
- Doug Lacey

Nan Rollison

Lou Silver

The Chairman closed the public hearing.

Mr. Brito motioned, seconded by Mr. Fields, to defer proposed Ordinance O07-13.

Discussion ensued.

The Voting Board tally was:

Yea: (6) Fields, Gibbons, Milde, Schwartz, Brito, Cavalier

Nay: (1) Dudenhefer

Planning; Rezone 372.85 Acres from A-1, Agricultural, to R-1, Suburban Residential, at 134 Den Rich Road for Brentsmill, LLC. Mr. Jeff Harvey, Director of Planning and Community Development, gave a presentation.

The Chairman opened a public hearing.

The following persons spoke:

Mr. Clark Leming, on behalf of the Applicant

David Young

Patricia Kurpiel

James McMath

Scott Huber

Nan Rollison

Carl Wohletz

Jerry Moore

John Rheinbolt

Lou Silver

Clark Leming

The Chairman closed the public hearing.

Mr. Cavalier motioned, seconded by Mr. Milde to defer proposed Ordinance O07-11.

The Voting Board tally was:

Yea: (5) Gibbons, Milde, Cavalier, Dudenhefer, Fields

Nay: (2) Schwartz, Brito

Planning; Amend and Reordain the Zoning Ordinance by Amending Proffered Conditions on 24.76 Acres at 220 Warrenton Road for Stafford CT, LLC and Consider a Conditional Use Permit at 220 Warrenton Road. Mr. Jeff Harvey, Director of Planning and Community Development, gave a presentation on both issues.

The Chairman opened a public hearing on both issues.

The following persons spoke:

Clark Leming, on behalf of the Applicant

Maynard Sipe

Dan Wallace

The Chairman closed the public hearing on both issues.

Mr. Schwartz motioned, seconded by Mr. Dudenhefer, to adopt proposed Ordinance O07-26.

Discussion ensued.

The Voting Board tally was:

Yea: (7) Milde, Schwartz, Brito, Cavalier, Dudenhefer, Fields, Gibbons

Nay: (0)

Ordinance O07-26 reads as follows:

AN ORDINANCE TO AMEND AND REORDAIN THE ZONING  
ORDINANCE FOR STAFFORD COUNTY BY AMENDING THE

PROFFERED CONDITIONS ON ASSESSOR'S PARCELS 45-92,  
92B, 92C, 92D AND 93, ZONED B-2, URBAN COMMERCIAL  
ZONING DISTRICT, FALMOUTH ELECTION DISTRICT

WHEREAS, Stafford C.T., L.L.C., applicant, has submitted application RC2600707 requesting an amendment to proffered conditions on Assessor's Parcels 45-92, 45-92B, 45-92C, 45-92D and 45-93 zoned B-2, Urban Commercial, consisting of 24.76 acres located northwest of the intersection of Melchers Drive and Warrenton Road, opposite Lendall Lane, Falmouth Election District; and

WHEREAS, the Board has carefully considered the recommendation of the Planning Commission and staff and the testimony at the public hearing; and

WHEREAS, the Board has determined that the requested amendment to proffered conditions is appropriate;

NOW, THEREFORE BE IT ORDAINED, by the Stafford County Board of Supervisors on this the 20<sup>th</sup> day of March, 2007, that the Zoning Ordinance for Stafford County be and it hereby is amended and reordained by amending the zoning district map to amend proffered conditions on the parcel of land as described above, as follows:

1. Transportation Improvements - The applicant shall make the following transportation improvements:
  - (a) A realigned, divided entrance into the site shall be constructed by the applicant with a three (3) lane southbound egress and a two (2) lane northbound ingress, shown as Entrance "A" on the Generalized Development Plan, prepared by Greenhorne and O'Mara, Inc., dated February 10, 2000, ("the GDP"). The improvements shall be made at such time the applicant is directed to do so by VDOT, but in no event shall the entrance improvements be required prior to the time of commercial pad

development or the construction of more than 20,000 square feet of office space. In addition, the entrance improvements shall not be required prior to the development of the self-storage facility.

- (b) A dedicated westbound right-turn lane from U. S. Route 17 Business to the Entrance "A" road shall be constructed, as shown on the GDP. The improvement shall be made at such time the applicant is directed to do so by VDOT, but in no event prior to the time of commercial pad development. In addition, the right-turn lane shall not be required prior to the development of the self-storage facility.
- (c) The existing signal on U. S. Route 17 Business shall be modified, if necessary, to accommodate the improvement referenced in (a) and (b) above and shall be re-phased and re-timed to accommodate further operations to the extent necessary. The signal improvements shall be made at such time the applicant is directed to do so by VDOT, but in no event prior to the time of commercial pad development. In addition, the signal improvements shall not be required prior to the development of the self-storage facility.

A modified triangular traffic island, as shown on the inset to the GDP, shall be constructed at Entrance "B" so that traffic turning onto U. S. Route 17 business from Entrance "B" will be limited to a right-turn out only. This improvement shall be made at such time the applicant is required to do so by VDOT, but in no event prior to the development of the self-storage facility. In the alternative, should VDOT determine that a raised median is preferred to the traffic island, the applicant shall make a pro-rata contribution to the cost of the improvement. The applicant's share of the cost of the raised median improvement shall be based on the relative traffic contribution to the need for the improvement created by applicant's

development, as determined by a traffic study conducted by the applicant, subject to review by the County and VDOT.

- (d) A continuous right-turn lane shall be constructed across the front of the property from Melchers Drive to the right-turn in/right-turn out location (Entrance "B") as shown on the GDP. This improvement shall be completed prior to the issuance of any occupancy permit for any portion of the site.
  - (e) A travel lane across the northern portion of the B-2 portion of the parcel, in the appropriate location shown on the GDP, shall be constructed to serve as a parallel road and provide inter-parcel access to Parcel 45-88. This improvement shall not be required prior to the completion of the self-storage facility, 20,000 square feet of office space, and the commercial pad(s) along U. S. Route 17.
  - (f) Lendall Lane shall be re-striped as necessary to accommodate the signal changes referenced above or realignment of traffic due to any of the improvements referenced above.
  - (g) The applicant shall construct right-in, left-out access for ingress and egress from realigned Entrance A to and from Assessor's Parcel 53-6A (the Arby's) as shown on the GDP, at the time the improvements required at Proffer 1(a) is completed.
2. Access from U. S. Route 17 - Access to and from the site shall be limited to Entrances A and B, as shown on the GDP. Entrances A and B shall be a minimum of 200 feet apart and have a minimum curb radius of 25 feet. In addition, excluding the Melchers Drive entrance, and the dedicated right turn lane shown on the GDP, entrance A will have a minimum throat length of ~~200~~ 180 feet. Entrance B will have a minimum throat length of 100 feet.

3. Abandonment Costs - The applicant agrees to pay the filing and advertising fees associated with the abandonment of any portion of Melchers Drive.
4. Building Materials - The applicant agrees that brick shall be the primary building material for the facade of any retail building facing U. S. Route 17.

Mr. Schwartz motioned, seconded by Mr. Dudenhefer, to adopt proposed Resolution R07-133.

The Voting Board tally was:

Yea: (7) Schwartz, Brito, Cavalier, Dudenhefer, Fields, Gibbons, Milde  
Nay: (0)

Resolution R07-133 reads as follows:

A RESOLUTION TO APPROVE A CONDITIONAL USE PERMIT PURSUANT TO APPLICATION CUP2501638 TO ALLOW A CONVENIENCE STORE AND VEHICLE FUEL SALES IN A HC, HIGHWAY CORRIDOR OVERLAY DISTRICT ON ASSESSOR'S PARCEL 45-92C, FALMOUTH ELECTION DISTRICT

WHEREAS, 7-Eleven, Inc., applicant, has submitted application CUP2501638 requesting a Conditional Use Permit to allow a convenience store and vehicle fuel sales in a HC, Highway Corridor Overlay District on the above-described property; and

WHEREAS, the application has been submitted pursuant to Section 28-59(e) of the Zoning Ordinance which permits convenience stores and vehicle fuel sales after a Conditional Use Permit has been issued by the Board; and

WHEREAS, the Board has carefully considered the recommendation of the Planning Commission and staff and the testimony at the public hearing; and

WHEREAS, the Board has determined that the request meets the standards of the Zoning Ordinance for issuance of a Conditional Use Permit;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 20<sup>th</sup> day of March, 2007, that a Conditional Use Permit pursuant to application CUP2501638 be and it hereby is approved with the following conditions:

1. This Conditional Use Permit is to allow a convenience store and vehicle fuel sales within the Highway Corridor Overlay District on Assessor's Parcel 45-92C, consisting of 2.42 acres.
2. The property shall be constructed in general conformance with the conditional use plan prepared by Huron Consulting dated January 18, 2007 and sealed on January 22, 2007.
3. The building and canopy shall be constructed in conformance with the architectural elevations prepared by URS dated January 18, 2007. The brick shall be compatible with the brick used on the existing office building located within the Sydney Hastings development, as approved by the Director of Planning.
4. The dumpster and cart storage enclosure shall be generally located as shown on the conditional use plan and constructed as a brick faced enclosure with wood gates.
5. The dumpster and cart storage enclosure, equipment yard enclosure, canopy support columns, and monument sign base shall be brick-faced with brick to match that used on the store building.

6. The landscape design shall conform to Crime Prevention through Environment Design principals.
7. No pay phones shall be attached to the store building. Any pay phones provided shall be set at the edge of the paved parking area in accordance with Crime Prevention through Environmental Design principals.
8. A photometric lighting plan shall be submitted which is in accordance with Crime Prevention through Environment Design principals. Said plan shall be reviewed and approved by the Planning Department as part of the Site Plan. All underside canopy lighting shall consist of full cut-off lighting fixtures where the light source is either completely flush or recessed within the underside of the canopy. Light pole fixtures shall be no taller than twenty-five (25) feet in height, as measured from the finished grade to the bottom of the light source or bulb.
9. Access to the site shall be limited to the three entrances as shown on the conditional use plan. An occupancy permit shall not be granted until such time that the new Solomon's Drive and the relocated Melcher's Drive are constructed and operational, and the associated traffic signal by others is operational.
10. All stormwater management facilities on site shall be designed with oil/water separators to prevent hydrocarbons from exiting stormwater discharge from the site.
11. The Conditional Use Permit shall expire if a building permit has not been applied for within five (5) years from the date of approval of this application.
12. If requested by the County at the time of site plan review, the applicant shall purchase and install a historic marker sign, as shown on the conditional use plan. Said sign shall identify and commemorate historic Falmouth. The text of said sign shall be reviewed and approved by the Director of Planning.

13. This Conditional Use Permit may be revoked or conditions amended by the Board for violation of these conditions or any applicable county, state or federal law.

Planning; Amend and Reordain the Zoning Ordinance by Amending the Zoning District Map to Reclassify from A-1, Agricultural, and A-2, Rural Residential, to M-1, Light Industrial, 590 Acres at 75 Aviation Way. Mr. Jeff Harvey, Director of Planning and Community Development, gave a presentation.

The Chairman opened a public hearing.

The following persons spoke:

Ted Parks

Lou Silver

The Chairman closed the public hearing.

Mr. Milde motioned, seconded by Mr. Dudenhefer, to adopt proposed Ordinance O07-25.

The Voting Board tally was:

Yea: (5) Cavalier, Dudenhefer, Gibbons, Milde, Schwartz

Nay: (2) Brito, Fields

Ordinance O07-25 reads as follows:

AN ORDINANCE TO AMEND AND REORDAIN THE ZONING ORDINANCE FOR STAFFORD COUNTY BY AMENDING THE ZONING DISTRICT MAP TO RECLASSIFY FROM A-1, AGRICULTURAL, AND A-2, RURAL RESIDENTIAL, TO M-1, LIGHT INDUSTRIAL, ON PROPERTY IDENTIFIED AS ASSESSOR'S PARCELS 37-66 AND 37-71 (PORTION), HARTWOOD ELECTION DISTRICT

WHEREAS, Stafford County Board of Supervisors, applicant, has submitted application RC2700079 requesting reclassification from A-1, Agricultural, and A-2, Rural Residential, to M-1, Light Industrial, of property consisting of approximately 590 acres, located on the west side of Centreport Parkway, south of Ramoth Church Road, Hartwood Election District; and

WHEREAS, the Board has carefully considered the recommendation of the Planning Commission and staff and the testimony at the public hearing; and

WHEREAS, the Board has determined that the requested zoning is compatible with the surrounding land uses and zoning;

NOW, THEREFORE, BE IT ORDAINED by the Stafford County Board of Supervisors on this the 20<sup>th</sup> day of March, 2007, that the Zoning Ordinance for Stafford County be and it hereby is amended and reordained by amending the Zoning District Map to reclassify the parcels of land, as shown on the plats of survey prepared by Rinker-Detwiler and Associates, P. C. dated February 18, 1994 and July 25, 1997, from A-1, Agricultural, and A-2, Rural Residential, to M-1, Light Industrial

Legislative; Request the Planning Commission Review a Proposed Airport District. Mr. Gibbons motioned, seconded by Mr. Milde, to request that the Planning Commission review and prepare an ordinance amendment to create an Airport District.

The Voting Board tally was:

Yea: (7) Schwartz, Brito, Cavalier, Dudenhefer, Fields, Gibbons, Milde

Nay: (0)

Recess. At 10:20 P. M. the Chairman declared a recess.

Call to Order. At 10:26 P. M. the Chairman called the meeting back to order.

County Attorney; Amend Section 9-34 of the County Code to Relocate the Ruby Precinct in the Rock Hill District from Rock Hill Fire Station to Rock Hill Baptist Church. The County Attorney gave a presentation.

The Chairman opened a public hearing.

No one desired to speak.

The Chairman closed the public hearing.

Mr. Gibbons motioned, seconded by Mr. Dudenhefer, to adopt proposed Ordinance O07-24.

The Voting Board tally was:

Yea: (6) Dudenhefer, Fields, Gibbons, Milde, Brito, Cavalier

Nay: (1) Schwartz

Ordinance O07-24 reads as follows:

AN ORDINANCE WHICH AMENDS CHAPTER 9, SECTION 9-34  
OF THE STAFFORD COUNTY CODE REGARDING THE  
PRECINCTS AND POLLING PLACES IN THE ROCK HILL  
ELECTION DISTRICT

WHEREAS, the Board revised the election districts, precincts and polling places on March 15, 2005, meeting the requirement of Section 24.2 of the Code of Virginia, (1950), as amended, to reapportion election districts every ten years; and

WHEREAS, concern has been raised that the polling place for the Ruby Precinct in the Rock Hill Election District is not accessible; and

WHEREAS, the Board has determined that it is in the public interest to change the location of the polling place for the Ruby Precinct in the Rock Hill Election District to a location that is accessible; and

NOW, THEREFORE, BE IT ORDAINED by the Stafford County Board of Supervisors on this 20<sup>th</sup> day of March, 2007, that the portion of the Stafford County Code entitled Elections and pertaining to the Rock Hill Election District be and it hereby is amended as follows:

**Sec. 9-34. Designated.**

TABLE INSET:

Election District	Precinct	Polling Place
Falmouth	Gayle	Gayle Middle School
	Falmouth	Falmouth Elementary School
	Grafton	Grafton Village Elementary School
	Drew	Drew Middle School
Rock Hill	Ruby	<del>Rock Hill Volunteer Fire Department</del> <u>Rock Hill Baptist Church</u>
	Roseville	Rock Hill Elementary School
	Rock Hill	Mt. Ararat Baptist Church
	Stefaniga	Rodney E. Thompson Middle School
Hartwood	Hartwood	Hartwood Presbyterian Church
	Rocky Run	Rocky Run Elementary School
	Simpson	Stafford Senior High School

	Ramoth	Colonial Forge High School
George Washington	Chatham	Falmouth Volunteer Fire Department
	Ferry Farm	Ferry Farm Elementary School
	White Oak	White Oak Volunteer Rescue Squad
Aquia	Brooke	Brooke Point High School
	Courthouse	Courthouse Community Center
	Aquia	Anne E. Moncure Elementary School
Griffis-Widewater	Griffis	Kate Waller Barrett Elementary School
	Widewater	Widewater Elementary School
	Harbour	Aquia Harbour Country Club
Garrisonville	Hampton	Hampton Oaks Elementary School
	Woodlands	Park Ridge Elementary School
	Whitson	John M. Porter Library

Finance; Authorize the Issuance and Sale of Up to \$22,780,000 General Obligation School Bonds to be Sold to the Virginia Public School Authority and Budget and Appropriate the Proceeds. The Deputy County Administrator gave a presentation.

The Chairman opened a public hearing.

The following person spoke:

Andre' Nougaret

The Chairman closed the public hearing.

Mr. Gibbons motioned, seconded by Mr. Dudenhefer, to adopt proposed Resolution R07-82 and Resolution R07-83.

The Voting Board tally was:

Yea: (7) Fields, Gibbons, Milde, Schwartz, Brito, Cavalier, Dudenhefer

Nay: (0)

Resolution R07-82 reads as follows:

A RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF  
NOT TO EXCEED \$13,980,000 GENERAL OBLIGATION SCHOOL  
BONDS OF THE COUNTY OF STAFFORD, VIRGINIA TO BE SOLD  
TO THE VIRGINIA PUBLIC SCHOOL AUTHORITY AND  
PROVIDING FOR THE FORM AND DETAILS THEREOF

WHEREAS, the Board of Supervisors (the "Board") of the County of Stafford, Virginia (the "County") has determined that it is necessary and expedient to borrow an amount not to exceed \$13,980,000 and to issue its general obligation school bonds to finance certain capital projects for school purposes; and

WHEREAS, the Board held a public hearing on March 20, 2007, on the issuance of the Bonds (as defined below) in accordance with the requirements of Section 15.2-2606, Code of Virginia (1950), as amended, (the "Virginia Code"); and

WHEREAS, the School Board of the County has requested, by resolution, the Board to authorize the issuance of the Bonds and has consented to the issuance of the Bonds; and

WHEREAS, the objective of the Virginia Public School Authority ("VPSA") is to pay the County a purchase price for the Bonds which, in VPSA's judgment, reflects the Bonds' market value (the "VPSA Purchase Price Objective"), taking into consideration such factors as the amortization schedule the County has requested for the Bonds, the amortization schedules requested by other localities, the purchase price to be received by VPSA for its bonds and other market conditions relating to the sale of VPSA's bonds; and

WHEREAS, such factors may result in requiring the County to accept a discount, given the VPSA Purchase Price Objective and market conditions, under which

circumstance the proceeds from the sale of the Bonds received by the County will be less than the amount set forth in paragraph 1 below;

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

1. Authorization of Bonds and Use of Proceeds. The Board hereby determines that it is advisable to contract a debt and to issue and sell general obligation school bonds of the County in the aggregate principal amount not to exceed \$13,980,000 (the "Bonds") for the purpose of financing certain capital projects for school purposes. The Board hereby authorizes the issuance and sale of the Bonds in the form and upon the terms established pursuant to this Resolution.

2. Sale of the Bonds. It is determined to be in the best interest of the County to accept the offer of VPSA to purchase from the County, and to sell to VPSA, the Bonds at a price determined by VPSA and accepted by the Chairman of the Board or the County Administrator and upon the terms established pursuant to this Resolution. The County Administrator and the Chairman of the Board, or either of them, and such officer or officers of the County as either of them may designate, are hereby authorized and directed to enter into the Bond Sale Agreement with VPSA providing for the sale of the Bonds to VPSA in substantially the form on file with the County Administrator, which form is hereby approved (the "Bond Sale Agreement").

3. Details of the Bonds. The Bonds shall be issuable in fully registered form in denominations of \$5,000 and whole multiples thereof; shall be dated the date of issuance and delivery of the Bonds; shall be designated "General Obligation School Bonds, Series 2007" (or such other designation as the County Administrator may approve) shall bear interest from the date of delivery thereof payable semi-annually on each January 15 and July 15 (each an "Interest Payment Date"), beginning January 15, 2008, at the rates established in accordance with paragraph 4 of this Resolution; and shall mature on July 15 in the years (each a "Principal Payment Date") and in the amounts established in accordance with Paragraph 4 of this Resolution. The Interest Payment Dates and the Principal Payment Dates are subject to change at the request of VPSA.

4. Principal Installments and Interest Rates. The County Administrator is hereby authorized and directed to accept the interest rates on the Bonds established by VPSA, provided that each interest rate shall be no more than ten one-hundredths of one percent (0.10%) over the interest rate to be paid by VPSA for the corresponding principal payment date of the bonds to be issued by VPSA (the "VPSA Bonds"), a portion of the proceeds of which will be used to purchase the Bonds, and provided further, that the true interest cost of the Bonds does not exceed six percent (6%) per annum. The County Administrator is further authorized and directed to accept the aggregate principal amount of the Bonds and the amounts of principal of the Bonds coming due on each Principal Payment Date (the "Principal Installments") established by VPSA, including any changes in the Interest Payment Dates, the Principal Payment Dates and the Principal Installments which may be requested by VPSA provided that such aggregate principal amount shall not exceed the maximum amount set forth in Paragraph 1 and the final maturity of the Bonds shall not be later than 26 years from their date. The execution and delivery of the Bonds as described in Paragraph 8 hereof shall conclusively evidence such Interest Payment Dates, Principal Payment Dates, interest rates, principal amount, and Principal Installments as having been so accepted as authorized by this Resolution.

5. Form of the Bonds. The Bonds shall be initially in the form of a single, temporary typewritten bond substantially in the form attached hereto as Exhibit A.

6. Payment; Paying Agent and Bond Registrar. The following provisions shall apply to the Bonds:

(a) For as long as VPSA is the registered owner of the Bonds, all payments of principal of, premium, if any, and interest on the Bonds shall be made in immediately available funds to VPSA at or before 11:00 a.m. on the applicable Interest Payment Date, Principal Payment Date or date fixed for prepayment or redemption, or if such date is not a business day for Virginia banks or for the Commonwealth of Virginia, then at or before 11:00 a.m. on the business day next preceding such Interest Payment Date, Principal Payment Date or date fixed for prepayment or redemption;

(b) All overdue payments of principal and, to the extent permitted by law, interest shall bear interest at the applicable interest rate or rates on the Bonds; and

(c) U.S. Bank National Association, Richmond, Virginia, is designated as Bond Registrar and Paying Agent for the Bonds.

7. Prepayment or Redemption. The Principal Installments of the Bonds held by VPSA coming due on or before July 15, 2017, and the definitive Bonds for which the Bonds held by VPSA may be exchanged that mature on or before July 15, 2017, are not subject to prepayment or redemption prior to their stated maturities. The Principal Installments of the Bonds held by VPSA coming due after July 15, 2017, and the definitive Bonds for which the Bonds held by VPSA may be exchanged that mature after July 15, 2017, are subject to prepayment or redemption at the option of the County prior to their stated maturities in whole or in part, on any date on or after July 15, 2017, upon payment of the prepayment or redemption prices (expressed as percentages of Principal Installments to be prepaid or the principal amount of the Bonds to be redeemed) set forth below plus accrued interest to the date set for prepayment or redemption:

<u>Dates</u>	<u>Prices</u>
July 15, 2017 to July 14, 2018, inclusive.....	101%
July 15, 2018 to July 14, 2019, inclusive.....	100.5
July 15, 2019 and thereafter.....	100;

Provided, however, that the Bonds shall not be subject to prepayment or redemption prior to their stated maturities as described above without first obtaining the written consent of the registered owner of the Bonds. Notice of any such prepayment or redemption shall be given by the Bond Registrar to the registered owner by registered mail not more than ninety (90) and not less than sixty (60) days before the date fixed for prepayment or redemption. The County Administrator is authorized to approve such other redemption provisions, including changes to the redemption dates set forth above, as may be requested by VPSA.

8. Execution of the Bonds. The Chairman or Vice Chairman and the Clerk or any Deputy Clerk of the Board are authorized and directed to execute and deliver the Bonds and to affix the seal of the County thereto. The manner of such execution may be by facsimile, provided that if both signatures are by facsimile, the Bonds shall not be valid until authenticated by the manual signature of the Paying Agent.

9. Pledge of Full Faith and Credit. For the prompt payment of the principal of, and the premium, if any, and the interest on the Bonds as the same shall become due, the full faith and credit of the County are hereby irrevocably pledged, and in each year while any of the Bonds shall be outstanding there shall be levied and collected in accordance with law an annual ad valorem tax upon all taxable property in the County subject to local taxation sufficient in amount to provide for the payment of the principal of, and the premium, if any, and the interest on the Bonds as such principal, premium, if any, and interest shall become due, which tax shall be without limitation as to rate or amount and in addition to all other taxes authorized to be levied in the County to the extent other funds of the County are not lawfully available and appropriated for such purpose.

10. Use of Proceeds Certificate; Non-Arbitrage Certificate. The Chairman of the Board and the County Administrator, or either of them and such officer or officers of the County as either may designate are hereby authorized and directed to execute a Non-Arbitrage Certificate, if required by bond counsel, and a Use of Proceeds Certificate setting forth the expected use and investment of the proceeds of the Bonds and containing such covenants as may be necessary in order to show compliance with

the provisions of the Internal Revenue Code of 1986, as amended (the "Code"), and applicable regulations relating to the exclusion from gross income of interest on the Bonds and on the VPSA Bonds. The Board covenants on behalf of the County that (i) the proceeds from the issuance and sale of the Bonds will be invested and expended as set forth in such Use of Proceeds Certificate and the County shall comply with the covenants and representations contained therein, and (ii) the County shall comply with the

provisions of the Code so that interest on the Bonds and on the VPSA Bonds will remain excludable from gross income for federal income tax purposes.

11. State Non-Arbitrage Program; Proceeds Agreement. The Board hereby determines that it is in the best interests of the County to authorize and direct the County Treasurer to participate in the State Non-Arbitrage Program in connection with the Bonds. The County Administrator and the Chairman of the Board, or either of them and such officer or officers of the County as either of them may designate, are hereby authorized and directed to execute and deliver a Proceeds Agreement with respect to the deposit and investment of proceeds of the Bonds by and among the County, the other participants in the sale of the VPSA Bonds, VPSA, the investment manager, and the depository substantially in the form on file with the County Administrator, which form is hereby approved.

12. Continuing Disclosure Agreement. The Chairman of the Board and the County Administrator, or either of them, and such officer or officers of the County as either of them may designate are hereby authorized and directed (i) to execute a Continuing Disclosure Agreement, as set forth in Appendix F to the Bond Sale Agreement, setting forth the reports and notices to be filed by the County and containing such covenants as may be necessary in order to show compliance with the provisions of the Securities and Exchange Commission Rule 15c2-12, and (ii) to make all filings required by Section 3 of the Bond Sale Agreement should the County be determined by VPSA to be a MOP (as defined in the Continuing Disclosure Agreement).

13. Filing of Resolution. The appropriate officers or agents of the County are hereby authorized and directed to cause a certified copy of this Resolution to be filed with the Circuit Court of the County.

14. Further Actions. The County Administrator, the Chairman of the Board, and such other officers, employees and agents of the County as either of them may designate are hereby authorized to take such action as the County Administrator or the Chairman of the Board may consider necessary or desirable in connection with the

issuance and sale of the Bonds and any such action previously taken is hereby ratified and confirmed.

15. Effective Date. This Resolution shall take effect immediately.

The undersigned Clerk of the Board of Supervisors of the County of Stafford, Virginia, hereby certifies that the foregoing constitutes a true and correct extract from the minutes of a meeting of the Board of Supervisors held on March 20, 2007, and of the whole thereof so far as applicable to the matters referred to in such extract. I hereby further certify that such meeting was a regularly scheduled meeting and that, during the consideration of the foregoing resolution, a quorum was present. The front page of this Resolution accurately records (i) the members of the Board of Supervisors present at the meeting, (ii) the members who were absent from the meeting, and (iii) the vote of each member, including any abstentions.

WITNESS MY HAND and the seal of the Board of Supervisors of the County of Stafford, Virginia, this 20th day of March, 2007.

\_\_\_\_\_  
Clerk, Board of Supervisors  
of the County of Stafford, Virginia

(SEAL)

EXHIBIT A

(FORM OF TEMPORARY BOND)

NO. TR-1

\$\_\_\_\_\_

UNITED STATES OF AMERICA  
COMMONWEALTH OF VIRGINIA  
COUNTY OF STAFFORD

General Obligation School Bond  
Series 2007

The COUNTY OF STAFFORD, VIRGINIA (the "County"), for value received, hereby acknowledges itself indebted and promises to pay to the VIRGINIA PUBLIC SCHOOL AUTHORITY the principal amount of \_\_\_\_\_ Dollars (\$ \_\_\_\_\_), in annual installments in the amounts set forth on Schedule I attached hereto payable on July 15, 2008 and annually on July 15 thereafter to and including July 15, 20\_\_ (each a "Principal Payment Date"), together with interest from the date of this Bond on the unpaid installments, payable semi-annually on January 15 and July 15 of each year commencing on January 15, 2008 (each an "Interest Payment Date;" together with any Principal Payment Date, a "Payment Date"), at the rates per annum set forth on Schedule I attached hereto, subject to prepayment or redemption as hereinafter provided. Both principal of and interest on this Bond are payable in lawful money of the United States of America.

For as long as the Virginia Public School Authority is the registered owner of this Bond, U.S. Bank National Association, Richmond, Virginia, as bond registrar (the "Bond Registrar") shall make all payments of principal, premium, if any, and interest on this Bond, without presentation or surrender hereof, to the Virginia Public School Authority, in immediately available funds at or before 11:00 a.m. on the applicable Payment Date or date fixed for prepayment or redemption. If a Payment Date or date fixed for prepayment or redemption is not a business day for banks in the Commonwealth of Virginia or for the Commonwealth of Virginia, then the payment of principal, premium, if any, or interest on this Bond shall be made in immediately available funds at or before 11:00 a.m. on the business day next preceding the scheduled Payment Date or date fixed for prepayment or redemption. Upon receipt by the registered owner of this Bond of said payments of principal, premium, if any, and interest, written acknowledgment of the receipt thereof shall be given promptly to the Bond Registrar, and the County shall be fully discharged of its obligation on this Bond to the extent of the payment so made. Upon final payment, this Bond shall be surrendered to the Bond Registrar for cancellation.

The full faith and credit of the County are irrevocably pledged for the payment of the principal of and the premium, if any, and interest on this Bond. The resolution

adopted by the Board of Supervisors authorizing the issuance of the Bonds provides, and Section 15.2-2624 of the Code of Virginia of 1950, as amended, requires, that there shall be levied and collected an annual tax upon all taxable property in the County subject to local taxation sufficient to provide for the payment of the principal, premium, if any, and interest on this Bond as the same shall become due which tax shall be without limitation as to rate or amount and shall be in addition to all other taxes authorized to be levied in the County to the extent other funds of the County are not lawfully available and appropriated for such purpose.

This Bond is duly authorized and issued in compliance with and pursuant to the Constitution and laws of the Commonwealth of Virginia, including the Public Finance Act of 1991, Chapter 26, Title 15.2, Code of Virginia of 1950, as amended, and resolutions duly adopted by the Board of Supervisors of the County and the School Board of the County to provide funds for capital projects for school purposes.

This Bond may be exchanged without cost, on twenty (20) days written notice from the Virginia Public School Authority at the office of the Bond Registrar on one or more occasions for one or more temporary bonds or definitive bonds in marketable form and, in any case, in fully registered form, in denominations of \$5,000 and whole multiples thereof, having an equal aggregate principal amount, having principal installments or maturities and bearing interest at rates corresponding to the maturities of and the interest rates on the installments of principal of this Bond then unpaid. This Bond is registered in the name of the Virginia Public School Authority on the books of the County kept by the Bond Registrar, and the transfer of this Bond may be effected by the registered owner of this Bond only upon due execution of an assignment by such registered owner. Upon receipt of such assignment and the surrender of this Bond, the Bond Registrar shall exchange this Bond for definitive Bonds as hereinabove provided, such definitive Bonds to be registered on such registration books in the name of the assignee or assignees named in such assignment.

The principal installments of this Bond coming due on or before July 15, 2017 and the definitive Bonds for which this Bond may be exchanged that mature on or before July 15, 2017 are not subject to prepayment or redemption prior to their stated maturities.

The principal installments of this Bond coming due after July 15, 2017, and the definitive Bonds for which this Bond may be exchanged that mature after July 15, 2017 are subject to prepayment or redemption at the option of the County prior to their stated maturities in whole or in part, on any date on or after July 15, 2017, upon payment of the prepayment or redemption prices (expressed as percentages of principal installments to be prepaid or the principal amount of the Bonds to be redeemed) set forth below plus accrued interest to the date set for prepayment or redemption:

<u>Dates</u>	<u>Prices</u>
July 15, 2017 to July 14, 2018, inclusive.....	101%
July 15, 2018 to July 14, 2019, inclusive.....	100.5
July 15, 2019 and thereafter.....	100;

Provided, however, that the Bonds shall not be subject to prepayment or redemption prior to their stated maturities as described above without the prior written consent of the registered owner of the Bonds. Notice of any such prepayment or redemption shall be given by the Bond Registrar to the registered owner by registered mail not more than ninety (90) and not less than sixty (60) days before the date fixed for prepayment or redemption.

All acts, conditions and things required by the Constitution and laws of the Commonwealth of Virginia to happen, exist or be performed precedent to and in the issuance of this Bond have happened, exist and have been performed in due time, form and manner as so required, and this Bond, together with all other indebtedness of the County, is within every debt and other limit prescribed by the Constitution and laws of the Commonwealth of Virginia.

THE REMAINDER OF THIS PAGE IS LEFT INTENTIONALLY BLANK

IN WITNESS WHEREOF, the Board of Supervisors of the County of Stafford, Virginia, has caused this Bond to be issued in the name of the County of Stafford, Virginia, to be signed by its Chairman or Vice-Chairman, its seal to be affixed hereto and attested by the signature of its Clerk or any of its Deputy Clerks, and this Bond to be dated May \_\_\_\_, 2007.

COUNTY OF STAFFORD,  
VIRGINIA

(SEAL)

ATTEST:

\_\_\_\_\_  
Clerk, Board of Supervisors of the County  
of Stafford, Virginia

By: \_\_\_\_\_  
Chairman, Board of Supervisors of the  
County of Stafford, Virginia

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned sells, assigns and transfers unto

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

(PLEASE PRINT OR TYPEWRITE NAME AND ADDRESS, INCLUDING ZIP  
CODE, OF ASSIGNEE)

PLEASE INSERT SOCIAL SECURITY OR OTHER  
IDENTIFYING NUMBER OF ASSIGNEE:

\_\_\_\_\_

the within Bond and irrevocably constitutes and appoints

\_\_\_\_\_ attorney to exchange said  
Bond for definitive bonds in lieu of which this Bond is issued and to register the transfer  
of such definitive bonds on the books kept for registration thereof, with full power of  
substitution in the premises.

Dated: \_\_\_\_\_

Signature Guaranteed:

\_\_\_\_\_  
(NOTICE: Signature(s) must be guaranteed  
by an "eligible guarantor institution"  
meeting the requirements of the Bond  
Registrar which requirements will include  
membership or participation in STAMP or  
such other "signature guarantee program" as  
may be determined by the Bond Registrar in  
addition to, or in substitution for, STAMP,  
all in accordance with the Securities  
Exchange Act of 1934, as amended.)

\_\_\_\_\_  
Registered Owner  
  
(NOTICE: The signature above must  
correspond with the name of the Registered  
Owner as it appears on the front of this  
Bond in every particular, without alteration  
or change.)

Resolution R07-83 reads as follows:

A RESOLUTION TO BUDGET AND APPROPRIATE BOND  
PROCEEDS FROM GENERAL OBLIGATION SCHOOL BONDS

WHEREAS, the Board, on March 20, 2007, adopted Resolution R07-82 which approved the issuance and sale of General Obligation school bonds in an amount not to exceed \$13,980,000; and

WHEREAS the budget needs to be amended to allow the County to receive the proceeds and transfer them to the School Construction Fund; and

WHEREAS, a public hearing on the proposed amendment to the budget was held March 20, 2007, as required by Section 15.2-2507 of the Code of Virginia (1950), as amended; and

WHEREAS, the Board has carefully considered the recommendation of staff and the testimony at the public hearing;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 20th day of March, 2006, that the County Administrator be and he hereby is authorized to budget and appropriate funds as follows:

**GENERAL CAPITAL PROJECTS FUND:**

**Expenditure:**

Transfer to School Construction Fund	\$13,980,000
--------------------------------------	--------------

Planning; Amend the Wetlands Ordinance to Incorporate A Tidal Wetlands Fund. Mr. Jeff Harvey, Director of Planning and Community Development, gave a presentation.

The Chairman opened a public hearing.

No one desired to speak

The Chairman closed the public hearing.

Mr. Gibbons motioned, seconded by Mr. Fields, to adopt proposed Ordinance O07-73.

The Voting Board tally was:

Yea: (7) Gibbons, Milde, Schwartz, Brito, Cavalier, Dudenhefer, Fields

Nay: (0)

Ordinance O07-73 reads as follows:

AN ORDINANCE TO AMEND AND REORDAIN THE WETLANDS  
ORDINANCE BY ESTABLISHING SECTION 27-35, TIDAL WETLANDS  
FUND

WHEREAS, Regulation 4 VAC 20-390-50, as promulgated by the Virginia Marine Resources Commission, requires payment of in-lieu fees for the compensation of unavoidable fill in tidal wetlands as a condition of permit approval by the Wetlands Board if on-site or off-site compensation is not feasible; and

WHEREAS, Regulation 4 VAC 20-390-50, as promulgated by the Virginia Marine Resources Commission, encourages localities to establish a fund for such payments that is dedicated to tidal wetlands restoration and creation; and

WHEREAS, a goal of the Comprehensive Plan is to protect wetlands that support aquatic species and vegetation; and

WHEREAS, the Wetlands Board has unanimously recommended the Tidal Wetlands Fund for adoption by the Board; and

WHEREAS, the Board has carefully considered the recommendation of the Wetlands Board and staff and the testimony at the public hearing;

NOW, THEREFORE, BE IT ORDAINED by the Stafford County Board of Supervisors on this the 20<sup>th</sup> day of March, 2007, that the Wetlands Ordinance be and it

hereby is amended and reordained to create Section 27-35 as follows, with all other portions remaining the same:

Sec. 27-35. Tidal Wetlands Fund

A Tidal Wetlands Fund is hereby established to allow for the collection of (i) civil penalties for wetlands violations imposed pursuant to Section 28.2-1320(A) of the Code of Virginia and Section 27-34 of the Stafford County Code when directed by the Court, (ii) civil charges ordered by the Wetlands Board pursuant to Section 28.2-1320(B) of the Code of Virginia and Section 27-34 of the Stafford County Code, and (iii) in-lieu fees for the mitigation of unavoidable fill in tidal wetlands pursuant to Regulation 4 VAC 20-390-50, as promulgated by the Virginia Marine Resources Commission.

Administration of the fund shall include the ability to trace the contribution of in-lieu fees. The in-lieu fees shall be used for tidal wetland creation or restoration projects in the locality or for the purchase of credits in an approved compensatory tidal mitigation bank.

A schedule of in-lieu fees for tidal wetlands impacts shall be adopted by a separate ordinance.

Planning; Recommend Establishment of an In-Lieu Fee Structure for Tidal Wetlands Impact. Mr. Jeff Harvey, Director of Planning and Community Development, gave a presentation.

The Chairman opened a public hearing.

No one desired to speak.

The Chairman closed the public hearing.

Mr. Gibbons motioned, seconded by Mr. Fields, to adopt proposed Ordinance O07-74.

The Voting Board tally was:

Yea: (7) Milde, Schwartz, Brito, Cavalier, Dudenhefer, Fields, Gibbons

Nay: (0)

Ordinance O07-74 reads as follows:

AN ORDINANCE TO AMEND AND REORDAIN THE IN-LIEU FEES FOR TIDAL WETLANDS IMPACTS, WHICH ARE A CONDITION OF PERMIT APPROVAL BY THE WETLANDS BOARD IF ON-SITE OR OFF-SITE COMPENSATION IS NOT FEASIBLE

WHEREAS, Regulation 4 VAC 20-390-50, as promulgated by the Virginia Marine Resources Commission, requires payment of in-lieu fees for the compensation of unavoidable fill in tidal wetlands as a condition of permit approval by the Wetlands Board if on-site or off-site compensation is not feasible; and

WHEREAS, Regulation 4 VAC 20-390-50, as promulgated by the Virginia Marine Resources Commission, states that in no case should an in-lieu fee amount be accepted for less than the cost of necessary compensation acreage or the purchase of necessary credits in an approved bank; and

WHEREAS, a goal of the Comprehensive Plan is to protect wetlands that support aquatic species and vegetation; and

WHEREAS, the Wetlands Board has unanimously recommended the Tidal Wetlands Fund for adoption by the Board; and

WHEREAS, the Board has carefully considered the recommendation of the Wetlands Board and staff and the testimony at the public hearing;

NOW, THEREFORE, BE IT ORDAINED by the Stafford County Board of Supervisors on this the 20<sup>th</sup> day of March, 2007, that the in-lieu fees for tidal wetlands impacts which are a condition of permit approval by the Wetlands Board be and it hereby is amended and reordained as follows:

- a. In-lieu fee per square foot of tidal wetlands impact for shoreline erosion control structures consisting of riprap, including revetments, breakwaters and groins; beach nourishment; and living shorelines.

<u>Service</u>	<u>Current Fee</u>	<u>Proposed Fee</u>	<u>Percent Change</u>
<u>Tidal Wetlands In- Lieu Fee - Riprap</u>	<u>\$0</u>	<u>The fee is calculated as five (5) times the average assessed value of a square foot of undeveloped riparian tidal land.</u>	<u>100%</u>

- b. In-lieu fee per square foot of tidal wetlands impact for all other shoreline erosion control structures.

<u>Service</u>	<u>Current Fee</u>	<u>Proposed Fee</u>	<u>Percent Change</u>
<u>Tidal Wetlands In- Lieu Fee – Other</u>	<u>\$0</u>	<u>The fee is calculated as ten (10) times the average assessed value of a square foot of undeveloped riparian tidal land.</u>	<u>100%</u>

Planning; Amend and Reordain the Zoning Ordinance for Section 38-25, Definition of Specific Terms, and Section 28-39, Special Regulations, for Cemeteries. Mr. Jeff Harvey, Director of Planning and Community Development, gave a presentation.

The Chairman opened a public hearing.

The following persons spoke:

Anita Dodd

Lou Silver

The Chairman closed the public hearing.

Discussion ensued.

Mr. Milde motioned, seconded by Mr. Dudenhefer, to adopt proposed Ordinance O07-20.

The Voting Board tally was:

Yea: (6) Schwartz, Brito, Cavalier, Dudenhefer, Gibbons, Milde

Nay: (1) Fields

Ordinance O07-20 reads as follows:

AN ORDINANCE TO AMEND AND REORDAIN THE COUNTY CODE BY AMENDING SECTION 28-25, DEFINITIONS OF SPECIFIC TERMS; AND, SECTION 28-39, SPECIAL REGULATIONS, OF THE ZONING ORDINANCE

WHEREAS, cemeteries are a valuable and important resource to the culture and history of the County; and

WHEREAS, a goal of the Comprehensive Plan is to preserve significant historic and/or archaeological sites and cemeteries through private, public or quasi-public groups; and

WHEREAS, per Section 15.2-2283 of the Code of Virginia (1950), as amended, the purpose of zoning is to protect against destruction of or encroachment upon historic sites; and

WHEREAS, cemeteries are identified with plans of development, but at times it has not been known if all of the resources have been identified, and if the cemetery is being maintained and protected; and

WHEREAS, the Board desires standards to identify, protect and maintain cemeteries with all plans of developments; and

WHEREAS, the Board has carefully considered the recommendation of the Planning Commission and staff and the testimony at the public hearing; and

WHEREAS, the Board finds that public necessity, convenience, general welfare, or good zoning practice requires adoption of such an ordinance;

NOW, THEREFORE, BE IT ORDAINED by the Stafford County Board of Supervisors on this the 20<sup>th</sup> day of March, 2007, that the Stafford County Code be and it hereby is amended and reordained by amending Section 28-25 and Section 28-39 of the Zoning Ordinance as follows with all other portions remaining unchanged:

BE IT FURTHER ORDAINED that this ordinance shall become effective July 1, 2007 and shall apply to development applications submitted after the effective date.

**Sec. 28-25. Definitions of specific terms.**

*Buffer area.* An area of natural or established vegetation managed to protect wetlands, other components of a critical resource protection area, including

cultural resources, and state waters from significant degradation due to land disturbances.

Cemetery. Any land or structure used or intended to be used for the interment of human remains to include, but not exclusive of, burial grounds, single grave sites, and memorial cemeteries. The sprinkling of ashes on church grounds shall not constitute the creation of a cemetery.

Interment. All forms of final disposition of human remains including, but not limited to, earth burial, mausoleum entombment and niche or columbarium inurnment. The sprinkling of ashes on church grounds shall not constitute interment.

Sign, cemetery identification. A sign no smaller than 1' x 1' constructed of bronze or of another material similar in appearance that depicts the historic name associated with a particular cemetery, as recorded in the Stafford County Cultural Resource Database or as deemed appropriate by the County agent.

**Sec. 28-39. Special regulations.**

(O) Preservation of existing cemeteries. The following requirements shall apply to cemeteries within all plans of development that have an existing or are planned to have a property owners association or homeowners association.

(1) Parcels containing cemeteries that are not separately platted or established by an easement within the boundaries of such parcels or not otherwise clearly delineated with limits of burials shall be required at the time of site or subdivision plan review to have a professionally prepared archaeological delineation of the limits of burials within the cemetery. The delineation shall be conducted in accordance with the Virginia Department of Historic Resources and their standard archaeological practices, such as, but not limited to, the removal of topsoil around the perimeter of the visible areas of the cemetery to

allow a view of any grave shaft soil discolorations beyond the apparent burials, or systematic probing with rods that detect differences in soil compaction. The limits of burials shall be used to establish the perimeter boundary of the cemetery on the site plan or subdivision plat and plan. Soil removed during the delineation process must be replaced within a month of its removal in a manner that will not disturb the identified burials. Any associated vegetation should be replaced in a manner that will not disturb the identified burials.

(2) The boundary of a cemetery shall be indicated on a site development plan, subdivision plan, and subdivision plat as determined by the archaeological delineation.

(3) Pedestrian access to the cemetery shall be provided on a site development plan, subdivision plan, and subdivision plat either with a minimum of fifteen (15) feet of frontage on a street or as an easement that shall be a minimum of fifteen (15) feet wide from a street or other point of public ingress.

(4) A thirty-five (35) foot minimum wide buffer area shall be established around the perimeter of the cemetery as delineated per section (1) above.

(5) Temporary fencing shall be installed around the perimeter of the cemetery as delineated and the established buffer area prior to construction or grading plan approval.

(6) Permanent fencing between three and four feet tall shall be placed around the boundary of the cemetery and its buffer after any surrounding site work is completed. The fence shall be located on the exterior edge of the buffer area and not within the buffer area. The type of fence to be used shall be determined on a case by case basis and should include a gate for public access. Fencing is to be approved by the County agent.

(7) Signage identifying the cemetery by its family association, as recorded in the Stafford County Cultural Resource Database, or as deemed appropriate by the County agent, is to be placed on a free standing sign located adjacent to the cemetery entrance or

affixed to the fencing. The sign should consist of a brass plaque or a comparable equivalent. The signage and its wording should be approved by the County agent.

(8) The cemetery grounds, fence, and buffer area shall be maintained as common area for the development. The cemetery and associated buffer area shall be indicated as an easement or as a separate cemetery parcel that can be conveyed to an appropriate entity that would be responsible for perpetual maintenance of the cemetery as well as all other common areas.

The party responsible for maintenance shall be indicated as one of the following:

a. the homeowner association in the case where a homeowner association is established and the cemetery is created as a separate out-lot, easement, or part of the common open space within a subdivision; or

b. other applicable association or entity, such as a business association, trust, or foundation.

(9) Any preservation of grave markers, including their repair or cleaning, should comply with the Virginia Department of Historic Resources standards.

(10) Any grading shall occur outside the established perimeter buffer area. In no circumstance shall such grading be sloped more than 3 to 1 from the existing grade of the cemetery for a distance of fifty (50) feet beyond the buffer area.

(11) The cemetery is to be recorded at the county and state level using the Stafford County Cemetery survey form and the Virginia Department of Historic Resources cemetery form. Both completed forms are to be submitted to the County agent.

(12) Cemetery/burial removals are to be conducted according to the Virginia Department of Historic Resources standards and requirements, including obtaining the required

permit to conduct such removal. Every effort to contact any living relatives for their permission to remove the burial(s) is required and their re-interment wishes complied with. Removal of cemeteries/burials shall not occur until a re-interment location has been decided upon. Sec. 28-39(O)(9) shall not preclude removal and re-interment of burials in accordance with the Code of Virginia.

Legislative; Appoint Members to Boards, Authorities, Commissions and Committees; ADA Grievance Committee. Mr. Milde motioned, seconded by Mr. Gibbons, to adopt proposed Resolution R07-123.

Discussion ensued.

The Voting Board tally was:

Yea: (7) Brito, Cavalier, Dudenhefer, Fields, Gibbons, Milde, Schwartz

Nay: (0)

Resolution R07-123 reads as follows:

A RESOLUTION TO APPOINT MEMBERS TO THE AMERICANS  
WITH DISABILITIES ACT GRIEVANCE COMMITTEE

WHEREAS, in accordance with the Americans with Disabilities Act (ADA), the Board has adopted the ADA grievance procedure; and

WHEREAS, the Board, by adoption of Resolution R93-91 on February 16, 1993, established the ADA Grievance Committee; and

WHEREAS, the Grievance Committee is composed of eight residents consisting of one member from the architectural or structural engineering profession; two members who are individuals with a disability as defined by the ADA; and five members-at-large; and

WHEREAS, the Board has previously appointed the following:

<u>NAME</u>	<u>EXPIRATION</u>
Cor-nan Coldiron (Disability)	December 31, 2005

WHEREAS, Cor-nan Coldiron has submitted her resignation; and

WHEREAS, the Board desires to fill these vacancies; and

WHEREAS, the term of membership is one year;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 20th day of March, 2007, that

<u>NAME</u>	<u>EXPIRATION</u>
Paul Shelton (Disability)	December 31, 2007
Harry Rager (Member-at-Large)	December 31, 2007
Charles Morgan (Member-at-Large)	December 31, 2007
Sandra Ridout (Disability)	December 31, 2007

Robert Grimes (Architect/Engineer)	December 31, 2007
Colleen English (Member-at-Large)	December 31, 2007
Shawn Lawrence (Member-at-Large)	December 31, 2007
Robert Dodson (Member-at-Large)	December 31, 2007

be and they hereby are appointed to the Americans with Disability Act Grievance Committee.

Public Services: Authorize the County Administrator to Execute a Contract to Repair and Complete Sutherland Boulevard in Heather Hills Subdivision. Mr. Schwartz motioned, seconded by Mr. Gibbons, to defer proposed Resolution R07-137.

The Voting Board tally was:

Yea: (7) Cavalier, Dudenhefer, Fields, Gibbons, Milde, Schwartz, Brito  
Nay: (0)

Economic Development and Legislative Affairs; Consider a Request to Endorse Legislative Initiatives Proposed by Social Action Linking Together (SALT) for 2007.

Mr. Milde motioned, seconded by Mr. Dudenhefer, to remove proposed Resolution R07-126 from Deferred Business for consideration.

The County Attorney commented.

The Voting Board tally was:

Yea: (4) Dudenhefer, Gibbons, Milde, Cavalier

Nay: (3) Fields, Schwartz, Brito

Mr. Dudenhefer motioned, seconded by Mr. Milde, to adopt proposed Resolution R07-126.

The Voting Board tally was:

Yea: (4) Gibbons, Milde, Cavalier, Dudenhefer

Nay: (3) Fields, Schwartz, Brito

Resolution R07-126 reads as follows:

A RESOLUTION TO SUPPORT LEGISLATIVE INITIATIVES  
PROPOSED BY SOCIAL ACTION LINKING TOGETHER (SALT)  
FOR 2007

WHEREAS, the Board has supported legislative initiatives proposed by Social Action Linking Together (SALT) in previous years, and has been requested to support its initiatives for 2007; and

WHEREAS, the Board desires to go on record in support of these initiatives;

NOW, THEREFORE, BE IT RESOLVED by the Stafford County Board of Supervisors on this the 20th day of March, 2007, that the Board be it and hereby expresses its support for the following legislative initiatives supported by Social Action Linking Together (SALT):

**1) Investments in Human Services**

During the past several years, the federal Temporary Assistance to Needy Families (TANF) block grant was used as an informal “rainy day fund” to support programs that had previously been funded with state general fund dollars. A portion of increased state revenue should be dedicated to restoring state General Fund support for these programs so that federal TANF funds can be used for their intended purpose - to provide a safety net for poor children and to move families from welfare to economic self-sufficiency.

## **2) Virginia Fair Wage Act for Low Income Workers**

The cost of living has increased significantly, while entry wages of low-income workers have not increased commensurately. Currently, too many families working full-time for the minimum wage remain impoverished. A Fair Wage is needed to make work pay. The Virginia Coalition for the Homeless and SALT propose that the Virginia General Assembly pass the Virginia Fair Wage Act to increase the Virginia minimum wage \$1.00 in each of the next three years (2007, 2008 and 2009) and index the minimum wage to inflation thereafter.

## **3) Traditional Assistance for Former Drug Offenders**

SALT and Virginia CURE urge legislation that would lift the lifetime ban on TANF benefits for individuals convicted of drug-related felonies. The denial of assistance to such families perpetuates the cycle of crime and poverty. SALT supports an amendment to lift the lifetime ban on benefits for those whose sentences have otherwise been served. SALT applauds the General Assembly for eliminating the lifetime ban on food stamps for people with drug felony convictions. The ban on TANF benefits must be removed to ensure those with drug felony convictions, a vulnerable population, receive assistance to reintegrate into society upon release.

## **4) Rental Assistance**

SALT joins the Virginia Coalition to end Homelessness in support of a pilot Rental Assistance Program put forth previously in the House of Delegates that would provide funding to bridge the gap between one-third of a family's income and the fair market cost of housing. The program would provide time-limited assistance to families to provide the stability they need to advance in their work and achieve full independence. As their wages increase over the three-year phase-in of the Fair Wage Act, their rental assistance would decline.

Adjournment. At 11:00 P. M., the Chairman declared the meeting adjourned until Tuesday, March 27, 2007 at 5:00 P. M.

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Steve Crosby  
County Administrator

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Jack R. Cavalier  
Chairman