

**APPROVED MINUTES  
KING WILLIAM COUNTY BOARD OF SUPERVISORS  
WORK SESSION MEETING OF JULY 11, 2022**

A work session meeting of the Board of Supervisors of King William County, Virginia, was held on the 11th day of July 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**

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

Mr. Pearson said 11,741 parcels have been completed and the data on 4,800 properties has been entered. The first sales study using 2021 sales data has been completed and the second is being done now using 2022 sales data. He said now is a good time for the public to ask questions and get involved. He said there is about a 50-60% increase from the current values which are from 2015. He said current land costs are approximately \$4,000 per acre, \$3,000 per acre for woodlands. Mr. Pearson said the process is going along pretty well.

**4.b. King William Little League Season Summary - Mike Maiorana, League President**

Mr. Maiorana said King William Little League (KWLL) had a very good season overall – both with registrations and success. There were 375 players registered, 150-160 of whom were 8 years-old and younger. There were over 20 teams, 6 all-star teams, and 3 teams which advanced to the state level. He said KWLL was able to get the regional tournament held here due to their exceptional 8-10 year-old softball team. About 100 families from 6 counties attended and they heard compliments from all. He said three teams are currently fundraising for their state championship trips and

thanked the community for supporting them. He said he appreciated the help offered by Mr. Ashcraft and the Parks & Rec department.

Vice Chair Hodges said the only negative thing he heard was about the parking. Mr. Maiorana said there is very little space and it's tough getting in and out. You also have to walk a good distance to get to the fields. This is one of their needs. He said it's a beautiful facility but it's a tough walk. He said he knows Parks & Rec is working on options and KWLL would love to be involved.

Mr. Maiorana also said it's a struggle to get use out of the fields with so many players.

Supervisor Garber said he, Chairman Moren, and Mr. Ashcraft attended the tournament and KWLL did an excellent job. He said the Rec Commission is working on parking ideas and no one was disappointed in the grounds. Mr. Maiorana said it was a group effort and he was proud and excited by how it turned out.

Supervisor Moskalski congratulated the teams on their successful year.

Chairman Moren said it's commendable what KWLL does for the youth and thanked them.

**4.c. Donation of 2006 Ford E350 Ambulance to King William County Public Schools - Stacy Reaves, Fire Chief**

Chief Reaves said the Fire & EMS Department would like to donate an inoperable ambulance to King William County Public Schools for use in their Emergency Medical Technician Career and Technical Education (CTE) program. He said the ambulance would not be used for driving but to give students the ability to experience what it's like to work in the back of the ambulance. He said he believed instructors were going to disassemble the ambulance and reassemble the box in the classroom.

The general consensus of the Board was to assign a Resolution number to the draft resolution so it could be voted on now rather than bringing it back in the future.

Supervisor Moskalski made a motion to approve Resolution 22-54 for the Donation of a 2006 Ford E350 Ambulance to King William County Public Schools. Vice Chair Hodges 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

**4.d. Burn Permits & Fees and Recommended Changes to County Code Chapter 34 - Fire Prevention and Protection - Stacy Reaves, Fire Chief**

Chief Reaves presented information about the County's current burn permit process and Statewide Fire Protection Code (SFPC). He said the County has the option to enforce the SFPC themselves or allow the State to enforce it. If the State enforces it, they can charge fees to the County. Supervisor Garber asked if we can opt out of agricultural burning. Chief Reaves said no.

Regarding the burn permit, Chief Reaves said we can't enforce it for some people and not for others. The SFPC authorizes the Fire Official to require a burn permit. The County can add stricter requirements to the SFPC but cannot lessen it.

Supervisor Garber asked if we can exempt forestry and agriculture. Chief Reaves said the Department of Forestry Forester supersedes our permit process.

Supervisor Garber asked if there were any air pollution regulations. Chief Reaves said you cannot burn tires and can burn trash only if you don't have pickup available. He said the DEQ makes those regulations and has a full list of things you cannot burn.

Vice Chair Hodges asked if the Fire Marshal charges. Supervisor Moskalski said the County has had its own Fire Marshal for several years.

Vice Chair Hodges asked if the Fire Chief could hire a paid person without Board approval. Chief Reaves said no.

Supervisor Garber asked why we charge a fee. Chief Reaves said to offset the cost to taxpayers. He said it's up to the Board if they want a fee and how much it would be.

Supervisor Garber asked how long it takes when someone applies. Chief Reaves said they ask people to apply three days in advance of when they want to burn. He said the process takes a day or two.

Chairman Moren asked how far down it delegates. Chief Reaves said to the Chiefs within Administration.

Vice Chair Hodges asked if the Fire Dept. is on standby for structure burnings. Chief Reaves said it depends. That goes through the Building Dept.

Vice Chair Hodges asked about wind. Chief Reaves said it's in the permit. The burner is responsible for assessing the conditions. He said the permit is for safety and the regulation of law. He said most structure fires are done by contractors and he hasn't heard of there ever being any problems. He said more assistance is provided to homeowners.

Vice Chair Hodges asked how many burn permits are issued. Chief Reaves said there have been about 20-30 since January. They go out and look at the site and try to help homeowners as much as possible.

Supervisor Garber said to ask the County Attorney if we can exempt agriculture. Chief Reaves asked how he was defining agriculture. Supervisor Garber said properties zoned AG. He said he thinks it is a lot to ask people to make a trip out and to go through a permit process and he doesn't see the need for a fee. [State Code does not allow exemptions to the SFPC. DEQ is responsible for regulating agricultural burns.]

Vice Chair Hodges said we have to send out people out, too.

Chairman Moren said the bottom line is situational awareness and the Fire Dept. should know. He does not agree with the fee.

Supervisor Moskalski said we have to examine what are our actual costs.

Chief Reaves said if there is no permit and someone calls 911 because they see the open burn, trucks will be sent. If a permit is on file, dispatch has it and can inform the caller that it's a permitted burn.

Vice Chair Hodges said the burn permit should have the cell number of the person doing the burn on it.

Supervisor Garber asked if the person doing the burn can call instead of getting a permit. Chief Reaves said the permit validates what they're burning. It's for prevention and is mentioned in the Code twice. He said there is nothing here we are not already doing and it gives the Board room to set or change the fee.

Vice Chair Hodges said it's hard to get the State Fire Official to come out. He said the Sheriff's Dept. gets involved for police action.

The information will be further researched and brought back to the Board.

**4.e. Establishment of King William County Community Emergency Response Team (CERT) - Stacy Reaves, Fire Chief and Willie Jones, Assistant Fire Chief**

Chief Jones said the County is currently working on setting up our EOC (Emergency Operations Center) and staffing is not always sufficient, so community involvement is important.

CERT is an 8-day, 3.5 hour per day class which trains citizens to help in disasters. He gave the example of a missing child situation in Hanover where 5,000 people came out to search. CERT team members led groups of 100 which freed up staff to work elsewhere.

Chief Jones said CERT can be used in non-emergency situations as well such as damage assessment, parking, elections, etc. They will also be trained to provide first aid. He said it is very cost effective. He is in a training class now to become a manager. In addition to training, citizens get a safety equipment kit. Background checks are required.

Supervisor Garber asked if the CERT team goes to neighboring counties. Chief Jones said others are welcome. He would like to have a tri-county team.

Supervisor Garber asked the cost of training. Chief Jones said it's \$800 for 10-12 people plus \$57 per kit.

Chief Jones said being in CERT puts you in a big network of trained individuals.

Chairman Moren asked if there's a screening process. Chief Jones said yes. The consensus of the Board was for Chief Jones to proceed in setting up a King William County CERT team.

#### **4.f. Cigarette Tax Update - Steve Hudgins, Deputy County Administrator**

Mr. Hudgins gave an update on how the cigarette tax process has been going with the Chesapeake Bay Region Cigarette Tax Board (CBRCTB).

Chairman Moren asked if the tax is on cigarettes only, not dip or chew. Mr. Hudgins said that was correct.

Supervisor Garber said he is against it and asked where West Point is at. Vice Chair Hodges said he doesn't know but thinks most are afraid it will run business away.

Supervisor Garber said tobacco companies are paying \$206 billion over 25 years from a 1997 settlement agreement. He said federal tax adds \$1.01 per pack and Virginia tax adds \$0.60 per pack. He said people travel to places where there's no tax so they might come here. He said tobacco companies are paying their fair share.

Mr. Hudgins said he asked VACo but they didn't have numbers yet. Mr. Davis with CRBCTB said participating localities said people are still coming to buy.

Supervisor Moskalski said the highest rate of smoking is among the lowest income earners. He said it's a regressive tax and he's against it.

Chairman Moren asked how long this opportunity stays open. Mr. Hudgins said until the General Assembly closes it or the CRBCTB runs out of room.

Vice Chair Hodges said unofficially, West Point is not going to do it.

Supervisor Moskalski said he doesn't think it's going to be a big driver to other purchases.

Chairman Moren asked if it could be tabled another year. Vice Chair Hodges said just don't act on it. It can be brought up again if the Board wants to look at it.

Chairman Moren said to find out if adjacent counties voted it down. Mr. Hudgins said King & Queen voted it down. The MPPDC said there was not widespread acceptance.

#### **4.g. Property-Split for Central Garage Water Tower Site Update - Steve Hudgins, Deputy County Administrator**

Mr. Hudgins said they are very close to having a deed agreement on the site for the water tower. He provided a map showing the parcel and said it is the highest spot on the parcel. The owner is willing to gift the property and the easements/access to the County. They are currently discussing gifting the access property to the County.

Supervisor Garber asked if the access is on Manfield Road. Mr. Hudgins said yes. We will be putting in our own road to the site.

Chairman Moren asked how long it would be until building begins. Mr. Hudgins said design is ongoing but it's still a while until building begins.

Vice Chair Hodges asked about the HRSD expansion. Mr. Hudgins said they've put out another engineering review bid because they want to go up to 300,000 gallons now. Supervisor Garber asked if it will still be complete in 2024. Mr. Hudgins said it is now 2025. Supervisor Greenwood asked if they need to get a right of way for the pipes. Mr. Hudgins said they are using the VDOT right of way.

**4.h. Proposed Changes to County Code Section 10.69 - Dogs Running at Large - Percy C. Ashcraft, County Administrator**

Mr. Ashcraft said staff recommends expanding the "leash law" to include any property zoned R-1 plus additional subdivisions at their request. The process to request a non-R-1 zoned subdivision was outlined and would be done once per year if any petitions are received.

Vice Chair Hodges asked what happens if a property is rezoned R-1. Mr. Ashcraft said it would fall under the ordinance.

The general consensus of the Board was to bring the revised ordinance forward for Public Hearing.

**4.i. VA250 Committee Formation - Percy C. Ashcraft, County Administrator**

Mr. Ashcraft asked if the Board was interested in forming a local VA250 committee to plan and coordinate programs occurring within the County and communicate regularly with the Virginia America 250 Commission (VA250) for the purpose of preparing for and commemorating the 250th anniversary of Virginia's participation in American independence. If so, a resolution will need to be passed establishing the committee.

Vice Chair Hodges asked the size of the committee. Mr. Ashcraft said not larger than 5-14 members.

The general consensus of the Board was to move forward with the resolution.

**4.j. Authorizing the County Administrator to Sign VATI Contract - Steve Hudgins, Deputy County Administrator**

Mr. Hudgins presented the VATI agreement template and said we did not have the actual agreement from DHCD (Department of Housing and Community Development) yet. He would like authorization for the County Administrator to sign the agreement when it's received. He said all numbers are the same as previously discussed. DHCD will not begin invoicing until the fiber is installed. All Points Broadband (APB) fronts the money until that time.

Chairman Moren asked if the Deputy County Administrator could sign in the County Administrator's absence. Mr. Hudgins said yes.

Supervisor Moskalski asked if the completion was still estimated at 18 months from the time of signing. Mr. Hudgins said yes. Supervisor Moskalski asked where they will start laying the fiber. Mr. Hudgins said they still do not know at this point due to easements, etc.

Supervisor Garber asked if people could begin signing up. Chairman Moren said signups have been ongoing for 18 months. APB will begin to market the service once they know they are nearing go-live status.

Chairman Moren said it's important for people to sign up in the beginning year while APB is offering free wiring to homes regardless of the distance.

Chairman Moren said the northwest of the County is still under Breezeline's RDOF contract. He assured them they have not been forgotten and said things with Breezeline have been slow-moving.

Supervisor Greenwood made a motion to approve the County Administrator, or the Deputy County Administrator in his absence, to sign the VATI contract when it is received. 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

**4.k. Sheriff's Department Grant Approval - Jeff Walton, Sheriff**

Sheriff Walton said the School Resource Officer (SRO) Grant application was due this Friday. The four-year grant would cover two new SROs at 100% in the first year, and at a 20% maximum County match for years 2-4. The County must certify that it will keep the program going throughout the four-year grant period. He said Board approval is needed. The School Board supports expanding the SRO program.

Sheriff Walton said he currently does not have these positions and it may be a challenge to fill them. He said there may be some people willing to do this. Candidates need three years police experience.

Supervisor Garber asked what the officers do in the summer. Sheriff Walton said they go out on the road and cover other shifts. The grant allows for that.

Chairman Moren asked if the positions could be contracted out. Sheriff Walton said not in his opinion. The SRO interacts with students, teaches VA law and DARE, and gathers a lot of information that helps law enforcement.

Sheriff Walton said there is currently one SRO at Hamilton-Holmes Middle School who also covers Cool Spring Primary and Acquinton Elementary if something happens. There is an SRO at the high school as well.

Supervisor Garber asked if after four years we have to continue to keep the positions or pay back the grant. Sheriff Walton said no. The County must fund the positions through the four-year grant period.

Supervisor Garber asked the pay scale. Sheriff Walton said he guestimates \$43,000-44,000. He put \$45,000 in the grant; a total of \$126,000 for two SROs including benefits. He said the grant does not cover costs such as uniforms and firearms.

Chairman Moren said we can't not do it.

Sheriff Walton said if something happens, the first officer there goes to the threat and doesn't wait for anyone else.

Supervisor Moskalski made a motion to approve Sheriff Walton submitting the SRO Grant Application and certifying that the County will keep the program going throughout the four-year grant period. Supervisor Greenwood seconded the motion. 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

**Agenda Item 5. BOARD OF SUPERVISORS' REQUESTS**

Supervisor Moskalski had no requests.

Supervisor Greenwood said he still wants to hear about different library options.

Supervisor Garber said he's on board to hear more about library options. He asked about the grass on the 360/30 corridor. Mr. Ashcraft said VDOT mowed some of it today and someone is cutting in front of the Farm Bureau. Mr. Hudgins is getting quotes now from a contractor. Chairman Moren said the weeds need to be replaced and landscaping would be nice. Supervisor Greenwood said landscaping is also addressed in the Comprehensive Plan.

Vice Chair Hodges said landscaping at the Courthouse also needs to be addressed. He said there are Friday food trucks on July 22<sup>nd</sup> at the West Point Pavilion and urged people to be careful around water.

Chairman Moren wished Mr. Wagner a happy birthday and reminded people of the Board's Work Session with the Planning Commission on July 20<sup>th</sup>, and the EDA's Farmers Market & Family Fun Night on July 22<sup>nd</sup>.

**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 performance of a specific public employee and salary of a specific public officer, appointee, or employee; in accordance with Section 2.2-3711 (A)(7) to consult with legal counsel, consultants, and/or staff on a matter of actual litigation in which the County is involved and on a matter of probably litigation in which the County may become involved; 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 salaries requiring the provision of legal advice by counsel. Vice Chair Hodges 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

**6.b. Motion to Reconvene in Open Session**

Supervisor Moskalski made a motion to reconvene in open session. Supervisor Greenwood 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

**6.c. Certification of Closed Meeting**

Supervisor Moskalski made a motion to reconvene in open session. Vice Chair Hodges 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

**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 11th day of July, 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 11th day of July, 2022.

**Agenda Item 7. ADJOURN OR RECESS**

Supervisor Moskalski made a motion to adjourn the meeting; seconded by Supervisor Greenwood. 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

COPY TESTE:

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

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Christine H. Branch  
Deputy Clerk to the Board of Supervisors