



County of King William, Virginia

**BOARD OF SUPERVISORS
REGULAR MEETING OF NOVEMBER 28, 2022 - 7:00 PM
KING WILLIAM COUNTY ADMINISTRATION BUILDING
KING WILLIAM, VIRGINIA**

AMENDED AGENDA

1. **Call to Order**
2. **Roll Call**
3. **Moment of Silence**
4. **Pledge of Allegiance**
5. **Review and Adoption of Meeting Agenda**
6. **Public Comment Period** *One Opportunity of Three Minutes per Individual or Five Minutes per Group on Non-Public Hearing Matters*
7. **Consent Agenda**
 - a. Approval of Minutes:
 - i. September 26, 2022 Regular Meeting Draft Minutes
 - ii. October 3, 2022 Work Session Draft Minutes
 - iii. October 24, 2022 Regular Meeting Draft Minutes
 - b. Approval of Expenditures - October 2022
 - c. **Resolution 22-96** - Awarding KWHS HVAC Contract
8. **Old Business**
 - a. General Reassessment Update - Fred Pearson, Pearson's Appraisal Service, Inc.
 - b. **Resolution 22-97** - Adopt Revisions to Rappahannock Regional Criminal Justice Training Academy Charter - Jeff Walton, Sheriff (**Updated Attachment**)

9. Public Hearing *One Opportunity of Three Minutes per Individual or Five Minutes per Group*

- a. **Resolution 22-98** - Approving CUP 02-22: Owner/Applicant Liberty Hall, LLC, Registered Agent James Gottwald
- b. **Ordinance 02-22C** - Corrections to Errors in Polling Locations and Street Name **(Updated Attachment)**
- c. **Ordinance 11-22** - Update Property Maintenance Ordinance to Comply with State Code
- d. **Ordinance 12-22** - Update King William County Code Chapter 86 Article XIX. FLOODS to Reflect and Adopt New FEMA Flood Plain Maps
- e. **Ordinance 13-22** - Update King William County Code Section 74-34 to Clarify License Fee Exemptions

10. New Business

- a. **Resolution 22-99** - Amend FY23 Capital Improvement Plan to Appropriate Funds for Reimbursement to West Point Volunteer Fire Department for Purchase of 2022 Ford F-550 Road Rescue Ultramedic - Natasha Brown, Director of Financial Services
- b. FY24 VPPSA Budget Discussion - Steve Hudgins, Deputy County Administrator
- c. Ordinance Change Needed: Section 70-46 Hearings of the Board of Equalization - Christine H. Branch, Deputy Clerk
- d. **Commissioner of Revenue Budget Transfer - Karena L. Funkhouser, Commissioner of the Revenue**
- e. **Resolution 22-101** - Referring the Amendment of King William County Code Chapter 86 Zoning and Subdivision, Article XIX Floods to the King William County Planning Commission for Review and Recommendation

11. Administrative Matters from County Administrator

- a. Administration Report - Steve Hudgins, Deputy County Administrator
- b. Board Information
 - i. Animal Activities Report
 - ii. Building Department Report
 - iii. Fire & EMS Department Report
 - iv. Sheriff's Department Activity Report

- v. Utilities Department Report
- vi. Synopsis from MPPDC Meeting
- vii. VPSA Status Report

12. Board of Supervisors' Comments

13. Closed Meeting

- a. Motion to Convene Closed Meeting in accordance with Section 2.2-3711 (A)(1) of the Code of Virginia to consider a personnel matter involving the appointment of individuals to Boards and Commissions (BOE); and in accordance with Section 2.2-3711 (A)(8) of the Code of Virginia to consult with legal counsel on a specific legal matter regarding a possible conflict of interest requiring the provision of legal advice by counsel.
- b. Motion to Reconvene in Open Session
- c. Certification of Closed Meeting
- d. Action on Closed Meeting (if necessary)

14. Appointments

- a. **Resolution 22-100** - Recommendations of Appointments to the Board of Equalization

15. Adjourn or Recess

NOTES REGARDING AGENDA:

This agenda is tentative only and subject to change by the Board of Supervisors.

Detailed instructions for viewing live-streams of meetings, signing up to speak via Zoom (registration required by noon on the day of the meeting), and general guidelines for Public Comment & Public Hearings are available from the [King William County website](#).

AGENDA ITEM 7.a.

Approval of Minutes:

AGENDA ITEM 7.a.i.

September 26, 2022 Regular Meeting Draft Minutes

**DRAFT MINUTES
KING WILLIAM COUNTY BOARD OF SUPERVISORS
REGULAR MEETING OF SEPTEMBER 26, 2022**

A regular meeting of the Board of Supervisors of King William County, Virginia, was held on the 26th day of September 2022, beginning at 7:00 p.m. in the Board Meeting Room of the County Administration Building and via Zoom.

Agenda Item 1. CALL TO ORDER

Chairman Moren called the meeting to order.

Agenda Item 2. ROLL CALL

The members were polled:

Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

Agenda Item 3. MOMENT OF SILENCE

The Chairman called for a moment of silence.

Agenda Item 4. PLEDGE OF ALLEGIANCE

The Chairman led the pledge of allegiance.

Agenda Item 5. REVIEW AND ADOPTION OF AMENDED MEETING AGENDA

Supervisor Moskalski moved for the adoption of the amended agenda as presented; motion was seconded by Supervisor Garber. The Chairman called for any discussion. The members were polled:

Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

Agenda Item 6. PUBLIC COMMENT

Chairman Moren opened the Public Comment period.

Mr. Wayne Owens of District 3 spoke regarding the King William Animal Shelter and said serious steps should be taken to change procedures. He said a person should be able to adopt an animal without a background check. He was told he'd have to pay \$300 per shot for two heartworm shots. His request to adopt a dog was denied because the dog wouldn't be brought into the house. He said the questions asked were invasive and not applicable to adopting an animal and he believes he was discriminated against because of his age.

Two representatives from Thrive Virginia presented information about Domestic Violence Awareness month including statistics and local events being held to raise awareness.

There being no further speakers, the Chairman closed the Public Comment period.

Agenda Item 7. CONSENT AGENDA

Consent Agenda items were:

- a. Approval of Minutes:
 - i. August 8, 2022 Work Session Draft Minutes
 - ii. August 22, 2022 Regular Meeting Draft Minutes
 Corrections were made including pg. 21 – change \$67,000 to \$6,000-\$7,000; pg. 22 under Supervisor Garber’s comments – change Mr. Hardwick to Mr. Robinson spoke with Nestle ...
- b. Approval of Expenditures - August 2022
- c. **Resolution 22-75** - Supporting Operation Green Light for Veterans
- d. **Resolution 22-76** - Amending and Appropriating the FY23 Budget to Include the Sheriff's Office SRO Grant Award
- e. **Resolution 22-77** - Approving the PPTRA Rate for the Personal Property 2022 Billing
- f. **Resolution 22-78** - Honoring the Life and Accomplishments of Queen Elizabeth II
- g. Approval to Sign Engagement Letter for FY22 Audit
- h. **Resolution 22-82** - Amendment to FY23 Budget - King William Public Schools

Supervisor Garber moved for approval of the Consent Agenda with the above corrections to the August 22, 2022 minutes; motion was seconded by Supervisor Moskalski. The Chairman called for any discussion. The members were polled:

Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

**RESOLUTION 22-75
Supporting Operation Green Light for Veterans**

WHEREAS the residents of King William County have great respect, admiration, and the utmost gratitude for all the men and women who have selflessly served our country and this community in the Armed Forces; and

WHEREAS the contributions and sacrifices of the men and women who served in the Armed Forces have been vital in maintaining the freedoms and way of life enjoyed by our citizens; and

WHEREAS King William County seeks to honor these individuals who have paid the high price for freedom by placing themselves in harm's way for the good of all; and

WHEREAS veterans continue to serve our community in the American Legion, Veterans of Foreign Wars, religious groups, civil service, and by functioning as County Veteran Service Officers in 29 states to help fellow former service members access more than \$52 billion in federal health, disability and compensation benefits each year; and

WHEREAS approximately 200,000 service members transition to civilian communities annually; and

WHEREAS an estimated 20 percent increase of service members will transition to civilian life in the near future; and

WHEREAS studies indicate that 44-72 percent of service members experience high levels of stress during transition from military to civilian life; and

WHEREAS Active Military Service Members transitioning from military service are at a high risk for suicide during their first year after military service; and

WHEREAS King William County appreciates the sacrifices of our United State Military Personnel and believes specific recognition should be granted;

NOW, THEREFORE, BE IT RESOLVED, by the King William County Board of Supervisors designates King William County as a Green Light for Veterans County and hereby declares October through Veterans Day, November 11th 2022 as a time to salute and honor the service and sacrifice of our men and women in uniform transitioning from Active Service; and

BE IT FURTHER RESOLVED, that in observance of Operation Green Light, King William County encourages its citizens in patriotic tradition to recognize the importance of honoring all those who made immeasurable sacrifices to preserve freedom by displaying a green light in a window of their place of business or residence.

DONE this 26th day of September, 2022.

**RESOLUTION 22-76
AMENDING AND APPROPRIATING THE FY23 BUDGET
TO INCLUDE THE SHERIFF'S OFFICE SRO GRANT AWARD**

WHEREAS the King William County Board of Supervisors wishes to amend its Fiscal Year (FY) 2023 Budget to reflect additional revenue and expenses related to FY2023 SRO Grant Award; and

WHEREAS the King William County Sheriff's Office has been awarded FY2023 SRO Grant Program Funds from the Virginia Department of Criminal Justice Services for \$120,527 which will increase anticipated revenues for FY2023; and

WHEREAS the Sheriff's Office Department budget will increase by \$120,527 for salaries to abide by the terms of Grant Agreement;

NOW, THEREFORE, BE IT RESOLVED that the King William County Board of Supervisors does hereby authorize and appropriate the following amendments to the 2022-2023 Budget, such line items increased as follows, which monies shall be expended for purposes as authorized and approved by the Board:

FUND/ORGANIZATION

General Fund

Expenditures:

Sheriff Office Salaries	Department 031200	\$120,527
-------------------------	-------------------	-----------

General Fund

Revenues:

SRO Grant Revenue	019020-0022	\$120,527
-------------------	-------------	-----------

DONE this 26th day of September, 2022.

RESOLUTION 22-77

SETTING THE PERSONAL PROPERTY TAX RELIEF PERCENTAGE FOR THE PERSONAL PROPERTY 2022 BILLING IN ACCORDANCE WITH THE 2004-2005 CHANGES TO THE PERSONAL PROPERTY TAX RELIEF ACT OF 1998

WHEREAS the Board of Supervisors (hereinafter Board) adopted King William County Code Sections 70-149 and 70-150 on December 12th 2005 implementing the 2004- 2005 changes to the Personal Property Tax Relief Act of 1998, in response to legislative enactments; and

WHEREAS such County Code sections provide that the Board shall annually set the rate of tax relief on qualifying vehicles at a level that is anticipated to fully exhaust tax relief funds provided to the County by the Commonwealth; and

WHEREAS County Code Section 70-150 provides that personal property tax relief shall be applied so as to eliminate personal property taxation on qualifying vehicles with an assessed value of One Thousand Dollars (\$1,000.00) or less; and

WHEREAS the King William County Commissioner of the Revenue has made a projection based upon the County's historical growth in personal property tax values of the level necessary to fully exhaust the PPTRA relief fund provided to the County by the Commonwealth, as called for in the ordinance; and

WHEREAS it is necessary for this Board to establish the allocation of tax relief for the first Twenty Thousand Dollars (\$20,000.00) in assessed value of other qualifying vehicles; and

NOW THEREFORE BE IT RESOLVED that, for Calendar Year 2022, qualifying vehicles with assessed values of more than One Thousand Dollars (\$1,000.00) shall have their tax computed by reducing the amount otherwise owed on the first Twenty Thousand Dollars (\$20,000.00) of assessed value of such qualifying vehicle by a dollar amount equal to 29.5% of the amount otherwise owed.

DONE this 26th day of September, 2022.

RESOLUTION 22-78

HONORING THE LIFE AND ACCOMPLISHMENTS OF QUEEN ELIZABETH II

WHEREAS Elizabeth Alexandra Mary Windsor was born on April 21, 1926 to the Duke and Duchess of York and ascended to the throne on February 6, 1952 as sovereign of the United Kingdom; and

WHEREAS during her reign, Queen Elizabeth II met with 13 United States Presidents, more than any other head of state, and worked to maintain a strong relationship between the United Kingdom and the United States; and

WHEREAS, upon her passing on September 8, 2022, Queen Elizabeth II was the longest reigning monarch in the history of the British monarchy, serving for more than 70 years; and

WHEREAS Queen Elizabeth II was second cousin, eight times removed to King William III, who reigned from 1689 until his death in 1702 and for whom King William County was named;

NOW, THEREFORE, BE IT RESOLVED that the King William County Board of Supervisors remembers Her Majesty, Queen Elizabeth II, and her more than 70 years of service in support of the British people and the Commonwealth of Nations; expresses gratitude for her efforts to maintain strong bilateral relations between the United Kingdom and the United States; and extends condolences to her family, the people of the United Kingdom of Great Britain and Northern Ireland, and to the peoples of the Commonwealth of Nations.

DONE this 26th day of September, 2022.

**RESOLUTION 22-82
AMENDMENT TO THE KING WILLIAM COUNTY FISCAL YEAR 2023 BUDGET
KING WILLIAM PUBLIC SCHOOLS**

WHEREAS the King William County Board of Supervisors (Board) wishes to amend its Fiscal Year (FY) 2023 Budget for additional revenues and expenditures for King William County Public Schools; and

WHEREAS the King William County School Board accepted on September 20, 2022 the budget amendments of funds and additional funding and requests the Board of Supervisors to appropriate same;

NOW, THEREFORE, BE IT RESOLVED that the King William County Board of Supervisors does hereby authorize and appropriate the following amendments within the 2022-2023 Budget, such line items increased as follows, which monies shall be expended for purposes as authorized and approved by the Board:

FUND/ORGANIZATION

Grants Received:

Health Workforce Grant	\$80,000
VRSA Security Grant	\$4,000
MP Race Adult Education Innovation Grant	\$82,000

<u>School Nutrition from Department of Education</u>	\$37,576.61
--	-------------

2022 VPSA Funding

Cools Spring Primary School HVAC Project	\$1,315,000
--	-------------

DONE this 26th day of September, 2022.

Agenda Item 8. PRESENTATIONS

8.a. Resolution 22-79 - Proclaiming October as Domestic Violence Awareness Month – Thrive Virginia

Supervisor Moskalski moved for approval of Resolution 22-79; motion was seconded by Vice Chair Hodges. The Chairman called for any discussion. The members were polled:

Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

**RESOLUTION 22-79
PROCLAIMING OCTOBER AS DOMESTIC VIOLENCE AWARENESS MONTH**

WHEREAS domestic violence is a serious crime that affects people of all races, ages, gender, and income levels; and

WHEREAS domestic violence is widespread and affects over four million Americans each year; and

WHEREAS one in three Americans have witnessed an incident of domestic violence; and

WHEREAS children that grow up in violent homes are believed to be abused and neglected at a rate higher than the national average; and

WHEREAS domestic violence costs the nation billions of dollars annually in medical expenses, police and court costs, shelters, foster care, sick leave, absenteeism, and non-productivity; and

WHEREAS only a coordinated community effort will put a stop to this heinous crime; and.

WHEREAS Domestic Violence Awareness Month provides an excellent opportunity for citizens to learn more about preventing domestic violence and to show support for the numerous organizations and individuals who provide critical advocacy, services, and assistance to victims;

NOW, THEREFORE, BE IT RESOLVED the King William County Board of Supervisors hereby proclaims the month of October as Domestic Violence Awareness Month and asks the citizens of King William County to work together to eliminate domestic violence from our community.

DONE this 26th day of September, 2022.

8.b. Draft Report & Audit Results - Aaron B. Hawkins, CPA, CFE, Robinson, Farmer, Cox Associates (RFC)

Mr. Hawkins said the firm was unable to finish the audit in a timely manner because bank reconciliations were not done. He took over the County’s audit after Ann Wall retired. He came on site in June-July of 2022 and couldn’t start the process until the cash was right. He said the most important thing is keeping the reconciliations up-to-date

Supervisor Greenwood asked why pages were missing from the document. Mr. Hawkins said it's only a draft and doesn’t contain narratives yet. RFC just sent the draft to King William Finance last week and they are finalizing the County’s parts. He does not anticipate changes to any numbers.

Supervisor Garber asked if this is the first time the Board is seeing the document. Chairman Moren said it was emailed last Friday to Board members.

Supervisor Moren asked the level of seriousness of the issues. Mr. Hawkins said if it's included in the report, it's serious.

8.c. Regional Animal Shelter Strategic Plan Discussion - Lauri Betts, RAS Manager

Ms. Betts said the Regional Animal Shelter is not included in the Comprehensive Plan for some reason so they have their own Strategic Plan. Her vision and future goals for the Shelter are listed on pages 4 through 7.

Chairman Moren asked if King & Queen are holding up their part of the bargain. Ms. Betts said she can't speak about financially, however King William provides everything including landscaping, building repair, etc. She doesn't know if King & Queen wants to do more. She said King & Queen has one part-time animal control officer and they are mostly reactive. She said there needs to be a conversation about what their vision is.

Chairman Moren asked about the differences in dates between when the Agreement with King & Queen began and when the Shelter opened. Ms. Betts said construction kept getting pushed back.

Chairman Moren asked if, based on the public comment made, changes are needed. Ms. Betts said yes, that is the purpose of the Strategic Plan. She said staffing needs to be solidified in order to reach the objectives in the Plan.

Supervisor Garber said release rates are vastly improved. He said some dogs don't do well in a house and asked how much they lean on the questionnaires when deciding if an animal will be adopted to an applicant. Ms. Betts said they follow industry best practices. She said the animals are adopted as companion animals as State law requires. Companion animals are household pets.

Supervisor Garber asked Mr. Ashcraft about the King & Queen agreement. Mr. Ashcraft said it is a 50% cost share. Ms. Brown said King & Queen is current with their obligations.

Sheriff Walton said King William has a mutual aid agreement with King & Queen but they haven't been called out for animal control help.

Ms. Betts provided the fiscal summary and said one full-time coordinator is needed and she would like to reclassify one technician to a Supervisor. She said a personnel request is coming and she hopes the Board is able to help. She said her staff is in crisis mode and it's hard to find and retain employees. She said they handled 100 more animals than last year.

Mr. Ashcraft said the agreement with King & Queen is 15 years old and he will talk with their new County Administrator.

Vice Chair Hodges asked who owns the building if King & Queen were to leave the Regional Animal Shelter. Mr. Ashcraft said King William County owns it. We are past the five-year buyout that was in the original agreement.

Chairman Moren suggested doing a survey to assess the community's stomach for changes.

Agenda Item 9. NEW BUSINESS

9.a. Resolution 22-83 - Amend the FY23 Budget to Include Siding Expenses at the Parks & Rec Community Center

Mr. Hudgins requested the board approve a CIP adjustment for replacing the siding at the 360 Complex. The cost to replace the T1-11 siding with vinyl siding is above the previously approved capital budget for this purpose due to construction cost increases. After multiple rounds of procurement, the cost is at \$58,092.56. Staff would like approval to pull forward \$32,348.60 in previously approved capital for this purpose and take the remaining from the roofing deferred maintenance capital line.

Vice Chair Hodges asked what the roofing project line was meant for. Mr. Hudgins said the Courthouse; they've been adding to it every year to build it up, however a new estimate will be needed when the roof is ready to be replaced. He said we'll have to make up for it next budget in capital deferred maintenance.

A typographical error was noted on the Resolution. Instead of saying FY2023, it says FY2024. Supervisor Moskalski made a motion to approve Resolution 22-83R with that correction. Supervisor Garber seconded. The Chairman called for any discussion. The members were polled:

Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

RESOLUTION 22-83R

AMENDMENT TO THE KING WILLIAM COUNTY FISCAL YEAR 2023 CAPITAL IMPROVEMENT PLAN FOR SIDING REPLACEMENT AT THE 360 COMPLEX

WHEREAS the King William County Board of Supervisors wishes to amend its Fiscal Year (FY) 2023 Capital Improvement Plan to appropriate funds for 360 Complex renovation in FY2023 in the amount of \$58,092.56; and,

WHEREAS funds in the amount of \$32,348.60 as previously approved for this purpose in the FY22 CIP will be moved forward to FY23; and,

WHEREAS further funds for the siding replacement in the amount of \$25,743.96 will be taken from the roofing projects FY2023 capital budget line;

NOW, THEREFORE, BE IT RESOLVED that the King William County Board of Supervisors does hereby authorize and appropriate the following changes to the FY2023 Capital Improvement Plan:

<u>GENERAL DESCRIPTION</u>	<u>FY2022</u>	<u>FY20242023</u>
360 RENO	32,348.60 0.00	58,092.56
ROOFING PROJECTS	104,156.00	175,000 149,256.04

DONE this 26th day of September, 2022.

Agenda Item 10. ADMINISTRATIVE MATTERS FROM COUNTY ADMINISTRATOR

11.a. Administration Report – Percy C. Ashcraft, County Administrator

Mr. Ashcraft provided the Board with an updated copy of his monthly report (Attachment A). He pointed out that the King William NAACP was hosting a veterans event on September 28th from 9:00 AM to 3:00 PM. Vice Chair Hodges said to keep alert to any weather changes which might affect the West Point Crab Carnival. Mr. Ashcraft noted that County-wide trick or treat hours have been set from 5:00 to 8:00 PM. He also said early voting has started and pre voting was available at the County Administration building along with curbside service. Mr. Ashcraft said that King William County's unemployment rate was 2.6% in August which is one of the lowest rates in the Middle Peninsula. He also pointed out that West Point Elementary School has been named a Blue Ribbon School and congratulated those involved. The Board will be asked to consider appointments to the Board of Equalization on November 28th. Citizens interested in serving on the BOE can submit a community service application available on the County website.

Vice Chair Hodges asked if some voting precincts had accessibility issues. Supervisor Moskalski and Mr. Ashcraft said all precincts have curbside service available as required. Chairman Moren asked if it was still required to address the accessibility issues since we offer curbside voting. Mr. Ashcraft said he will present a plan at the October 3rd meeting.

Agenda Item 11. BOARD OF SUPERVISORS' COMMENTS

Vice Chair Hodges reminded people about the Crab Carnival. He said parking was available with shuttle service and handicap parking is also available. The event is weather dependent.

Supervisor Moskalski thanked people for coming.

Supervisor Greenwood thanked people for coming.

Supervisor Garber said he had concerns for the people in Florida with the hurricane and offered congratulations to West Point Elementary School.

Supervisor Moren thanked people for coming.

Agenda Item 12. CLOSED MEETING

12.a. Motion to Convene Closed Meeting

Supervisor Moskalski made a motion to convene in Closed Meeting in accordance with Section 2.2-3711 (A)(1) of the Code of Virginia to consider appointment of individuals to Boards and Commissions and to consider a personnel matter involving the assignment of a specific public officer/appointee/employee; in accordance with Section 2.2-3711 (A)(3) of the Code of Virginia regarding the acquisition of real property for a public purpose; and in accordance with Section 2.2-3711 (A)(8) of the Code of Virginia to consult with legal counsel regarding taxation of federally recognized tribes requiring the provision of legal advice by counsel. Vice Chair Hodges seconded the motion. The Chairman called for any discussion. The members were polled:

Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

12.b. Motion to Reconvene in Open Session

Supervisor Moskalski made a motion to reconvene in Open Session. Vice Chair Hodges seconded the motion. The Chairman called for any discussion. The members were polled:

Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

12.c. Certification of Closed Meeting

Supervisor Moskalski moved for adoption of Standing Resolution 1 (SR-1) in accordance with Section 2.2-3712 (D) of the Code of Virginia, 1950, as amended; the motion was seconded by Supervisor Greenwood. The Chairman called for any discussion. The members were polled:

Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

STANDING RESOLUTION – 1 (SR-1)

A RESOLUTION TO CERTIFY COMPLIANCE WITH THE FREEDOM OF INFORMATION ACT REGARDING MEETING IN CLOSED MEETING

WHEREAS, the King William County Board of Supervisors has convened a closed meeting on this date pursuant to an affirmative recorded vote, and in accordance with the provisions of the Virginia Freedom of Information Act; and,

WHEREAS Section 2.2-3712 (D) of the Code of Virginia requires a certification by the King William County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law,

NOW, THEREFORE, BE IT RESOLVED that the King William County Board of Supervisors on this 26th day of September, 2022, hereby certifies that, to the best of each member’s knowledge:

1. Only public business matters lawfully exempted from open meeting requirements under the Freedom of Information Act were heard, discussed, or considered in the closed meeting to which this certification resolution applies, by the King William County Board of Supervisors.
2. Only such public business matters as were identified in the motion convening the closed meeting were heard, discussed, or considered by the King William County Board of Supervisors.

DONE this the 26th day of September, 2022.

12.d. Action on Closed Meeting (if necessary)

Vice Chair Hodges made a motion to approve Resolution 22-80. Supervisor Moskalski seconded the motion. The Chairman called for any discussion. The members were polled:

Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Nay
Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

**RESOLUTION 22-80
AMENDMENT TO THE KING WILLIAM COUNTY FISCAL YEAR 2023 BUDGET
SALARIES & GENERAL EXPENDITURES FOR TREASURER OFFICE**

WHEREAS the King William County Board of Supervisors (Board) wishes to amend its Fiscal Year (FY) 2023 Budget for salaries and general expenditures of the Treasurer’s office;

NOW, THEREFORE, BE IT RESOLVED that the King William County Board of Supervisors does hereby authorize and appropriate the following amendments within the 2022-2023 Budget, which monies shall be expended for purposes as authorized and approved by the Board:

FUND/ORGANIZATION

General Fund

Expenditures:

Reduce	\$ 32,552	Department Salaries & Fringe
Increase	\$ 30,000	Professional Services
Increase	\$ 2,000	Postal Service
Increase	\$ 152	Travel (Convention & Education)
Increase	\$ 400	Dues & Associations

DONE this 26th day of September, 2022.

Agenda Item 13. APPOINTMENT

13.a. Resolution 22-81 – Appointment to the Board of Zoning Appeals

Supervisor Moskalski made a motion to approve Resolution 22-81 appointing Keith Fogg to the Board of Zoning Appeals for an unexpired term ending June 30, 2027. Supervisor Garber seconded the motion. The Chairman called for any discussion. The members were polled:

Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

**RESOLUTION 22-81
APPOINTMENT TO THE BOARD OF ZONING APPEALS**

WHEREAS W. Brian Hodges was appointed to the Board of Zoning Appeals (BZA) for a five-year term ending June 30, 2027; and

WHEREAS Mr. Hodges resigned his position on the Board of Zoning Appeals effective September 2, 2022; and

WHEREAS there are currently two applicants who have expressed interest in serving on the BZA – Keith Fogg, and Jeanette Wagner; and

WHEREAS the Board of Zoning Appeals has provided the Board of Supervisors with their recommendation; and

WHEREAS the Board of Supervisors now desires to make an appointment to this open position;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of King William County, Virginia that Keith Fogg be appointed to the Board of Zoning Appeals for an unexpired term ending June 30, 2027.

DONE this 26th day of September, 2022.

Agenda Item 14. ADJOURN OR RECESS

Vice Chair Hodges made a motion to adjourn the meeting; seconded by Supervisor Greenwood. The Chairman called for any discussion. The members were polled:

Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

COPY TESTE:

Edwin H. Moren, Jr., Chairman
Board of Supervisors

Christine H. Branch
Deputy Clerk to the Board of Supervisors

DRAFT

ATTACHMENT A



County Administrator's Report

September 26, 2022 Meeting of the Board of Supervisors (Updated)

Meetings & Special Dates

September

1. King William NAAACP Veteran's Event – September 28, 9 a.m. – 3 p.m.; 694 Sharon Road
2. Middle Peninsula Planning Commission – September 28, 7 p.m.; Saluda
3. West Point Crab Carnival – September 30, 5-9:30 p.m.; Downtown West Point
4. Mangohick VFD Turkey Shoot – September 30, 6:30 p.m.; MVFD

October

1. West Point Crab Carnival – October 1, 10 a.m. – 6 p.m.
2. Board of Supervisors Work Session – October 3, 7 p.m.; Administration Building
3. King William Planning Commission – October 4, 7 p.m.; Administration Building
4. Recreation Commission Meeting – October 6, 7 p.m.; 360 Recreation Complex
5. Mangohick VFD Turkey Shoot – October 7, 6:30 p.m.; MVFD
6. Parks & Rec Movies in the Park – October 8, 7 p.m.; KW Rec Park
7. Columbus Day Holiday (County Offices Closed) – October 10
8. EDA-Planning Commission Joint Meeting – October 12, 7 p.m.; Administration Building
9. Archeological Dig Day – October 13, 10 a.m. – 4 p.m.; Historic Courthouse Complex
10. Mangohick VFD Turkey Shoot – October 14, 6:30 p.m.; MVFD
11. 360 Hardware Farm & Chicken Swap Event – October 15, 8 a.m. – 1 p.m.
12. King William School Board Meeting – October 18, 6 p.m.; Hamilton-Holmes
13. Food Trucks by the River – October 21, 5-8 p.m.; West Point
14. Mangohick VFD Turkey Shoot – October 14, 6:30 p.m.; MVF
15. Board of Supervisors Regular Meeting – October 24, 7 p.m.; Administration Building
16. Middle Peninsula Planning Commission – October 26, 7 p.m.; Saluda
17. County-Wide Trick-or-Treat Hours – October 31, 5-8 p.m.

Notes & Updates

1. Personnel
 - a. Alex Cohn-White resigned as medic firefighter.
 - b. Laura Stephens hired as full time School Resource Officer.
 - c. Todd Perseghin hired as part-time IT Specialist.
 - d. Amanda Tevis hired as Director of Social Services.

2. Dollar General on Route 30 is taking shape. Still have many items to get in order before a Certificate of Occupancy can be issued.
3. Middlesex Social Services continues to assist our Family Services Unit on a 90-day contract.
4. King William County is at a high **medium** level for COVID-19 exposure per the State Department of Health.
5. Next Generation 9-1-1 is expected to be launched in January by the Sheriff's Office.
6. King William County unemployment rate was 2.6 percent for August.
7. Fire & EMS has received a \$10,000 grant for improvements to the Emergency Operations Center.
8. The EDA is seeking an individual or group to form a Citizens Board and operate the Farmers Market in the future. The EDA and County staff are willing to provide guidance but would no longer be involved in the planning, coordination, or running of the events.
9. A recommendation on keyless locks to the New Courthouse and Administration Building will be presented at the October 3rd BOS Work Session.
10. Construction plans for the new water tower are now 50 percent complete.
11. Breezeline and the owner of King William Place are looking to add internet to all apartments.
12. Social Services is now assisting Christmas Dreams with its holiday giving project. Visit kwchristmasdreams.com for more information. For help with your child's dream, submit your [application](#) by November 11th.
13. The former Treasurer and our auditor Robinson, Farmer, Cox signed off on the turnover audit on September 23.
14. West Point Elementary School has been named a Blue Ribbon School.
15. The BOS will be asked to consider appointments to the Board of Equalization at its November 28 meeting. Submit a Community Service Application – available online at kingwilliamcounty.us under Government, County Boards & Commissions.

AGENDA ITEM 7.a.ii.

October 3, 2022 Work Session Draft Minutes

**DRAFT MINUTES
KING WILLIAM COUNTY BOARD OF SUPERVISORS
WORK SESSION MEETING OF OCTOBER 3, 2022**

A work session meeting of the Board of Supervisors of King William County, Virginia, was held on the 3rd day of October, 2022 beginning at 7:00 p.m. in the Board Meeting Room of the County Administration Building and via Zoom.

Agenda Item 1. CALL TO ORDER

Chairman Moren called the meeting to order.

Agenda Item 2. ROLL CALL

The members of the Board of Supervisors were polled:

Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

Agenda Item 3. REVIEW AND ADOPTION OF AMENDED MEETING AGENDA

Vice Chair Hodges asked why the Regional Animal Shelter discussion was included in the Closed Session. Mr. Ashcraft said the performance of a named person would be discussed.

Supervisor Garber made a motion to approve the amended agenda as presented. Supervisor Moskalski seconded. The Chairman called for any discussion. The members were polled:

Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

Agenda Item 4. WORK SESSION MATTERS

4.a. Resolution 22-84 - Appropriating Additional Funds to VICCCA/Community Connection Program FY2023 Budget from Fund Balance for Purchase of a New Vehicle - Veda G. Frazier, Program Manager

Supervisor Garber asked if Ms. Frazier was allowed to use her fund balance for this purchase. Ms. Frazier said yes.

Vice Chair Hodges asked if the amount she was requesting was enough. Ms. Frazier said most vehicles she has looked at have been under that amount but they go quickly. She said she does not need anything fancy, just something reliable and safe.

Chairman Moren asked if she had looked into leasing. Supervisor Moskalski said it becomes a funding issue because Ms. Frazier's fund is different than County funds. Ms. Frazier said she did not look into leasing. They put a lot of mileage on the cars since they serve multiple localities.

Supervisor Garber made a motion to approve Resolution 22-84. Supervisor Moskalski seconded. The Chairman called for any discussion. The members were polled:

Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

**RESOLUTION 22-84
AMENDMENT TO THE KING WILLIAM COUNTY FISCAL YEAR 2023 BUDGET
VJCCCA COMMUNITY CONNECTION PROGRAM**

WHEREAS the King William County Board of Supervisors wishes to amend its Fiscal Year (FY) 2023 Budget to appropriate funds from VJCCCA/Community Connection Program fund balance (Fund 737); and

WHEREAS VJCCCA/Community Connection Program, servicing the counties of King William (Fiscal Agent), King & Queen, Charles City, Middlesex and New Kent, has obtained the approval of the County Administrators to add \$30,000 for the purchase of a new vehicle from the VJCCCA Program Fund Balance to the FY2023 Budget; and

NOW, THEREFORE, BE IT RESOLVED that the King William County Board of Supervisors does hereby authorize and appropriate the following amendments to the 2022-2023 Budget, such line items increased as follows, which monies shall be expended for purposes as authorized and approved by the Board of Supervisors:

FUND/ORGANIZATION

VJCCCA Fund 737		
Expenditures:		
Contingency	737-091900-5840	\$30,000
VJCCCA Fund 737		
Revenues:		
Use of Fund Balance	737-041999-0737	\$30,000

DONE this 3rd day of October, 2022.

4.b. Resolution 22-85 - Authorizing County Administrator to Sign Deed of Gift & Expressing Gratitude to Carlyle P. Clements & Brenda H. Clements - Steve Hudgins, Deputy County Administrator

Mr. Hudgins said the Clements have gifted the property where the new water tower will be built along with a 40 ft. easement accessing the property. Chairman Moren asked if it was in perpetuity. Mr. Hudgins said yes. He said the Clements want to be held harmless for anything that might happen in the easement.

Supervisor Garber thanked the Clements for the gift.

Supervisor Garber made a motion to approve Resolution 22-85. Supervisor Moskalski seconded. The Chairman called for any discussion. The members were polled:

Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

RESOLUTION 22-85

AUTHORIZING THE COUNTY ADMINISTRATOR TO SIGN DEED OF GIFT CONVEYING REAL PROPERTY OR INTERESTS THEREIN TO KING WILLIAM COUNTY AND EXPRESSING GRATITUDE TO CARLYLE P. CLEMENTS AND BRENDA H. CLEMENTS FOR SAME

WHEREAS Carlyle P. Clements and Brenda H. Clements, as trustees of the Carlyle P. Clements and Brenda H. Clements revocable living trust have executed a Deed of Gift to the Board of Supervisors of King William County of a parcel of land designated as “Public Utility Lot, Tax Map 28-32 (Portion)” along with a certain non-exclusive easement further described on such Deed of Gift attached hereto; and

WHEREAS §15.2-1803 of the Code of Virginia provides that no deed purporting to convey real estate to a locality shall be valid unless accepted by the locality; and

WHEREAS that statute also requires that such acceptance appear on the face of the deed or on a separately recorded instrument and be executed by a person authorized to act on behalf of the locality; and

WHEREAS the Board of Supervisors wishes to authorize the County Administrator to act in its behalf in accepting certain deeds conveying real property or any interests therein to the County;

NOW, THEREFORE, BE IT RESOLVED by the King William County Board of Supervisors this 3rd day of October, 2022 that the County Administrator is hereby authorized to act on behalf of King William County in accepting the Deed of Gift from Carlyle P. Clements and Brenda H. Clements, as trustees of the Carlyle P. Clements and Brenda H. Clements revocable living trust; and

BE IT FURTHER RESOLVED, the County Administrator is authorized to evidence such acceptance by signing a statement of acceptance appearing on the face of any and all such deeds or by signing a separately recorded instrument, provided that any such deed or instrument is approved as to form by the County Attorney or other qualified attorney selected by this board; and

BE IT FURTHER RESOLVED that the King William County Board of Supervisors does express its sincere gratitude to Carlyle P. Clements and Brenda H. Clements for this Deed of Gift to the County.

DONE this 3rd day of October, 2022.

4.c. Creating an Assessor's Office - Karena L. Funkhouser, Commissioner of the Revenue

Commissioner Funkhouser said that the DMV connect program has been successful and people are happy with it. The next one is scheduled for December 13th. She thanked the Board for their support. Commissioner Funkhouser gave an update on the Newport News property.

The Commissioner presented information on creating a County Assessment Office and prorating personal property taxes. (Attachment A). She said Real Estate taxes make up 48% of the County's revenues. This has not changed much over the past five years.

Because building value increases are not added to the land books until the next reassessment, they have not been taxed for the last seven years. Supervisor Garber asked why this is not tracked. Commissioner Funkhouser said there is no staff assigned to do this – there is no in-house assessor to add it to the tax rolls. Supervisor Garber said building permits require an estimated cost. Vice Chair Hodges asked if the Commissioner's office could do this. Commissioner Funkhouser said yes, if she had the staff to do it.

Supervisor Garber asked if this pertains to new homes. Commissioner Funkhouser said new homes are picked up, improvements are not. Commissioner Funkhouser said sometimes things are added to the books before there's a dwelling, so nothing is picked up. This impacts the real estate ratio which the state uses to determine the amount of money allocated to schools. Over the past five years, the County has lost \$427,895 in revenue.

Vice Chair Hodges asked about salaries. Commissioner Funkhouser said they need an assessor and an assistant to do data entry. They would need someone with special skills to do assessments and market analysis.

Chairman Moren asked if it could easily pay for itself. Commissioner Funkhouser said yes. She said there are only six companies certified in Virginia to do general reassessments. An in-house assessment office would eliminate that cost.

Supervisor Garber asked if having an assessor's office eliminates a general reassessment. Commissioner Funkhouser said yes because the assessor would do it continuously. Everything has to be assessed the same, so everything is at 2015 rates now. Commissioner Funkhouser said she could get a college graduate at \$55,000 who could then take classes through the department of taxation to get certified. It would take two years of training and they would need an employment contract. Vice Chair Hodges said he was concerned what would happen if they could not find someone. Supervisor Moskalski said a quality assessment depends on who's doing it and he would prefer a more qualified individual to do it to get the best product we can. Commissioner Funkhouser said they need a person in her office to continue being involved. Supervisor Garber asked how one person could do it all Commissioner Funkhouser said they can't. Mr. Pearson had four or five appraisers. The code requires every property to be looked at every six years. Vision will record field visits so the assessor could get a list of what properties need to be visited on a rotating basis. She said they could take a person from her office to support the new assessor's office.

Chairman Moren asked for a timeline. Commissioner Funkhouser said July 1, 2023 makes sense. They could begin advertising the position earlier. Supervisor Garber asked about market analysis

and maximum increases. Commissioner Funkhouser said if values raise more than 1%, we have to advertise and equalize the rate. She said Mr. Pearson is doing two studies now.

The Commissioners of Revenue Association recommends creating the office and getting input from other localities. A General Assembly committee is currently performing a study of local property tax assessment certifications and is scheduled to report its findings by November 1. She said the new Kent Commissioner of Revenue is a certified assessor.

4.d. Twice Per Year Personal Property Tax Payments

4.e. Proration of Personal Property Tax Discussion - Karena L. Funkhouser, Commissioner of the Revenue

Commissioner Funkhouser presented information about prorating personal property (Attachment A). She said prorating will wipe out the vehicle license fee for one year because you're already collecting it a year in advance. Eliminating the fee would result in a loss of \$490,000 to the schools. Vice Chair Hodges said that would create a split levy issue with the schools. Supervisor Moskalski said we need to understand it more clearly.

Supervisor Garber asked if billing twice would help. Commissioner Funkhouser said no because citizens have already paid the fee. Supervisor Moskalski said we need to go back a few years to see what's more normal. Commissioner Funkhouser said the software can't do proration right now and this is something that needs to be looked at for the future

Chairman Moren asked if prorating is fairer to the citizens. Commissioner Funkhouser said it depends if they upgrade to a higher value vehicle.

Chairman Moren asked when action is needed on these items. Commissioner Funkhouser said long range planning would be one or two years for proration. Twice per year billing is too much data entry right now. She said there are 693 business accounts that have to be entered manually by June 1st and until more things are automated, she can't handle the workload. She said 50% of people can no longer file online. Regarding the assessor, a more timely action is needed and she can have better numbers for November.

4.f. Update Property Maintenance Ordinance to Comply with State Code - Sherry Graham, Director of Planning

Ms. Graham said the County's Property Maintenance Ordinance had not been updated since 2000. Updates are needed to incorporate changes made by the adoption of the 2018 Virginia Maintenance Code.

Chairman Moren asked if property maintenance is complaint driven. Ms. Graham said yes. Staff is trying to look along route 30 and 360 to get those areas cleaned up.

Vice Chair Hodges asked if the grass height is the same as West Point. Ms. Graham said she would check.

A public hearing would need to be set for November in order to change the ordinance. The general consensus of the Board was to move forward with advertising the Public Hearing for November 28, 2022.

4.g. FY24 Capital Projects - Percy C. Ashcraft, County Administrator

Mr. Ashcraft presented a list of FY2024 Department Capital Requests.

Chairman Moren asked how often the dog park is used. Mr. Ashcraft said he would get that information.

4.h. FY24 New Personnel Discussion - Percy C. Ashcraft, County Administrator r

Mr. Ashcraft presented a preliminary list of FY2024 Department New Personnel Requests. He noted the Assessor position was currently listed in two places – under Administration and Commissioner of the Revenue, however, it is the same position.

4.i. King William Library Discussion - Percy C. Ashcraft, County Administrator

Vice Chair Moren asked staff to contact Mr. Shepley with Pamunkey Regional Library for an idea of what the budget ask might be.

Supervisor Garber asked about other localities. Mr. Ashcraft said King & Queen wants us to share their location.

Supervisor Garber asked how we get out of the Pamunkey Regional Library. The Code of Virginia § 42.1-42 states, “No county or city participating in a regional library system shall withdraw therefrom without two years’ notice to the other participating counties and cities without the consent of such other participating political subdivisions.”

4.j. West Point Library Discussion - Percy C. Ashcraft, County Administrator

Mr. Ashcraft said West Point had hoped to move the current library into the space the Sheriff’s office is currently in, and move the Sheriff’s office to the old School Board building. They had estimated the project would cost about \$500,000 and Town Council had committed to that amount. However, estimates for upgrading the new space are coming in at just over \$1 million. They asked Pamunkey Regional Library for \$100,000 and are asking for \$300,000-\$400,000 from the County.

Supervisor Garber said Upper King William doesn't even have a physical library, it is rented. He said West Point has a 100-person meeting room and UKW’s holds 50. He is not in favor.

Chairman Moren asked the time frame for a decision. Mr. Ashcraft said if there's not a funding commitment, West Point will not move forward and bid out the project. Chairman Moren asked if they could downsize to fit their budget.

Vice Chair Hodges said the current West Point Library building used to belong to the friends of West Point library and they gifted it to the town.

Mr. Ashcraft said Mr. Edwards could come to the November work session to provide more information and answer the Board’s questions.

4.k. Resolution22-80R - Amend Resolution 22-80 - Nita McInteer, Human Resources Manager

Ms. McInteer said the minimum salary for the Treasurer and Deputy positions per the Virginia Compensation Board were updated after the approved budget was published to their website

making the amounts in Resolution 22-80 incorrect. She presented a revised resolution for the Board's consideration.

Vice Chair Hodges made a motion to approve Resolution 22-80R. Supervisor Moskalski seconded. The Chairman called for any discussion. The members were polled:

Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Nay
Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

RESOLUTION 22-80R
AMENDMENT TO THE KING WILLIAM COUNTY FISCAL YEAR 2023 BUDGET
SALARIES & GENERAL EXPENDITURES FOR TREASURER OFFICE

WHEREAS the King William County Board of Supervisors (Board) wishes to amend its Fiscal Year (FY) 2023 Budget for salaries and general expenditures of the Treasurer's office;

NOW, THEREFORE, BE IT RESOLVED that the King William County Board of Supervisors does hereby authorize and appropriate the following amendments within the 2022-2023 Budget, which monies shall be expended for purposes as authorized and approved by the Board:

FUND/ORGANIZATION

General Fund

Expenditures:

Reduce	\$ 32,552	28,795	Department Salaries & Fringe
Increase	\$ 30,000	26,243	Professional Services
Increase	\$ 2,000		Postal Service
Increase	\$ 152		Travel (Convention & Education)
Increase	\$ 400		Dues & Associations

DONE this 3rd day of October, 2022.

Agenda Item 5. BOARD OF SUPERVISORS' REQUESTS

Supervisor Greenwood said he wants more information from Mr. Edwards regarding the library. He said he would like a white board of items discussed and project tracking and it should be shared with the public.

Supervisor Garber congratulated Amanda Tevis on her first day as King William County Director of Social Services and thanked Mr. Ashcraft for stabilizing the Department. He said Fort Myers is struggling and he thanked people for coming.

Vice Chair Hodges thanked people for coming. He said things in Florida are still bad. He said West Point originally was going to present the library idea before the last budget but decided to wait.

Supervisor Moskalski said he's looking forward to the All Points Broadband presentation at the next meeting.

Chairman Moren said there was a lot of damage in Florida from the storm. He thanked everyone for the information presented and said he wants to look at mid to long range planning.

Agenda Item 6. CLOSED MEETING

6.a. Motion to Convene Closed Meeting

Supervisor Moskalski made a motion to convene in closed meeting in accordance with Section 2.2-3711 (A)(1) of the Code of Virginia to consider a personnel matter involving the appointment of individuals to Boards and Commissions and involving the promotion of a specific public employee. Vice Chair Hodges seconded the motion. The Chairman called for any discussion. The members were polled:

Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

6.b. Motion to Reconvene in Open Session

Supervisor Moskalski made a motion to reconvene in Open Session. Vice Chair Hodges seconded the motion. The Chairman called for any discussion. The members were polled:

Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

6.c. Certification of Closed Meeting

Supervisor Moskalski moved for adoption of Standing Resolution 1 (SR-1) in accordance with Section 2.2-3712 (D) of the Code of Virginia, 1950, as amended; the motion was seconded by Supervisor Garber. The Chairman called for any discussion. The members were polled:

Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

STANDING RESOLUTION – 1 (SR-1)

A RESOLUTION TO CERTIFY COMPLIANCE WITH THE FREEDOM OF INFORMATION ACT REGARDING MEETING IN CLOSED MEETING

WHEREAS, the King William County Board of Supervisors has convened a closed meeting on this date pursuant to an affirmative recorded vote, and in accordance with the provisions of the Virginia Freedom of Information Act; and,

WHEREAS Section 2.2-3712 (D) of the Code of Virginia requires a certification by the King William County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law,

NOW, THEREFORE, BE IT RESOLVED that the King William County Board of Supervisors on this 3rd day of October, 2022, hereby certifies that, to the best of each member’s knowledge:

1. Only public business matters lawfully exempted from open meeting requirements under the Freedom of Information Act were heard, discussed, or considered in the closed meeting to which this certification resolution applies, by the King William County Board of Supervisors.
2. Only such public business matters as were identified in the motion convening the closed meeting were heard, discussed, or considered by the King William County Board of Supervisors.

DONE this the 3rd day of October, 2022.

6.d. Action on Closed Meeting (if necessary)

No action was taken as a result of the Closed Meeting.

Agenda Item 7. APPOINTMENTS

Resolution 22-86 - Appointment(s) to Social Services Advisory Board

Supervisor Moskalski made a motion to approve Resolution 22-86 appointing Robert Hardwick to the Social Services Advisory Board for a One-Year term expiring September 30, 2023; Jason Brown for a Two-Year term expiring September 30, 2024; and Veda Frazier for a Three-Year term expiring September 30, 2025. Vice Chair Hodges seconded the motion. The Chairman called for any discussion. The members were polled:

Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

**RESOLUTION 22-86
APPOINTMENT(S) TO THE SOCIAL SERVICES ADVISORY BOARD**

WHEREAS the King William County Board of Supervisors established the King William County Social Services Advisory Board on May 23, 2022 in accordance with Virginia Code § 63.2-305 consisting of five citizen members to be appointed by the King William County Board of Supervisors, plus the County Administrator as an *ex officio* member, with initial appointments of citizen members as follows: (i) one member for a term of one year; (ii) one member for a term of two years; (iii) one member for a term of three years, and (iv) two members for terms of four years, and subsequent appointments for a term of four years each, except that appointments to fill vacancies that occur during terms shall be for the remainder of these unexpired terms; and

WHEREAS the Board of Supervisors now desires to make appointments to the Social Services Advisory Board; and

WHEREAS three applicants have expressed interest in serving on the Social Services Advisory Board – Jason Brown, Veda Frazier, and Robert Hardwick;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of King William County, Virginia that the following individual(s) be appointed to the Social Services Advisory Board for the following term(s):

<u>Name:</u>	<u>Term</u>	<u>Expiration</u>
Robert Hardwick	One-Year	September 30, 2023
Jason Brown	Two-Year	September 30, 2024
Veda Frazier	Three-Year	September 30, 2025

DONE this 3rd day of October, 2022.

Resolution 22-87 - Appointment(s) to King William County VA250 Planning Committee

Vice Chair Hodges made a motion to approve Resolution 22-87 appointing David Brown, Karena Funkhouser, Sarah Heinsman, Shaleigh Howells, and Debi Moren to the VA250 Planning Committee through the commemoration period of 2022-2026. Supervisor Garber seconded the motion. The Chairman called for any discussion. The members were polled:

Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

**RESOLUTION 22-87
APPOINTMENT(S) TO THE VA250 PLANNING COMMITTEE**

WHEREAS the King William County Board of Supervisors established the King William County VA250 Planning Committee via Resolution 22-66 on August 22, 2022 to plan and coordinate programs occurring within the County and communicate regularly with VA250 in order to promote and commemorate the 250th anniversary of Virginia's participation in American independence; and

WHEREAS the Board of Supervisors now desires to make appointments to the VA250 Planning Committee; and

WHEREAS five applicants have expressed interest in serving on the VA250 Planning Committee – David Brown, Karena Funkhouser, Sarah Heinsman, Shaleigh Howells, and Debi Moren;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of King William County, Virginia that the following individual(s) be appointed to the VA250 Planning Committee through the commemoration period of 2022-2026:

David Brown, Karena Funkhouser, Sarah Heinsman, Shaleigh Howells, and Debi Moren.

DONE this 3rd day of October, 2022.

Agenda Item 8. ADIOURN OR RECESS

Supervisor Greenwood made a motion to adjourn the meeting; seconded by Supervisor Garber. The Chairman called for any discussion. All were in favor with none opposing.

COPY TESTE:

Edwin H. Moren, Jr., Chairman
Board of Supervisors

Christine H. Branch
Deputy Clerk to the Board of Supervisors

DRAFT

ATTACHMENT A



County of King William, Virginia

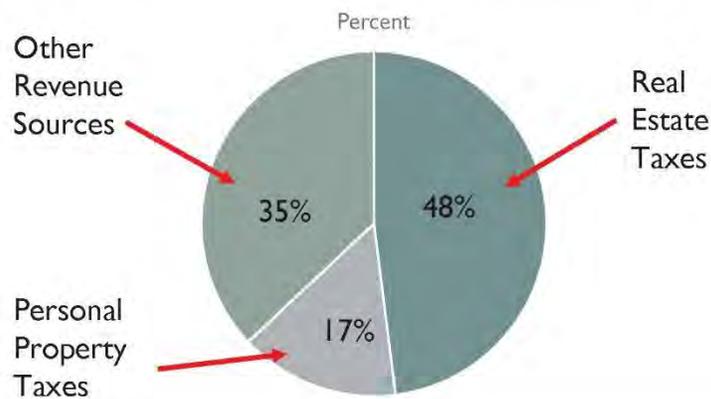
COUNTY EFFICIENCY OPPORTUNITIES

1. KWC Assessment Office
2. Prorating Personal Property

Karena Funkhouser
Commissioner of the Revenue
October 3, 2022

County Revenue Summary

2022 Adopted

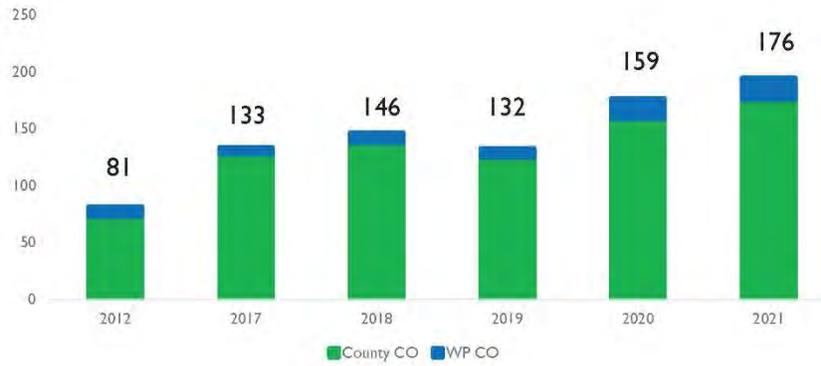


ATTACHMENT A

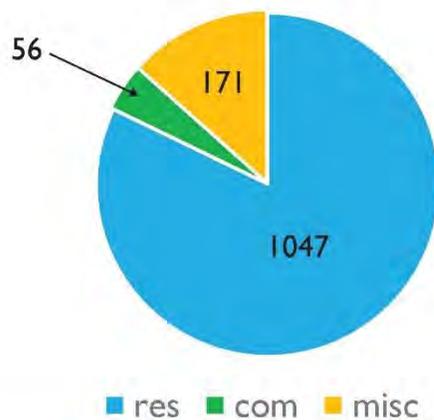
DRAFT Minutes of the King William County Board of Supervisors
Work Session Meeting of October 3, 2022

Page 12 of 22

Residential Certificates of Occupancy Issued



2020 PERMITS ISSUED



Total Value =
\$48,635,940



**Assumption of Revenue Loss
From
2020 Building Permits**

\$29,114,493 – 11,233,521 = \$17,880,972

\$17,880,972 * 20% * \$0.86/\$100 = **\$30,755**



**BUILDING PERMITS
VALUE INCREASES NOT CAPTURED TODAY**

1. New Dwelling Phase %
2. Renovations
3. Additions
4. Garages (1- \$12K, 2- \$24K)
5. Decks & Porches
6. Signs
7. Homesite Clearing (\$40K)
8. In Ground Swimming Pools (\$25K)
9. Piers and Sea Walls
10. Other Accessory Structures (Barns, Sheds, Car Ports ...)



Real Estate Ratio Revenue Impact



Salary for Assessor Office Staff Local County Postings (2022)

<u>Position</u>	<u>Salary Range</u>	<u>County</u>
Real Estate Director (CIR)	- \$88 - \$149K	Chesterfield
Real Estate Appraiser III	- \$58 - \$99K	Chesterfield
Real Estate Appraiser III	- \$55 - \$71K	James City
Real Estate Appraiser II	- \$55 - \$94	Chesterfield
Real Estate Appraiser II	- \$48 - \$62K	James City
Real Estate Appraiser I	- \$45 - \$58K	James City
Real Estate Technician	- \$36 - \$57K	Prince George



SAVINGS/ REVENUE OPPORTUNITIES (ANNUAL ESTIMATE)

Annual Cost General Assessment -	\$100,000
Building Permits -	\$ 30,000
Maximize Public Service Revenue -	\$ 20,000
Increase from Biennial Reassessments -	<u>\$ 63,000</u>
Total	\$ 213,000



OPTION ONE – DO NOTHING

Pros

- Status Quo

Cons

- **Contractor Interest and Availability Risk**
- **No revenue from building permits**
- **No Biennial Increase in Value** (other than new dwellings)
- **Declining revenue from Public Service Corporations**

Annual Cost = \$100,000



OPTION II – CREATE ASSESSMENT OFFICE

Pros

- Biennial Increases in Value
- Maximum Public Service Corp. Revenue
- Revenue from Building Permits

Cons

- Two additional staff
- New Department Overhead Expenses
- No familiarity with KWC
- No Inhouse Knowledge (systems)
- Lose Comp Board Funding

Personnel Cost = \$192,000



OPTION III – COR ASSESSMENT OFFICE

Pros

- Biennial Increases in Value
- Maximize Public Service Corp Revenue
- Revenue from Building Permits
- Inhouse Knowledge & Experience
- Maximize State School Funding
- Keep Comp Board Funding

Cons

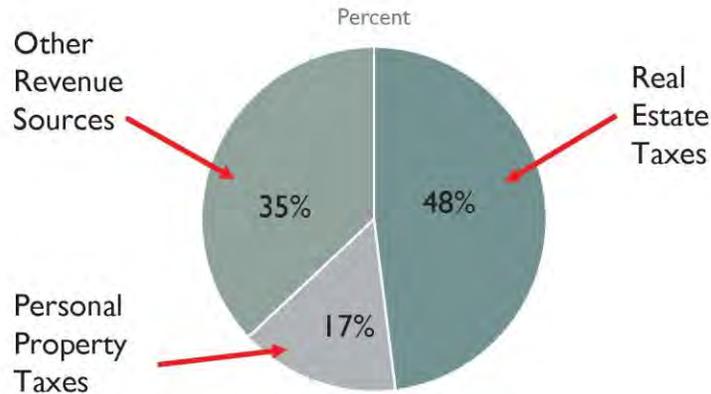
- One additional staff required

Personnel Cost = \$ 75,000



County Revenue Summary

2022 Adopted



Legislative Studies/Reports

Study of Local Property Tax Assessment Certifications

- ▶ Budget language requires the Department to study and develop a proposal to require that all individuals who conduct local property tax assessments receive state certification and ongoing recertification to ensure more effective, consistent, and equitable assessments across all jurisdictions in Virginia
 - ▶ Consultation required with various stakeholder groups
- ▶ The Department must report its findings to the Governor and the Chairs of the House Committee on Finance and the Senate Finance and Appropriations Committee by November 1, 2022





Assessment Recommendation

CREATE AN ASSESSMENT OFFICE AFTER PERFORMING ADDITIONAL RESEARCH TO BETTER IDENTIFY THE POTENTIAL REVENUE AND COSTS ASSOCIATED WITH CREATING AN ASSESSMENT OFFICE TO INCLUDE INPUT FROM THE PLANNING DEPARTMENT, FINANCE DEPARTMENT & OTHER COR OR ASSESSOR

PRORATING PERSONAL PROPERTY

Background:

- State allows prorating in two categories
 - Boats
 - Motor Vehicles, Trailers, Motorcycles & RVs
- 74 Localities in State prorate
 - Avg Population for prorating = 117,547
 - Avg Population for non-prorating = 23,248



MODEL DATA 2022

<u>Category</u>	<u>Count</u>	<u>Value</u>	<u>Avg Price</u>	<u>Increase</u>
Bikes	655	\$ 3,730,355	\$ 12,197	54
Boats	1,631	\$ 5,338,306	\$ 6,346	14
Cars	12,308	\$133,694,514	\$ 22,345	5385
Trucks	6,428	\$ 88,701,618	\$ 27,275	(4767)
Vans	606	\$ 3,761,346	\$ 11,749	(216)
Rvs	70	\$ 1,876,459	\$ 52,725	3
Trailers	5,694	\$ 12,913,110	\$ 4,486	194



PRORATING PERSONAL PROPERTY

Motor Vehicles Model

Description	Value
Average Vehicle Value	\$ 11,614
New Vehicles Year	357
Tax Rate	\$ 2.65
New Vehicles / Month	30
Total 12mo Tax per Vehicle	\$ 308

Month	Month Value	Total Revenue	Per Vehicle
January	12	\$ 9,233	\$ 308
February	11	\$ 8,464	\$ 282
March	10	\$ 7,694	\$ 256
April	9	\$ 6,925	\$ 231
May	8	\$ 6,155	\$ 205
June	7	\$ 5,386	\$ 180
July	6	\$ 4,617	\$ 154
August	5	\$ 3,847	\$ 128
September	4	\$ 3,078	\$ 103
October	3	\$ 2,308	\$ 77
November	2	\$ 1,539	\$ 51
December	1	\$ 769	\$ 26
Total		\$ 60,015	

Additional Revenue \$60,015



TOTAL ADDITIONAL REVENUE

County Cars, Trucks & Vans	\$ 60,015
County Trailers	\$ 6,270
Town Cars, Trucks & Vans	\$ 3,230
Town Trailers	\$ <u>161</u>
TOTAL:	<u>\$ 69,676</u>

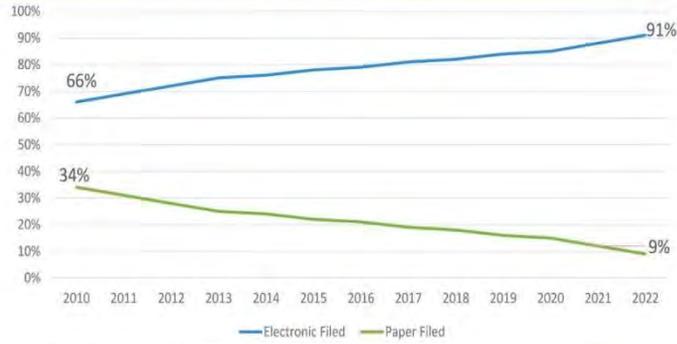


PRORATING ANNUAL COST

• Personnel	\$ 54,000
• On-Line Vehicle Valuation Service	\$ 2,000
• Postage	\$ 8,154
• Printing	\$ 2,700
• Other Expenses	?
Total:	<u>\$ 66,854</u>



Individual Returns Filed by Medium, CY 2010 – CY 2022



Note: CY 2022 data through August 1, 2022.



DRAFT

AGENDA ITEM 7.a.iii.

October 24, 2022 Regular Meeting Draft Minutes

**DRAFT MINUTES
KING WILLIAM COUNTY BOARD OF SUPERVISORS
REGULAR MEETING OF OCTOBER 24, 2022**

A regular meeting of the Board of Supervisors of King William County, Virginia, was held on the 24th day of October, 2022 beginning at 7:00 p.m. in the Board Meeting Room of the County Administration Building and via Zoom.

Agenda Item 1. CALL TO ORDER

Chairman Moren called the meeting to order.

Agenda Item 2. ROLL CALL

The members were polled:

Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

Agenda Item 3. MOMENT OF SILENCE

The Chairman noted the recent passing of Cat Wilkinson and former Supervisor, Tom Smiley. The Chairman called for a moment of silence.

Agenda Item 4. PLEDGE OF ALLEGIANCE

The Chairman led the pledge of allegiance.

Agenda Item 5. REVIEW AND ADOPTION OF AMENDED MEETING AGENDA

Supervisor Garber moved for the adoption of the amended agenda as presented; motion was seconded by Vice Chair Hodges. The Chairman called for any discussion. The members were polled:

Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

Agenda Item 6. PUBLIC COMMENT

Chairman Moren opened the Public Comment period.

There being no speakers, the Chairman closed the Public Comment period.

Agenda Item 7. CONSENT AGENDA

Consent Agenda items were:

- a. Approval of Expenditures - September 2022

- b. **Resolution 22-30R** - Revised Pay and Classification and Salary Adjustment Plan for Fiscal Year 2023 (Due to Adjusted Salary Scales for Sheriff's Dept. Approved at 08-22-2022 Regular Meeting)
- c. **Resolution 22-88** - Amendment to FY23 Budget ARPA Funding Transfer to Regional Animal Shelter for Staffing
- d. **Resolution 22-89** - Appropriating Restricted Split Levy Funds to Reimburse King William County for King William County Public Schools Expenses
- e. **Resolution 22-90** - Appreciation of Middlesex County Department of Social Services
- f. **Resolution 22-91** - Appropriating Additional Capital Funds for Keyless Security Project
- g. **Resolution 22-92** - Budget Amendment - ARPA Funding for Motorola UEM License
- h. **Resolution 22-93** - Amendment to King William County Fiscal Year 2023 Budget King William Public Schools
- i. **Resolution 22-95** - Honoring United States Veterans and Recognizing November 11, 2022 as Veterans Day

Supervisor Moskalski moved for approval of the Consent Agenda; motion was seconded by Supervisor Garber. The Chairman called for any discussion. The members were polled:

Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

RESOLUTION 22-30R
APPROVING A PAY AND CLASSIFICATION AND SALARY ADJUSTMENT PLAN FOR FISCAL YEAR 2023

WHEREAS, on the 14th of December 2015, the King William County Board of Supervisors adopted an updated personnel policy that directs the County Administrator to provide and annually update on the adjustments needed to the class and compensation plan each fiscal year; and

WHEREAS, on the 24th of February 2020, the King William County Board of Supervisors adopted an updated Classification and Compensation Plan and anticipated salary adjustments for implementation in the Fiscal Year 2021 budget,

WHEREAS, the Classification and Compensation Plan update was initiated to address the County’s pay structure, market competitiveness and internal equity within the Fiscal Year 2023 budget preparation; and

WHEREAS, the Board has been presented with an updated class and compensation plan for FY 2023 that meets the needs of the personnel compliment of the County; and

WHEREAS, the Board unanimously approved adjusted salary scales for the Sheriff's Department at their August 22, 2022 Regular Meeting resulting in an update to the previously approved FY 2023 Pay Plan; and

NOW, THEREFORE, BE IT RESOLVED by the King William County Board of Supervisors this 24th day of October, 2022, that the Updated FY 2023 Pay Plan showing the pay grades and pay ranges in the County pay system is approved; and that the County Administrator is authorized to implement the Plan of Adjustment in substantially the form as presented to this Board.

DONE this 24th day of October, 2022.

**RESOLUTION 22-88
AMENDMENT TO THE KING WILLIAM COUNTY FISCAL YEAR 2023 BUDGET
ARPA FUNDING TRANSFER TO REGIONAL ANIMAL SHELTER FOR STAFFING**

WHEREAS the King William County Board of Supervisors wishes to amend its Fiscal Year (FY) 2023 Budget to appropriate funds from the American Rescue Plan Act (ARPA) (Fund 215) to Regional Animal Shelter (Fund 204); and

WHEREAS the King William County Board of Supervisors wishes to amend the Salaries and Fringe expenditures for the Regional Animal Shelter to be funded from the ARPA Fund; and

WHEREAS the appropriation of these funds from ARPA would result in no additional funding from King and Queen County or King William County;

NOW, THEREFORE, BE IT RESOLVED the King William County Board of Supervisors does hereby authorize and appropriate the following amendments to the 2022-2023 Budget, such line items increased as follows, which monies shall be expended for purposes as authorized and approved by the Board of Supervisors:

FUND/ORGANIZATION

ARPA Fund 215	
Expenditures:	
Transfer to Fund 204/Payroll Cost	\$16,567.20
Regional Animal Shelter Fund 204	
Expenditures:	
Salaries and Fringe	\$16,567.20
ARPA Fund 215	
Revenues:	
Use of Fund Balance	\$16,567.20
Regional Animal Shelter Fund 204	
Revenues:	
Transfer from ARPA	\$16,567.20

DONE this 24th day of October, 2022.

RESOLUTION 22-89
APPROPRIATE FY2022 RESTRICTED SPLIT LEVY FUNDS TO REIMBURSE KING WILLIAM COUNTY FOR KING WILLIAM COUNTY PUBLIC SCHOOLS EXPENSES

WHEREAS the Restricted Split Levy Fund (150) is designated for use by King William County Public Schools upon request to and approval of the Board of Supervisors to supplement the operational funding of KWCPs or for capital expenditures; and

WHEREAS King William County pays directly to vendors certain King William County Public Schools operating expenditures; and

WHEREAS the King William County Director of Financial Services is requesting \$118,778.97 for reimbursement of annual operating costs associated with the King William County Public Schools; and

WHEREAS the reimbursement amount described will be expended from the Split Levy Restricted Fund (150);

NOW, THEREFORE, BE IT RESOLVED that the King William County Board of Supervisors does hereby authorize the Director of Financial Services to reimburse King William County for King William County Public Schools expenditures in the amount of \$118,778.97 from the Split Levy Restricted Fund (150).

DONE this 24th day of October, 2022.

RESOLUTION 22-90
RESOLUTION OF APPRECIATION FOR MIDDLESEX COUNTY DEPARTMENT OF SOCIAL SERVICES

WHEREAS the King William County Department of Social Services faced staffing challenges in July 2022 in the Family Services Division; and

WHEREAS the Middlesex County Board of Supervisors and County Administrator provided invaluable assistance to the King William County Board of Supervisors and Department of Social Services by allowing the Middlesex Department of Social Services to provide services to King William County citizens and staff; and

WHEREAS the Director of Middlesex Department of Social Services, Ms. Rebecca Morgan provided case administration and review while Ms. Moriah Elkins served as Family Services Supervisor and Ms. Erin Laster served as Family Services Specialist II, such services provided to King William County in addition to their normal duties for Middlesex County;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of King William County, Virginia expresses their deep gratitude and appreciation to Middlesex County Department of Social Services for aiding King William County Department of Social Services during our time of need.

DONE this 24th day of October, 2022.

RESOLUTION 22-91
AMENDMENT TO THE KING WILLIAM COUNTY FISCAL YEAR 2023 BUDGET
CAPITAL IMPROVEMENT PLAN
KEYLESS SECURITY PROJECT AT HISTORIC SOCIETY AND MUSEUM

WHEREAS the King William County Board of Supervisors wishes to amend its Fiscal Year (FY) 2023 Capital Improvement Plan to appropriate funds for Keyless Security Project at Historic Society and Historic Museum in FY2023 in the amount of \$20,630; and

WHEREAS the balance of Information Technology Capital Fund from FY22 of \$35,080 was not utilized in FY22 and is available to roll forward for appropriation for the expense of \$20,630 for the Keyless Security Project;

NOW, THEREFORE, BE IT RESOLVED that the King William County Board of Supervisors does hereby authorize and appropriate the following amendments to the 2022-2023 Budget, such line items increased as follows, which monies shall be expended for purposes as authorized and approved by the Board of Supervisors:

FUND/ORGANIZATION

Expense	
Keyless Security Project	\$ 20,630
Revenue	
Use of Information Technology Capital Fund Balance FY22	\$ 20,630

DONE this 24th day of October, 2022.

RESOLUTION 22-92
AMENDMENT TO THE KING WILLIAM COUNTY FISCAL YEAR 2023 BUDGET
ARPA FUNDING FOR MOTOROLA UEM

WHEREAS the King William County Board of Supervisors wishes to amend its Fiscal Year (FY) 2023 Budget to appropriate funds from the American Rescue Plan Act Fund 215 to for one time license fee for Motorola Unified Event Manager (UEM); and

WHEREAS the King William County Board of Supervisors wishes to appropriate \$32,977.25 to be funded from ARPA Fund.

NOW, THEREFORE, BE IT RESOLVED that the King William County Board of Supervisors does hereby authorize and appropriate the following amendments to the 2022-2023 Budget, such line items increased as follows, which monies shall be expended for purposes as authorized and approved by the Board of Supervisors:

FUND/ORGANIZATION

ARPA Fund 215	
Expenditures:	
Motorola UEM	\$ 32,977.25

DONE this 24th day of October, 2022.

**RESOLUTION 22-93
AMENDMENT TO THE KING WILLIAM COUNTY FISCAL YEAR 2023 BUDGET
KING WILLIAM PUBLIC SCHOOLS**

WHEREAS the King William County Board of Supervisors wishes to amend its Fiscal Year (FY) 2023 Budget for additional revenues and expenditures for King William County Public Schools; and

WHEREAS the King William County School Board accepted on October 18, 2022 the budget amendments of funds and additional funding and requests the Board of Supervisors to appropriate;

NOW, THEREFORE, BE IT RESOLVED that the King William County Board of Supervisors does hereby authorize and appropriate the following amendments to the 2022-2023 Budget, such line items increased as follows, which monies shall be expended for purposes as authorized and approved by the Board of Supervisors:

FUND/ORGANIZATION

Grants Received:	
Health Workforce Grant-Part 2	\$ 23,400
Insurance Damage:	
HHMS Lightning Strike	\$ 10,217.37

DONE this 24th day of October, 2022.

**RESOLUTION 22-95
HONORING UNITED STATES VETERANS AND
RECOGNIZING NOVEMBER 11, 2022 AS VETERANS DAY**

WHEREAS Veterans Day is a celebration honoring all American Veterans who have served in times of war and in times of peace; and

WHEREAS the theme for Veterans Day 2022 is "Honor." Veterans are proud of their military service in defending our Nation and deserve honor for fulfilling their patriotic duties. Honor reflects the military value and tradition of answering the call to duty. There is distinct honor in serving to protect our way of life and the Constitution of the United States of America; and

WHEREAS the demanding environments of military life and experiences of combat can cause many Veterans to experience psychological distress, with many service members facing such critical issues as trauma, suicide, homelessness, and others; and

WHEREAS veterans continue to serve our community and nation in numerous ways after leaving military service;

NOW, THEREFORE, BE IT RESOLVED that the King William County Board of Supervisors does hereby pay honor to all United States Veterans and recognizes November 11, 2022 as Veterans Day; and

BE IT FURTHER RESOLVED that the King William County Board of Supervisors expresses their deep gratitude to our brave and dedicated military, Veterans, and their families for their service to our nation.

DONE this 24th day of October, 2022.

Agenda Item 8. OLD BUSINESS

8.a. General Reassessment Update – Fred Pearson, Pearson’s Appraisal Service. Inc.

Mr. Pearson said they were ready to turn data over to the County on Friday to get notices sent out. Hearings would be held where people could call and come in to speak to the assessor or ask for a phone appeal. They can e-mail or mail the information they’d like considered.

Chairman Moren asked that we add an FAQ to go along with the notices. Mr. Pearson said by state code the equalized market value cannot raise revenue for the County. He recommends putting an ad in the newspaper that notices have been sent. Vice Chair Hodges agreed that an explanation needs to go out with the notice.

8.b. West Point Library Discussion – John B. Edwards, Jr., Town Manager

Mr. Edwards said West Point has an opportunity to relocate their library. It would be a small increase in size from 5400 square feet to 5800 square feet but would be a modernization of the space. He said the current meeting room which had been questioned in the past holds 50 to 60 people, not 100. He said they originally thought the renovations would cost about \$500,000 however the estimates have come in from \$900,000 to \$1,000,000 and the Town cannot afford this on their own.

Chairman Moren asked what would happen if we delayed the decision. Mr. Edwards said the police would stay where they are the library would stay where they are. The current library building is in need of roof and carpet replacement.

Supervisor Garber asked what would happen to the current library. Mr. Edwards said there is an offer to purchase it and the money from the sale would be used for the project. Mr. Garber said King William doesn't have a library building on this end of the County. He said the rest of the County is growing and West Point is not. He said he is not in favor of it. Mr. Edwards said West Point library serves the whole County, not just West Point.

Chairman Moren asked how many people outside the County use the West Point branch. Mr. Edwards said he has asked for that information but hasn't gotten an answer. Mr. Edwards said the County is a member of Pamunkey Regional Library not the Town.

Supervisor Moskalski said half a million can't be done and perhaps they could scale down the project. Mr. Edwards said they've looked at that possibility.

Chairman Moren asked if it could be done in phases. Mr. Edwards said it's difficult to do because they have to bring the new building up to code. He has reached out to someone in the shopping center to see if they could do it cheaper. Vice Chair Hodges said they'll have to pay rent in the new space.

Supervisor Garber said there was no ask during budget negotiations.

Supervisor Greenwood asked how much it would cost to renovate the old building. Mr. Edwards said \$100,000-\$200,000 but probably more.

Chairman Moren said we should delay making a decision because the County is looking at other options and is working aggressively towards an answer. He said to delay the discussions to December.

Mr. Edwards said to please contact him with any questions or if they would like to take a tour of the proposed new space.

Supervisor Moskalski said he would like to continue to see what could be done.

Vice Chair Hodges asked if Pamunkey Regional Library has offered any funding. Mr. Edwards said the library board has not discussed it yet.

Agenda Item 10. PUBLIC HEARING

10.a. Ordinance 10-22 – Amending King William County Code Section 10-69 – Dogs Running at Large

Mr. Ashcraft presented Ordinance 10-22 with proposed changes to King William County code section 10-69B. The ordinance would change section B to say any property zoned R1 suburban residential is included in the year-round leash law. It would remove those properties listed which are already R1. Those which are not R1 would remain listed. In addition, section E would be added which gives citizens a process by which they can petition the County to be added to the list of included subdivisions.

Supervisor Moskalski asked if 50% of the residents of a particular subdivision was too many. Vice Chair suggested households instead. Supervisor Moskalski said we are talking about properties that are not zoned R1 and he thought 50% was reasonable.

The Chairman opened the public comment. There being no speakers the Chairman closed the public comment.

Supervisor Moskalski made a motion to adopt Ordinance 10-22; Supervisor Garber seconded. The Chairman called for any discussion. The members were polled:

Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

**ORDINANCE 10-22
AMENDING KING WILLIAM COUNTY CODE SECTION 10-69 DOGS RUNNING AT LARGE**

WHEREAS the King William County Board of Supervisors (the Board) wishes to amend King William County Code Section 10-69 – Dogs running at large; and

WHEREAS the Board conducted a duly advertised public hearing on October 24, 2022 to accept public comment in consideration of the changes as shown below (additions shown in red text and highlighted in yellow, deletions shown in strikethrough):

Sec. 10-69. – Dogs running at large.

- (a) In order to facilitate inspection of current dog licenses and the capture of unlicensed stray dogs, no dog shall be permitted to run at large in any part of the county from April 1 through May 31 of each year. All dogs shall be confined, restricted, or penned up during these months. For the purpose of this section, a dog shall be deemed to be running at large while roaming, running, or self-hunting off the property of its owner or custodian and not under its owner's or custodian's immediate control.
- (b) It shall be unlawful for the owner or custodian of any dog to permit the dog to go upon any public street, sidewalk, or right-of-way or upon the property of another within the hereafter described areas of the county, unless it is kept secured by a leash or lead or other means of restraint not harmful or injurious to the dog, and under the control of a responsible person capable of physically restraining the dog:

(1) Any property zoned R-1, Suburban-Residential

- (2)** 1) The area and property known as Corinth Heights Subdivision, and more particularly shown on those certain plats of survey on record in the clerk's office of the county circuit court, in the clerk's Plat Book 10, page 27, to which reference is made here. (Zoned R-R)
- ~~(2) — The area and property known as Venter Heights Subdivision, and more particularly shown on those certain plats of survey on record in the clerk's office of the county circuit court, in the clerk's Plat Book 10, page 10, to which reference is made here. (Zoned R-1)~~
- ~~(3) — The area and property known as Oak Springs Subdivision, and more particularly shown on those certain plats of survey on record in the clerk's office of the county circuit court, in the clerk's Plat Book 11, page 67, to which reference is made here. (Zoned R-1)~~
- ~~(4) — The area and property known as Aylett Farms Subdivision, and more particularly shown on those certain plats of survey on record in the clerk's office of the county circuit court, in the clerk's Plat Book 10, page 64, to which reference is made here. (Zoned R-1)~~
- ~~(5) — The area and property known as Manquin Farms Subdivision, and more particularly shown on those certain plats of survey on record in the clerk's office of the county circuit court, in the clerk's Plat Book 10, page 106, to which reference is made here. (Zoned R-1)~~
- (3)** 6) The area and property known as Corr Walker Subdivision, also known as Beaver Creek, King William Estates, and Timberland Estates Subdivisions, and more

particularly shown on those certain plats of survey on record in the clerk's office of the circuit court of King William, Virginia, in clerk's Plat Book 13, page 15, page 30, page 34 to which reference here is here made. (Zoned R-R)

- ~~(7) The area and property known as Terra Alta Subdivision, and more particularly shown on those certain plats of survey on record in the clerk's office of the county circuit court, in the clerk's Plat Book 13, page 3, to which reference is made here. (Zoned R-1)~~
- ~~(8) The area and property known as Fairfield Subdivision, and more particularly shown on those certain plats of survey on record in the clerk's office of the county circuit court, in the clerk's Plat Book 13, page 94, to which reference is made here. (Zoned R-1)~~
- (4 9) The area and property known as Rose Garden Estates Subdivision, and more particularly shown on those certain plats of survey on record in the clerk's office of the county circuit court, in the clerk's Plat Book 15, page 65, to which reference is made here. (Zoned A-C)
- (5 10) The area and property known as Reed Brothers Subdivision, and more particularly shown on those certain plats of survey on record in the clerk's office of the county circuit court, in the clerk's Plat Book 16, page 150, to which reference is made here. (Zoned A-C)
- (6 11) The area and property known as Edge Hill Farms Subdivision, and more particularly shown on those certain plats of survey on record in the clerk's office of the county circuit court, section A in the clerk's Plat Book 10, page 94; section B in Plat Book 10, page 126; and section C in Plat Book 11, page 52, to which reference is made here. (Zoned A-C)
- (7 12) The area and property known as Cherry Hill Subdivision, and more particularly shown on those certain plats of survey on record in the clerk's office of the circuit court of King William County, Virginia, in clerk's Plat Book 10, pages 119—124, to which reference here is here made. (Zoned R-R)
- ~~(13) The area and property known as Rosewood Subdivision, and more particularly shown on those certain plats of survey on record in the clerk's office of the circuit court of King William County, Virginia, section A in clerk's Plat Book 16, page 187; section B in Plat Book 16, page 230; section C in Plat Book 17, page 4; and two lots of record in clerk's Deed Book 306, page 403, to which reference here is here made. (Zoned R-1)~~
- (8 14) The area and property known as Spring Pleasants Subdivision, and more particularly shown on those certain plats of survey on record in the clerk's office of the circuit court of King William County, Virginia, in clerk's Plat Book 13, page 140, to which reference here is here made. (Zoned A-C)

~~(15) The area and property known as Indian Fields Subdivision, and more particularly shown on those certain plats of survey on record in the clerk's office of the circuit court of King William County, Virginia, in clerk's Plat Book 18, page 108-109, to which reference here is made. (Zoned R-1)~~

- (c) Any person who does not restrain his dog in accordance with this section, whether such person is the owner or custodian of such dog, shall be guilty of a Class 4 misdemeanor. The animal control officer or sheriff's deputies shall have the duty to enforce the provisions of this section.
- (d) This section shall not apply to any person who uses a dog under his direct supervision while lawfully hunting, while engaged in a supervised formal obedience training class or show, or during formal sanctioned field trials.

(e) The process by which citizens may petition the county to be added to the list of described properties in Section 10.69 (b) shall be as follows:

- (1) Citizens obtain the signatures of 50% of the residents of a particular Subdivision, identifiable by plat book number, and plat book page of survey on record in the clerk's office of the county circuit court.**
- (2) Citizens present such petition to the County Administrator's office by October 1 for consideration by the Board of Supervisors at their October Work Session meeting.**
- (3) If in agreement with the addition(s), the Board, by general consensus, authorizes staff to research and prepare the necessary ordinance change and to advertise a Public Hearing to be held at the October Regular Meeting of the Board of Supervisors, such that notice is provided at least five business days prior to the date of the Public Hearing.**
- (4) The Public Hearing is held on the date advertised, or as soon thereafter as the public may be heard.**
- (5) The Board votes to approve or deny the petition.**

NOW, THEREFORE, BE IT ORDAINED AND ENACTED that the Board of Supervisors of King William County, Virginia does hereby amend King William County Code Section 10-69 – Dogs running at large as outlined above effective immediately upon passage.

ADOPTED this the 24th day of October, 2022.

Agenda Item 11. NEW BUSINESS

11.a. DEQ ARPA Wastewater Funds Application: Sewer Service Expansion to Commerce Park – Steve Hudgins, Deputy County Administrator

Mr. Hudgins said there was DEQ ARPA money available to help with the potential sewer service expansion to Commerce Park however a Preliminary Engineering Report (PER) was required first in order to apply.

Supervisor Garber asked what the linear feet distance was and if it would be better to go E-W and not N-S. Mr. Hudgins said the funds can be used to replace, not develop. He said they have confirmed with DEQ that the expansion to Commerce Park would qualify.

Supervisor Greenwood asked what the \$7500 for the PER covers. Mr. Hudgins said for costing and applying. He said the County can reimburse themselves with the DEQ ARPA funds if they are awarded.

Vice Chair Hodges asked if Mr. Hudgins had talked to the people who bought Commerce Park. Mr. Hudgins said yes, they're in favor.

Supervisor Greenwood made a motion to go ahead with the Preliminary Engineering Report (PER) for sewer service expansion to King William Commerce Park in order to apply for DEQ ARPA Wastewater funds; Supervisor Garber seconded. The Chairman called for any discussion. The members were polled:

Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

Agenda Item 12. ADMINISTRATIVE MATTERS FROM COUNTY ADMINISTRATOR

12.a. Administration Report – Percy C. Ashcraft, County Administrator

Mr. Ashcraft pointed out the upcoming Saturday voting hours and early voting during the weekdays. He also pointed out the drug take back day and the Crab Carnival which has been rescheduled. He said Friday 10/28 is a King William versus West Point football game. Trick or treat hours in both the County and West Point are from 5:00 to 8:00 PM. There's a powder puff football fundraiser going on for the husband of a teacher at King William High School who is in need of a transplant. The new Dollar General on Route 30 is now open. He said the Board of Supervisors needs to seat the Board of Equalization by November 28th.

Agenda Item 13. BOARD OF SUPERVISORS' COMMENTS

Mr. Greenwood thanked people for coming.

Supervisor Garber expressed thanks to Middlesex County and to Mr. Ashcraft for their services to the Department of Social Services. He said he was glad to see the dogs running at large ordinance updated and said he received a positive e-mail of support from Carter Garnett about hunting with dogs. He wished everyone a safe Halloween.

Vice Chair Hodges reminded everyone of the Crab Carnival and said there were fireworks at 7:30.

Supervisor Moskalski said he was disappointed in the territorial attitude between the County and West Point. He said an opportunity for West Point is an opportunity for the County. He thanked everyone for coming.

Chairman Moren thanked everyone for coming and said we were in a difficult quandary with the library. He said the County's financial report is scheduled to be approved at the November 7th Board meeting and then will be posted to the County website.

Agenda Item 14. CLOSED MEETING

14.a. Motion to Convene Closed Meeting

Supervisor Moskalski made a motion to convene in Closed Meeting in accordance with Section 2.2-3711 (A)(1) of the Code of Virginia to consider a personnel matter involving the appointment of individuals to Boards and Commissions, and in accordance with Section 2.2-3711 (A)(8) of the Code of Virginia to consult with legal counsel on a specific legal matter regarding a potential property matter requiring the provision of legal advice by counsel. Vice Chair Hodges seconded the motion. The Chairman called for any discussion. The members were polled:

Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

14.b. Motion to Reconvene in Open Session

Supervisor Moskalski made a motion to reconvene in Open Session. Supervisor Greenwood seconded the motion. The Chairman called for any discussion. The members were polled:

Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

14.c. Certification of Closed Meeting

Supervisor Moskalski moved for adoption of Standing Resolution 1 (SR-1) in accordance with Section 2.2-3712 (D) of the Code of Virginia, 1950, as amended; the motion was seconded by Supervisor Greenwood. The Chairman called for any discussion. The members were polled:

Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

**STANDING RESOLUTION – 1 (SR-1)
A RESOLUTION TO CERTIFY COMPLIANCE WITH THE FREEDOM OF INFORMATION ACT
REGARDING MEETING IN CLOSED MEETING**

WHEREAS, the King William County Board of Supervisors has convened a closed meeting on this date pursuant to an affirmative recorded vote, and in accordance with the provisions of the Virginia Freedom of Information Act; and,

WHEREAS, Section 2.2-3712 (D) of the Code of Virginia requires a certification by the King William County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law,

NOW, THEREFORE, BE IT RESOLVED that the King William County Board of Supervisors on this 24th day of October, 2022, hereby certifies that, to the best of each member’s knowledge:

1. Only public business matters lawfully exempted from open meeting requirements under the Freedom of Information Act were heard, discussed, or considered in the closed meeting to which this certification resolution applies, by the King William County Board of Supervisors.
2. Only such public business matters as were identified in the motion convening the closed meeting were heard, discussed, or considered by the King William County Board of Supervisors.

DONE this the 24th day of October, 2022.

14.d. Action on Closed Meeting (if necessary)

No action was taken as a result of the Closed Meeting.

Agenda Item 15. APPOINTMENT

15.a. Resolution 22-94 – Appointment to the Social Services Advisory Board

Vice Chair Hodges made a motion to approve Resolution 22-94 appointing Dr. Tara Temple to the Social Services Advisory Board for a four-year term ending September 30, 2026. Supervisor Moskalski seconded the motion. The Chairman called for any discussion. The members were polled:

Supervisor, 3rd District: Stephen K. Greenwood	Aye
Supervisor, 1st District: William L. Hodges – Vice Chair	Aye
Supervisor, 4th District: C. Stewart Garber, Jr.	Aye
Supervisor, 2nd District: Travis J. Moskalski	Aye
Supervisor, 5th District: Edwin H. Moren, Jr. – Chairman	Aye

**RESOLUTION 22-94
APPOINTMENT TO THE SOCIAL SERVICES ADVISORY BOARD**

WHEREAS the King William County Board of Supervisors established the King William County Social Services Advisory Board on May 23, 2022 in accordance with Virginia Code § 63.2-305 consisting of five citizen members to be appointed by the King William County Board of Supervisors, plus the County Administrator as an *ex officio* member, with initial appointments of citizen members as follows: (i) one member for a term of one year; (ii) one member for a term of two years; (iii) one member for a term of three years, and (iv) two members for terms of four years,

and subsequent appointments for a term of four years each, except that appointments to fill vacancies that occur during terms shall be for the remainder of these unexpired terms; and

WHEREAS the Board of Supervisors appointed members to the one, two, and three-year terms at their October 3, 2022 Work Session; and

WHEREAS the Board of Supervisors now desires to make an additional appointment to the Social Services Advisory Board;

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of King William County, Virginia that Dr. Tara Temple is appointed to the Social Services Advisory Board for a four-year term expiring September 30, 2026.

DONE this 24th day of October, 2022.

Agenda Item 16. ADJOURN OR RECESS

Supervisor Greenwood made a motion to adjourn the meeting; seconded by Supervisor Moskalski. All were in favor with none opposing.

COPY TESTE:

Edwin H. Moren, Jr., Chairman
Board of Supervisors

Christine H. Branch
Deputy Clerk to the Board of Supervisors

AGENDA ITEM 7.b.

Approval of Expenditures - October 2022



Natasha L. Brown
 Director of Financial Services

Board of Supervisors
 William L. Hodges, First District
 Travis J. Moskalski, Second District
 Stephen K. Greenwood, Third District
 C. Stewart Garber, Jr., Fourth District
 Edwin H. Moren, Jr., Fifth District

MEMO

DATE: November 28, 2022
 TO: King William County Board of Supervisors
 FROM: Natasha Brown, Director of Financial Services
 SUBJECT: Monthly Expenditures - October 31, 2022

County Administration Expenditures (excluding Payroll)

Checks and ACH processed	1,278,892.28
Transfer from Treasurer to Schools	907,132.67

County Administration Payroll

Payroll Net	383,158.15
Employer Benefit Portion	145,382.04
Employer State Unemployment	149.51
Employer FICA/Med Portion	39,872.32
County Costs	568,562.02
<i>Employee Portion of Taxes</i>	<i>105,073.03</i>
<i>Employee Portion of Benefits</i>	<i>60,146.60</i>
	<u>733,781.65</u>

ARPA Funds (Fund 215)	3,377.87
Comprehensive Services Act	94,667.99

Department of Social Services Expenditures (excluding Payroll)

Checks and ACH processed	12,361.59
Special Welfare	-
DSS Payroll	
Payroll Net	29,144.51
Employer Benefit Portion	15,034.51
Employer State Unemployment	172.84
Employer FICA/Med Portion	3,034.63
DSS Costs	47,386.49
<i>Employee Portion of Taxes</i>	<i>7,327.92</i>
<i>Employee Portion of Benefits</i>	<i>6,551.14</i>
	<u>61,265.55</u>

TREASURER MANUAL CHECKS ISSUED

<i>Expenses</i>	
<i>Tax Authority</i>	<i>9,842.23</i>
<i>Pass Thru</i>	<i>\$1,377.41</i>
<i>Refunds</i>	<i>\$2,312.34</i>
	13,531.98

*working with Treasure to identify
 of this what is "pass thru"*

Total County Administration, ARPA, Social Services, CSA, & Treasurer Manual Checks	2,925,912.89
---	---------------------

AGENDA ITEM 7.c.

Resolution 22-96 - Awarding KWHS HVAC Contract

**RESOLUTION 22-96
AMENDMENT TO THE KING WILLIAM COUNTY FISCAL YEAR 2023 BUDGET
KING WILLIAM PUBLIC SCHOOLS – KWHS HVAC PROJECT VPSA FUNDING**

WHEREAS the King William County Board of Supervisors wishes to amend its Fiscal Year (FY) 2023 Budget for additional revenues and expenditures for King William County Public Schools; and

WHEREAS the King William County School Board accepted on November 15, 2022 the budget amendments of funds and additional funding and requests the Board of Supervisors to appropriate to facilitate awarding the King William High School HVAC Project contract to Southern Air at a price of \$798,985.25;

NOW, THEREFORE, BE IT RESOLVED that the King William County Board of Supervisors does hereby authorize and appropriate the following amendments to the 2022-2023 Budget, such line items increased as follows, which monies shall be expended for purposes as authorized and approved by the Board of Supervisors:

FUND/ORGANIZATION

King William County Public Schools

Revenue:

VPSA Funding	\$ 798,985.25
--------------	---------------

Expenditure:

King William High School HVAC Project contract to Southern Air	\$ 798,985.25
--	---------------

DONE this 28th day of November, 2022.

SCHOOL BOARD AGENDA ITEM

MEETING DATE: November 15, 2022 FY23-08

Closed Session: _____

Special Recognition/Announcement: _____

Instructional Highlights: _____

Consent: _____

Action: _____

Information/Discussion: _____ X _____

Materials for Board Review : _____

STAFF OR BOARD CONTACT PERSON: **Staci Longest, Director of Finance**

SUBJECT: King William High School- HVAC Project VPSA Funding

King William County Public Schools would like to move forward with awarding KWHS HVAC work to Southern Air, currently we are facing 30 to 45 week lead times on work and therefore to get any of this work done over the summer, we will need to put before the Board of Supervisors at the November 28, 2022 meeting. We have received multiple cooperative contract prices and are seeking to award the Contract to Southern Air with the lowest price of \$798,985.25.

With your awareness, we will move forward with presenting this to the Board of Supervisors as soon as possible to lock into contract pricing.

AGENDA ITEM 8.a.

General Reassessment Update - Fred Pearson, Pearson's Appraisal Service, Inc.

PRESS RELEASE



Reassessment Progress as of 11/18/2022

Pearson's Appraisal Service Inc. has completed all field work and all data entry. All edit reports and final review have been completed. County Administration has completed the mail merge process and sent the notices to the printer for assembly and mailing. At this time, the Reassessment Notices should be mailed out on December 2, 2022. On the back of each notice will be a FAQ with more information about the process.

The Real Estate Tax rate for 2023 has NOT yet been set. County tax rates will be determined by the Board of Supervisors during the annual budget process in the spring of 2023. A public hearing is scheduled to occur at the March 27, 2023 Board of Supervisors meeting. The West Point Town Council sets the rate for the Town of West Point and meets separately from the Board of Supervisors.

If a property owner has any additional information they would like the appraisers to know, please call (804) 769-3027 or (804) 560-9200 or email assessor@kingwilliamcounty.us. Pearson's office in the County Administration building (180 Horse Landing Road, King William) is open to the public during regular business hours and may be reached at (804) 769-3027.

Other questions or comments can be addressed to County Administration at deputyclerk@kingwilliamcounty.us.

Frequently Asked Questions

1. What is a reassessment and why must we have them?

Reassessment is the process of re-determining the value of property or land for tax purposes. Periodic reassessments are required by law. The Constitution of Virginia, Article X, Section 2 states, "All assessments of real estate and tangible personal property shall be at their fair market value, to be ascertained as prescribed by law." King William County is required to reassess all real property at least every 4 years per Section 70-45 of the King William County Code (Ordinance 02-21 adopted March 8, 2021).

The purpose of property tax reassessment is to ensure every property is valued fairly and to realign those values with values of other kinds of property which are assessed annually, such as personal property, utilities, and mobile homes. The Code of Virginia requires that all property be assessed at market value. Because market value changes over time, periodic reassessment is required. For detailed information, see the Code of Virginia, Chapter 32.

2. What should I expect from a reassessment and how will it affect my taxes?

A reassessment will result in a new value being established for your property. This new value will replace the current value on your property and will be the basis used for determining the amount of Real Estate Tax owed. Please remember that an increase/decrease in property value does not automatically mean an increase/decrease in the amount of tax owed.

General reassessments are not designed to be a county-wide tax increase. This process is intended to fairly and equitably distribute the real estate tax burden among property owners in proportion to the fair market value of their real estate. The law ensures that a general reassessment cannot be the cause of an increase in taxes. Once the reassessment is complete, state law requires that the tax rate be equalized. It is the responsibility of the Board of Supervisors to determine the budgetary needs of the County and the tax rate necessary to effectively meet those needs. It is the responsibility of the Town of West Point Town Council to do the same for the Town.

3. When was the last reassessment?

The last reassessment took place in 2020 and was invalidated by the Board of Supervisors in early 2021 due to numerous discrepancies. The last valid reassessment took place between 2014 and 2015. Those results went into effect on January 1, 2015. The 2015 reassessment encompassed over 11,000 parcels with a total value of more than \$1.5 billion.

4. Who conducted this reassessment and what if I disagree with their assessed value?

The professional appraisal firm, Pearson's Appraisal Services, Inc., was contracted by King William County to perform real estate value assessments of every property in the County. You can appeal the Assessor's valuation for one or more of the following reasons only:

- Fair Market Value – The property is assessed greater or less than its Fair Market Value.
- Lack of Uniformity – The property assessment is out of line with generally similar properties.
- Factual Errors – Assessment is based upon inaccurate information concerning the property.

5. How do I appeal the Assessor's valuation of my property?

Call 804-769-3027 between 8:30am-4:30pm Monday through Friday or email assessor@kingwilliamcounty.us no later than December 23, 2022. Mail correspondence to: Assessor, 180 Horse Landing Rd #4, King William, VA 23086 postmarked by December 23, 2022 or earlier.

6. What if I continue to disagree with the assessment after speaking with the Assessor?

After January 16, 2023, owners who continue to disagree with the reassessment results may appeal to the Board of Equalization by downloading an application from the County website – kingwilliamcounty.us, emailing appeals@kingwilliamcounty.us, or calling 804-769-4927 between 8:30am-4:30pm Monday through Friday to receive an application. The last day to submit applications is March 3, 2023. Mail correspondence to: BOE Appeal, 180 Horse Landing Rd #4, King William, VA 23086 postmarked by March 3, 2023 or earlier. A hearing date will be scheduled and you will be contacted.

7. When will the 2023 Real Estate Tax Rate be determined?

The County tax rates will be determined by the Board of Supervisors during the annual budget process in the spring of 2023. A public hearing is scheduled to occur at the March 27, 2023 Board of Supervisors meeting. The West Point Town Council sets the rate for the Town of West Point and meets separately from the Board of Supervisors.

Please Note: The assessment does not reflect Land Use, Elderly Exemptions, Disabled Exemptions, or Veterans Exemptions. For information regarding these exemptions, contact the Commission **of the Revenue's office at 804-769-4941.**

AGENDA ITEM 8.b.

Resolution 22-97 - Adopt Revisions to Rappahannock Regional Criminal Justice Training Academy Charter - Jeff Walton, Sheriff (Updated Attachment)

RESOLUTION 22-97

**AMENDMENT TO THE CHARTER AGREEMENT OF THE RAPPAHANNOCK
REGIONAL CRIMINAL JUSTICE TRAINING ACADEMY**

1
2
3
4 **WHEREAS** King William County is a Charter member of the Rappahannock Regional
5 Criminal Justice Training Academy; and

6 **WHEREAS** the original Academy Charter and By-laws designate only the Charter
7 members as having a financial interest in the academy and the authority to approve and/or
8 adjust the academy budget and requires that three-fourths of the members of the Executive
9 Board be Charter members; and

10 **WHEREAS** the Executive Board convened a Charter Committee to examine the
11 current Academy Charter and By-laws and to propose changes allowing for full equity of all
12 its members; and

13 **WHEREAS** the Charter Committee found no evidence that Charter members have
14 ever assumed a higher burden of dues payment or separately funded any capital project or
15 debt service and all members have consistently paid the same level of dues payments across
16 the history of the academy; and

17 **WHEREAS** the Charter Committee made and approved several revisions to the
18 Charter and By-laws on August 24, 2022; and

19 **WHEREAS**, in accordance with the Code of Virginia 15.2-1747 - Creation of
20 Academies, the Charter must be approved by each member locality's governing body in the
21 form of a Resolution or Ordinance;

22 **NOW, THEREFORE, BE IT RESOLVED** that the King William County Board of Supervisors
23 does hereby approve that the Charter Agreement for the Rappahannock Regional Criminal
24 Justice Training Academy shall be amended, revised, and updated by the adoption of the
25 changes reflected in the document entitled, "CHARTER AGREEMENT FOR THE
26 RAPPAHANNOCK REGIONAL CRIMINAL JUSTICE TRAINING ACADEMY, (AS AMENDED
27 2022)" attached hereto and incorporated herein which shall become effective on January 1,
28 2023.

29 **DONE** this 28th day of November, 2022.

CHARTER AGREEMENT
FOR THE
RAPPAHANNOCK REGIONAL CRIMINAL JUSTICE TRAINING ACADEMY
(EFF. 01/01/2023, AMENDED 08/24/2022)

Section 1. Creation

On July 13, 1978 the participating Counties, Cities and Towns created the Rappahannock Regional Criminal Justice Training Academy (hereinafter called the "Academy") which shall exist under and be subject to the terms and conditions of this charter, which shall be deemed to constitute the agreement required by Section 15.2-1747 Code of Virginia, 1950, as amended, for the joint exercise of powers of participating political subdivisions.

Section 2. Principal Office

The principal office of the Academy is located in Spotsylvania County, Virginia. The principal office may be changed at such times and under such conditions as the Board may determine.

Section 3. Purpose

The purpose of the Academy is to furnish the highest achievable level of professional law enforcement and criminal justice-related training to the participating jurisdictions through the development and operation of initial recruit training, continuing in-service training and advanced training programs.

Section 4. Duration

- A. The Academy and this charter shall exist in perpetuity, subject, however, to the dissolution at any time, by unanimous agreement of the governing bodies of the academy.
- B. An individual agency may withdraw from the under the following statutory guidelines:
 - Withdrawal: Pursuant to Virginia Code 15.2-1747, an agency seeking to withdraw membership from RRCJA must signify its desire by resolution or ordinance issued from the agency's governing body and submitted to the Board of Directors. Withdrawals are only considered in October, once every five (5) years, commencing in October, 2001, and will not be considered at any other time, unless agreed to unanimously. Approval for the withdrawal requires a favorable vote of two-thirds of the Board of Directors of the academy. Withdrawals agreed to by the Board will be effective on June 30 of the following year, unless stipulated as otherwise by the Board. In addition to fulfilling any financial obligations for the current fiscal year, agencies granted withdrawal will be required to satisfy any outstanding debt service as outlined in the current fiscal budget, unless otherwise stipulated by the Board.

Section 5. Board of Directors

There is hereby created the Academy Board of Directors (hereinafter called the "Board") which shall be comprised of the Chief of Police, Sheriff, Superintendent or Director from each of the member agencies.

- A. Organization - - The Board shall conduct an annual meeting on a date selected by the Chairperson. Board officers and Executive Committee members shall be elected at this annual meeting in accordance with the Academy by-laws. Members shall serve a two-year term and may be re-elected at the expiration of the term. The secretary need not be a member of the Board. The Board shall fix such other meeting times as it deems necessary. Written minutes shall be recorded for all board and committee meetings.

B. Powers of the Board - - The Board shall have the following powers and duties:

1. To develop and approve the Academy curriculum in cooperation with and subject to review by the Virginia Department of Criminal Justice Services, and the academy policy.
2. To oversee and be responsible for the operation of the Academy, giving due consideration to the needs of the participating jurisdictions for recruit and in-service training and to the maximum benefits of instruction available, in fixing length and frequency of training, and in accordance with demand fixing the operational and staffing levels of the Academy, with which it shall have the power to expend funds appropriated to it.
3. To appoint a Director of the Academy, fix compensation and prescribe powers and responsibilities.
4. To contract with participating jurisdictions for necessary administrative and maintenance services.
5. To provide for the admission of trainees not employed by a participating jurisdiction and to fix necessary fees.
6. To create such standing committees as are deemed necessary to assist in developing plans for regional training programs and projects for criminal justice agencies and for proper administration and operation of the Academy.

Section 6. Financing and Budget

The Board shall designate the Chief Financial Officer of one of the participating jurisdictions to act as its fiscal agent. The Board shall provide for the manner in which and by whom disbursements may be authorized provided that it shall ensure that the disbursement authorization system of the fiscal agent is employed.

A. Capital Assets and Expenditures

1. Real Estate - - The Board may own or lease necessary real property, or may contract for its location needs. In the event an Academy location is furnished by a participating jurisdiction; the Board shall determine the method by which payment and/or credit for the furnishing of the physical facilities shall be given.
2. Equipment - - The Board shall, from time to time as it deems necessary, approve a schedule of equipment requirements, provided, however, that one or more participants may purchase the interests of one or more of the other participants in the property.
3. Debt Service – The Board, by super-majority vote (2/3), may enter into debt service to secure real property or equipment necessary to meet the needs and requirements of the academy. Each agency shall be responsible for its share of the debt service as outlined in the initial debt approval and subsequent budget reviews.

B. Operating Expenses

1. The Executive Committee shall be responsible for preparation of an annual operating budget, and shall submit its approved proposal to the Board not later than December 15th preceding the next fiscal year. Upon the receipt of the proposed budget, the Board may make adjustments as approved by a majority of the Board members.

2. The operating budget and debt service appropriations shall be determined by the number of sworn personnel and that cost shall be established by the Board. Payments of the operational and debt appropriation to the academy shall be made at such intervals as the Board may provide.

Section 7. Termination

Termination of this cooperative endeavor shall occur only as provided for in Section 3. In the event this charter is terminated, payment and/or credit for the furnishing and use of real property owned by a member shall be adjusted ratable to the date of termination. All property shall be scheduled and valued by or at the direction of the Board and distributed in kind to the members as nearly as is feasible in the same proportion as each member contributed to acquiring it; provided, however, that one or more members may purchase the interests of one or more of the other members in the property.

Section 8. Amendments

The Executive Committee may recommend minor amendments to this Charter to keep the academy in compliance with any state or federal law or regulation change. Such amendments shall become effective upon approval by two-thirds of the Board Members.

The board may recommend amendments to this Charter. Such amendments shall become effective upon approval by two-thirds of the Board Members, and by Resolution duly adopted by their respective governing bodies.

DRAFT

FORM OF RESOLUTION FOR ADOPTING 2022 CHARTER AMENDMENTS

Amendment to the Charter Agreement of the Rappahannock Regional Criminal Justice Training Academy:

RESOLVED that the Charter Agreement for the Rappahannock Regional Criminal Justice Training Academy shall be amended, revised and updated by the adoption of the changes reflected in the document entitled, "CHARTER AGREEMENT FOR THE RAPPAHANNOCK REGIONAL CRIMINAL JUSTICE TRAINING ACADEMY, (AS AMENDED 2022)" attached hereto and incorporated herein.

The foregoing Resolution was duly adopted by the governing body of the County/City/Town of _____, on the _____ day of _____, 2022.

County/City/Town Executive

Governing Body Chairperson

DRAFT

AGENDA ITEM 9.a.

Resolution 22-98 - Approving CUP 02-22: Owner/Applicant Liberty Hall, LLC,
Registered Agent James Gottwald

RESOLUTION 22-98

APPROVING CONDITIONAL USE PERMIT (CUP) 02-22

OWNER/APPLICANT LIBERTY HALL, LLC, REGISTERED AGENT JAMES GOTTWALD

WHEREAS the applicant is requesting a Conditional Use Permit to construct a 33'x38' covered boathouse to be located at 5239 Green Level Road, such property located on the Pamunkey River, tax map parcel 51-9 zoned A-C; and

WHEREAS the current King William County Comprehensive Plan discusses the need for outdoor recreation, water access, and boating. While the proposed boathouse will be for private use only, it will provide the property owner better access to the water; and

WHEREAS the proposed boathouse will not block any of the navigable waters; and

WHEREAS, the King William County Planning Commission met on November 1, 2022 and recommended approval to the Board of Supervisors with the following conditions:

1. The proposed work must meet all requirements of the State and Local agencies.
2. All work must be completed within two (2) years of the approval date, or the permit becomes invalid, and the applicants will need to re-apply.
3. The applicant must obtain approvals from the Army Corps of Engineers and the Virginia Marine Resources Commission.; and

WHEREAS the Board of Supervisors conducted a duly advertised public hearing on November 28, 2022 to receive public comments on the matter;

NOW, THEREFORE, BE IT RESOLVED by the King William County Board of Supervisors that CUP 02-22 is approved with the above-mentioned three conditions.

DONE this 28th day of November, 2022.



King William County
Est. 1702

Board of Supervisors

Department of Community Development

William L. Hodges, First District
Travis J. Moskalski, Second District
Stephen K. Greenwood, Third District
David E. Hansen, Fourth District
Robert W. Ehrhart, Fifth District

Date: November 28, 2022
To: Board of Supervisors
From: Sherry Graham, Director of Planning
Subject: CUP – 02-2022

Request

This is a request by Liberty Hall VA, LLC, property owner and James Gottwald, Registered Agent, for a Conditional Use Permit 02-22, in order to construct a 33' x 38' covered boathouse to be located at 5239 Green Level Road. The boat house will be located on tax map parcel 51-9 and located on the Pamunkey River. The property is zoned A-C, (Agricultural-Conservation).

Comprehensive Plan

The comprehensive plan discusses the need for outdoor recreation, water access and boating. While the proposed boathouse will be for private use only, it will provide the property owner better access to the water with his boat.

Conditional Use Permit Analysis

The designation of a use as a conditional use in a zoning district means that the use may not be appropriate in all cases, depending upon whether CUP conditions can be met.

Section 86-44 provides general guide and standards for obtaining a Conditional Use Permit. The Zoning Ordinance, Section 86-44 states that a conditional use should be approved if it is found that:

- a. The proposed use will not adversely affect the health, safety, or welfare of persons residing or working in the general proximity, of the proposed use. Nor will the proposed use be detrimental to public welfare or injurious to the property or improvements in the

neighborhood. Among matters to be considered in this connection are traffic congestion, noise, lights, dust, odor, fumes, and vibrations, with due regard for timing of operation, screening, and other matters which might be regulated to mitigate adverse impact.

Staff Comment: This will be an open-pile private structure and will not create any impacts to the public or increase any impacts to the Chesapeake Bay.

- b. The proposed use will conform to the comprehensive plan, or to specific elements of such plan, and the official policies adopted in relation thereto, including the purposes and the expressed intent of this ordinance.

Staff Comment: The proposed boathouse will not block any of the navigable waters. Article II also requires that boathouses to be fitted with reflectors and lighting as to make them visible at night to water traffic.

Materials/Background

The Conditional Use packet includes the following:

Application
Receipt
Public Hearing Notice
Public Notice – Adjacent Property Owners
Owner Letter
JPA application
Site Map
Zoning Map
GIS View
Pictures

Recommendation

At their November 1, 2022, meeting, the Planning Commission recommended approval to the Board of Supervisors with the following conditions:

1. The proposed work must meet all requirements of the State and Local agencies.
2. All work must be completed within two (2) years of the approval date, or the permit becomes invalid, and the applicants will need to re-apply.
3. The applicant must obtain approvals from the Army Corps of Engineers and the Virginia Marine Resources Commission.

App# 4569
CUP-02-22



CONDITIONAL USE PERMIT APPLICATION
King William County
Department of Community Development
180 Horse Landing Rd. #4 King William, VA 23086
Phone (804) 769-4980 Fax (804) 769-2235



1. Owner: James Gottwald
Name: _____
Address: 5239 Green Level Road King William VA 23086
Phone Number: 804 513 1391

2. Applicant:
Name: James Gottwald
Address: 5239 Green Level Road King William VA 23086
Phone Number: 757 337 7225

3. Property description:
(a) Size (acres): 858.21 Road frontage: _____
Parcel ID 51-3a ALSO 4-4A-5-6-7-8-9-10-11
(b) Deed recorded in Deed Book _____ at Page _____
Parcel in question is 51-9
Plat recorded in Plat Book _____ at Page _____
Tax Map: _____ Section _____, Parcel _____
(c) Zoning District: Zone A-C

4. Hours of operation of the planned facility: N/A

5. Describe water supply plans: N/A

6. Describe sewage disposal plans: N/A

**INSTRUCTIONS FOR COMPLETING THE APPLICATION FOR
CONDITIONAL USE PERMIT
KING WILLIAM COUNTY, VA**

1. The application form must be filled out completely, with full answers to every statement and question. If spaces provided are not adequate, supplemental sheets may be attached. The form **MAY NOT** be signed by an agent or attorney, but **MUST BE** signed by the owner or applicant before a Notary Public in the space provided.
2. A preliminary site plan which complies with the requirements of Article XI, Sec. 86-491 of the Zoning Ordinance must accompany the application.
3. A non-refundable application fee of **\$2,500.00**, payable to King William County, must accompany the application.

Effective 12-2019

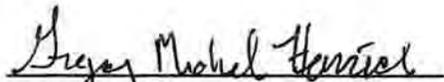
7. Attach a statement describing how specific conditions stated in Article X, Sec. 86-451, of the Zoning Ordinance for the type of project planned will be met.

I hereby certify that the information presented in this application and on the accompanying site plan is complete and accurate to the best of my knowledge. County officials and employees are authorized to enter upon the property described herein during regular working hours for the purpose of performing assigned duties in connection with this application.

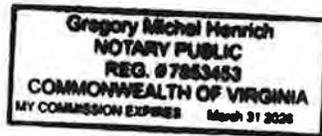
Signature of Owner or Applicant: 

STATE OF: Virginia COUNTY OF: King William, to-wit:

The foregoing instrument was acknowledged before me this 29 day of September 2022.


Notary Public

March 31 2026
My Commission Expires



King William County

Date: 10/03/2022 Time: 12:00 PM

Invoice Payment

Customer: 0-000692
Name: HUNTER CHARLES S III

Invoice: 22-04993
Permit App Id: 4569
Item 1 2,500.00
CONDITIONAL USE - ACCESSORY

2,500.00

Chk#: 20222
Batch Id: ACARLTON
Ref Num: 6310 Seq: 13 to 13

Cash Amount: 0.00
Check Amount: 2,500.00
Credit Amount: 0.00

Total: 2,500.00

Thank You for your payment!



**King William County
Public Hearing Notice**

The King William County Board of Supervisors will hold a Public Hearing on Monday, November 28, 2022, at 7:00 p.m., or as soon thereafter, in the Board Meeting Room of the County Administration Building, 180 Horse Landing Road, King William, Virginia, and via Zoom to receive public comments on the following matter:

**CUP-02-22: Owner/Applicant – Liberty Hall VA, LLC
Registered Agent - James Gottwald**

A request for Conditional Use Permit 02-22 to construct 33' x 38' covered boathouse to be located at 5239 Green Level Road. The boat house will be located on tax map parcel 51-9 and will be located on the Pamunkey River. The property is zoned A-C, (Agricultural-Conservation).

All interested persons may appear and present their views in person or via Zoom as applicable. Those attending via Zoom must preregister at kingwilliamcounty.us by noon on the day of the meeting. If a member of the public cannot attend, comments may be submitted by mail to 180 Horse Landing Road, #4, King William, VA 23086; by email to sgraham@kingwilliamcounty.us or by calling 804-769-4980. Comments received by 12:00 noon on the day of the hearing will be distributed to the Board Members and made a part of the public record. All records pertaining to this matter may be viewed in the Office of Community Development at 180 Horse Landing Road, King William, VA during regular business hours. Anyone needing assistance or accommodations under the provisions of the American with Disabilities Act should contact the Office of Community Development at (804)769-4980 or sgraham@kingwilliamcounty.us.

By Authority of
Sherry L. Graham
Director of Community Development
Ad to run November 16th and November 23th, 2022

**Liberty Hall VA, LLC
Mr. James Gottwald
5239 Green Level Road
Tax Map 51-9**

Adjacent Property Owners:

Liberty Hall owns the following parcels:

51-7, 51-8, 51-10, 51-11, 51-6, 51-5, 51-3A, and 51-4A

Siegel Family LP
4910 Lockgreen Circle
Richmond, VA 23226
Tax Map 51-3 and 51-1



King William
County
Est. 1702

Board of Supervisors

Office of
Community Development

William L. Hodges, First District
Travis J. Moskalski, Second District
Stephen K. Greenwood, Third District
C. Stewart Garber, Jr., Fourth District
Edwin H. Moren, Jr., Fifth District

November 14, 2022

**RE: Notice to Adjacent Property Owners
Request for Conditional Use Permit 02-22
Tax Map Parcel: 51-9
Owner/Applicant: Liberty Hall VA, LLC
Registered Agent: James Gottwald**

Dear Property Owner:

The King William County Board of Supervisors will hold a Public Hearing on Monday, November 28, 2022, at 7:00 p.m., or as soon thereafter, in the Board Meeting Room of the County Administration Building, 180 Horse Landing Road, King William, Virginia and via Zoom to receive public comment on the following matter:

A request for Conditional Use Permit 02-22 to construct 33' x 38' covered boathouse to be located at 5239 Green Level Road. The boat house will be located on tax map parcel 51-9 and will be located on the Pamunkey River. The property is zoned A-C, (Agricultural-Conservation).

You are being notified of this hearing because your property is adjacent to or in close proximity to the above-stated request. All interested persons may appear and present their views at the above time and place, or via the Zoom Meeting, as applicable. **Those attending via Zoom must preregister at kingwilliamcounty.us by noon on the day of the meeting.** If a member of the public cannot attend, comments may be submitted by mail to 180 Horse Landing Road, #4, King William, VA 23086; by email to sgraham@kingwilliamcounty.us or by calling 804-769-4980. Comments received by 12:00 noon on the day of the hearing will be distributed to Board Members and made a part of the public record. All records pertaining to this matter may be viewed in the Office of Community Development at 180 Horse Landing Road, King William, VA during regular business hours. Anyone needing assistance or accommodations under the provisions of the American with Disabilities Act should contact the Office of Community Development at (804)769-4980 or sgraham@kingwilliamcounty.us.

Sherry L. Graham
Director of Planning



King William County
Est. 1702

Board of Supervisors

Department of Community Development

William L. Hodges, First District
Travis J. Moskalski, Second District
Stephen K. Greenwood, Third District
David E. Hansen, Fourth District
Robert W. Ehrhart, Fifth District

November 14, 2022

Liberty Hall VA, LLC
Mr. James Gottwald
5239 Green Level Road
King William, VA 23086

RE: Application for a Conditional Use Permit

Dear Mr. Gottwald:

The Board of Supervisors will hold a Public Hearing on Monday, November 28, 2022, at 7:00 p.m. in the Board Meeting Room of the County Administration Building, 180 Horse Landing Road, King William, Virginia to consider your request for a conditional use permit in order to construct a 22' x 38' covered boathouse located at 5239 Green Level Road, Tax Map Parcel 51-9.

Although your attendance is not mandatory, it is strongly encouraged. If you have any questions, please do not hesitate to call.

Sincerely,

Sherry L. Graham

Sherry L. Graham
Director of Planning

180 Horse Landing Road, No.4 • King William, Virginia 23086
804-769-4969 • Fax: 804-769-4964
www.kingwilliamcounty.us

From: permitdivision@gmail.com
To: JPA.permits@mrc.virginia.gov
Subject: James Gottwald 5239 Green Level Road JPA
Date: Monday, August 1, 2022 9:08:07 AM
Attachments: [JPA King William James Gottwald 5239 Green Level Road.pdf](#)

Thanks, please get in touch with me if you have any questions

Mike Henrich
757 337 7225

Received by VMRC August 1, 2022 /blh

- ❖ DEQ: Permit application fees required for Virginia Water Protection permits – while detailed in 9VAC25-20 – are conveyed to the applicant by the applicable DEQ office (<http://www.deq.virginia.gov/Locations.aspx>). Complete the Permit Application Fee Form and submit it per the instructions to the address listed on the form. Instructions for submitting any other fees will be provided to the applicant by DEQ staff.
- ❖ VMRC: An application fee of \$300 may be required for projects impacting tidal wetlands, beaches and/or dunes when VMRC acts as the LWB. VMRC will notify the applicant in writing if the fee is required. Permit fees involving subaqueous lands are \$25.00 for projects costing \$10,000 or less and \$100 for projects costing more than \$10,000. Royalties may also be required for some projects. The proper permit fee and any required royalty is paid at the time of permit issuance by VMRC. VMRC staff will send the permittee a letter notifying him/her of the proper permit fees and submittal requirements.
- ❖ LWB: Permit fees vary by locality. Contact the LWB for your project area or their website for fee information and submittal requirements. Contact information for LWBs may be found at http://ccrm.vims.edu/permits_web/guidance/local_wetlands_boards.html.

FOR AGENCY USE ONLY	
	Notes:
	JPA # 22-1791

APPLICANTS

Part 1 – General Information

PLEASE PRINT OR TYPE ALL ANSWERS: If a question does not apply to your project, please print N/A (not applicable) in the space provided. If additional space is needed, attach 8-1/2 x 11 inch sheets of paper.

<i>Check all that apply</i>				
Pre-Construction Notification (PCN) <input type="checkbox"/> NWP # _____ <i>(For Nationwide Permits ONLY - No DEQ-VWP permit writer will be assigned)</i>	Regional Permit 17 (RP-17) <input type="checkbox"/>			
County or City in which the project is located: _____ <small>King William</small>				
Waterway at project site: _____ <small>Parrotkey River</small>				
<i>PREVIOUS ACTIONS RELATED TO THE PROPOSED WORK (Include all federal, state, and local pre application coordination, site visits, previous permits, or applications whether issued, withdrawn, or denied)</i>				
Historical information for past permit submittals can be found online with VMRC - https://webapps.mrc.virginia.gov/public/habitat/ - or VIMS - http://ccrm.vims.edu/perms/newpermits.html				
Agency	Action / Activity	Permit/Project number, including any non-reporting Nationwide permits previously used (e.g., NWP 13)	Date of Action	If denied, give reason for denial

Part 1 - General Information (continued)

1. Applicant's legal name* and complete mailing address: **Contact Information:**
 Home () _____
 Work () _____
 Fax () _____
 Cell () _____
 e-mail 804 513-1391 _____
 State Corporation Commission Name and ID Number (if applicable) gottwald@gmail.com

James Gottwald
 5239 Green Level Road
 King William Va 23086

2. Property owner(s) legal name* and complete address, if different from applicant: **Contact Information:**
 Home () _____
 Work () _____
 Fax () _____
 Cell () _____
 e-mail _____
 State Corporation Commission Name and ID Number (if applicable) _____

3. Authorized agent name* and complete mailing address (if applicable): **Contact Information:**
 Home () _____
 Work (757) 337 7225 _____
 Fax () _____
 Cell () _____
 e-mail permitdivision@gmail.com _____
 State Corporation Commission Name and ID Number (if applicable) _____

Gregory M. Henrich
 P.O Box 1021
 West Point VA

*** If multiple applicants, property owners, and/or agents, each must be listed and each must sign the applicant signature page.**

4. Provide a detailed description of the project in the space below, including the type of project, its dimensions, materials, and method of construction. Be sure to include how the construction site will be accessed and whether tree clearing and/or grading will be required, including the total acreage. If the project requires pilings, please be sure to include the total number, type (e.g. wood, steel, etc), diameter, and method of installation (e.g. hammer, vibratory, jetted, etc). If additional space is needed, provide a separate sheet of paper with the project description.

Construction of a Noncommercial pier
 treated timber, open-pile
 6'x25' walkway 10' wide by 35' Deck, 5x 94' of finger piers 2 1000LB Boat Lift
 with 33' x 38' roof over boat slips with 3 ladders (roof 1254sqft)
 38 timber piles, no greater than 12" diameter, to be installed with vibratory hammer
 3 mooring piles
 See attached description for further details
 Site to be accessed from the water
 No tree Clearing and/or grading required

Part 1 - General Information (continued)

5. Have you obtained a contractor for the project? ___ Yes* ___ No. *If your answer is "Yes" complete the remainder of this question and submit the Applicant's and Contractor's Acknowledgment Form (enclosed)

Contractor's name* and complete mailing address:

Joe Foulis
Waterfront Construction & Design Inc
Po. Box 1553
West Point Va 23181
State Corporation Commission Name and ID Number (if applicable)

Contact Information:

Home () _____
Work () _____
Fax () _____
Cell () _____
email 804 815 8227
wncdi@cox.net

*** If multiple contractors, each must be listed and each must sign the applicant signature page.**

6. List the name, address and telephone number of the newspaper having general circulation in the area of the project. Failure to complete this question may delay local and State processing.

Name and complete mailing address:

Country Courier Inc.
PO Box 160
St. Stephens Church, VA 23148
*(direct billing to Applicant)

Telephone number

(804) 769.0259

7. Give the following project location information:

Street Address (911 address if available) 5239 Green Level Road

Lot/Block/Parcel# 51-9

Subdivision

City / County King William

ZIP Code 23086

Latitude and Longitude at Center Point of Project Site (Decimal Degrees):

37.60437

/ - 77.06755

(Example: 36.41600/-76.30733)

If the project is located in a rural area, please provide driving directions giving distances from the best and nearest visible landmarks or major intersections. *Note: if the project is in an undeveloped subdivision or property, clearly stake and identify property lines and location of the proposed project. A supplemental map showing how the property is to be subdivided should also be provided.*

King William County 351 Courthouse Ln, King William, VA 23086

Continue to VA-30 W

2 min (0.3 mi)

Sharp right onto VA-30 W

2 min (1.3 mi)

Continue on State Rte 629 to your destination

13 min (7.4 mi)

5239 Green Level Rd (will need gate code to access property)

King William, VA 23086

8. What are the *primary and secondary purposes of and the need for* the project? For example, the primary purpose may be "to protect property from erosion due to boat wakes" and the secondary purpose may be "to provide safer access to a pier."
Primary, to gain access to navigable water.

Secondary, to provide safer means to debark from watercraft.

Part 1 - General Information (continued)

9. Proposed use (check one):

Single user (private, non-commercial, residential)

Multi-user (community, commercial, industrial, government)

10. Describe alternatives considered and the measures that will be taken to avoid and minimize impacts, to the maximum extent practicable, to wetlands, surface waters, submerged lands, and buffer areas associated with any disturbance (clearing, grading, excavating) during and after project construction. *Please be advised that unavoidable losses of tidal wetlands and/or aquatic resources may require compensatory mitigation.*

Access to the work area will be via the water with the use of a barge.

No impacts to wetlands proposed

No Clearing, will have Land disturbance landward to install the walkway inside of the RPA

11. Is this application being submitted for after-the-fact authorization for work which has already begun or been completed? Yes No. If yes, be sure to clearly depict the portions of the project which are already complete in the project drawings.

12. Approximate cost of the entire project (materials, labor, etc.): \$ _____
Approximate cost of that portion of the project that is channelward of mean low water:
\$ _____

13. Completion date of the proposed work: TBD _____

14. Adjacent Property Owner Information: List the name and complete mailing address, including zip code, of each adjacent property owner to the project. (NOTE: If you own the adjacent lot, provide the requested information for the first adjacent parcel beyond your property line.) Failure to provide this information may result in a delay in the processing of your application by VMRC.

The Lafferty Foundation Southern Property line
1048 Elsing Green Lane King William Va 23086

Siegel Family Northern Property line
Lockgreen Circle Richmond Va 23226

Part 2 - Signatures

1. Applicants and property owners (if different from applicant).

NOTE: REQUIRED FOR ALL PROJECTS

PRIVACY ACT STATEMENT: The Department of the Army permit program is authorized by Section 10 of the Rivers and Harbors Act of 1899, Section 404 of the Clean Water Act, and Section 103 of the Marine Protection Research and Sanctuaries Act of 1972. These laws require that individuals obtain permits that authorize structures and work in or affecting navigable waters of the United States, the discharge of dredged or fill material into waters of the United States, and the transportation of dredged material for the purpose of dumping it into ocean waters prior to undertaking the activity. Information provided in the Joint Permit Application will be used in the permit review process and is a matter of public record once the application is filed. Disclosure of the requested information is voluntary, but it may not be possible to evaluate the permit application or to issue a permit if the information requested is not provided.

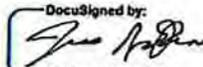
CERTIFICATION: I am hereby applying for all permits typically issued by the DEQ, VMRC, USACE, and/or Local Wetlands Boards for the activities I have described herein. I agree to allow the duly authorized representatives of any regulatory or advisory agency to enter upon the premises of the project site at reasonable times to inspect and photograph site conditions, both in reviewing a proposal to issue a permit and after permit issuance to determine compliance with the permit.

In addition, I certify under penalty of law that this document and all attachments were prepared under my direction or supervision in accordance with a system designed to assure that qualified personnel properly gather and evaluate the information submitted. Based on my inquiry of the person or persons who manage the system or those persons directly responsible for gathering the information, the information submitted is, to the best of my knowledge and belief, true, accurate, and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment for knowing violations.

James Gottwald

Applicant's Legal Name (printed/typed)

(Use if more than one applicant)

DocuSigned by:

 09C88A2761A148D

Applicant's Signature

(Use if more than one applicant)

7/8/2022

Date

Property Owner's Legal Name (printed/typed)
(If different from Applicant)

(Use if more than one owner)

Property Owner's Signature

(Use if more than one owner)

Date

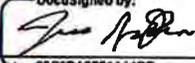
Part 2 – Signatures (continued)

2. Applicants having agents (if applicable)

CERTIFICATION OF AUTHORIZATION

I (we), James Gottwald, hereby certify that I (we) have authorized Gregory Henrich
(Applicant's legal name(s)) (Agent's name(s))
to act on my behalf and take all actions necessary to the processing, issuance and acceptance of this permit and any and all standard and special conditions attached.

We hereby certify that the information submitted in this application is true and accurate to the best of our knowledge.

DocuSigned by:


(Agent's Signature)
7/8/2022

(Use if more than one agent)

(Date)
Gregory Henrich

(Applicant's Signature)
7/8/2022

(Date)

(Use if more than one applicant)

3. Applicant's having contractors (if applicable)

CONTRACTOR ACKNOWLEDGEMENT

I (we), James Gottwald, have contracted Waterfront Construction and Design INC
(Applicant's legal name(s)) (Contractor's name(s))
to perform the work described in this Joint Permit Application, signed and dated TBD.

We will read and abide by all conditions set forth in all Federal, State and Local permits as required for this project. We understand that failure to follow the conditions of the permits may constitute a violation of applicable Federal, state and local statutes and that we will be liable for any civil and/or criminal penalties imposed by these statutes. In addition, we agree to make available a copy of any permit to any regulatory representative visiting the project to ensure permit compliance. If we fail to provide the applicable permit upon request, we understand that the representative will have the option of stopping our operation until it has been determined that we have a properly signed and executed permit and are in full compliance with all terms and conditions.

Waterfront Construction and Design

Contractor's name or name of firm

PO Box 1553 West Point, VA 23181

Contractor's or firms address

2705096470

Contractor's License Number

Contractor's signature and title

Applicant's signature

(use if more than one applicant)

Date

Southern Property line 1048 Elsing Green Lane King William Va 23086

Part 2 – Signatures (continued)

ADJACENT PROPERTY OWNER’S ACKNOWLEDGEMENT FORM

I (we), The Lafferty Foundation, own land next to (across the water
(Print adjacent/nearby property owner’s name)

from/on the same cove as) the land of James Gottwald.
(Print applicant’s name(s))

I have reviewed the applicant’s project drawings dated _____
(Date)

to be submitted for all necessary federal, state and local permits.

I HAVE NO COMMENT _____ ABOUT THE PROJECT.

I DO NOT OBJECT _____ TO THE PROJECT.

I OBJECT _____ TO THE PROJECT.

The applicant has agreed to contact me for additional comments if the proposal changes prior to construction of the project.

(Before signing this form be sure you have checked the appropriate option above).

Adjacent/nearby property owner’s signature(s)

Date

Note: If you object to the proposal, the reason(s) you oppose the project must be submitted in writing to VMRC. An objection will not necessarily result in denial of the project; however, valid complaints will be given full consideration during the permit review process.

Northern Property line Lockgreen Circle Richmond Va 23226
Part 2 – Signatures (continued)

ADJACENT PROPERTY OWNER'S ACKNOWLEDGEMENT FORM

I (we), Siegel Family, own land next to (across the water
(Print adjacent/nearby property owner's name)

from/on the same cove as) the land of James Gottwald.
(Print applicant's name(s))

I have reviewed the applicant's project drawings dated _____
(Date)

to be submitted for all necessary federal, state and local permits.

I HAVE NO COMMENT _____ ABOUT THE PROJECT.

I DO NOT OBJECT _____ TO THE PROJECT.

I OBJECT _____ TO THE PROJECT.

The applicant has agreed to contact me for additional comments if the proposal changes prior to construction of the project.

(Before signing this form, be sure you have checked the appropriate option above).

Adjacent/nearby property owner's signature(s)

Date

Note: If you object to the proposal, the reason(s) you oppose the project must be submitted in writing to VMRC. An objection will not necessarily result in denial of the project; however, valid complaints will be given full consideration during the permit review process.



**U.S. Army Corps
Of Engineers**
Norfolk District

APPENDIX B

REGIONAL PERMIT 17 CHECKLIST

Expires: September 5, 2023

Please review the 18-RP-17 enclosure before completing this form and note 18-RP-17 can only be used for proposed **PRIVATE USE** structure(s) that comply with the terms and conditions of 18-RP-17. Copies can be obtained online at <http://www.nao.usace.army.mil/Missions/Regulatory/RBregional/>.

- YES NO (1) Has the permittee reviewed the 18-RP-17 enclosure and verified that the proposed structure(s) is in compliance with all the terms, conditions, and limitations of 18-RP-17?
- YES NO (2) Does the proposed structure(s) extend no more than one-fourth of the distance across the waterway measured from either mean high water (MHW) to MHW (including all channelward wetlands) or ordinary high water (OHW) to OHW (including all channelward wetlands)?
- YES NO (3) Does the proposed structure(s) extend no more than 300 feet from MHW or OHW (including all channelward wetlands)?
- YES NO N/A (4) Does the proposed structure(s) attach to the upland at a point landward of MHW or OHW (including all channelward wetlands)?
- YES NO N/A (5) If the proposed structure(s) crosses wetland vegetation, is it an open-pile design that has a maximum width of five (5) feet and a minimum height of four (4) feet between the decking and the wetland substrate?
- YES NO N/A (6) Does the proposed structure(s) include no more than two (2) boatlifts and no more than two (2) boat slips?
- YES NO N/A (7) Is the open-sided roof structure designed to shelter a boat ≤ 700 square feet and/or is the open sided roof structure or gazebo structure designed to shelter a pier ≤ 400 square feet?
- YES NO N/A (8) Are all piles associated with the proposed structure(s) non-steel, less than or equal to 12" in diameter, and will less than or equal to 25 piles be installed channelward of MHW? 32 timber piles
- YES NO N/A (9) Is all work occurring behind cofferdams, turbidity curtains, or other methods to control turbidity being utilized when operationally feasible and federally listed threatened or endangered species may be present?
- YES NO N/A (10) If the proposed structure(s) is to be located within an anadromous fish use area, the prospective permittee will adhere to the anadromous fish use area time of year restriction (TOYR) prohibiting in-water work from occurring between February 15 through June 30 of any given year if (1) piles are to be installed with a cushioned impact hammer and there is less than 492 feet between the most channelward pile and mean low water (MLW) on the opposite shoreline or (2) piles are to be installed with a vibratory hammer and there is less than 384 feet between the most channelward pile and MLW on the opposite shoreline.
- YES NO (11) Is all work occurring outside of submerged aquatic vegetation (SAV) mapped by the Virginia Institute of Marine Sciences' (VIMS) most recent survey year and 5 year composite?
- YES NO (12) Has the permittee ensured the construction and/or installation of the proposed structure(s) will not affect federally listed threatened or endangered species or designated critical habitat?
- YES NO (13) Will the proposed structure be located outside of Broad Creek in Middlesex County, Fisherman's Cove in Norfolk, or the Salt Ponds in Hampton?
- YES NO (14) Will the proposed structure(s) be located outside of the waterways containing a Federal Navigation Project listed in Permit Specific Condition 12 of 18-RP-17 and/or will all portions of the proposed structure(s) be located more than 85 feet from the Federal Navigation Project?

- YES NO (15) Will the proposed structure(s) be located outside a USACE Navigation and Flood Risk Management project area?
- YES NO (16) Will the proposed structure(s) be located outside of any Designated Trout Waters?
- YES NO N/A (17) If the proposed structure(s) includes flotation units, will the units be made of materials that will not become waterlogged or sink if punctured?
- YES NO N/A (18) If the proposed structure(s) includes flotation units, will the floating sections be braced so they will not rest on the bottom during periods of low water?
- YES NO (19) Is the proposed structure(s) made of suitable materials and practical design so as to reasonably ensure a safe and sound structure?
- YES NO (20) Will the proposed structure(s) be located on the property in accordance with the local zoning requirements?
- YES NO N/A (21) If the proposed structure(s) includes a device used for shellfish gardening, will the device be attached directly to a pier and limited to a total of 160 square feet?
- YES NO N/A (22) If the proposed structure(s) includes a device used for shellfish gardening, does the permittee recognize this RP does not negate their responsibility to obtain an oyster gardening permit (General Permit #3) from Virginia Marina Resources Commission's Habitat Management Division?
- YES ~~NO~~ (23) Does the permittee recognize this RP does not authorize any dredging or filling of waters of the United States (including wetlands) and does not imply that future dredging proposals will be approved by the Corps?
- YES ~~NO~~ (24) Does the permittee understand that by accepting 18-RP-17, the permittee accepts all of the terms and conditions of the permit, including the limits of Federal liability contained in the 18-RP-17 enclosure? Does the permittee acknowledge that the structures permitted under 18-RP-17 may be exposed to waves caused by passing vessels and that the permittee is solely responsible for the integrity of the structures permitted under 18-RP-17 and the exposure of such structures and vessels moored to such structures to damage from waves? Does the permittee accept that the United States is not liable in any way for such damage and that it shall not seek to involve the United States in any actions or claims regarding such damage?

IF YOU HAVE ANSWERED "NO" TO ANY OF THE QUESTIONS ABOVE, REGIONAL PERMIT 17 (18-RP-17) DOES NOT APPLY AND YOU ARE REQUIRED TO OBTAIN WRITTEN AUTHORIZATION FROM THE CORPS PRIOR TO PERFORMING THE WORK.

IF YOU HAVE ANSWERED "YES" (OR "N/A", WHERE APPLICABLE) TO ALL OF THE QUESTIONS ABOVE, YOU ARE IN COMPLIANCE WITH REGIONAL PERMIT 17 (18-RP-17). PLEASE SIGN BELOW, ATTACH, AND SUBMIT THIS CHECKLIST WITH YOUR COMPLETED JOINT PERMIT APPLICATION (JPA). THIS SIGNED CERTIFICATE SERVES AS YOUR LETTER OF AUTHORIZATION FROM THE CORPS. YOU WILL NOT RECEIVE ANY OTHER WRITTEN AUTHORIZATION FROM THE CORPS; HOWEVER, YOU MAY NOT PROCEED WITH CONSTRUCTION UNTIL YOU HAVE OBTAINED ALL OTHER NECESSARY STATE AND LOCAL PERMITS.

I CERTIFY THAT I HAVE READ AND UNDERSTAND ALL CONDITIONS OF THE REGIONAL PERMIT 17 (18-RP-17), DATED SEPTEMBER 2018, ISSUED BY THE US ARMY CORPS OF ENGINEERS, NORFOLK DISTRICT REGULATORY BRANCH (CENAO-WRR), NORFOLK, VIRGINIA.

Gregory Henrick
 Signature of Property Owner(s) or Agent
 7/9/2022

Date _____

5209 Greenbottle Road, Kings William, VA

VMRC Number: _____

Part 3 – Appendices

Please complete and submit the appendix questions applicable to your project, and attach the required vicinity map(s) and drawings to your application. If an item does not apply to your project, please write "N/A" in the space provided.

Appendix A: (TWO PAGES) Projects for Access to the water such as private and community piers, boathouses, marinas, moorings, and boat ramps. Answer all questions that apply.

1. Briefly describe your proposed project.

Construction of a Noncommercial pier
treated timber, open-pile
6'x25' walkway 10' wide by 35' Deck, 5x 94' of finger piers 2 1000LB Boat Lift
with 33' x 38' roof over boat slips with 3 ladders (Roof 1254sqft)
38 timber piles, no greater than 12" diameter, to be installed with vibratory hammer
3 mooring piles
See attached description for further details
Site to be accessed from the water
No tree Clearing and/or grading required

2. For private, noncommercial piers:

Do you have an existing pier on your property? ___ Yes No

If yes, will it be removed? ___ Yes No

Is your lot platted to the mean low water shoreline? Yes ___ No

What is the overall length of the proposed structure? 60' feet.

Channelward of Mean High Water? 17 feet.

Channelward of Mean Low Water? 14 feet.

What is the area of the piers and platforms that will be constructed over

Tidal non-vegetated wetlands 60 square feet.

Tidal vegetated wetlands 0 square feet.

Submerged lands 1600 square feet.

What is the total size of any and all L- or T-head platforms? 350 sq. ft.

For boathouses, what is the overall size of the roof structure? 1250 sq. ft.

Will your boathouse have sides? ___ Yes No.

NOTE: All proposals for piers, boathouses and shelter roofs must be reviewed by the Virginia Marine Resources Commission (Commission or VMRC), however, pursuant to § 28.2-1203 A 5 of the Code of Virginia a VMRC permit may not be required for such structures (except as required by subsection D of § 28.2-1205 for piers greater than 100 feet in length involving commercially productive leased oyster or clam grounds), provided that (i) the piers do not extend beyond the navigation line or private pier lines established by the Commission or the United States Army Corps of Engineers (USACE), (ii) the piers do not exceed six feet in width and finger piers do not exceed five feet in width, (iii) any L or T head platforms and appurtenant floating docking platforms do not exceed, in the aggregate, 400 square feet, (iv) if prohibited by local ordinance open-sided shelter roofs or gazebo-type structures shall not be placed on platforms as described in clause (iii), but may be placed on such platforms if not prohibited by local ordinance, and (v) the piers are determined not to be a navigational hazard by the Commission. Subject to any applicable local ordinances, such piers may include an attached boat lift and an open-sided roof designed to shelter a single boat slip or boat lift. In cases in which open-sided roofs designed to shelter a single boat, boat slip or boat lift will exceed 700 square feet in coverage or the open-sided shelter roofs or gazebo structures exceed 400 square feet, and in cases in which an adjoining property owner objects to a proposed roof structure, permits shall be required as provided in § 28.2-1204.

Part 3 – Appendices (continued)

3. **For USACE permits**, in cases where the proposed pier will encroach beyond one fourth the waterway width (as determined by measuring mean high water to mean high water or ordinary high water mark to ordinary high water mark), the following information must be included before the application will be considered complete. For an application to be considered complete:

- a. The USACE MAY require depth soundings across the waterway at increments designated by the USACE project manager. Typically 10-foot increments for waterways less than 200 feet wide and 20-foot increments for waterways greater than 200 feet wide with the date and time the measurements were taken and how they were taken (e.g., tape, range finder, etc.).
- b. The applicant MUST provide a justification as to purpose if the proposed work would extend a pier greater than one-fourth of the distance across the open water measured from mean high water or the channelward edge of the wetlands.
- c. The applicant MUST provide justification if the proposed work would involve the construction of a pier greater than five feet wide or less than four feet above any wetland substrate.

4. Provide the type, size, and registration number of the vessel(s) to be moored at the pier or mooring buoy.

Type	Length	Width	Draft	Registration #
<i>To be bought in future</i>				

X For **Marinas, Commercial Piers, Governmental Piers, Community Piers and other non-private piers**, provide the following information:

- A) Have you obtained approval for sanitary facilities from the Virginia Department of Health? _____ (required pursuant to Section 28.2-1205 C of the Code of Virginia).
- B) Will petroleum products or other hazardous materials be stored or handled at your facility? _____.
- C) Will the facility be equipped to off-load sewage from boats? _____.
- D) How many wet slips are proposed? _____. How many are existing? _____.
- E) What is the area of the piers and platforms that will be constructed over
 - Tidal non-vegetated wetlands _____ square feet
 - Tidal vegetated wetlands _____ square feet
 - Submerged lands _____ square feet

X For **boat ramps**, what is the overall length of the structure? _____ feet.

From Mean High Water? _____ feet.

From Mean Low Water? _____ feet.

Note: drawings must include the construction materials, method of installation, and all dimensions. If tending piers are proposed, complete the pier portion.

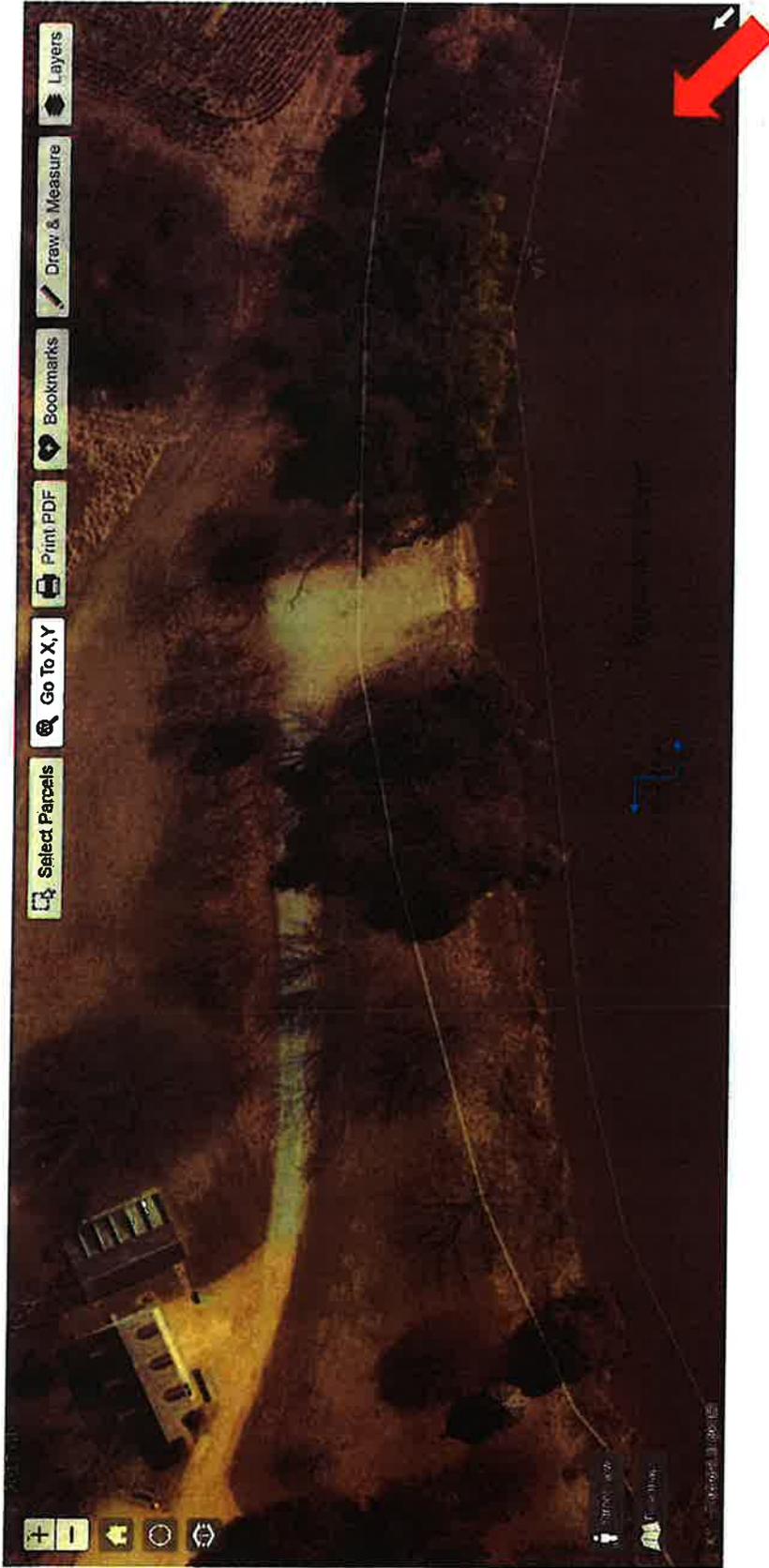
Note: If dredging or excavation is required, you must complete the Standard Joint Point Permit application.

James Gottwald
5239 Green Level Rd.
King William, VA



Received by VMRC August 1, 2022 /blh

James Gottwald
5239 Green Level Rd.
King William, VA



Received by VMRC August 1, 2022 /blh



Received by VMRC August 1, 2022 /blh

James Gottwald
5239 Green Level Rd.
King William, VA
Picture July 2022



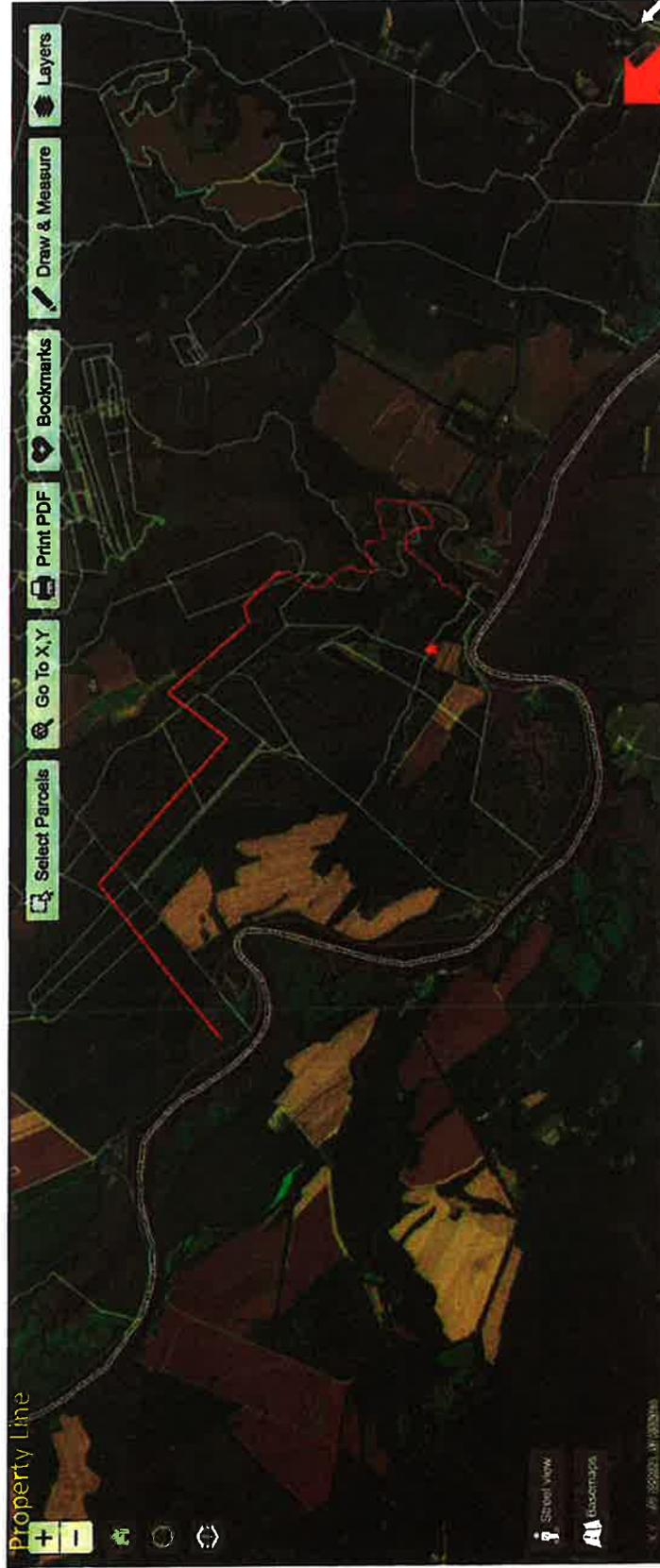
Received by VMRC August 1, 2022 /bilh

James Gottwald
5239 Green Level Rd.
King William, VA
Picture
July 2022



Received by VMRC August 1, 2022 /blh

James Gottwald
5239 Green Level Rd.
King William, VA



Received by VMRC August 1, 2022 /blh

James Gottwald
5239 Green Level Rd.
King William, VA



Received by VMRC August 1, 2022 /blh

National Wetlands Inventory

5239 Green Level Rd.
King William, VA
Wetlands

LEGEND

STREETS
SATELLITE
HYBRID
TOPO
TERRAIN
GRAY
OPEN STREET MAP
NATGEO
USGS TOPO
NAT'L MAP

MAP LAYERS >

- Wetlands
- Riparian
- Riparian Mapping Areas
- Data Source
 - Source Type
 - Image Scale
 - Image Year
- Areas of Interest
- PWS Managed Lands
- Historic Wetland Data

1:2,257
37 603 | -77 068

esri

Received by VMRC August 1, 2022 /blh

Part 4 - Project Drawings

Plan view and cross-sectional view drawings are required for all projects. Application drawings do not need to be prepared by a professional draftsman, but they must be clear, accurate, and should be to an appropriate scale. If a scale is not used, all dimensions must be clearly depicted in the drawings. If available, a plat of the property should be included, with the existing and proposed structures clearly indicated. Distances from the proposed structure(s) to fixed points of reference (benchmarks) and to the adjacent property lines must be shown. A vicinity map (County road map, USGS Topographic map, etc.) must also be provided to show the location of the property. **NOTE:** The sample drawings have been included at the end of this section to provide guidance on the information required for different types of projects. Clear and accurate drawings are essential for project review and compliance determination. Incomplete or unclear drawings may cause delays in the processing of your application.

The following items must be included on ALL project drawings: (plan and cross-sectional, as appropriate)

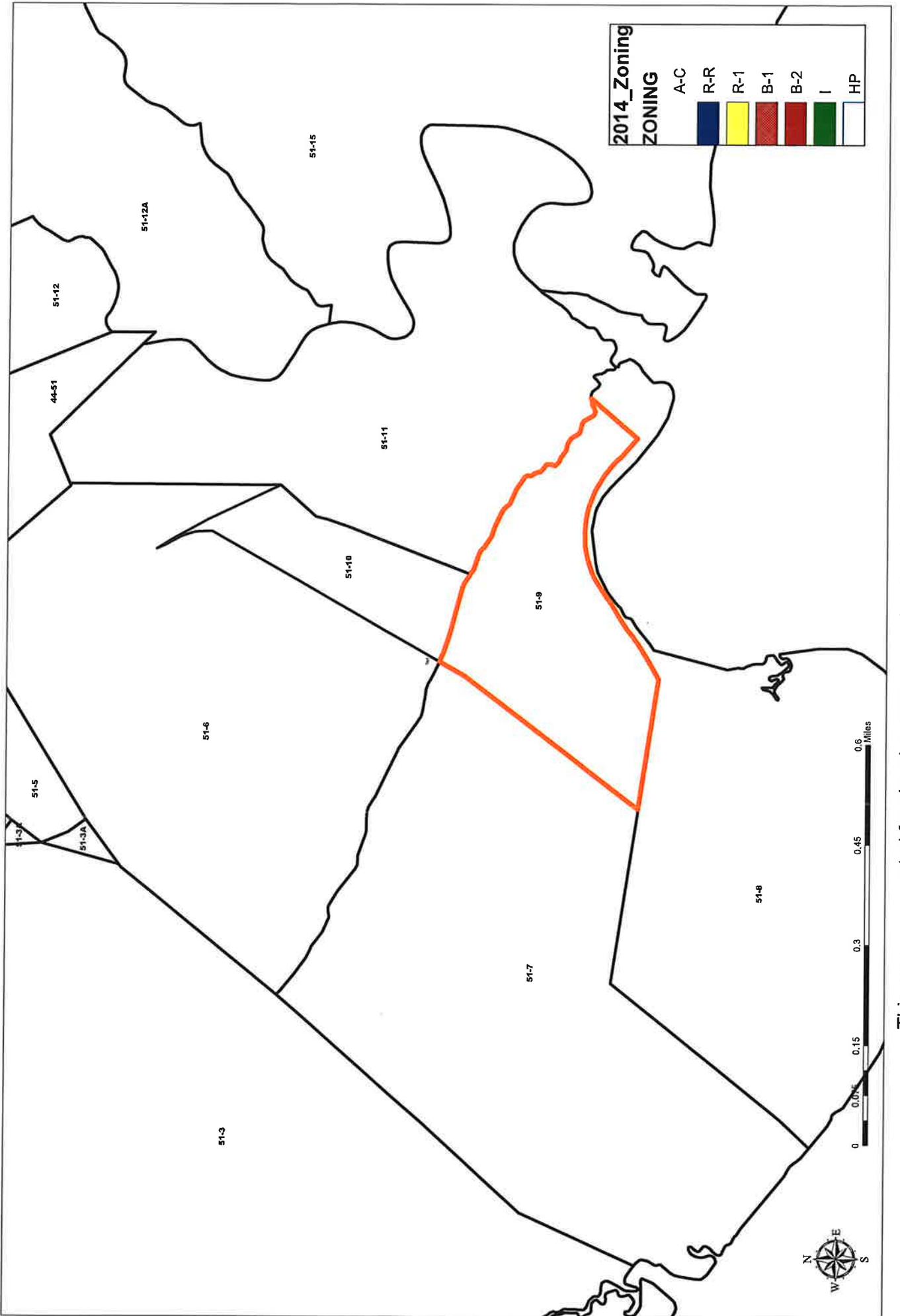
- name of project**
- north arrow**
- scale**
- waterway name**
- existing and proposed structures, labeled as such**
- dimensions of proposed structures**
- mean high water and mean low water lines**
- all delineated wetlands and all surface waters on the site, including the Cowardin classification (i.e., emergent, scrub-shrub, or forested) for those surface waters (if applicable)**
- limits of proposed impacts to surface waters, such as fill areas, riprap scour protection placement, and dredged areas, and the amount of such impacts in square feet and acres**
- ebb/flood direction**
- adjacent property lines and owner's name**
- distances from proposed structures to fixed points of reference (benchmarks) and adjacent property lines**

CASE # CUP-02-22
OWNER/APPLICANT: Liberty Hall VA, LLC
TAX MAP: 51-9

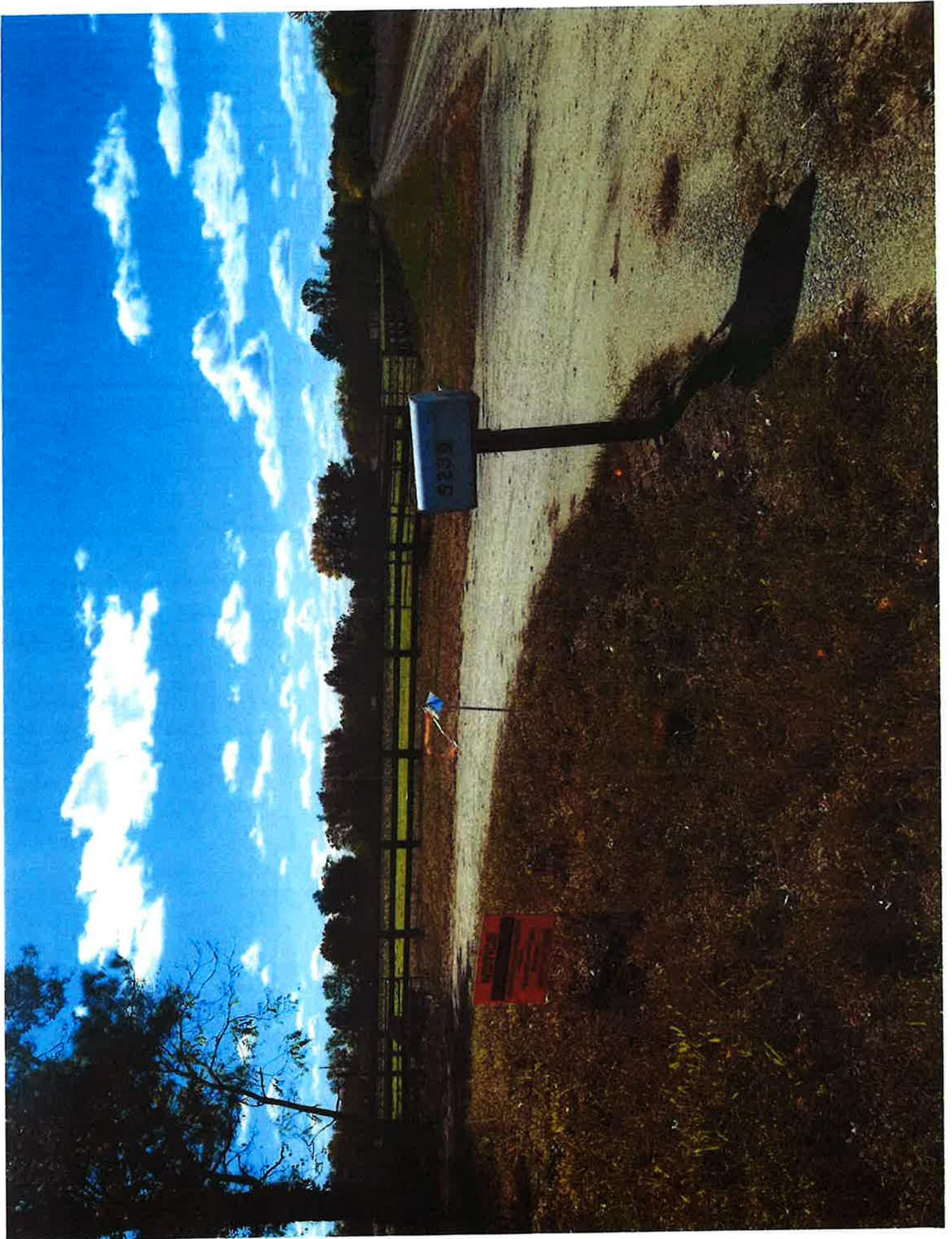


This map was created for planning purposes only. October 24, 2022 B. Brooks

CASE # CUP-02-22
OWNER/APPLICANT: Liberty Hall VA, LLC
TAX MAP: 51-9



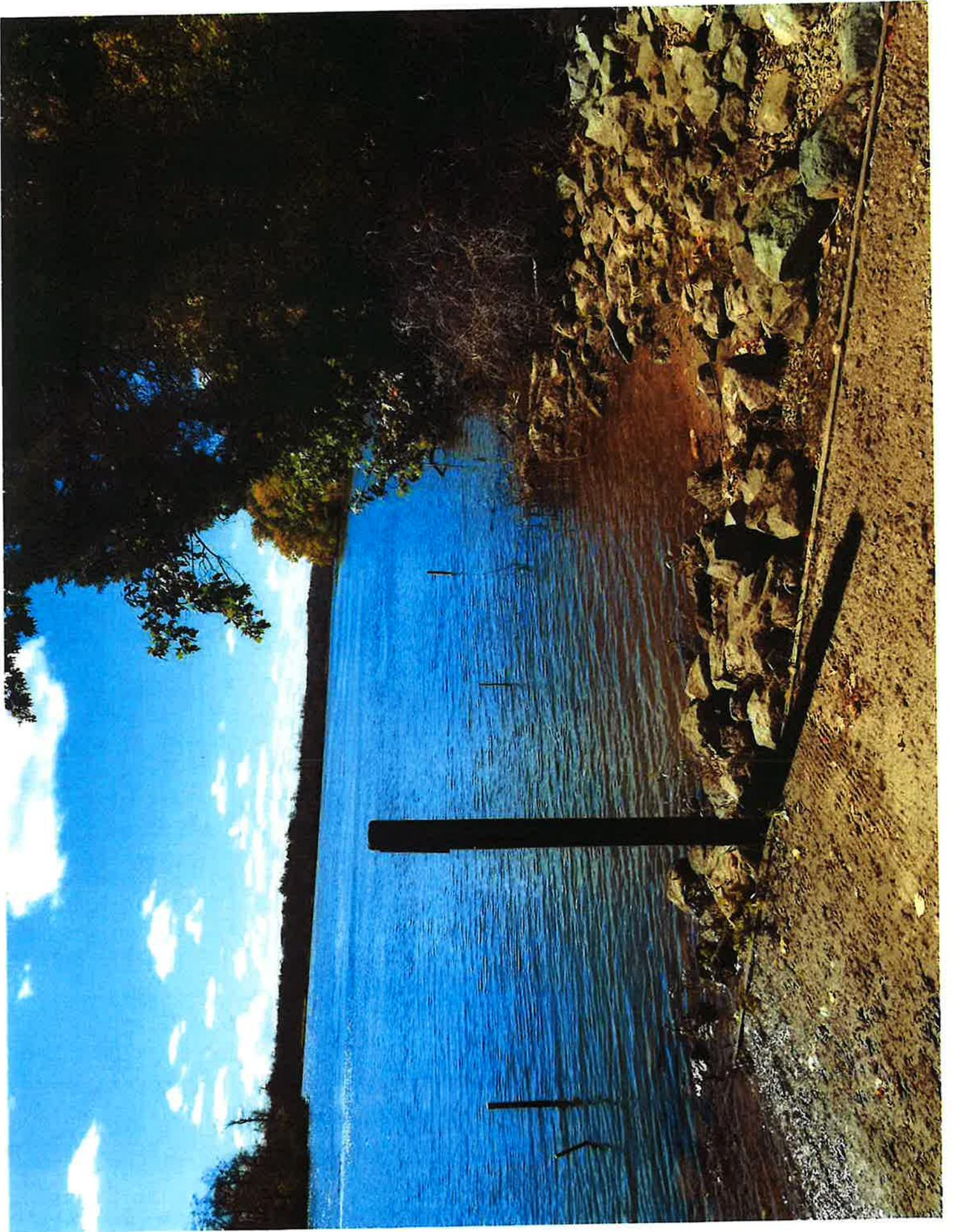
This map was created for planning purposes only. October 24, 2022 B. Brooks

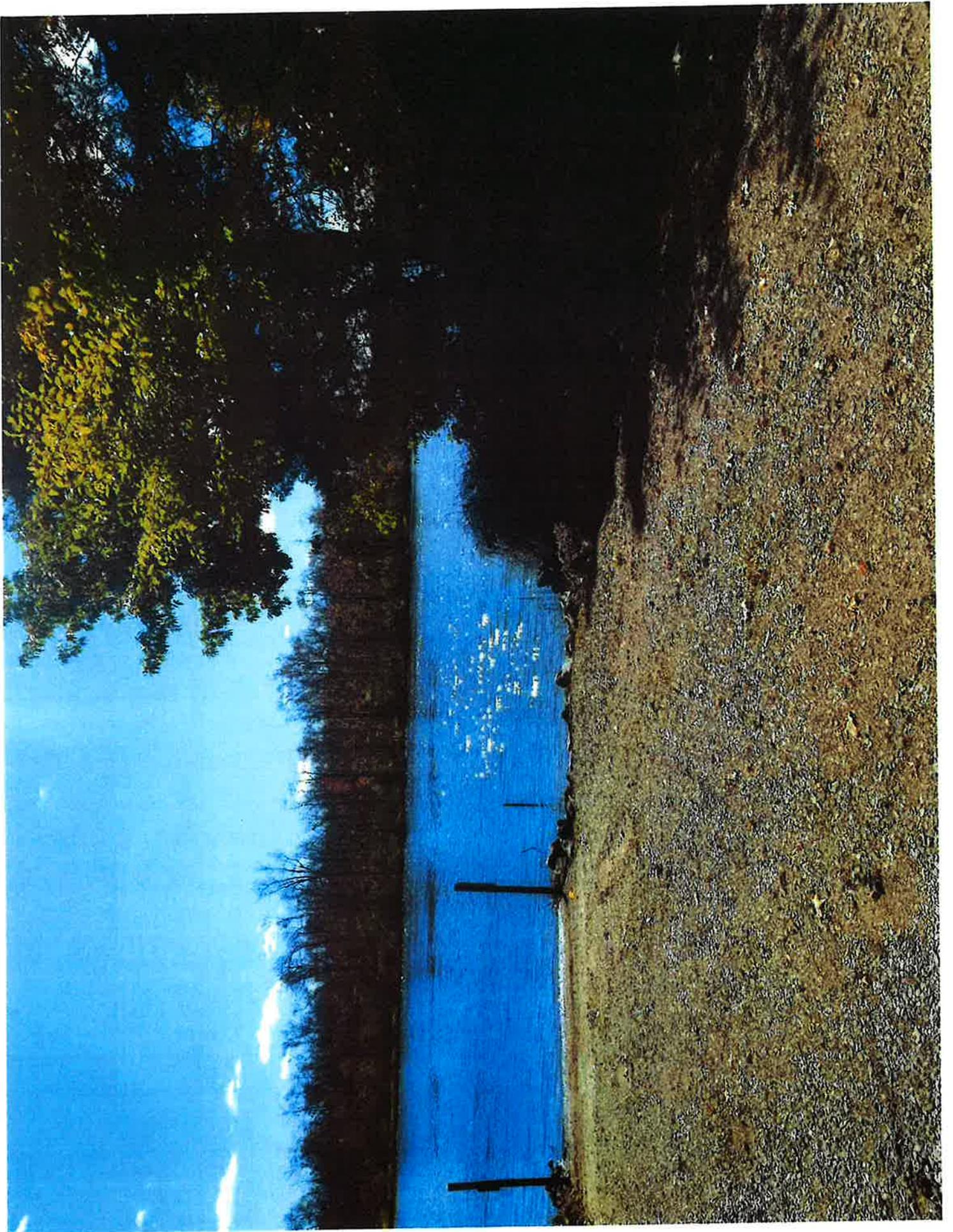


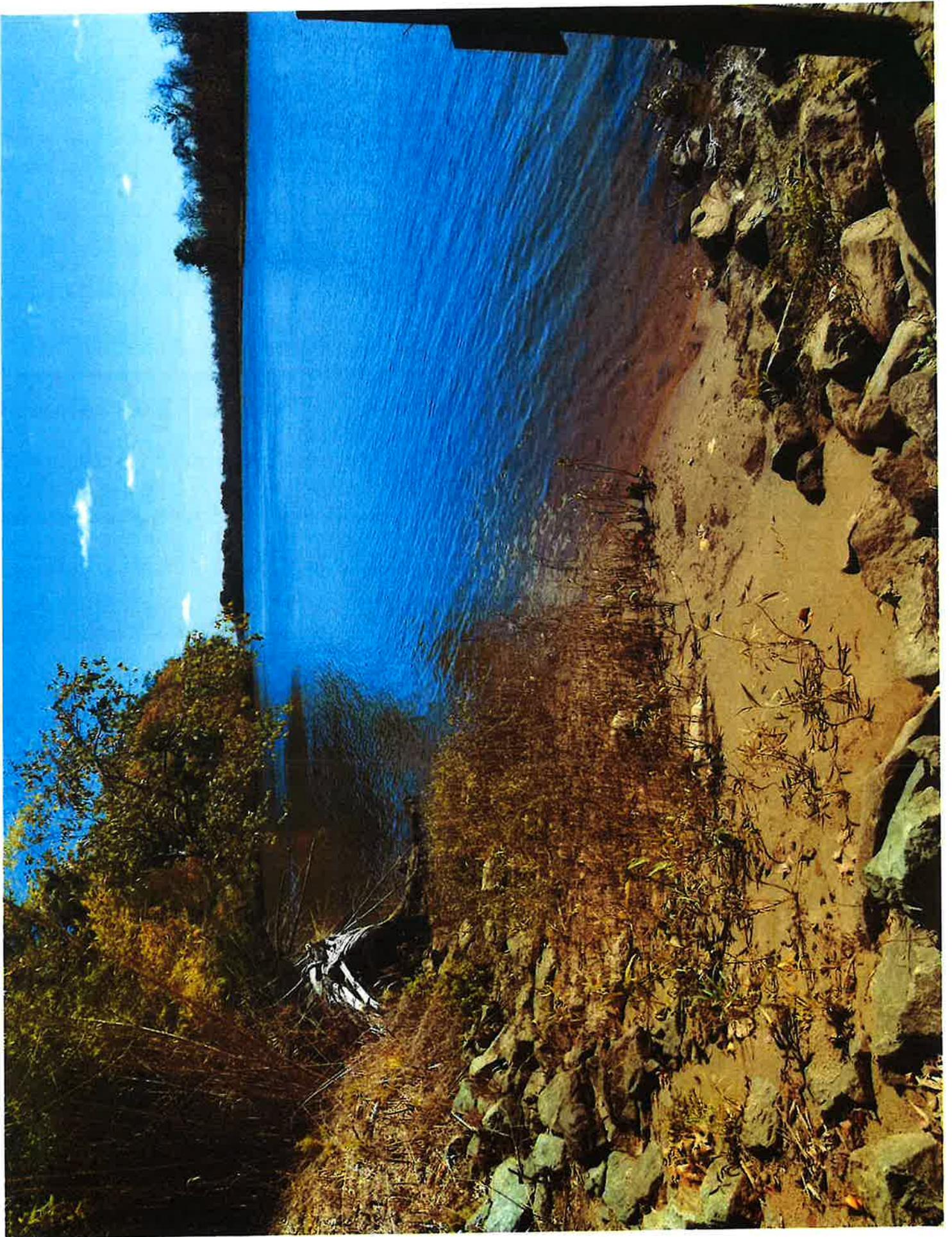


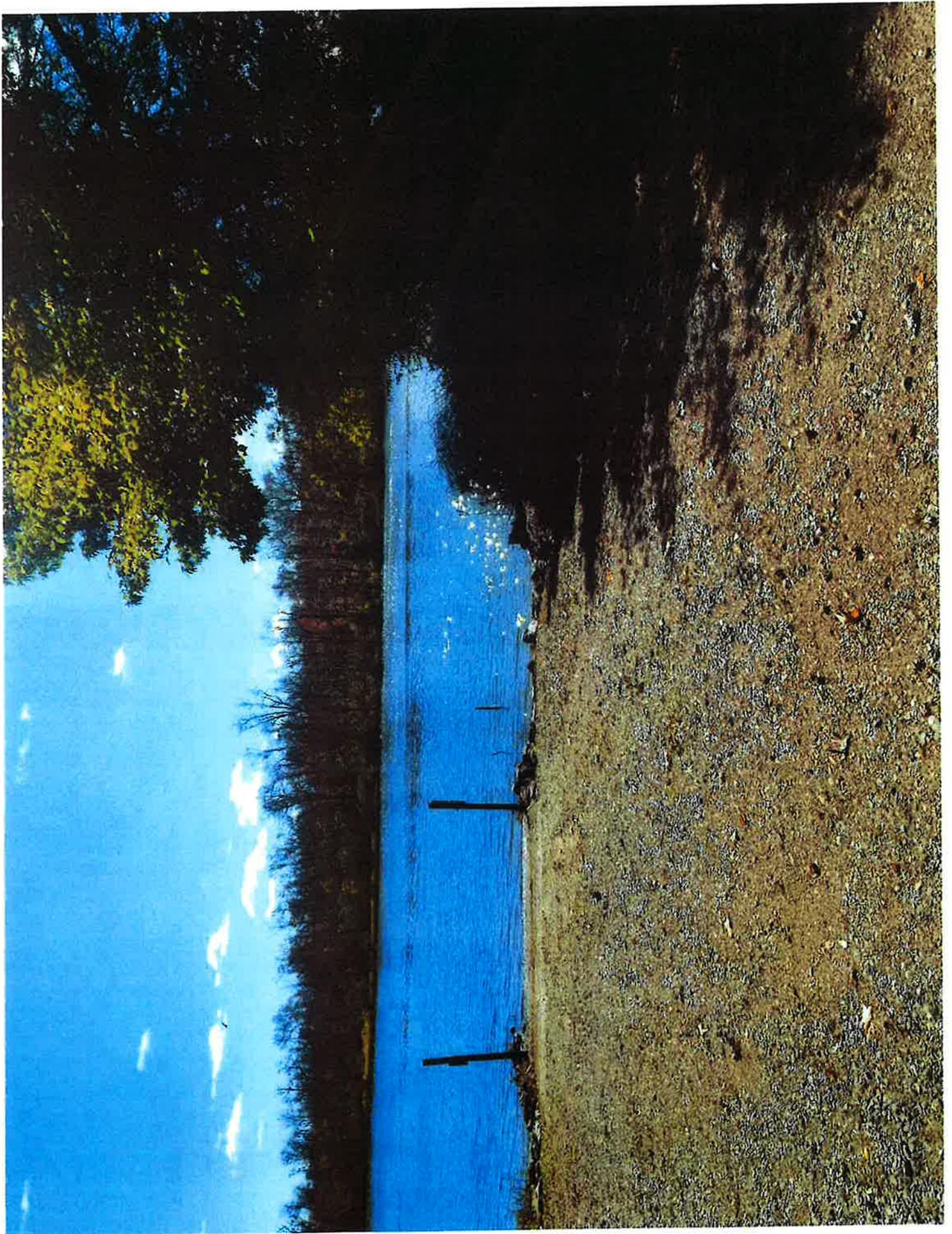












AGENDA ITEM 9.b.

Ordinance 02-22C - Corrections to Errors in Polling Locations and Street Name
(Updated Attachment)

ORDINANCE 02-22C (CORRECTED)
AMENDING ORDINANCE 12-05 TO ADJUST THE BOUNDARY LINES OF THE SECOND, THIRD, FOURTH, AND FIFTH ELECTION DISTRICTS AND UPDATING KING WILLIAM COUNTY CODE CHAPTER 54 SCHOOLS, ARTICLE II SCHOOL BOARD, DIVISION 2 ELECTIONS, SECTIONS 54-52 ELECTION DISTRICTS ENUMERATED, AND 54-55 ENUMERATION OF POLLING PLACES

WHEREAS, the King William County Board of Supervisors adopted Ordinance 12-05 on June 25, 2012 which delineated King William County’s Election District Boundaries; and

WHEREAS, decennial redistricting is required following the U.S. Census Bureau’s 2020 Census in accordance with Virginia Code §24.2-304.1(B) and §24.2-304.1(C); and

WHEREAS, populations within each district have changed since the 2010 Census causing unequal apportionment between the districts; and

WHEREAS, adjustments of boundaries are required to bring each district’s population within acceptable equality parameters;

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Board of Supervisors of King William County this 28th day of **November**, 2022 that Ordinance 02-22C amending Ordinance 12-05 is hereby enacted to read as follows:

AN ORDINANCE TO PROVIDE FOR THE APPORTIONMENT OF MEMBERS OF THE KING WILLIAM COUNTY BOARD OF SUPERVISORS, TO ALTER BOUNDARY LINES OF THE ELECTION DISTRICTS, AND TO DESIGNATE EACH ELECTION DISTRICT AND PRECINCT

Section 1. Pursuant to the authority contained in the Code of Virginia, 1950, as amended, the Election Districts of King William County, Virginia, are hereby altered and established as set forth in this Ordinance.

Section 2. The Election Districts with populations set forth are as follows:

<u>DISTRICT</u>	<u>POPULATION</u>
First Election District	3,414
Second Election District	3,671
Third Election District	3,600
Fourth Election District	3,411
Fifth Election District	3,714

First Election District

-West Point Precinct

The boundaries of the West Point Precinct shall be the corporate limits of the Town of West Point as described in an order of the Circuit Court of King William County entered on the ninth day of December, 1963, and of record in the clerk’s office of that Court in Chancery Order Book 13, page 216 and as those limits were enlarged by the voluntary boundary agreement approved on the twenty-third day of August, 1999, by the Board of Supervisors of

40 King William County and approved on the eighth day of September, 1999, by the Town
41 Council of the Town of West Point.

42 **Second Election District**

43 ***-Courthouse Precinct***

44 From the intersection of the Pamunkey River and an unnamed tributary of the Pamunkey
45 River which forms the boundary of Census Blocks 3015 and 3037, then following the
46 boundary of the aforementioned Census Blocks easterly to its intersection with the boundary
47 between Census Blocks 3015 and 3041, then following the boundary between Census Blocks
48 3041 and 3037 easterly to its intersection with East River Road (Rt. 600). Then following
49 northerly along the centerline of East River Road (Rt. 600) to its intersection with King
50 William Road (Rt. 30). Then following the centerline of King William Road (Rt. 30)
51 northwesterly until its intersection with Indian Church Road (Rt. 658) at the boundary
52 between Census Blocks 4028 and 4030. Then following the boundary of Census Block 4030
53 northerly then easterly along an unnamed tributary of the Mattaponi River which forms the
54 boundary of Census Block 4030 until its intersection with an unnamed tributary of the
55 Mattaponi River forming the boundary between Census Blocks 4012 and 4011. Then
56 following the boundary of the aforementioned Census Blocks northerly to its intersection
57 with West River Road (Rt. 600). Then following the center line of West River Road (Rt. 600)
58 northerly to its intersection with Poplar Landing Road. Then following the centerline of
59 Poplar Landing Road northeasterly to its intersection with Aylett Creek. Then following the
60 centerline of Aylett Creek southerly to its intersection with the Mattaponi River. Then
61 following the centerline of the Mattaponi River downstream, southeasterly to its intersection
62 with the Mattaponi Indian Reservation's southern boundary which is the boundary between
63 Census Blocks 2012 and 2019, then following that boundary westerly to its intersection with
64 Indian Town Road (Rt. 625), then following the centerline of Indian Town Road southerly to
65 its intersection with East Rose Garden Road (Rt. 626), then following the centerline of East
66 Rose Garden Road (Rt. 626) westerly to its intersection with King William Road. Then
67 following centerline of West Rose Garden Road (Rt. 626) to its intersection with Powhatan
68 Trail (Rt. 633), and then along the centerline of Powhatan Trail to the Pamunkey River. Then
69 following the centerline of the Pamunkey River northwesterly to its intersection with
70 unnamed tributary of the Pamunkey River which forms the boundary of Census Blocks 3015
71 and 3037.

72 ***-Sweet Hall Precinct***

73 From the Mattaponi Indian Reservation's southern boundary which is the boundary between
74 Census Blocks 2012 and 2019, then following the centerline of the Mattaponi River
75 downstream, southeasterly to its intersection with the unnamed tributary of the Mattaponi
76 River that forms the West Point Town boundary between Census Blocks 1007 and 1003.
77 Then following the town boundary southwestly to its intersection with the Pamunkey
78 River, then northwesterly following the centerline of the Pamunkey River to Lester Manor
79 Landing, then following the centerline of Powhatan Trail (Rt. 633) to its intersection with
80 West Rose Garden Road (Rt. 626), then following the centerline of West Rose Garden Road
81 northeast to its intersection with King William Road (Rt. 30). Then following the centerline
82 of King William Road, northwesterly, to its intersection with East Rose Garden Road, then
83 following the centerline of East Rose Garden Road, northerly, to its intersection with Indian
84 Town Road, then following the centerline of Indian Town Road, northerly, to its intersection

85 with the Mattaponi Indian Reservation's southern boundary which is the boundary between
86 Census Block 2012 and 2019.

87 **Third Election District**

88 ***-Aylett Precinct***

89 From the confluence of Herring Creek and the Mattaponi River, westerly along the centerline
90 of Herring Creek, then westerly along the centerline of Millwood Rd. (Rt. 607) to the
91 intersection with Upshaw Rd. (Rt. 608), then following the centerline of Upshaw Road to the
92 intersection with Vessels ~~Road~~ Lane (Rt. 659). Then southerly along the centerline of Vessels
93 ~~Road~~ Lane (Rt. 659) along boundary line of census block-3011 to centerline of Cherry Hill
94 Drive (Rt. 1225) to its intersection with King William Road (Rt. 30) Then southeasterly along
95 the centerline of King William Road (Rt. 30) to its intersection with Indian Church Road (Rt.
96 XX) at the boundary between Census Blocks 4028 and 4030. Then following the boundary of
97 Census Block 4030 northerly then easterly along an unnamed tributary of the Mattaponi
98 River which forms the boundary of Census Block 4030 until its intersection with an unnamed
99 tributary of the Mattaponi River forming the boundary between Census Blocks 4012 and
100 4011. Then following the boundary of the aforementioned Census Blocks northerly to its
101 intersection with West River Road (Rt. 600). Then following the center line of West River
102 Road (Rt. 600) northerly to its intersection with Poplar Landing Road. Then following the
103 centerline of Poplar Landing Road northeasterly to its intersection with Aylett Creek. Then
104 following the centerline of Aylett Creek southerly to its intersection with the Mattaponi
105 River. Then following the Mattaponi River northwesterly to the confluence of Herring Creek.

106 **Fourth Election District**

107 ***-Manquin Precinct***

108 From the intersection of King William Road (Rt. 30) and Cherry Hill Drive (Rt. 1225) westerly
109 following the centerline of King William Road (Rt. 30) to the intersection with Enfield Road
110 (Rt. 610), then southerly along the centerline of Enfield Road to the intersection with
111 unnamed road that is the boundary for Census Blocks 1037 and 1004, then following the
112 boundary between Census Blocks 1037 and 1004 westerly then southerly to its intersection
113 with Webb Creek which forms the boundary between Census Blocks 1004 and 1036. Then
114 following the centerline of Webb Creek westerly to its intersection with an unnamed road
115 forming the boundary of Census Blocks 1032 and 1036, then following said unnamed road
116 southerly to its intersection with Dabneys Mill Rd (Rt. 604). Then following Dabneys Mill Rd
117 southerly to its intersection with the boundary of Census Blocks 1052 and 1053, then
118 following this boundary southerly to the Pamunkey River. Then following the centerline of
119 the Pamunkey River southerly to the intersection of Census Blocks 3015 and 3037, then
120 following the boundary of the aforementioned Census Blocks easterly to its intersection with
121 the boundary between Census Blocks 3015 and 3041, then following the boundary between
122 Census Blocks 3041 and 3037 easterly to its intersection with East River Road (Rt. 600).
123 Then following northerly along the centerline of East River Road (Rt. 600) to its intersection
124 with King William Road (Rt. 30). Then following the centerline of King William Road (Rt. 30)
125 northwesterly until its intersection with Cherry Hill Drive (Rt. 1225).

126 **Fifth Election District**

127 ***-Mangohick Precinct***

128 From the intersection of the county boundary with Caroline County and the Mattaponi River,
129 downstream along the centerline of the Mattaponi River, then westerly along the centerline

130 of Herring Creek, then westerly along the centerline of Millwood Rd. (Rt. 607) to the
131 intersection with Upshaw Rd. (Rt. 608), then following the centerline of Upshaw Rd. to the
132 intersection with Vessels Road Lane (Rt. 659), then following centerline of Vessels Road Lane
133 (Rt. 659) and along the boundary line of Census Block 3011 to centerline of Cherry Hill Drive
134 (Rt. 1225) and to its intersection with King William Road (Rt. 30). Then following the
135 centerline of King William Road (Rt. 30) westerly to its intersection with Enfield Road (Rt.
136 610). Then southerly along the centerline of Enfield Road to the intersection with unnamed
137 road that is the boundary for Census Blocks 1037 and 1004, then following the boundary
138 between Census Blocks 1037 and 1004 westerly then southerly to its intersection with Webb
139 Creek which forms the boundary between Census Blocks 1004 and 1036. Then following the
140 centerline of Webb Creek westerly to its intersection with an unnamed road forming the
141 boundary of Census Blocks 1032 and 1036, then following said unnamed road southerly to
142 its intersection with Dabneys Mill Rd (Rt. 604). Then following Dabneys Mill Rd southerly to
143 its intersection with the boundary of Census Blocks 1052 and 1053, then following this
144 boundary southerly to the Pamunkey River. Then upstream northwesterly along the
145 centerline of the Pamunkey River to its intersection with the county boundary with Caroline
146 County, and then returning to the origin, following the county boundary, at the intersection
147 of the county boundary with Caroline County and the Mattaponi River.

148 **Precinct Voting Locations**

149 First – West Point Armory
150 110 Thompson Ave

151 **Robinson-Olsson Auditorium**
152 **1040 Thompson Avenue – “West Point”**

153 Second-A – VFW Post #8356
154 1658 VFW Road

155 **Brett-Reed Memorial Presbyterian**
156 **29680 King William Road – “Sweet Hall”**

157 Second-B – King William Admin. Bldg.
158 180 Horse Landing Road – **“Courthouse”**

159 Third – King William Fire and EMS – Station 1
160 7936 Richmond-Tappahannock Hwy. – **“Aylett”**

161 Fourth – King William High School
162 80 Cavalier Drive – **“Manquin”**

163 Fifth – Mangohick Vol. Fire Dept.
164 3493 King William Road – **“Mangohick”**

165 **Section 3.** One supervisor shall be elected from each Election District as set forth
166 by this Ordinance by the qualified votes of such district.

167 **Section 4.** Map references are based on Census Bureau digital data incorporated
168 in the King William County geographic information system.

169 **Section 5.** Should any section or provision of this Ordinance be decided to be
170 invalid or unconstitutional, such decision shall not affect the validity or constitutionality of any
171 other section and provisions of this Ordinance.

172 **Section 6.** This Ordinance shall be in full force and effect upon certification of no
173 objection to be received from the Office of the Attorney General of Virginia.

174 **BE IT FURTHER ORDAINED AND ENACTED** by the Board of Supervisors of King William
175 County this 28th day of **November**, 2022 that County Code **Chapter 54 Schools**, Article II
176 School Board, Division 2 Elections, Sections 54-52 Election Districts Enumerated, and 54-55
177 Enumeration of Polling Places are hereby amended as follows:

178 **Sec. 54-52. - Election districts enumerated.**

179 The election districts with populations set forth are as follows:

180 Second election district:	3,671
181 Third election district:	3,600
182 Fourth election district:	3,411
183 Fifth election district:	3,714
184 At-large election district:	14,396

185 **Sec. 54-55. - Enumeration of polling places.**

186 The polling places shall be as follows:

- 187 (1) Election district two: Precinct A—VFW Post #8356 **Brett-Reed Memorial**
188 **Presbyterian**
- 189 Precinct B—King William County Admin. Building
- 190 (2) Election district three: King William Fire & EMS – Station 1
- 191 (3) Election district four: King William High School
- 192 (4) Election district five: Mangohick Volunteer Fire Dept.

193 **ADOPTED** this the **28th day of November**, 2022.

AGENDA ITEM 9.c.

Ordinance 11-22 - Update Property Maintenance Ordinance to Comply with State Code

ARTICLE III. PROPERTY MAINTENANCE CODE AND REGULATIONS

DIVISION 1. GENERALLY

Sec. 14-121. Code adopted.

The ~~city's~~ ~~county's~~ property maintenance code shall be in accordance with the ~~BOCA National Property~~ ~~Virginia Uniform Statewide Building Code (USBC)~~ and the ~~Virginia~~ Maintenance Code, as adopted by the county.

DIVISION 2. ADMINISTRATION

Sec. 14-141. Failure to maintain property or structures.

The failure to maintain property and/or structures, residential and nonresidential, including surrounding areas, shall constitute violations of the ~~property maintenance code~~ ~~Virginia Maintenance Code~~.

Sec. 14-142. Enforcement of article provisions.

- (a) Notice of failure to maintain shall be given to the owner or occupant by ~~first class mail~~, certified mail, or personal delivery by a county official. The ~~first~~ notice, if not an immediate health, safety, or welfare issue, shall allow ~~60~~ ~~30~~ days for compliance. If at the end of 60 days, a second and final notice shall be given for an additional 15 days for compliance. The allowable time for emergency correction notices shall be at the code official's discretion. If the owner or occupant fails to comply with this order, the code official shall contract with available sources to abate the violations, and all costs incurred shall be the responsibility of the owner of such property ~~plus a charge for administrative costs of one hundred fifty dollars (\$150.00) shall be charged to such person to whom the notice was directed~~. Such costs and expenses incurred shall be collected by the county as taxes and levies are collected. Every charge to the owner, which remains unpaid, shall constitute a lien against such property on a parity with liens for unpaid taxes.
- (b) The county may as an alternative, issue a summons for abatement of the violations in subsection (a) of this section.
- (c) This section is in addition to the ~~BOCA National Property~~ ~~Virginia~~ Maintenance Code.

Sec. 14-143. Penalties for violation of property maintenance code.

Violations of the ~~property maintenance code~~ ~~Virginia Maintenance Code~~ shall be punishable as provided in Code of Virginia, § 36-106.

DIVISION 3. AMENDMENTS

Sec. 14-161. Future amendments.

Future amendments for this article shall change automatically with the Virginia Uniform Statewide Building Code, as adopted by the state board of housing and community development (~~VCHD~~ ~~VHCD~~) per Code of Virginia, § 36-97 et seq., and shall become effective concurrently with the USBC Amendments.

Sec. 14-162. Scope of county authority.

Local governments have not been given authority to amend the provisions of the USBC.

DIVISION 4. OPERATIONAL REGULATIONS

Subdivision I. In General

Sec. 14-181. Definitions.

All terms are as defined in the Virginia Maintenance Code.

~~The following words, terms and phrases, when used in this division, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning. Where terms are not defined, through the methods authorized by this section, such terms shall have ordinarily accepted meanings such as the context implies.~~

~~*Approved* means approved by the code official.~~

~~*Code official* means the official who is charged with the administration and enforcement of this code, or any duly authorized representative.~~

~~*Exterior property* means the open space on the premises and on adjoining property under the control of owners or operators of such premises.~~

~~*Extermination* means the control and elimination of insects, rats or other pests by eliminating their harborage places; by removing or making inaccessible materials that serve as their food; by poison spraying, fumigating, trapping or by any other approved pest elimination methods.~~

~~*Garbage* means the animal and vegetable waste resulting from the handling, preparation, cooking and consumption of food.~~

~~*Infestation* means the presence, within or contiguous to, a structure or premises of insects, rats, vermin or other pests.~~

~~*Let for occupancy and let* means to permit, provide or offer possession of a premises by a person who is or is not the legal owner of record thereof, pursuant to a written or unwritten lease, agreement or license, or pursuant to a recorded or unrecorded agreement of contract for the sale of land.~~

~~*Occupant* means any person having possession of a space or premises.~~

~~*Operator* means any person who has charge, care or control of a premises which is let or offered for use.~~

~~*Owner* means any person, agent, operator, firm, or corporation having a legal or equitable interest in the property; or recorded in the official records of the state, county or municipality as holding title to the property; or otherwise having control of the property, including the guardian of the estate of any such~~

~~person, and the executor or administrator of the estate of such person if ordered to take possession of real property by a court.~~

~~Premises means a lot, plot or parcel of land.~~

~~Public nuisance means any of the following:~~

- ~~(1) The physical condition or occupancy of any premises regarded as a public nuisance at common law;~~
- ~~(2) Any physical condition or occupancy of any premises or its appurtenances considered an attractive nuisance to children, including, but not limited to, abandoned wells, shafts, excavations and unsafe fences;~~
- ~~(3) Any premises that has unsanitary sewer facilities;~~
- ~~(4) Any premises designated as unsafe for human habitation;~~
- ~~(5) Any premises that is manifestly capable of being a fire hazard, or is manifestly unsafe or insecure so as to endanger life, limb or property;~~
- ~~(6) Any premises that is unsanitary, or that is littered with rubbish or garbage, or that has an uncontrolled growth of weeds.~~

~~Rubbish means combustible and noncombustible waste materials, except garbage; the term shall include the residue from the burning of wood, coal, coke and other combustible materials, paper, rags, cartons, boxes, wood, excelsior, rubber, leather, tree branches, yard trimmings, tin cans, metals, mineral matter, glass crockery and dust and other similar materials.~~

~~Tenant means a person, corporation, partnership or group, whether or not the legal owner of record, occupying the premises.~~

~~Yard means an open space on the same lot with a structure.~~

Subdivision II. Administration

Sec. 14-201. Scope and intent of division.

The scope and intent of this division are as defined in the Virginia Maintenance Code.

- ~~(a) Scope. This property maintenance code is to protect the public health, safety and welfare on all, residential and nonresidential, premises by establishing minimum requirements and standards for premises, life safety, safety from fire and other hazards, and for safe and sanitary maintenance; fixing the responsibility of owners, operators and occupants; regulating the occupancy of existing premises; and providing for administration, enforcement and penalties.~~
- ~~(b) Intent. This property maintenance code shall be construed to secure its expressed intent, which is to ensure public health, safety and welfare insofar as they are affected by the continued occupancy and~~

~~maintenance of premises. Existing premises that do not comply with these provisions shall be altered or repaired to provide a minimum level of health and safety as required.~~

Sec. 14-202. Saving clause.

Saving clause is as defined in the Virginia Maintenance Code.

~~This property maintenance code shall not affect violations of any other ordinance, code or regulation existing prior to the effective date of such code, and any such violation shall be governed and shall continue to be punishable to the full extent of the law under the provisions of those ordinances, codes or regulations in effect at the time the violation was committed.~~

Sec. 14-203. Duties and powers of the code official.

Duties and powers of the code official are as defined in the Virginia Maintenance Code.

- ~~(a) *Generally.* The code official shall enforce all of the provisions of this property maintenance code.~~
- ~~(b) *Notices and orders.* The code official shall issue all necessary notices or orders to ensure compliance with this code.~~
- ~~(c) *Right of entry.* The code official is authorized to enter the premises at reasonable times to inspect subject to constitutional restrictions on unreasonable searched and seizures. If entry is refused or not obtained, the code official is authorized to pursue recourse as provided by law.~~
- ~~(d) *Access by owner or operator.* Every occupant of a premises shall give the owner or operator thereof, or agent or employee, access to any part of such premises at reasonable times for the purpose of making such inspection, maintenance, repairs or alterations as are necessary to comply with the provisions of this code.~~
- ~~(e) *Identification.* The code official shall carry proper identification when inspecting premises in the performance of duties under this code.~~
- ~~(f) *Coordination of enforcement.* Inspection of premises, the issuance of notices and orders and enforcement thereof shall be the responsibility of the code official so charged by the jurisdiction. Whenever inspections are necessary by any other department, the code official shall make reasonable effort to arrange for the coordination of such inspections so as to minimize the number of visits by inspectors, and to confer with the other departments for the purpose of eliminating conflicting orders before any are issued. A department shall not, however, delay the issuance of any emergency orders.~~
- ~~(g) *Rule making authority.* The code official shall have power as necessary in the interest of public health, safety and general welfare, to adopt and promulgate rules and regulations to interpret and implement the provisions of this code to secure the intent thereof and to designate requirements applicable because of local climatic or other conditions.~~
- ~~(h) *Organization.* The code official shall appoint such number of officers, technical assistants, inspectors and other employees as shall be necessary for the administration of this code and as authorized by~~

~~the appointing authority. The code official is authorized to designate an employee as deputy who shall exercise all the powers of the code official.~~

- ~~(i) *Restriction of employees.* An official or employee connected with the enforcement of this code, except one whose only connection is that of a member of the board of appeals established under the provisions of section 14-231, shall not be engaged in, or directly or indirectly connected with, the furnishing of labor, materials or equipment for the alteration or maintenance of existing premises unless that person is the owner of the premises; nor shall such officer or employee engage in any work that conflicts with official duties or with the interests of the department.~~
- ~~(j) *Relief from personal responsibility.* The code official, officer or employee charged with the enforcement of this code, while acting for the jurisdiction, shall not thereby be rendered liable personally, and is hereby relieved from all personal liability for any damage accruing to persons or property as a result of any act required or permitted in the discharge of official duties. Any suit instituted against any officer or employee because of any act performed by that officer or employee in the lawful discharge of duties and under the provisions of this code shall be defended by the legal representative of the jurisdiction until the final termination of the proceedings. The code official or any subordinate shall not be liable for costs in any action, suit or proceeding that is instituted in pursuance of the provisions of this code; and any officer of the department of building inspection, acting in good faith and without malice; shall be free from liability for acts performed under any of its provisions or by reason of any act performed under any of its provisions or in connection therewith.~~
- ~~(k) *Official records.* An official record shall be kept of all business and activities of the department specified in the provisions of the code, and all such records shall be open to public inspection at all appropriate times and according to reasonable rules to maintain the integrity and security of such records.~~

Sec. 14-204. Violations.

Violations are as defined in the Virginia Maintenance Code.

- ~~(a) *Unlawful acts.* It shall be unlawful for any person, firm or corporation to maintain, fail to maintain, provide, fail to provide, occupy, let to another or occupy or permit another person to occupy any premises, regulated by this property maintenance code, or cause same to be done, contrary to or in conflict with or in violation of any of the provisions of this code, or to fail to obey a lawful order of the code official, or to remove or deface a placard or notice posted under the provisions of this code.~~
- ~~(b) *Failure to maintain; enforcement.* The failure to maintain premises, residential and nonresidential including surrounding areas, shall constitute violations of this code. Notice of failure to maintain shall be given to the owner or occupant by certified mail or personal delivery by county official. The first notice, if not an immediate health, safety or welfare issue, shall allow 60 days for compliance. If at the end of 60 days, a second and final notice shall be given for an additional 15 days for compliance. The allowable time for emergency correction notices shall be at the code official's discretion. If the owner or occupant fails to comply with this order, the code official shall contract with available sources to abate the violations, and all costs incurred shall be the responsibility of the owner of such property. Such costs and expenses incurred shall be collected by the county as taxes and levies are collected. Every charge to the owner, which remains unpaid, shall constitute a lien against such property on a~~

~~parity with liens for unpaid taxes. The county may as an alternative, issue a summons for abatement of these violations.~~

~~(c) *Penalty.* Violations of this division shall be punishable as provided in Code of Virginia, § 36-106.~~

~~(d) *Prosecution.* In case of any unlawful acts the code official shall institute an appropriate action or proceeding at law to exact the penalty provided in subsection (c) of this section. Also, the code official shall ask the jurisdiction's legal representative to proceed at law or in equity against the person responsible for the violation for the purpose of ordering that person to correct or remove the violation.~~

Sec. 14-205. Notices and orders.

Notices and orders are as defined in the Virginia Maintenance Code.

~~(a) *Notice to owner or to persons responsible.* Whenever the code official determines that there has been a violation of this property maintenance code or has grounds to believe that a violation has occurred, notice shall be given to the owner or the persons responsible therefor in the manner prescribed in subsections (b), (c) and (d) of this section.~~

~~(b) *Form.* Such notice prescribed in subsection (a) of this section shall:~~

~~(1) Be in writing;~~

~~(2) Include a description of the real estate sufficient for identification;~~

~~(3) Include a statement of the reasons why the notice is being issued; and~~

~~(4) Include a correction order allowing a reasonable time for the repairs and improvements required to bring the premises into compliance with the provisions of this code.~~

~~(c) *Abatement of violation.* The imposition of the penalties prescribed in this division shall not preclude the legal officer of the jurisdiction from instituting appropriate action to restrain, correct or abate a violation, or to prevent illegal occupancy of a premises, or to stop an illegal act, conduct, business or utilization of the premises.~~

~~(d) *Method of service.* Such notice shall be deemed to be properly served if a copy thereof is either delivered to the owner personally, or sent by certified or registered mail addressed to the owner at the last known address with return receipt requested. If the certified letter is returned receipt that the letter was not delivered, a copy thereof shall be posted in a conspicuous place in or about the premises affected by such notice. Service of such notice in the foregoing manner upon the owner's agent or upon the person responsible for the premises shall constitute service of notice upon the owner.~~

~~(e) *Transfer of ownership.* It shall be unlawful for the owner of any premises who has received a compliance order or upon whom a notice of violation has been served to sell, transfer, mortgage, lease or otherwise dispose of to another until the provisions of the complied order or notice of violation have been complied with, or until such owner shall first furnish the grantee, transferee, mortgagee or lessee a true copy of any compliance order notice of violation issued by the code official a signed and notarized statement from the grantee, transferee, mortgagee or lessee, acknowledging the receipt of~~

~~such compliance order or notice of violation and fully accepting the responsibility without condition for making the corrections or repairs required by such compliance order or notice of violation.~~

Sec. 14-206. Emergency measures.

Emergency measures are as defined in the Virginia Maintenance Code.

- ~~(a) *Imminent danger.* When, in the opinion of the code official, there is imminent dangers to the life, health, safety, and welfare of the occupants or those in proximity of the premises because of explosives, explosive fumes or vapors, or the presence of toxic fumes, gases or materials, or the operation of defective or dangerous equipment, the code official is hereby authorized and empowered to order and require the occupants to vacate the premises forthwith. The code official shall post at the entrances to such premises a sign stating: "Keep Out Uninhabitable." It shall be unlawful for any person to enter premises except for removing the hazardous condition.~~
- ~~(b) *Temporary safeguard.* Notwithstanding other provisions of this code, whenever, in the opinion of the code official, there is imminent danger due to an unsafe condition, the code official shall order the necessary work to be done, and shall cause other action to be taken as the code official deems necessary to meet such emergency.~~
- ~~(c) *Emergency.* For the purpose of this section, the code official shall employ the necessary labor and materials to perform the required work as expeditiously as possible.~~
- ~~(d) *Costs of emergency repairs.* Costs incurred in the performance of emergency work shall be paid from the treasury of the jurisdiction on approval of the code official. The legal counsel of the jurisdiction shall institute appropriate action against the owner of the premises where the violation was located for the recovery of such costs.~~
- ~~(e) *Hearing.* Any person ordered to take emergency measures shall comply with such order forthwith. Any affected person shall thereafter, upon petition directed to the appeals board, be afforded a hearing as described in this code.~~

Sec. 14-207. Means of appeal.

Means of appeal are as defined in the Virginia Maintenance Code.

- ~~(a) *Application for appeal.* Any person affected by a decision of the code official or a notice or order issued under this property maintenance code shall have the right to appeal to the board of appeals, provided that a written application for appeal is filed within 21 days after the day decision, notice or order was served. Application for appeals shall be based on a claim that the true intent of this code or the rules legally adopted thereunder has been incorrectly interpreted, the provisions of this code do not fully apply, or the requirements of this code are adequately satisfied by other means.~~
- ~~(b) *Membership of the board.* The board of appeals shall be the building board of appeals as set forth in the Uniform Statewide Building Code.~~
- ~~(c) *Notice of meeting.* The board shall meet upon notice from the chairman, within ten days of filing of an appeal, or at stated periodic meetings.~~

- ~~(d) *Open hearing.* All hearings before the board shall be open to the public. The appellant, the appellant's representative, the code official, and any person whose interests are affected shall be given an opportunity to be heard.~~
- ~~(e) *Procedure.* The board shall adopt and make available to the public through the secretary, procedures under which a hearing will be conducted. The procedures shall not require compliance with strict rules of evidence but shall mandate that only relevant information be received.~~
- ~~(f) *Postponed hearing.* When five members are not present to hear an appeal, either the appellant or the appellant's representative shall have the right to request a postponement of the hearing.~~
- ~~(g) *Board decision.* The board shall modify or reverse the decision of the code official by a concurring vote of three members.~~
- ~~(h) *Resolution.* The decision of the board shall be by resolution. Certified copies shall be furnished to the appellant and to the code official.~~
- ~~(i) *Administration.* The code official shall take immediate action in accordance with the decision of the board.~~
- ~~(j) *Court review.* Any person, whether or not a previous party of the appeal, shall have the right to apply to the appropriate court for a writ of certiorari to correct errors of laws. Application for review shall be made in the manner and time required by law following the filing of the decision in the office of the chief administrative officer.~~

Subdivision III. General Requirements

Sec. 14-231. Exterior property areas.

- (a) *Scope.* In addition to the Virginia Maintenance Code and the Virginia Uniform Statewide Building Code (USBC), the provisions of this article shall govern the minimum conditions and the responsibilities of persons for maintenance of exterior property. This section shall not apply to farmland, unless such farmland is within one hundred (150) feet of a structure or another owner on an adjacent tract or parcel of land.
- (b) *Responsibility.* The owner of the premises shall maintain the exterior property in compliance with these requirements. A person shall not occupy as owner-occupant or permit another person to occupy premises which do not comply with the requirements of this article.
- (c) *Enforcement.* The failure, neglect, or refusal of any person responsible for real property to comply with the requirements set forth in this section shall be considered detrimental to the health, safety, peace, good order, comfort, convenience, morals, or general welfare of the citizens of the county. The Director of Planning is authorized to have violation(s) corrected by county forces or by contract and the actual cost, plus an administrative fee of one hundred fifty dollars (\$150.00), shall be charged to such person to whom the notice was directed. Use of tarps, or the like shall not constitute correction of the violation.

Every cost authorized by this section with which the owner of the premises has been assessed shall constitute a lien against the property from which the violation was corrected, the lien to continue until actual payment of such costs has been made to the county. Each violation shall constitute a misdemeanor, punishable by a fine of not more than \$500.00, and each day that any such violation shall continue shall constitute a separate offense.

- (c d) *Vacant land.* All vacant premises thereof or vacant land shall be maintained in a clean, safe, secure, and sanitary condition as provided in this section so as not to cause a blighting problem or adversely affect the public health or safety.
- (d e) *Sanitation.* All exterior property and premises shall be maintained in a clean, safe, and sanitary condition. The occupant shall keep that part of the exterior property, which such occupant occupies or controls, in a clean and sanitary condition.
- (e f) *Grading and drainage.* All premises shall be graded and maintained to prevent the erosion of soil and to prevent the accumulation of stagnant water thereon. Exception: Water retention areas and reservoirs approved by the code official.
- ~~(f) *Sidewalks and driveways.* All sidewalks, walkways, stairs, driveways, parking spaces, and similar areas shall be kept in a proper state of repair, and maintained free from hazardous conditions.~~
- (g) *Grass or Weeds.* It shall be unlawful for any person responsible for real property within the county, including the area adjoining such property extending to the paved portion of the roadway, All premises and exterior property shall be maintained free from to permit the accumulation of grass or weeds or plant growth in excess of ten (10) inches (254 mm) in height. All noxious weeds shall be prohibited. Weeds shall be defined as all grasses, annual plants, and vegetation, other than trees or shrubs; provided, however, that this term shall not include cultivated flowers and gardens.
- (h) *Rat harborage.* All exterior property shall be kept free from rat infestation. Where rats are found, they shall be promptly exterminated by approved processes, which will not be injurious to human health. After extermination, proper precautions shall be taken to prevent reinfestation.
- (i) *Accumulation of rubbish and garbage.* All exterior property and premises shall be free from any accumulation of rubbish and garbage.
- (j) *Disposal of rubbish.* Every occupant of a premises shall dispose of all rubbish in a clean and sanitary manner by placing such rubbish in approved containers.
- (k) *Disposal of garbage.* Every occupant of a premises shall dispose of garbage in a clean and sanitary manner by placing such garbage in an approved garbage disposal facility or approved garbage containers.
- (l) *Rubbish storage facilities.* The owner of every occupied premises shall supply approved covered containers for rubbish, and the owner of the premises shall be responsible for the removal of rubbish.
- (m) *Garbage facilities.* The owner of every premises shall supply an approved leakproof, covered, outside garbage container.

Sec. 14-232. Motor vehicles.

See Sec. 74-201.1. - Keeping of inoperative motor vehicles on property zoned for residential, commercial, or agricultural purposes.

~~(a) Keeping of inoperative motor vehicle or trailer. Except as provided for in subsection (b) of this section, not more than one currently unregistered or uninspected motor vehicle or trailer shall be parked, kept or stored on any premises, and no vehicle shall at any time be in a state of major disassembly, disrepair, or in the process of being stripped or dismantled.~~

~~Exception: A vehicle of any type is permitted to undergo major overhaul, including body work, provided that such work is performed inside a structure or similarly enclosed area designed and approved for such purposes.~~

~~(b) Keeping of more than one inoperative motor vehicles or trailers. It shall be unlawful for any person, firm or corporation to keep more than one inoperative motor vehicle or trailer, except within a fully enclosed building, structure or screened from view by fence not less than six feet in height. The fence shall be of approved fencing material to fully screen vehicles from public view on any property zoned for residential, commercial or agricultural purposes, any motor vehicle or trailer, as such are defined in Code of Virginia, § 46.2-100, which is inoperative. As used in this section, an inoperative motor vehicle shall mean any motor vehicle which is not in operating condition; or which, for a period of 30 days or longer, has been partially or totally disassembled by the removal of tires and wheels, the engine or other essential parts required for operation of the vehicle or on which there are displayed neither valid license plates nor a valid inspection decal. Use of tarps, or the like shall not constitute correction of the violation.~~

~~(c) Removal of inoperative motor vehicles. The owners of property zoned for residential, commercial or agricultural purposes shall, within 60 days after receiving written notice from the county, remove therefrom any such inoperative motor vehicles or trailers that are not kept within a fully enclosed building, structure or screened from public view by a fence. If at the end of 60 days, a second and final notice shall be given for an additional 15 days. Upon failure to remove such vehicles after final notice, the county through its agents or employees, shall remove such inoperative motor vehicles or trailers. If the county removes any such motor vehicles or trailers, the county may dispose of such motor vehicles or trailers after giving 15 days' notice to the owner of the vehicle. The cost of any such removal and disposal shall be chargeable to the owner of the vehicle who shall be primarily responsible for such cost. If the county cannot collect from the owner of the vehicle, the owner of the premises shall be responsible for the cost. Such cost may be collected by the county as taxes and levies are collected. Every cost authorized by this section with which the owner of the premises has been assessed shall constitute a lien against the property from which the vehicle was removed, the lien to continue until actual payment of such costs has been made to the county. The county may, as an alternative, issue a summons for abatement of these violations.~~

Sec. 14-233. Rubbish and garbage.

See Sec. 14-231. Exterior property areas.

- ~~(a) *Accumulation of rubbish and garbage.* All exterior property and premises, shall be free from any accumulation of rubbish and garbage.~~
- ~~(b) *Disposal of rubbish.* Every occupant of a premises shall dispose of all rubbish in a clean and sanitary manner by placing such rubbish in approved containers.~~
- ~~(c) *Rubbish storage facilities.* The owner of every occupied premises shall supply approved covered containers for rubbish, and the owner of the premises shall be responsible for the removal of rubbish.~~
- ~~(d) *Disposal of garbage.* Every occupant of a premises shall dispose of garbage in a clean and sanitary manner by placing such garbage in an approved garbage disposal facility or approved garbage containers.~~
- ~~(e) *Garbage facilities.* The owner of every premises shall supply an approved leakproof, covered, outside garbage container.~~

Sec. 14-234. Extermination.

See Sec. 14-231. Exterior property areas.

- ~~(a) *Infestation.* All premises shall be kept free from insects and rat infestation. All premises in which insects or rats are found shall be promptly exterminated by approved processes that will not be injurious to human health. After extermination, proper precautions shall be taken to prevent reinfestation.~~
- ~~(b) *Owner.* The owner of any premises shall be responsible for extermination prior to renting or leasing the premises.~~
- ~~(c) *Occupant.* The occupant of a premises shall be responsible for extermination on the premises. The occupant of any premises shall be responsible for the continued ratfree condition of the premises, and if the occupant fails to maintain the ratfree condition, the cost of extermination shall be the responsibility of the occupant.~~

AGENDA ITEM 9.d.

~~Ordinance 12-22 – Update King William County Code Chapter 86 Article XIX. FLOODS to Reflect and Adopt New FEMA Flood Plain Maps~~

AGENDA ITEM 9.e.

Ordinance 13-22 - Update King William County Code Section 74-34 to Clarify License Fee Exemptions

AGENDA ITEM 10.a.

Resolution 22-99 - Amend FY23 Capital Improvement Plan to Appropriate Funds for Reimbursement to West Point Volunteer Fire Department for Purchase of 2022 Ford F-550 Road Rescue Ultramedic - Natasha Brown, Director of Financial Services

RESOLUTION 22-99
AMENDMENT TO THE KING WILLIAM COUNTY FISCAL YEAR 2023 BUDGET
CAPITAL IMPROVEMENT PLAN
WEST POINT VOLUNTEER FIRE DEPARTMENT

WHEREAS the King William County Board of Supervisors wishes to amend its Fiscal Year (FY) 2023 Capital Improvement Plan to appropriate funds in the amount of \$30,000 from FY2022 Capital Fund Balance for reimbursement to West Point Volunteer Fire Department for the purchase of a 2022 Ford F-550 Road Rescue Ultramedic; and

WHEREAS the balance of West Point Volunteer Fire Department's committed Capital Fund from FY22 of \$30,000 was not utilized in FY22 and is available to roll forward for appropriation for the reimbursement for purchase of equipment; and

WHEREAS the total purchase price of the ambulance was \$246,750 and was purchased by West Point Volunteer Fire Department July 19, 2022; and

WHEREAS West Point Volunteer Fire Department is requesting reimbursement in the amount of \$80,000 which consists of FY2023 appropriated Capital funds of \$50,000 plus the \$30,000 dedicated amount from FY2022 Capital funds;

NOW, THEREFORE, BE IT RESOLVED that the King William County Board of Supervisors does hereby authorize and appropriate the following amendments to the 2022-2023 Budget, such line items increased as follows, which monies shall be expended for purposes as authorized and approved by the King William County Board of Supervisors:

FUND/ORGANIZATION

Expense

West Point Volunteer Fire Department Capital \$ 30,000

Revenue

FY2022 Capital Fund Balance for West Point Volunteer Fire Department \$ 30,000

DONE this 28th day of November, 2022.



West Point Volunteer Fire Department

Post Office Box X

West Point, Virginia 23181

(804) 843-4865

"Serving the Community Since 1904"

The West Point Volunteer Fire Department formally requests payment from the Capital Improvement Plan line item dedicated to the Department for the purchase of a recent ambulance. We request both the \$30,000 from Fiscal Year 2022 and the \$50,000 from Fiscal Year 2023 be disbursed into our account.

This ambulance was initially ordered in Q1 of 2021, but given significant supply chain constraints and manufacturing delays as a result of the COVID-19 Pandemic the ambulance was not delivered to the Department until August of this year. After completing equipment installation and regulatory inspections we placed the ambulance in service in October. Since placing the ambulance in service it has responded to 44 emergency incidents.

We appreciate the financial support and look forward to continuing to provide the highest level of service to the citizens of King William County.

Respectfully,

Andrew Smith, Fire Chief

Invoice

Invoice # : I-1404
Invoice Date : 07/19/2022
Invoice Due Date : 07/19/2022

Sold

To: West Point Volunteer Fire
P.O. Box X
West Point Virginia
United States 23181

Job # : 565882

Customer PO # :

Payment Terms : On Receipt

Customer ID : 17600

Sales Person : Jeff Hawkins

Name	Quantity	Unit Price	Total Price
2022 Ford F-550 4x2 / Road Rescue Ultramedic Type 1	1.00	\$ 245,450.00	\$ 245,450.00
Changes made at final inspection	1.00	\$ 1,300.00	\$ 1,300.00
Total:			\$ 246,750.00

How can we better serve you? Please go to www.atlanticemergency.com/survey

Thank you for your Business!

AGENDA ITEM 10.b.

FY24 VPPSA Budget Discussion - Steve Hudgins, Deputy County Administrator

**BUDGET SUMMARY
KING WILLIAM**

Description	FY 21 Actual	FY 22 Actual	FY 23 Budget	FY 24 Budget
Drop Off Recycling	\$0	\$0	\$0	\$0
Administrative Services	\$11,000	\$11,000	\$11,000	\$11,000
Landfill Monitoring	\$31,920	\$37,148	\$28,240	\$28,814
Transfer System Operation	\$466,089	\$479,790	\$559,920	\$732,601
Landfill Disposal - Middle Peninsula	\$202,251	\$207,225	\$222,260	\$222,652
Convenience Center Operation	\$180,288	\$191,975	\$226,958	\$252,823
Middle Peninsula Household Chemical Collection	\$2,400	\$2,110	\$3,000	\$3,000
Vehicle Maintenance Facility	\$26,120	\$26,120	\$26,120	\$26,120
Totals	\$920,069	\$955,368	\$1,077,499	\$1,277,009
	\$40,388	\$35,299	\$122,132	\$199,510
	4.59%	3.84%	12.78%	18.52%

AGENDA ITEM 10.c.

Ordinance Change Needed: Section 70-46 Hearings of the Board of Equalization -
Christine H. Branch, Deputy Clerk



Christine H. Branch
Deputy Clerk

William L. Hodges, First District
Travis J. Moskalski, Second District
Stephen K. Greenwood, Third District
C. Stewart Garber, Jr., Fourth District
Edwin H. Moren, Jr., Fifth District

MEMORANDUM

DATE: November 28, 2022
TO: King William County Board of Supervisors
FROM: Christine H. Branch, Deputy Clerk
SUBJECT: Ordinance Change Needed: Section 70-46 – Hearings of the Board of Equalization

REQUEST FOR ACTION

- Staff asks the Board's direction in moving forward with advertising a Public Hearing at the December 19, 2022 Regular Meeting to amend County Code 70-46 - Hearings of the board of equalization, to remove the April 1 deadline by which the BOE must conclude its work.

SUMMARY

County Code currently requires the Board of Equalization to “conclude its work by April 1 of the year in which it was appointed”. Because of the timing of the current reassessment, meeting this date may not be possible.

BACKGROUND

To appeal to the Assessor (Pearson's Appraisals), the last day to set an appointment is December 23, 2022 and the last date they will hear appeals is January 16, 2023. County Code says those wishing a hearing with the Board of Equalization must file an application within “45 days of the termination of the hearings by the assessing officer,” which makes March 3, 2023 the deadline to file an application for a BOE hearing.

County Code also says, “In no event shall such hearings be held earlier than 60 days after the date the assessing officer has completed hearings.” This means the first hearing could not take place before Monday, March 20, 2023.

Any applicants with real property containing less than four residential units must be given 45 days written notice of their hearing date along with other information as required by the Code of Virginia §58.1-3331(E). Applicants may waive the 45-day notice requirement and request an earlier hearing date. However, if someone were to apply on the last day (March 3) and not choose to waive the 45-day notice requirement, their hearing could not be scheduled before April 24, 2023. Therefore, it is possible that the BOE might not conclude its work by April 1 as required by County Code. Staff suggests updating the language of County Code to remove the April 1 deadline and allow the BOE the time needed to hear all appeals.

ATTACHMENTS

- Ordinance XX-22 Proposed changes to County Code Section 70-46

AGENDA ITEM 10.d.

Commissioner of Revenue Budget Transfer - Karena L. Funkhouser, Commissioner of
the Revenue

AGENDA ITEM 10.e.

Resolution 22-101 - Referring the Amendment of King William County Code Chapter 86 Zoning and Subdivision, Article XIX Floods to the King William County Planning Commission for Review and Recommendation

AGENDA ITEM 11.a.

Administration Report - Steve Hudgins, Deputy County Administrator



County Administration Report

November 28, 2022 Meeting of the Board of Supervisors

Meetings & Special Dates

November

1. MPPDC Monthly Meeting - November 30th, 7pm - Saluda

December

1. Recreation Commission Meeting - December 1st, 7pm - KW Recreation Center
2. The Christmas Elf Cottage - December 2nd, 4-8pm - KW Ruritan Club
3. Reindeer Run 5K & 1 Mile Kids Run - December 3rd, 8am - Cool Spring Primary School
4. The Christmas Elf Cottage - December 3rd, 9am-3pm - KW Ruritan Club
5. West Point Christmas on the Town - December 4th, 9am-5:30pm - Downtown West Point
6. 2nd Half 2021 Real Estate Tax Due - December 5th
7. Christmas Dream Gifts Due - December 5th
8. Planning Commission Meeting – December 6th, 7pm - County Board Room & Zoom
9. Library Board Meeting - December 7th, 10am - Atlee Branch Library
10. Mangohick VFD Santa Breakfast – December 10th, 8-11am – Mangohick VFD
11. Board of Supervisors Work Session – December 12th, 7pm - County Board Room & Zoom
12. DMV Connect – December 13th, 9:30am-3:30pm – KW Recreation Center
13. King William School Board Meeting – December 13th, 6pm – Hamilton-Holmes MS
14. West Point School Board Meeting – December 13th, 6pm – West Point School Board Office
15. Economic Development Authority (EDA) – December 14th, 7pm – County Board Room & Zoom
16. Staff Christmas Luncheon – December 16th, 11:30am – County Board Room
17. Board of Supervisors Regular Meeting – December 19th, 7pm - County Board Room & Zoom
18. MPPDC Meeting – December 21st, 7pm - Saluda
19. County Offices Closed – December 23rd & 26th, January 2nd

AGENDA ITEM 11.b.

Board Information

**Regional Animal Shelter
Animal Activities Report
October 2022**

Dogs Received	Stray		Seized		Bite Cases		Surrendered		Other		Total	
	Month	YTD	Month	YTD	Month	YTD	Month	YTD	Month	YTD	Month	YTD
Month	5	76	1	1	0	3	0	19	0	0	6	99
KW Animal Control	4	63	2	3	0	1	0	18	0	0	6	85
K & Q Animal Control	6	47	0	0	0	1	2	47	0	0	8	95
King William Citizens	5	24	0	0	0	0	2	43	0	0	7	67
King & Queen Citizens	0	0	0	0	0	0	0	0	0	0	0	0
Other	20	210	3	4	0	5	4	127	0	0	27	346
Disposition (Dogs)	Reclaimed		Adopted		Transferred		Euthanized		Other		Total	
Month	YTD	Month	YTD	Month	YTD	Month	YTD	Month	YTD	Month	YTD	YTD
9	61	6	69	6	155	6	61	0	0	0	27	346
Cats Received	Stray		Seized		Bite Cases		Surrendered		Other		Total	
Month	YTD	Month	YTD	Month	YTD	Month	YTD	Month	YTD	Month	YTD	YTD
5	41	0	0	0	0	4	44	0	0	9	85	
KW Animal Control	4	23	0	0	0	0	15	0	0	4	38	
K & Q Animal Control	6	24	0	0	0	0	118	0	4	12	146	
King William Citizens	0	5	0	0	0	0	51	0	0	1	56	
King & Queen Citizens	0	0	0	0	0	0	0	0	0	0	11	
Other	15	93	0	0	0	0	11	228	0	15	26	336
Disposition (Cats)	Reclaimed		Adopted		Transferred		Euthanized		Other		Total	
Month	YTD	Month	YTD	Month	YTD	Month	YTD	Month	YTD	Month	YTD	YTD
0	10	5	64	19	212	2	50	0	0	26	336	
Feral Cats	Other Species Handled											
Month	YTD											
2	39											
5 kittens born at RAS 4-22, 4 kittens born at RAS 5-22; 3 kittens transferred in from Indian Rivers Humane Society 7-22; 3 kittens transferred in from Homeward Trails 7-22;												
8-2022 1 Parakeet died at RAS												
11/1/22												
Dogs	15	Cats	11	Other Species	0	Average Length of Stay: 18 days						



20201 King William Road
P.O. Box 215
King William, Virginia 23086
804-769-4983 Fax: 804-769-4993

October 2022 Animals Euthanized Explanation

Cats Euthanized: 2

- 1 surrendered feral cat by King William Animal Control
- 1 surrendered feral cat by King William Animal Control

Dogs Euthanized: 6

- 1 aggressive German Shepherd by King William Animal Control whose owner passed away. No next of kin, held 19 days
- 1 stray Pit Bull by King & Queen citizen. Held 57 days without interest in adoption
- 2 seized Pit Bulls by King & Queen Animal Control, declared dangerous by the Court
- 1 owner surrendered aggressive Lab mix by King & Queen Citizen. Shelter staff still could not handle dog after 4 days due to aggression.
- 1 stray Pit Bull by King & Queen Animal Control. Heartworm positive, held 18 days

SPAY/NEUTER SAVES LIVES



2022 Dog Heartworm Testing Results

Month	Number of Dogs Tested	Tested Heartworm Pos.	YTD Dogs Tested	YTD HW Positive
January	31	7	31	7
February	18	3	49	10
March	15	3	64	13
April	15	5	74	18
May	23	10	87	28
June	33	12	120	40
July	18	6	138	46
August	19	8	157	54
September	22	9	179	63
October	14	3	193	66
November				
December				

King William County Building Department Report - October 2022

	JAN 2022	FEB 2022	MAR 2022	APR 2022	MAY 2022	JUN 2022	JUL 2022	AUG 2022	SEP 2022	Oct-22
TOTAL PERMITS ISSUED	56	67	65	115	94	126	140	125	129	101
BUILDING INSPECTIONS COMPLETED	287	463	425	483	456	474	486	825	562	359
NEW COMMERCIAL PERMITS	1	1	2	1	2	2	1	2	3	1
NEW DWELLINGS	11	15	9	6	18	22	12	11	4	5
CERTIFICATE OF OCCUPANCY	7	12	19	15	9	5	21	22	13	10
PLAN REVIEW	11	28	12	18	39	43	26	12	16	21



Stacy Reaves, Fire Chief

King William Fire & Emergency Services Department November 28, 2022 Report

- **CODERED**: Citizens interested in receiving emergency alerts from King William County can sign up for CodeRed using the links provided on the [County website](#).
- **CERT**: Citizens Emergency Response Team. Assistant Chief Jones will be the point of contact for those interested in becoming a CERT member and will organize the training for the program. Please sign up on the [County website](#) on the Fire and EMS page if you are interested in learning about becoming a member.
- Chief Jones is planning to have a meet and greet the 1st week of December for prospective CERT members.
- **CARBON MONOXIDE AND SMOKE DETECTORS**: King William Fire and EMS has started a [carbon monoxide detector program](#) in conjunction with the [smoke detector program](#) to provide these life saving detection devices to our citizens **FREE OF CHARGE**. To request either type of detector please visit the County website and fill out the form on the Fire and EMS page.
- PUBLIC INTERACTION REQUEST: If you would like to have the Fire Department present for a public event please fill out the form on the [Fire and EMS webpage](#).
- All EMS Field Training Programs have been updated to reflect the new state required Red Dot training. The programs have been reviewed and approved by the department's Operational Medical Director, Dr. Lisa Dodd.
- All mandated Red Dot EMS training for all full-time employees has been completed and submitted to Dr. Dodd.
- Assistant Emergency Manager Liz Bartol has completed the Virginia Department of Emergency Management Basic Academy. This is a great accomplishment and has taken a lot of hard work and sacrifice from Liz.
- KWFE completed surface water certification classes with the Virginia Dept of Fire Programs on October 14, 2022.
- The brush truck continues to struggle with mechanical issues including starting, running, chassis rust, pump operation, and pump engine run issues.
- The new fire engine is in production but is now delayed until January for completion.
- The RSAF Grant cycle is finishing up and awards should be coming out soon.
- The regional AFG with KWFE and WPVFR for SCBA has been awarded. Both departments will replace all the old, non-compliant, and mis-matched equipment with current compliant equipment matching all the brands in the County with the SCBA recently purchased by MVFD and all but one of the surrounding counties greatly improving interoperability and safety for our firefighters. The equipment has been received and training is in process. Once the training has been completed the equipment will be placed in service.





KING WILLIAM COUNTY FIRE & EMS



Stacy Reaves, Fire Chief

October 2022 calls based on reporting software. Note: if the Agency (individual fire department) report is not completed it will not show in the count. Mangohick's numbers are not accurate. We are working on the data issue.

	MVFD	KWFE	WPVFR	District Totals
Fire	1	20	24	45
EMS	14	109	57	180
Total	15	129	81	225

Immediate life	55
MVA	15
MVA Extrication	3
MVA Pedestrian	1
Structure Fire	0
Wildland Fire	0
Car Fire	0
Civilian Injury	0
Cardiac Arrest	2
ROSC	1



King William Sheriff's Office
351 Courthouse Lane, Suite 160
King William, VA 23086
J. S. Walton, Sheriff

SHERIFF'S OFFICE ACTIVITY
OCTOBER 1, 2022 – OCTOBER 31, 2022

Calls for Service	967
Incident Reports	97
Traffic Summons	69
Warrants Served	92
Civil Papers Served	514
13B-Simple Assault	1
13C-Intimidation	1
16.1-253.2-PROTECTIVE ORDER: 3RD VIOL W/IN 20YRS	1
18.2-102-UNAUTHORIZED USE:ANIMAL/VEHICLE/ETC, >=1000	1
18.2-108.1-FIREARM: RECEIVE STOLEN OR AID IN CONCEALING	1
18.2-154-SHOOT/THROW @ OCCUPIED VEH ETC-DELIBRATE DEATH	1
18.2-181-BAD CHECK: LARCENY >=\$1000	1
18.2-255.2-DRUGS: MANUF/DISTRIBUTE ON CERTAIN PROPERTIES	1
18.2-266-DWI: 1ST OFFENSE	2
18.2-266-DWI: 2ND OFF W/IN 5Y, BAC .15-.20%	1
18.2-308-CONCEALED WEAPON: CARRY	1
18.2-456(6)-FAIL TO APPEAR-FEL/MISD/SUMONS	1
18.2-67.4-BATTERY, SEXUAL	1
18.2-96-PETIT LARCENY: <\$1000 NOT FROM A PERSON	4
23F-Theft From Motor Vehicle	1
23H-All Other Larceny	1
26A-False Pretenses/Swindle/Confidence Game	3
26E-Wire Fraud	2
290-Destruction/Damage/Vandalism of Property	2
3.2-6503-ANIMAL:INADEQUATE CARE OF ANIMAL(S) BY OWNER	1
46.2-301-DRIVE WHILE LICENSE REVOKED/SUSPENDED	1
46.2-817-LAW ENF COMMAND: DISREGARD OR ELUDE, ENDANGER	1
46.2-894-HIT & RUN: ATTENDED PROPERTY DAMAGE >\$1000	1
90C-Disorderly Conduct	1
90F-Family Offenses, Nonviolent	5
90Z-All Other Offenses	7
99VCC999.107-ORDINANCE VIOLATIONS: STALKING OR THREATENING	1
ANIMBF-ANIMAL BITE - CAT / FELINE	1
CHECKW-CHECK WELFARE OF SUBJECT	1
CHILD-CHILD ABUSE/NEGLECT/ENDANGERMENT COMPLAINT	1
CIVILD-CIVIL DISTUBANCE/VERBAL DISPUTE	5
DOA-DEAD ON ARRIVAL/DECEASED PERSON	2
FOUND-FOUND PROPERTY	2
JUVI-JUVENILE ISSUE	4
LOST-LOST PROPERTY	1
MENTAL-MENTAL SUBJECT	3
SUIC-SUICIDE THREATENED	1
WARR-WARRANT SERVICE	16
** TOTAL **	97

**KING WILLIAM UTILITY DEPARTMENT
MONTHLY ACTIVITY REPORT - OCTOBER 2022**

PROJECTS

ITEM	STATUS	NOTES
Industrial Park Water System	Ongoing	Submittals have been turned into DEQ
Kennington Office Warehouse	Started 1/25/2021	Waiting for BAC-T samples
Central Crossings Sec 2B	100% Completed	Water line tied in.
DEQ Withdrawl Permit : Central Garage System	Ongoing	Submittals have been turned into DEQ for evaluation
Kennington Section 2B	Under Review	Second Submittal
Kennington Section 2C	Review Approved	Fourth Submittal - Approved for Construction
Highview Section 1	Under Review	First Submittal
McCauley Townhomes	Under Review	Third Submittal
Manfield Water Tower	Approval from Board	Plans are at 50%.

INFRASTRUCTURE GROWTH

	MONTHLY	FYTD
Water Connections	0	12
Sewer Connections	0	12
Water Meter Sales	11	35

SERVICE AND REPAIRS

	MONTHLY	FYTD
Miss Utility tickets	114	397
Repair items addressed	2	3
Flow Tests	0	0
Customer Transfers (Manual meter reads)	13	66
Replace defective meters	10	50
Manual Meter reads after Electronic Billing Reads	0	22
Bac't Samples per month	7	42
Number of inspection per working project	23	70
DEQ readings using Levelogger	2	8
Daily Water Usage Readings (3 wells)	21	87
Weekly Well Inspections (4 wells)	19	79
Total Water Utility Customers Accounts	718	



COMMISSIONERS

Essex County
Hon. Edwin E. Smith, Jr.
Hon. John C. Magruder
Ms. Sarah Pope

Town of Tappahannock
Hon. Fleet Dillard

Gloucester County
Hon. Ashley C. Chriscoe
(Chairman)
Hon. Kenneth W. Gibson
Dr. William G. Reay
Ms. Carol Steele

King and Queen County
Hon. Sherrin C. Alsop
Hon. R. F. Bailey
Ms. Vivian Seay

King William County
Hon. Ed Moren, Jr.
Hon. Travis J. Moskalski
(Vice-Chairman)
Mr. Otto O. Williams
Mr. Percy Ashcraft

Town of West Point
Hon. James Pruett
Mr. John Edwards

Mathews County
Hon. David Jones
Hon. Melissa Mason
Mr. Harry Meeks

Middlesex County
Hon. Wayne H. Jessie, Sr.
(Treasurer)
Hon. Reggie Williams, Sr.
Ms. Kendall Webre

Town of Urbanna
Hon. Marjorie Austin

Secretary/Director
Mr. Lewis L. Lawrence

**TO: Middle Peninsula County Administrators and Town Managers
Assistant Co. Administrators and Assistant Town Managers
County Board of Supervisors
Town Council Members
MPPDC Board of Commissioners Planning Directors
Economic Development Authority Members**

FROM: Lewie Lawrence, MPPDC Executive Director

DATE: November 4, 2022

RE: Synopsis of MPPDC Meeting of October 26, 2022

In an effort to bring broader awareness to the work of the Middle Peninsula Planning District Commission to all elected officials and locality administrators and to alert you as to items that may require local participation or input, after each monthly meeting MPPDC staff will transmit a quick update on items discussed at the PDC meeting.

We hope this is of benefit to you. Please do not hesitate to contact me or my staff if you have any questions or want more information on any of the topics discussed.

Thank you.

Attachment

Middle Peninsula Planning District Commission Meeting

7:00 P.M.

Wednesday, October 26, 2022

125 Bowden Street

Saluda VA 23149

- I. Welcome and Introductions
The monthly meeting of the Middle Peninsula Planning District Commission was held in the Regional Board Room at the Middle Peninsula Planning District Commission office in Saluda, Virginia on Wednesday, October 26, 2022 at 7:00 p.m. MPPDC Chairman Chriscoe welcomed everyone in attendance.
- II. Approval of September Minutes
- III. Approval of Financial Reports for July, August, September
- IV. Executive Director's Report on Staff Activities for the month of October
- V. MPCBPAA Update
- VI. MPA Update
- VII. MPPDC Public Relations/Communications Update
- VIII. Public Comment

AGENDA ITEMS FOR DISCUSSION

- IX. Municipal Dredging Program Development Update
MPPDC Executive Director, Lewie Lawrence provided an overview of the draft Operating Agreement submitted to the Virginia Port Authority (VPA). This agreement outlines the allocation of \$5M awarded by the General Assembly for dredging projects in Accomack, Gloucester, Mathews, Middlesex, and Northampton Counties utilizing a Middle Peninsula Municipal Dredge.
- X. Release of Virginia Tourism Spending
 - [Economic Impact of Travel - Virginia Tourism Corporation \(vatc.org\)](https://www.vatc.org)
 - <https://www.vatc.org/research/economicimpact/>MPPDC Executive Director, Lewie Lawrence drew the Commissioners' attention to a graph in their meeting packet illustrating the economic impact of tourism on each locality in the Middle Peninsula. All localities, except for King William County, have rebounded to pre-COVID pandemic levels.
- XI. VDOT Weight Restricted Bridges in the Middle Peninsula Update
MPPDC Deputy Director, Curt Smith provided information and maps summarizing weight restrictions in the Middle Peninsula and funds allocated towards addressing some of those bridges in need of rehabilitation or repair. The new policy, adopted by the federal government requiring states to adjust weight restrictions, results in 8 bridges in the Middle Peninsula unable to support the average weight of a firetruck (19-30 tons).

- XII. Review of the Virginia Sea Grant – Middle Peninsula: Water Adaptation & Innovation Campus Collaborative Research • Workforce Development • Economic Opportunities
- [WaterAdaptationEconomy.org – Collaborative Research, Workforce Development, Economic Opportunities](http://WaterAdaptationEconomy.org)
 - <https://wateradaptationeconomy.org/>

MPPDC Executive Director, Lewie Lawrence provided an update of the collaboration between Virginia Sea Grant and the Middle Peninsula Chesapeake Bay Public Access Authority.

XIII. Other Business

- DEQ postpones the mandate to update the Water Supply Plan.
- Announcement of available public sewer funding.
- Internal Assessment offices in MP localities.

IX. Adjournment



King William County Public Schools

P.O. Box 185
18548 King William Road
King William, Virginia 23086



Phone
(804) 769-3434

Fax
(804) 769-3312

To: Board of Supervisors

From: Staci M. Longest, Director of Finance
Tony Stone, Director of Operations & Transportation

Subject: Status of VPSA Projects

As of November 15, 2022, The Acquinton Elementary School HVAC project is at 90% completion. We have working A/C in all classrooms and the boilers have been replaced. To date we have completed all 83 water source heat pumps replaced. The cooling towers because of lead times will be replaced during between winter break and February. The BAS Controls are about 50% done with controls being tied in, but won't be complete until all equipment is installed. The target completion date at this point is February 2023, if no additional lead time delays occur.

AGENDA ITEM 13.a.

Motion to Convene Closed Meeting in accordance with Section 2.2-3711 (A)(1) of the Code of Virginia to consider a personnel matter involving the appointment of individuals to Boards and Commissions (BOE); and in accordance with Section 2.2-3711 (A)(8) of the Code of Virginia to consult with legal counsel on a specific legal matter regarding a possible conflict of interest requiring the provision of legal advice by counsel.

CLOSED MEETING MOTIONS

PERSONNEL – In accordance with Section 2.2-3711 (A)(1) of the Code of Virginia, I move that the Board of Supervisors convene in Closed Meeting to consider a personnel matter involving the (choose from below):

1. appointment of individuals to Boards and Commissions.

2. interview of a prospective candidate for employment.

(or the)

3. Employment

6. Promotion

9. Salary

4. Assignment

7. Performance

10. Discipline

5. Appointment

8. Demotion

11. Resignation

of a specific public officer / appointee / employee.

PUBLIC PROPERTY – In accordance with Section 2.2-3711 (A)(3) of the Code of Virginia, I move that the Board of Supervisors convene in Closed Meeting regarding real property used for a public purpose, specifically pertaining to (choose from below):

1. the acquisition of real property for a public purpose.

2. the disposition of (name publicly held real property involved).

because discussion in an open meeting may adversely affect the bargaining position or negotiating strategy of the Board.

PROTECTION OF PRIVACY OF INDIVIDUALS – In accordance with Section 2.2-3711 (A)(4) of the Code of Virginia, I move that the Board of Supervisors convene in Closed Meeting regarding a personal matter not related to public business in order to protect the privacy of individuals.

PROSPECTIVE BUSINESS OR INDUSTRY OR EXPANSIONS OF EXISTING BUSINESS OR INDUSTRY – In accordance with Section 2.2-3711 (A)(5) of the Code of Virginia, I move that the Board of Supervisors convene in Closed Meeting to discuss a prospective business or industry or expansion of an existing business or industry where no previous announcement has been made.

INVESTING OF PUBLIC FUNDS – In accordance with Section 2.2-3711 (A)(6) of the Code of Virginia, I move that the Board of Supervisors convene in Closed Meeting to discuss the investing of public funds where competition or bargaining is involved and where discussion in open session would adversely affect the financial interest of the County.

LEGAL MATTERS – In accordance with Section 2.2-3711 (A)(7) of the Code of Virginia, I move that the Board of Supervisors convene in Closed Meeting to (choose from below):

- 1. consult with legal counsel, consultants, and/or staff on a matter of actual litigation in which the County is involved.
- 2. consult with legal counsel, consultants, and/or staff on a matter of probable litigation in which the County may become involved.

because discussion in an open meeting may adversely affect the litigation position or negotiating strategy of the Board.

LEGAL MATTERS – In accordance with Section 2.2-3711 (A)(8) of the Code of Virginia, I move that the Board of Supervisors convene in Closed Meeting to consult with legal counsel on a specific legal matter (identify matter in general terms at a minimum) requiring the provision of legal advice by counsel.

HAZARDOUS WASTE SITING – In accordance with Section 2.2-3711 (A)(14) of the Code of Virginia, I move that the Board of Supervisors convene in Closed Meeting to discuss the terms, conditions, and provisions of a hazardous waste siting agreement after a finding in open meeting that an open meeting will have an adverse effect upon the negotiating position of the Board or the establishment of the terms, conditions, and provisions of the siting agreement, or both.

TERRORIST ACTIVITY – In accordance with Section 2.2-3711 (A)(19) of the Code of Virginia, I move that the Board of Supervisors convene in Closed Meeting to (choose from below):

- 1. discuss plans to protect public safety relating to terrorist activity or specific cybersecurity threats or vulnerabilities and briefings by staff members, legal counsel, law-enforcement, or emergency service officials concerning actions taken to respond to such activity or a related threat to public safety.
- 2. discuss reports or plans related to the security of any governmental facility, building, or structure, or the safety of persons using such facility, building, or structure.

PUBLIC CONTRACTS – In accordance with Section 2.2-3711 (A)(29) of the Code of Virginia, because discussion in an open session would adversely affect the bargaining position or negotiating strategy of the Board, I move that the Board of Supervisors convene in Closed Meeting to (choose from below):

- 1. discuss the award of a public contract involving the expenditure of public funds.
- 2. interview bidders or offerors.
- 3. discuss the terms or scope of a public contract.

CERTIFICATION OF CLOSED MEETING

Mr. Chairman, I move that the King William County Board of Supervisors approve Standing Resolution 1 (SR-1) in accordance with Section 2.2-3712 (D) of the Code of Virginia, 1950, as amended, certifying that the Closed Meeting was conducted in conformity with the requirements of the Virginia Freedom of Information Act.

STANDING RESOLUTION – 1 (SR-1)
A RESOLUTION TO CERTIFY COMPLIANCE WITH THE FREEDOM OF INFORMATION ACT
REGARDING MEETING IN CLOSED MEETING

WHEREAS, the King William County Board of Supervisors has convened a Closed Meeting on this date pursuant to an affirmative recorded vote, and in accordance with the provisions of the Virginia Freedom of Information Act; and,

WHEREAS, Section 2.2-3712 (D) of the Code of Virginia requires a certification by the King William County Board of Supervisors that such Closed Meeting was conducted in conformity with Virginia law,

NOW, THEREFORE, BE IT RESOLVED that the King William County Board of Supervisors on this _____ day of _____, 2022, hereby certifies that, to the best of each member’s knowledge:

1. Only public business matters lawfully exempted from open meeting requirements under the Freedom of Information Act were heard, discussed, or considered by the King William County Board of Supervisors in the Closed Meeting to which this certification resolution applies; and
2. Only such public business matters as were identified in the motion convening the Closed Meeting were heard, discussed, or considered by the King William County Board of Supervisors.

[ROLL CALL VOTE]

AGENDA ITEM 14.a.

Resolution 22-100 - Recommendations of Appointments to the Board of Equalization

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27

RESOLUTION 22-100
RECOMMENDATIONS OF APPOINTMENTS
TO THE KING WILLIAM COUNTY BOARD OF EQUALIZATION

WHEREAS it is necessary for the King William County Board of Supervisors to recommend the appointments of members to the King William County Board of Equalization; and

WHEREAS §58.1-3370 of the Code of Virginia provides for the appointment of members to the Board of Equalization by the Circuit Court of King William County in each tax year immediately following the year a general reassessment is conducted in the County; and

WHEREAS §58.1-3374 of the Code of Virginia calls for the number of regular members to be not less than three (3) or more than five (5), plus, at the request of the County, two (2) alternate members;

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of King William County, Virginia, hereby recommends to the Circuit Court of King William County the following individuals to serve as members of the King William County Board of Equalization; each for a term to expire one year after the effective date of the reassessment for which they were appointed and in accordance with §58.1-3370 of the Code of Virginia, and to pay each member \$135 per meeting attended:

- First District:**
- Second District:**
- Third District:**
- Fourth District:**
- Fifth District:**
- Alternate #1:**
- Alternate #2:**

DONE this the 28th day of November, 2022.