

MINUTES
Board of Supervisors
County of Prince George, Virginia

July 14, 2020

County Administration Bldg. Boardroom, Third Floor
6602 Courts Drive, Prince George, Virginia

MEETING CONVENED. A regular meeting of the Board of Supervisors of the County of Prince George, Virginia, was called to order at 5:00 p.m. on Tuesday, July 14, 2020 in the Boardroom, County Administration Building, 6602 Courts Drive, Prince George, Virginia by Donald R. Hunter, Chairman.

ATTENDANCE. The following members responded to Roll Call:

Donald R. Hunter, Chairman	Present
Alan R. Carmichael, Vice-Chairman	Present
Floyd M. Brown, Jr.	Present
Marlene J. Waymack	Present
T. J. Webb	Present

Also present was: Percy Ashcraft, County Administrator; Betsy Drewry, Deputy County Administrator; Julie Walton, Deputy County Administrator; and Dan Whitten, County Attorney.

CLOSED SESSION

E-1. Resolution; Closed Session for (i) Section 2.2-3711.A.1 for discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body; such discussion shall be limited to (a) Department of Social Services Director, (b) Recreation Advisory Commission, (c) Industrial Development Advisory Board, (d) Community Corrections Department, (e) Office of the Commonwealth's Attorney; and (ii) Section 2.2-3711.A.7 for consultation with legal counsel pertaining to actual or probable litigation, where such consultation in open meeting would adversely affect the negotiating or litigating posture of the public body; I further move that such consultation be limited to a personnel matter; and (iii) Section 2.2-3711.A.8 for consultation with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel; I further move that such legal advice shall be limited to the Altairis Contract. Mrs. Waymack made a motion, seconded by Mr. Carmichael, that the Board convene closed session for (i) Section 2.2-3711.A.1 for discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body; such discussion shall be limited to (a) Department of Social Services Director, (b) Recreation Advisory Commission, (c) Industrial Development Advisory Board, (d) Community Corrections Department, (e) Office of the Commonwealth's Attorney; and (ii) Section 2.2-3711.A.7 for consultation with legal counsel

pertaining to actual or probable litigation, where such consultation in open meeting would adversely affect the negotiating or litigating posture of the public body; I further move that such consultation be limited to a personnel matter; and (iii) Section 2.2-3711.A.8 for consultation with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel; I further move that such legal advice shall be limited to the Altairis Contract.

R-20-086

E-1.

RESOLUTION; CLOSED SESSION FOR (I) SECTION 2.2-3711.A.1 FOR DISCUSSION, CONSIDERATION, OR INTERVIEWS OF PROSPECTIVE CANDIDATES FOR EMPLOYMENT; ASSIGNMENT, APPOINTMENT, PROMOTION, PERFORMANCE, DEMOTION, SALARIES, DISCIPLINING, OR RESIGNATION OF SPECIFIC PUBLIC OFFICERS, APPOINTEES, OR EMPLOYEES OF ANY PUBLIC BODY; SUCH DISCUSSION SHALL BE LIMITED TO (A) DEPARTMENT OF SOCIAL SERVICES DIRECTOR, (B) RECREATION ADVISORY COMMISSION, (C) INDUSTRIAL DEVELOPMENT ADVISORY BOARD, (D) COMMUNITY CORRECTIONS DEPARTMENT, (E) OFFICE OF THE COMMONWEALTH'S ATTORNEY; AND (II) SECTION 2.2-3711.A.7 FOR CONSULTATION WITH LEGAL COUNSEL PERTAINING TO ACTUAL OR PROBABLE LITIGATION, WHERE SUCH CONSULTATION IN OPEN MEETING WOULD ADVERSELY AFFECT THE NEGOTIATING OR LITIGATING POSTURE OF THE PUBLIC BODY; I FURTHER MOVE THAT SUCH CONSULTATION BE LIMITED TO A PERSONNEL MATTER; AND (III) SECTION 2.2-3711.A.8 FOR CONSULTATION WITH LEGAL COUNSEL REGARDING SPECIFIC LEGAL MATTERS REQUIRING THE PROVISION OF LEGAL ADVICE BY SUCH COUNSEL; I FURTHER MOVE THAT SUCH LEGAL ADVICE SHALL BE LIMITED TO THE ALTARIS CONTRACT

BE IT RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of July, 2020, does hereby vote to enter closed session for (i) Section 2.2-3711.A.1 for discussion, consideration, or interviews of prospective candidates for employment; assignment, appointment, promotion, performance, demotion, salaries, disciplining, or resignation of specific public officers, appointees, or employees of any public body; such discussion shall be limited to (a) Department of Social Services Director, (b) Recreation Advisory Commission, (c) Industrial Development Advisory Board, (d) Community Corrections Department, (e) Office of the Commonwealth's Attorney; and (ii) Section 2.2-3711.A.7 for consultation with legal counsel pertaining to actual or probable litigation, where such consultation in open meeting would adversely affect the negotiating or litigating posture of the public body; I further move that such consultation be limited to a personnel matter; and (iii) Section 2.2-3711.A.8 for consultation with legal counsel regarding specific legal matters requiring the provision of legal advice by such counsel; I further move that such legal advice shall be limited to the Altairis Contract.

On roll call the vote was:

In favor: (5) Hunter, Brown, Waymack, Webb, Carmichael

Opposed: (0)
 Abstained: (0)

E-2. Resolution; Certification of Closed Session. At 6:05 p.m., Mr. Carmichael made a motion, seconded by Mr. Brown, that the Board adjourn the closed session and enter open session, certifying that to the best of each Board Members' knowledge (1) only public business lawfully exempted from open meeting requirements were discussed and (2) only matters identified in the convening motion were discussed. Chairman Hunter asked if any Board member knew of any matter discussed during the closed session that was not announced in its convening legislation. Hearing no comment from the Board, the Chairman asked that the roll be called on the motion.

R-20-086A

E-2.

**RESOLUTION; CERTIFICATION OF CONTENTS OF CLOSED SESSION
 PURSUANT TO SEC. 2.2-3711, ET SEQ., CODE OF VIRGINIA (1950, AS
 AMENDED)**

BE IT RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of July, 2020 does hereby certify that, to the best of each Board Member's knowledge, (1) only public business lawfully exempted from open meeting requirements were discussed, and (2) only matters identified in the convening motion were discussed.

On roll call the vote was:

In favor: (5) Brown, Waymack, Webb, Carmichael, Hunter

Opposed: (0)

Absent: (0)

WORK SESSION

Ms. Betsy Drewry, Finance Director, stated that on June 25, 2020 the School Superintendent emailed notification that they would be receiving a \$10,000 "No Kid Hungry" grant to assist with student summer lunches. The County provided CARES Coronavirus Relief Funds to the School Division to allow for summer student lunches and for the purchase of student chrome books in response to the Coronavirus pandemic. As a result of receiving the grant funds, the Superintendent would like to request a transfer of \$10,000 CARES Coronavirus Relief Funds from food supplies to technology equipment to allow for the purchase of additional student chrome books. The Board agreed by consensus that they would add a transfer of CARES funds in the amount of \$10,000 to the business agenda.

Mr. Jeff Stoke, Deputy County Administrator, stated that part of the \$3.3 million CARES Act funding has been dedicated by the Board for about \$1.7 million to go towards a CARES business grant program. Access to and information about the program can be obtained through the website and there have already been seven test cases ran. Businesses must follow the Federal guidelines in order to be eligible. After the last two weeks of going through the testing, Staff is

now suggesting that home-based businesses be included. The Board agreed by consensus to move forward making this program available to brick and mortar and home-based businesses as well. Mr. Stoke clarified for Mr. Webb that this will not be in full effect until the Industrial Development Authority signs off on it. Mr. Brown stated that he was a little concerned to see a press release go out about this before all concerned parties had signed off on it. Mr. Ashcraft stated that the decision to do a press release after the newspaper had already mentioned the program in an article on Mr. Stoke.

Ms. Corrie Hurt, Human Resources Director, gave a report on employee demographics in Prince George County. In terms of generation, Prince George County currently employs 51 Baby Boomers, 108 Generation X, 91 Millennials, and 13 Generation Z. The top six departments with employee turnover in the past five years are Police, Community Corrections, Emergency Communications Center, Utilities, Department of Social Services, and Department of Community Development. In terms of race, Prince George County currently employs 181 white males, 25 black males, 8 other males, 128 white females, 46 black females, and 9 other females. There are currently 267 funded full time and part time positions.

A-1. Six-Month Work Plan. Mr. Percy Ashcraft, County Administrator, presented the Six-Month Work Plan for the period of July through December 2020. This work plan incorporates goals established by the County Administrator and reaction to policy decisions made by the Board of Supervisors. It is not to be confused with day-to-day tasks that are assigned to each department. There are 243 goals submitted and agreed upon by County Staff and Administration. Mr. Brown stated that this needs to be on the website on every respective Department's page, not just on the Board of Supervisors page. Mr. Ashcraft agreed and stated that they will be making significant changes in the days to come to every department's page. Mr. Webb stated that they are going to have to figure out how to set some money aside for some of these goals that will be coming later down the road, especially Utilities.

COUNTY ADMINISTRATOR COMMENTS

Mr. Percy Ashcraft stated County Government Offices remain open. Administrative Staff will meet this week to discuss the need for the public to continue to be greeted at the door and temperature tests taken. The requirement of wearing a mask will exist under all conditions; County employees inside of buildings will wear a mask when interacting with the public. There are 268 confirmed cases and two deaths in Prince George County according to the Crater Health District statistics through July 13; one County employee who works in the Courthouse tested positive. As of July 9, there have been 2,126 Prince George residents who have filed new unemployment claims. Unemployment for May was 8.8 percent; 946 claims have been continuous. As of July 10, 664 new applications have been received for SNAP, Medicaid & TANIF benefits in Social Services. Prince George Food Bank representatives continue to see an increase in visitors since non-essential businesses have closed. Donations are necessary to keep up with the increasing demand for services. A used vehicle previously utilized in the Police Department will be transferred to the Food Bank. Next testing site in Prince George County is Carson Volunteer Fire Department on July 16 from 6 – 7:30 p.m. Testing is for people experiencing symptoms to the coronavirus. Drive-ups are preferred, but walk-ups will be

accepted. The fitness center at the Parks & Recreation Community Center is open by appointment only, while the Central Wellness facility will remain closed. Prince George Police & County Staff are combining to distribute PPE supplies to mobile home parks with funding from the CARES Act. Next distribution will be from 2-4 p.m. Thursday, July 16 at Oak Shades Mobile Home Park.

Chairman Hunter called for a recess at 6:45 p.m. The meeting reconvened at 7:00 p.m.

Invocation. Mr. Brown gave the Board's invocation.

Pledge of Allegiance to U.S. Flag. Mr. Carmichael led the Pledge of Allegiance to the U.S. Flag.

PUBLIC COMMENTS. Chairman Hunter announced that anyone wishing to come before the Board may do so at this time. He noted that this was the time for unscheduled general public comments. He opened the public comments at 7:02 p.m. There was no one to speak and the public comments period was closed.

APPROVAL OF AGENDA. Chairman Hunter requested that Item A-13 be added as a resolution appropriating \$12,643 for Commonwealth's Attorney Office position, Item A-14 to approve an amendment to radio communications contract with Altairis, and Item A-15 as a budget transfer within CARES Coronavirus Relief Fund for Schools in the amount of \$10,000. Mr. Carmichael made a motion, seconded by Mr. Webb, to adopt the agenda as amended. Roll was called on the motion.

On roll call the vote was:

In favor: (5) Hunter, Webb, Brown, Waymack, Carmichael

Opposed: (0)

Absent: (0)

ORDER OF CONSENSUS. Mr. Brown made a motion, seconded by Mrs. Waymack, that the consensus agenda be approved as presented. Roll was called on the motion.

C-1. Draft Minutes – June 9, 2020 Regular; June 23, 2020 Work Session; and June 30, 2020 Public Town Hall Meeting were approved as presented.

R-20-087

C-2.

RESOLUTION: COMMENDATION;
SERGEANT KEITH S. KING;
SERVICE TO PRINCE GEORGE COUNTY

WHEREAS, Sergeant Keith S. King was hired on January 16, 1992, as a Patrol Officer;
and

WHEREAS, Sergeant King transferred to the position of Deputy Sheriff on July 1, 1998;
and

WHEREAS, Sergeant King was promoted to the position of Sergeant on December 16, 2011 and continued in this capacity until he retired on April 30, 2020; and

WHEREAS, Sergeant King received a Meritorious Service Award in 1992, approximately six weeks after he completed field training after he delivered a baby on scene before the ambulance company arrived; and

WHEREAS, Sergeant King was awarded the Medal of Valor and the Police Purple Heart after he and his fellow officers were involved in a shooting incident in 1996 where they were shot at and injured. Sergeant King had been hit in the left arm, left ear and the right side of his neck where a piece of buck shot still exists; and

WHEREAS, Sergeant King received the CIT First Responder of the Year Award in November 2016 after helping an elderly gentleman from South Carolina with dementia who was lost on the interstate. Sergeant King arranged for his car to be towed from the interstate and then took him back to Police headquarters where he fed him supper and watched basketball until the gentleman's family arrived from North Myrtle Beach; and

WHEREAS, Sergeant King, having confronted life and death situations, putting his own safety at risk while serving others, is commended for his bravery; and

WHEREAS, throughout his remarkable career in Law Enforcement, Keith S. King has served the citizens of the County and the Commonwealth to the utmost of his ability, and has been devoted to Law Enforcement and public Safety in a manner bespeaking the dedication of a true public servant. Mr. King's institutional knowledge will be irreplaceable and will be sorely missed by the Sheriff's Department, the County and its citizens;

NOW, THEREFORE, BE IT RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of July 2020, does hereby commend Sergeant Keith S. King for completion of 28 years of dedicated service to the County and its citizens; and

BE IT FURTHER RESOLVED that this Board wishes to extend to Sergeant Keith S. King much happiness and continued success as he enters the next phase of his life.

R-20-087A

C-3.

RESOLUTION; APPROPRIATION FOUR FOR LIFE FUNDS \$36,869.04

BE IT RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of July, 2020, does hereby authorize and appropriate the following increase of funds within the 2019-2020 Budget, such line items increased as follows, which monies shall be expended for purposes authorized and approved by the Board of Supervisors of the County of Prince George:

<u>FUND/ORGANIZATION</u>		<u>AMOUNT</u>
General Fund		
Expenditures:		
0100-03-200-0614-45642	Fire/EMS Four for Life Expenditures	\$36,869.04
Revenues:		
0100-20-601-8203-326014	Four for Life Funds	\$36,869.04
		R-20-087B

C-4.

RESOLUTION; APPROPRIATION (\$23,025 INSURANCE RECOVERIES – POLICE VEHICLE REPLACEMENT)

BE IT RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of July, 2020, does hereby authorize the following increase of funds within the 2019-2020 Budget, such line items increased as follows, which monies shall be expended for purposes authorized and approved by the Board of Supervisors of the County of Prince George:

<u>FUND/ORGANIZATION</u>		<u>AMOUNT</u>
<u>Expenditure:</u>		
0100-03-100-0601-48105	General Fund: Police Vehicles – Replacement	\$22,650.00
0100-03-100-0601-48105	General Fund: Police Vehicles & Equip Supplies	\$ 375.00
<u>Revenue:</u>		
0100-40-507-8206-341111	General Fund; Insurance Proceeds	\$23,025.00

R-20-087C

C-5.

RESOLUTION; APPROPRIATION (\$21,414.23 INSURANCE RECOVERIES – JEFFERSON PARK FIRE STATION LIGHTNING DAMAGE TO EQUIPMENT)

BE IT RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of July, 2020, does hereby authorize the following increase of funds within the 2019-2020 Budget, such line items increased as follows, which monies shall be expended for purposes authorized and approved by the Board of Supervisors of the County of Prince George:

<u>FUND/ORGANIZATION</u>		<u>AMOUNT</u>
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Expenditure:

0100-03-200-0610-48107	General Fund: Fire/EMS Technology Equipment	\$21,414.23
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Revenue:

0100-40-507-8206-341111	General Fund; Insurance Proceeds	\$21,414.23
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R-20-087D

C-6.

RESOLUTION ACCEPTING RURAL SOLAR DEVELOPMENT COALITION CONTRACT

WHEREAS, Advantus Strategies is a consulting firm that represents the Rural Solar Development Coalition (RSDC); and

WHEREAS, Prince George County has been invited to become a member of RSDC; and

WHEREAS, Advantus Strategies provides general support to the members of RSDC.

NOW, THEREFORE, BE IT RESOLVED, that the Prince George County Board of Supervisors accepts the contract with Advantus Strategies on July 14, 2020 and the County Administrator is empowered and directed to execute the contract.

R-20-087E

C-7.

RESOLUTION; ACCEPTANCE OF A 10' TEMPORARY CONSTRUCTION EASEMENT LOCATED ON PARCEL ID 05A(01)02-007-0 FOR A DRAINAGE IMPROVEMENT PROJECT ON MARL BANK DRIVE IN THE BEECHWOOD MANOR SUBDIVISION

WHEREAS, The Prince George County Board of Supervisors has determined that it is in the best interest of the County of Prince George and its citizens to improve the drainage system on Marl Bark Drive in the Beechwood Manor subdivision; and,

WHEREAS, The County's Stormwater Utility Fund is designed and utilized for such improvement projects; and,

WHEREAS, The County has entered into an agreement with VDOT to perform the improvements and such improvements require temporary construction easements;

NOW THEREFORE, BE IT RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of July, 2020, hereby accepts the temporary construction easement agreement and authorizes the County Administrator to sign the easement agreement.

R-20-087F

C-8.

RESOLUTION; AUTHORITY TO EXECUTE COVID-19 SMALL BUSINESS MICRO-GRANT AGREEMENT

BE IT RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of July, 2020, does hereby authorize the execution of a COVID-19 Small Business Micro-Grant Agreement.

R-20-087G

C-9.

RESOLUTION ACCEPTING UTILITY EASEMENTS AND TEMPORARY CONSTRUCTION EASEMENTS FOR ROUTE 460 WATER LINE EXTENSION

WHEREAS, the Route 460 (County Drive) water line extension project requires the acquisition of permanent utility easements on 12 parcels; and

WHEREAS, the permanent utility easements will allow for the installation and continued maintenance of the water line; and

WHEREAS, the project also requires a temporary construction easement during construction on 11 different parcels; and

WHEREAS, the easement widths vary for each parcel based on the location of the water main.

NOW, THEREFORE, BE IT RESOLVED, that the Prince George County Board of Supervisors accepts the dedication of permanent utility easement for 12 separate parcels with the following tax map numbers:

350(OA)00-012-0
340(OA)00-106-0
450(OA)00-001-0
450(OA)00-001-A
450(OA)00-002-0
450(OA)00-003-0
450(OA)00-005-0
450(OA)00-005-A

450(0A)00-007-0
450(0A)00-009-0
450(0A)00-011-0
450(0A)00-012-0

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Prince George County Board of Supervisors accepts the dedication of temporary construction easement for 11 separate parcels with the following tax map numbers:

350(0A)00-012-0
450(0A)00-001-0
450(0A)00-001-A
450(0A)00-002-0
450(0A)00-003-0
450(0A)00-007-0
450(0A)00-009-0
450(0A)00-010-0
450(0A)00-011-0
450(0A)00-012-0
450(0A)00-013-C

On roll call the vote was:

In favor: (5) Hunter, Webb, Brown, Carmichael, Waymack

Opposed: (0)

Absent: (0)

PRESENTATIONS

S-1. Resolution; Commendation; Sergeant Keith S. King; Service to Prince George County. Chairman Hunter presented the commendation to Sergeant Keith S. King in the presence of his family and Sheriff Bucky Allin.

SUPERVISORS COMMENTS

Mrs. Waymack thanked everyone for being here and stated that it has been a trying time and the County is looking forward to better times.

Mr. Carmichael stated that the public safety staff has done such a great job taking care of the citizens and he cannot thank them enough.

Mr. Webb congratulated Sgt. King and wished him the best.

Mr. Brown commended Ms. Hurt and the vendors for doing a splendid job with the Farmers Market.

Chairman Hunter stated that he is proud of the residents and employees of Prince George. In addition, he stated that next testing site in Prince George County is Carson Volunteer Fire

Department on July 16 from 6 – 7:30 p.m. Testing is for people experiencing symptoms to the coronavirus. Drive-ups are preferred, but walk-ups will be accepted.

REPORTS

VDOT– Mr. Scott Thornton of the Virginia Department of Transportation stated that the crews have been working on debris cleanup and sign repair this month. They have finished up the primary and secondary mowing. The next round of mowing will be in August. There have been some pavement repairs on Route 600 (Ellis Road) and pipe installs on Griffin, Arwood and Hines Roads. The County should be receiving the signed agreements on the Marl Bank drainage work at the end of the month. The rumblestrips will be refreshed on Route 460 in Disputanta this week. Pole Run Road is on the pavement schedule for summer of 2021. Meanwhile, patch repair will be done. Mr. Webb inquired about the widening of the curve on Pole Run Road. Mr. Thornton stated that he will pass that on to Ms. Crystal Smith.

ORDER OF BUSINESS

A-2. Resolution; Local Governing Body Endorsement of Smart Scale Candidate Projects.

Ms. Julie Walton, Deputy County Administrator and Director of Community Development, stated that the fourth round of Smart Scale transportation project applications are now being accepted. The Commonwealth Transportation Board selects and funds transportation projects submitted through the Smart Scale application process by project priority. Localities with a population of less than 200,000 are limited to a maximum of four (4) applications. Localities submitting applications for the Smart Scale funding must have a resolution of support from the governing body. Staff has reviewed the three County project with the Board at their May 12, 2020 and June 9, 2020 work sessions. In addition to these three, the City of Hopewell has requested support of a bicycle/pedestrian project because a segment of the project is in Prince George County. Mr. Webb made a motion, seconded by Mr. Carmichael, to approve the resolution as presented. Roll was called on the motion.

R-20-088

A-2.

RESOLUTION; LOCAL GOVERNING BODY ENDORSEMENT OF SMART SCALE CANDIDATE PROJECTS

WHEREAS, The Commonwealth Transportation Board requires a resolution of support from the governing body of any eligible organization submitting a SMART SCALE project application; and,

WHEREAS, The County of Prince George has prepared project applications for Smart Scale funding that include:

Roundabout at Middle Road (Rt. 646) & Jefferson Park Road (Rt. 630)
 Roundabout at Middle Road (Rt. 646) & Prince George Drive (Rt. 156)
 Hines Road (Rt. 625) Realignment at County Drive (Rt. 460)
 Appomattox River Trail Cameron's Landing Connector

NOW THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Prince George this 14th day of July, 2020, endorses these applications and requests the Commonwealth Transportation Board provide funding for the Smart Scale projects submitted in 2020.

On roll call the vote was:

In favor: (5) Hunter, Webb, Brown, Carmichael, Waymack

Opposed: (0)

Absent: (0)

A-3. Resolutions; Appropriation (\$919,220 School Capital Projects and Purchases). Ms. Betsy Drewry, Deputy County Administrator and Finance Director, stated that as part of the fiscal year 2021 adopted budget, the County included multiple school projects and purchases with debt issuance as the funding source. Excluding new Walton Elementary School, which will be considered later, those projects and purchases total \$919,220, and include a generator for Prince George High School, School Technology Infrastructure Improvements, and four school buses. School Technology Infrastructure Improvements include a \$204,693.45 local match (30%) for E-Rate Funding and \$123,306.54 for hardware not covered by E-Rate funding. The recommended source of funding is borrowing / bond issuance in the spring of 2021. Staff is requesting the board to authorize appropriation of funds through bond issuance in the spring of 2021. Mr. Webb stated that he supported and pushed to have vehicles and buses in this borrowing, but considering the unknown, he is concerned with borrowing for something that we don't have to have at this moment. Ms. Drewry stated that the school technology infrastructure improvements are time sensitive. Dr. Lisa Pennycuff, School Superintendent, did ask that they prioritize the School Technology Infrastructure improvement and keep them on their list for the others. Mr. Carmichael made a motion, seconded by Mr. Webb, to approve an appropriation of \$328,000 for the School Technology Infrastructure. Roll was called on the motion.

R-20-089

A-3.

RESOLUTION; APPROPRIATION (\$328,000 SCHOOL CAPITAL PROJECT)

BE IT RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of July, 2020, does hereby authorize the following increase of funds within the 2020-2021 Budget, such line items increased as follows, which monies to be expended for purposes authorized and approved by the Board of Supervisors of the County of Prince George:

<u>FUND/ORGANIZATION</u>		<u>AMOUNT</u>
Capital Improvement Fund (0311)		
<u>Expenditure:</u>		
0311-06-208-3204-48107	CIP – School Technology Infrastructure	\$328,000
 <u>Revenue:</u>		
0311-40-900-8115-341401	Debt Proceeds	\$328,000

On roll call the vote was:

In favor: (5) Hunter, Webb, Brown, Carmichael, Waymack

Opposed: (0)
Absent: (0)

Mr. Carmichael made a motion, seconded by Mr. Brown, to approve the reimbursement resolution. Roll was called on the motion.

R-20-090

A-3.

RESOLUTION OF OFFICIAL INTENT TO REIMBURSE
EXPENDITURES WITH PROCEEDS OF BONDS
OR OTHER INDEBTEDNESS

WHEREAS, the Board of Supervisors (the "Board") of the County of Prince George, Virginia (the "County") has previously determined to undertake the purchase of school technology infrastructure improvements of \$328,000 for E-Rate local match and hardware not covered by E-Rate;

WHEREAS, the Board currently expects that the cost of the Purchase, excluding the costs of the financing thereof, will be approximately \$328,000;

WHEREAS, the Board currently expects to incur long-term indebtedness in an amount now estimated at \$328,000 to pay a portion of the costs of the Purchase, which indebtedness may take the form of tax-exempt bonds or other types of debt; the proceeds of such indebtedness may be used either for paying costs of the Purchase directly or for repaying other indebtedness previously incurred for the Purchase or for a combination of such purposes; and

WHEREAS, the County may also advance its own funds to pay expenditures relating to the Purchase (collectively, the "Expenditures") prior to receiving reimbursement for such Expenditures from the proceeds of tax-exempt bonds or taxable debt, or both;

THEREFORE, BE IT RESOLVED, by the Board of Supervisors of the County as follows:

1. The County intends to utilize the proceeds of tax-exempt bonds or notes (the "Bonds") or to incur other debt to pay Purchase costs in an amount not currently expected to exceed \$328,000.

2. The County intends that the proceeds of the Bonds be used to pay or reimburse the County for the payment of Expenditures made after the date of this Resolution or made within 60 days prior to the date of this Resolution or Expenditures which are incurred for certain preliminary costs such as architectural, engineering, surveying, soil testing, bond issuance expenses and the like. The County reasonably expects on the date hereof that it will pay or reimburse the Expenditures with the proceeds of the Bonds or other debt.

3. Each Expenditure will be, unless otherwise approved by bond counsel, either (a) of a type properly chargeable to a capital account under general federal income tax principles (determined in each case as of the date of the Expenditure), (b) a cost of issuance with respect to the Bonds, or (c) a nonrecurring item that is not customarily payable from current revenues.

4. The County intends to make a reimbursement allocation, which is a written allocation by the County that evidences the County's use of proceeds of the Bonds to reimburse an Expenditure, no later than 18 months after the later of the date on which the Expenditure is paid or the Purchase is placed in service or abandoned, but in no event more than three years after the date on which the Expenditure is paid. The County recognizes that exceptions are available for certain "preliminary expenditures," costs of issuance, and certain de minimis amounts.

5. The Board intends that the adoption of this Resolution confirms the "official intent" of the County within the meaning of Treasury Regulations Section 1.150-2 promulgated under the Internal Revenue Code of 1986, as amended.

6. The County Administrator and other officers of the County are hereby authorized and directed to take such actions, in consultation with the County's counsel, as may be necessary or desirable to implement the planning and structuring of the Bonds, including but not limited to negotiations with lenders or investment bankers for the Bonds, the selection of bond counsel to supervise the issuance of such Bonds and the engagement of such other professionals as may be necessary or desirable to assist the County in this process, but such officers shall not obligate the County on such Bonds without further approval by the Board.

7. This Resolution shall take effect immediately upon its passage.

On roll call the vote was:

In favor: (5) Hunter, Webb, Brown, Carmichael, Waymack

Opposed: (0)

Absent: (0)

A-15. Resolution; Budget Transfer within CARES Coronavirus Relief Fund for Schools (\$10,000 from Food Supplies to Technology Hardware). Ms. Drewry stated that this matter was heard earlier in the evening at the work session. Mr. Webb made a motion, seconded by Mr. Brown, to approve the resolution as presented. Roll was called on the motion.

R-20-091

A-15.

RESOLUTION; BUDGET TRANSFER WITHIN CARES CORONAVIRUS RELIEF FUND FOR SCHOOLS (\$10,000 FROM FOOD SUPPLIES TO TECHNOLOGY HARDWARE)

WHEREAS, The School Division is receiving a \$10,000 "No Kid Hungry" grant to assist them in providing summer student lunches; and

WHEREAS, the Board of Supervisors appropriated \$552,646 in CARES Coronavirus Relief Funds to the School Division; \$204,031 for summer student lunches and \$348,615 for the purchase of student chrome books; and

WHEREAS, the school Division has requested a transfer of \$10,000 from school food supplies to school technology hardware within the CARES Coronavirus Relief Fund Special Revenue Fund to allow for the purchase of additional student chrome books;

NOW, THEREFORE, BE IT FURTHER RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of July, 2020, does hereby authorize the following transfer of funds within the 2020-2021 Budget, such line items increased and decreased as follows, which monies to be expended for purposes authorized and approved by the Board of Supervisors of the County of Prince George:

<u>FUND/ORGANIZATION</u>	<u>AMOUNT</u>
<u>Expenditure (DECREASE):</u>	
0230-06-205-6012-65100-000-900-000-46002 CARES Food Supplies	\$10,000.00

<u>Expenditure (INCREASE):</u>	
0230-06-207-6009-68100-000-900-000-48206 CARES School Hardware	\$10,000.00

On roll call the vote was:

In favor: (5) Hunter, Webb, Brown, Carmichael, Waymack

Opposed: (0)

Absent: (0)

PUBLIC HEARINGS

P-1. Public Hearing; REZONING CASE AMENDMENT RZ-20-01: Request of Skycass Marketing pursuant to § 90-788, Change of Approved Conditions, to amend proffered condition 1 of Section 2 of Zoning Case ZM-84-5 relative to the permitted uses on the M-2, General Industrial Zoned parcel by adding the following additional permitted uses: 1) Blacksmith shops, welding or machine shops, 2) Building material sales yard and plumbing supplies, 3) Contractors' equipment storage yard or plant or rental of equipment commonly used by contractors, 4) Off street parking as required by this chapter, 5) Accessory uses, 6) Business signs, and 7) Wholesale businesses and storage warehouses. The subject property is located at 5106 Prince George Drive and is known as Tax Map 240(16)00-004-0. The Comprehensive Plan indicates the property is suitable for commercial uses. Mr. Horace Wade of the Planning Department stated that the applicant is requesting to amend proffers to Rezoning Case ZM-84-5 to allow additional uses in addition to the single permitted use of Automobile painting, repairing, rebuilding, reconditioning and body and fender work. On April 24, 1984, the Board of Supervisors conditionally rezoned this property from R-2, Limited Residential and A-1, General Agricultural to M-2, General Industrial to permit the use of Automobile painting, repairing, rebuilding, reconditioning and body and fender work. In addition to the permitted use approved by Board of Supervisors in 1984, the applicant requests to add the following permitted uses in the M-2, General Industrial District:

blacksmith shops, welding or machine shops, building material sales yards and plumbing supplies, contractors' equipment storage yard or plant or rental of equipment commonly used by Contractors, off street parking as required by this chapter, accessory uses, business signs, and wholesale businesses and storage warehouses. The applicant states that there is an existing structure on this parcel, and they would initially use the building for general storage, warehousing, and contractor equipment storage as well as reconditioning of commercial vending equipment and antiques. The applicant states that they would look to further divide the interior space of the building to add office space to create a combination office and storage space for small businesses such as plumbers, electricians, HVAC contractors, and other tradesmen who need affordable office space in addition to storage/shop space. The office space would only be used as a supplement to the approved uses in conjunction with those businesses. Any outside storage would be screened by fencing and/or landscaping in order to maintain an attractive appearance and not interfere with neighboring parcels. The Comprehensive Plan shows that the parcel in this area is appropriate for commercial use. The proposed uses are compatible with this designation. The plan includes additional language, which is supportive of this request: to enhance the economic base and employment opportunities in Prince George; and to develop a strong and diversified tax base through guided office, commercial retain and industrial development. Mr. Wade clarified for Mr. Carmichael that this property is currently for sale and this specific amendment only changed the zoning of that one parcel. Staff recommends approval of the amendment of ZM-84-5 with the following conditions and by amending condition 1 of Section 2 with the following text in a proffer statement signed June 15, 2020:

Section 1. The following described property presently zoned Limited Residential R-2 and General Agricultural A-1, be rezoned to General Business B-1 and General Industrial M-2. However, in addition to the regulations for such zoning as contained in Chapter 21 of the Code of Prince George County, there are hereby incorporated the conditions set forth in Section 2 of this Ordinance:

A 4.10 acre portion of a 23.84 acre parcel identified as Assessor's Parcel Number 24-(A)-4, and further shown on plat of survey prepared by Charles C. Townes and Associates dated March 16, 1984. The entire 23.84 acres is recorded in Deed Book 265, Page 127 of the Clerk of the Circuit Court's Office of Prince George County

Section 2. The following Conditions, voluntarily proffered by zoning application No. 83-07 and letter dated March 2, 1984, in accordance with Chapter 21-Section 105 of the Code of Prince George County, shall apply to the property described in Section 1 above, which are in addition to the regulations contained in Chapter 21 of the Code of Prince George County:

1. Automobile painting, repairing, rebuilding, reconditioning and body and fender work will be the only M-2 zoning permitted use utilized for the portion of the property requested for M-2 zoning, except that Permitted Uses for Tax Map 240(16)00-004-0 may have additional uses:
 - a. Blacksmith shops, welding or machine shops;
 - b. Building material sales yard and plumbing supplies;
 - c. Contractors' equipment storage yard or plant or rental of equipment commonly used by contractors;
 - d. Off street parking as required by this chapter;

- e. Accessory uses;
 - f. Business signs;
 - g. Wholesale businesses and storage warehouses.
2. No inoperative vehicles or equipment of any type, except those being worked on, will be stored or located on the property.
3. The property will be kept in a neat, clean and orderly state that is compatible with the surrounding areas.
4. A site plan for development of the property will be submitted to the zoning administrator's office for review and approval as part of required building and zoning permit applications. Said site plan will provide for adequate screening, buffering and landscaping as necessary and will include retention of as much existing natural vegetation as possible to accomplish required screening, buffering and landscaping.

Chairman Hunter opened the public hearing at 7:45 pm. There was no one to speak and the public hearing was closed. The applicant, Mr. Troy Gibbs, clarified for the Board that he was just opening up these allowable uses. Mr. Brown made a motion, seconded by Mrs. Waymack, to approve the rezoning request as presented. Roll was called on the motion.

O-20-15

P-1.

ZONING CASE AMENDMENT RZ-20-01 Request of Skycass Marketing LLC pursuant to § 90-788, Change of Approved Conditions, to amend proffered condition 1 of Section 2 of Zoning Case ZM-84-5 relative to the permitted uses on the M-2, General Industrial Zoned parcel by adding the following additional permitted uses: 1) Blacksmith shops, welding or machine shops, 2) Building material sales yard and plumbing supplies, 3) Contractors' equipment storage yard or plant or rental of equipment commonly used by contractors, 4) Off street parking as required by this chapter, 5) Accessory uses, 6) Business signs, and 7) Wholesale businesses and storage warehouses. The subject property is located at 5106 Prince George Drive and is identified as Tax Map 240(16)00-004-0.

BE IT ORDAINED by the Board of Supervisors of Prince George County that the Conditional Rezoning Application identified as RZ-20-01 is granted as an amendment to the official zoning map with the following conditions:

The Owner (the "Owner") in this zoning case, pursuant to §15.2 2303 of the Code of Virginia (1950 as amended) and the Zoning Ordinance of Prince George County, Virginia (the "County") for themselves and their successors or assigns, proffer that the development of the Property known as Prince George County Tax Identification Numbers 240(16)00-004-0 (the "Property") under consideration will be developed according to the following conditions, if and only if the application request for a proffer amendment is granted with only those conditions voluntarily agreed to by the Applicant.

Section 1. The following described property presently zoned Limited Residential R-2 and General Agricultural A-1, be rezoned to General Business B-1 and General Industrial M-2. However, in addition to the regulations for such zoning as contained in Chapter 21 of the Code of Prince George County, there are hereby incorporated the conditions set forth in Section 2 of this Ordinance:

A 4.10 acre portion of a 23.84 acre parcel identified as Assessor's Parcel Number 24-(A)-4, and further shown on plat of survey prepared by Charles C. Townes and Associates dated March 16, 1984. The entire 23.84 acres is recorded in Deed Book 265, Page 127 of the Clerk of the Circuit Court's Office of Prince George County

Section 2. The following Conditions, voluntarily proffered by zoning application No. 83-07 and letter dated March 2, 1984, in accordance with Chapter 21-Section 105 of the Code of Prince George County, shall apply to the property described in Section 1 above, which are in addition to the regulations contained in Chapter 21 of the Code of Prince George County:

1. Permitted Uses for Tax Map 240(16)00-004-0:
 - a. Automobile painting, repairing, rebuilding, reconditioning and body and fender work;
 - b. Blacksmith shops, welding or machine shops;
 - c. Building material sales yard and plumbing supplies;
 - d. Contractors' equipment storage yard or plant or rental of equipment commonly used by contractors;
 - e. Off street parking as required by this chapter;
 - f. Accessory uses;
 - g. Business signs;
 - h. Wholesale businesses and storage warehouses.
2. No inoperative vehicles or equipment of any type, except those being worked on, will be stored or located on the property.
3. The property will be kept in a neat, clean and orderly state that is compatible with the surrounding areas.
4. A site plan for development of the property will be submitted to the zoning administrator's office for review and approval as part of required building and zoning permit applications. Said site plan will provide for adequate screening, buffering and landscaping as necessary and will include retention of as much existing natural vegetation as possible to accomplish required screening, buffering and landscaping.

On roll call the vote was:

In favor: (5) Hunter, Webb, Brown, Carmichael, Waymack

Opposed: (0)

Absent: (0)

P-2. Public Hearing; SPECIAL EXCEPTION SE-20-01: Request of Craig Owen pursuant to Prince George County Zoning Ordinance Sections 90-53(55) to permit a Home Occupation in an accessory building within an A-1, General Agricultural District, for the purpose of operating a pest control business as a home occupation. The request property is located at 12700 Silvercrest Lane and is identified as Tax Map 260(07)00-015-0. The Comprehensive Plan indicates the property is suitable for agricultural uses. Mr. Tim Graves of the Planning Department stated that the applicant wishes to operate a pest-control business on their home property within a 2,400-sf accessory building to be constructed for the use. The applicant has been a provider of pest control services in other states, treating for bugs, lawn and tree care prior to moving to Prince George County, and has obtained a professional applicator's license for Virginia. The applicant intends to construct an accessory building approximately 40' x 60' for the business, primarily to store two business vehicles and supplies and equipment for the business, and also potentially include a washroom in the future. The applicant has stated that there will not be any large quantities of chemicals stored on the property, and any that are will be behind locked doors at all times. There will be no employees or customers visiting the site. Given that the income producing activities of the business occur off-site at client locations, the use was initially considered as a home occupation home office use, which is a by-right use, however, the presence of multiple business vehicles and outside storage for the business (two shipping containers), combined with the need to build an accessory building primarily for the business, resulted in the need for the applicant to obtain a Special Exception. Safety Data Sheets have to be available for review upon request. Staff finds the use as proposed compatible with current and expected future surrounding uses, so long as the user adheres to certain conditions. Staff recommends Approval of this request, subject to the conditions below:

1. This Special Exception request is granted to Craig Owen for a Home Occupation within an Accessory Building on Tax Map 260(07)00-015-0, for the purpose of operating a pest control business within an accessory building to be built on the property.
2. The applicant shall maintain the necessary professional applicator's license through the Virginia Department of Agriculture and Consumer Services.
3. The size of the building for the use shall be a maximum of 2,400 SF.
4. There shall be no outside storage of supplies and equipment, other than the two (2) existing shipping containers on site, which shall be relocated to meet all setback requirements for accessory buildings prior to issuance of a building permit for the new building.
5. Any chemicals stored or present on the property shall be contained and locked at all times, of a total quantity of chemicals on the property not to exceed 4 gallons at any one time, and shall be contained and stored in accordance with all applicable federal, state and local codes and guidelines.
6. Business vehicles are limited to one spray truck and one smaller vehicle for smaller jobs, which shall be garaged in the building.

7. There shall be no employees on the property other than those who permanently live in the house on the property.
8. There shall be no customer visits to the property.
9. There shall be no permanent signage on the property for the use.
10. If the requested use of the premises is abandoned for a period of twenty-four (24) consecutive months, then the Special Exception shall become null and void.
11. This permit may be revoked by the County of Prince George or its designated agent for failure by the applicants to comply with any of the listed conditions or any provision of Federal, State or County regulations.

Chairman Hunter opened the public hearing at 7:57 pm and there was no one to speak. Mr. Graves clarified for Mrs. Waymack that the chemicals are inspected annually. Mr. Webb made a motion, seconded by Mrs. Waymack, to approve the Special Exception as presented. Roll was called on the motion.

O-20-16

P-2.

SPECIAL EXCEPTION SE-20-01: Request of Craig Owen pursuant to Prince George County Zoning Ordinance Sections 90-53(55) to permit a Home Occupation in an accessory building within an A-1, General Agricultural District, for the purpose of operating a pest control business as a home occupation. The request property is located at 12700 Silvercrest Lane and is identified as Tax Map 260(07)00-015-0. The Comprehensive Plan indicates the property is suitable for agricultural uses.

BE IT ORDAINED by the Board of Supervisors of Prince George County that the Special Exception Application identified as SE-20-01 is granted as an amendment to the official zoning map with the following conditions:

1. This Special Exception request is granted to Craig Owen for a Home Occupation within an Accessory Building on Tax Map 260(07)00-015-0, for the purpose of operating a pest control business within an accessory building to be built on the property.
2. The applicant shall maintain the necessary professional applicator's license through the Virginia Department of Agriculture and Consumer Services.
3. The size of the building for the use shall be a maximum of 2,400 SF.

4. There shall be no outside storage of supplies and equipment, other than the two (2) existing shipping containers on site, which shall be relocated to meet all setback requirements for accessory buildings prior to issuance of a building permit for the new building.
5. Any chemicals stored or present on the property shall be contained and locked at all times, of a total quantity of chemicals on the property not to exceed 4 gallons at any one time, and shall be contained and stored in accordance with all applicable federal, state and local codes and guidelines.
6. Business vehicles are limited to one spray truck and one smaller vehicle for smaller jobs, which shall be garaged in the building.
7. There shall be no employees on the property other than those who permanently live in the house on the property.
8. There shall be no customer visits to the property.
9. There shall be no permanent signage on the property for the use.
10. If the requested use of the premises is abandoned for a period of twenty-four (24) consecutive months, then the Special Exception shall become null and void.
11. This permit may be revoked by the County of Prince George or its designated agent for failure by the applicants to comply with any of the listed conditions or any provision of Federal, State or County regulations.

On roll call the vote was:

In favor: (5) Hunter, Webb, Brown, Carmichael, Waymack

Opposed: (0)

Absent: (0)

P-3. Public Hearing; REZONING CASE RZ-20-02: Request of Prince George 105 LLC to conditionally rezone 1.452 acres from R-A, Residential Agricultural to B-1, General Business. The subject parcel is located at the northwest intersection of County Drive and Bull Hill Road at 4521 County Drive and is known as Tax Map 340(08)00-00A-0. The Comprehensive Plan indicates the property is suitable for industrial or commercial uses. Mr. Horace Wade stated that the applicant is requesting to rezone 1.452 acres that is currently zoned R-A, Residential-Agricultural to B-1, General Business with conditions. The requested rezoning for B-1, General Business is being sought to allow General Business uses that include, but are not limited to, an approximately 3,000 square foot fast food restaurant building with associated parking spaces and sidewalks. The site will be accessed at two locations: (1) a connection to US Route 460 [County Drive] by a right-in and right-out entrance; and (2) a connection to State Route 630 [Bull Hill Road] by a full entrance. The applicant states that a sprinkled fire suppression system for each building will be provided as well as fire hydrants throughout the development. The surrounding Tax Map parcels at the intersection of County Drive [US 460] and Bull Hill Road, and Rives Road are zoned B-1, General Business with compatible uses expected. There is an approved site plan for Hardee's at the northeast

intersection of County Drive and Bull Hill Road, and there is also a site plan under review for a 7-Eleven at the southwest intersection of County Drive and Rives Road. Staff recommends approval of this B-1, General Business conditional rezoning request along with the proffers dated May 18, 2020 for the development of the property for fast food restaurant use. The Comprehensive Plan supports the commercial use of the property subject to the following conditions:

1. The following permitted land uses shall be excluded from the property under Section 90-392:
 13. Funeral Homes
 17. Lumber and building supply with storage facilities under cover
 20. Waterfront business activities
 24. General Advertising Signs
 37. Cemeteries
 38. Circuses, carnivals or similar temporary activities
 39. Noncommercial fairgrounds
 45. Mobile home and recreational vehicle sales, service repair

The following land uses shall be excluded from the property under Section 90-393:

6. Outdoor theater, outdoor motion picture theater
 10. Dancehall
 16. Motor freight terminal, transshipment facility
 19. Commercial amusement park
 21. Turkey shoot theater
 25. Circuses, carnivals or similar temporary activities when organized or sponsored by commercial enterprise
 29. Tree stump landfills
 31. Outdoor flea markets
 33. Family day care (large) in existing dwelling
 36. Vehicle Impound facility
2. Storm water quantity and quality shall be provided for this site through development of on-site best management practices and purchase of off-site nutrient credits.
 3. All storm water easements and basins shall be maintained by the property owner.
 4. All utilities to serve this development will be provided underground to include, but not limited to, power, telephone, gas and cable television.
 5. Prior to site plan approval, a written graphic description of exterior materials, color, architectural style and building scale shall be submitted for approval to the Director of Community Development and Code Compliance.
 6. Exterior wall material shall be clad in fiber-cement siding, brick, stone, cultured stone, stucco, or materials having the appearance of such materials. Alternative siding materials

including vinyl accents may be permitted if approved by the Director of Community Development and Code Compliance, however, full vinyl siding shall not be permitted.

7. Compatibility must be achieved through the use of similar building massing, materials, scale, colors and other architectural features.
8. All roof-mounted mechanical equipment must be screened by a parapet wall or other material as may be approved by the Director of Community Development and Code Compliance, or designee, as part of the site plan process.
9. All ground mounted mechanical and electrical equipment must be screened by fences or vegetation and approved by the Director of Community Development and Code Compliance, or designee, as part of the site plan process.
10. All junction and accessory boxes must be integrated in the architectural treatment of the building or view minimized by landscaping.
11. A VDOT handicap curb ramp (CG-12) will be installed on the north side of the proposed entrance to Bull Hill Road prior to Certificate of Occupancy.
12. A five (5) foot wide sidewalk will be installed within the Bull Hill Road right-of way from the north side of the proposed entrance on Bull Hill Road to the adjacent common property line north along Bull Hill Road. This sidewalk will be installed upon the development of the northern adjacent property.
13. The development of the subject property of this application shall be in strict accordance with the conditions set forth as proffers and as generally depicted on the schematic plan dated March 9, 2020 with respect to access and developable area. These proffers shall run with the land and shall, in the event of transfer of the Property to other parties, be enforceable against such other parties.

There was some discussion regarding the entrances and exits. Mr. Brown stated that he is concerned about the signage back behind Wendy's and the traffic at that intersection. He stated that these are things that should be looked at hard during site plan approval. Chairman Hunter opened the public hearing at 8:10 pm.

Mr. Derrick Johnson (Timmons Group). Mr. Johnson represents the applicant. Mr. Johnson indicated that they are looking to get the highest and best use of what will be needed as far as entrances from VDOT.

Mr. Rex Davis (Applicant). Mr. Davis that the Planning Commission for its recommendation and the Board for its consideration.

There was no one else to speak and the public hearing was closed at 8:13 p.m. Mr. Carmichael made a motion, seconded by Mr. Webb, to approve the rezoning as presented. Roll was called on the motion.

P-3.

REZONING CASE RZ-20-02 Request of Prince George 105 LLC to conditionally rezone 1.452 acres from R-A, Residential Agricultural to B-1, General Business. The subject parcel is located at 4521 County Drive at the northwest intersection of County Drive and Bull Hill Road and is identified as Tax Map 340(08)00-00A-0. The Comprehensive Plan indicates the property is suitable for industrial or commercial uses.

BE IT ORDAINED by the Board of Supervisors of Prince George County that the Conditional Rezoning Application identified as RZ-20-02 is granted as an amendment to the official zoning map with the following conditions:

Pursuant to Section 15.2-2296 and 15.2-2297 of the Code of Virginia (1950 as amended) and Article XVII of the Zoning Ordinance of Prince George County, Melvin L. Davis, of Prince George 105 LLC, does hereby voluntarily proffer, as the owner of record of the property (the "Property") respectively, which is the subject of this rezoning request, that the development of the Property shall be in strict accordance with the following conditions set forth in this submission:

1. The following permitted land uses shall be excluded from the property under Section 90-392:

- 14. Funeral Homes
- 18. Lumber and building supply with storage facilities under cover
- 21. Waterfront business activities
- 25. General Advertising Signs
- 40. Cemeteries
- 41. Circuses, carnivals or similar temporary activities
- 42. Noncommercial fairgrounds
- 46. Mobile home and recreational vehicle sales, service repair

The following land uses shall be excluded from the property under Section 90-393:

- 7. Outdoor theater, outdoor motion picture theater
- 11. Dancehall
- 17. Motor freight terminal, transshipment facility
- 20. Commercial amusement park
- 22. Turkey shoot theater
- 26. Circuses, carnivals or similar temporary activities when organized or sponsored by commercial enterprise
- 30. Tree stump landfills
- 32. Outdoor flea markets
- 34. Family day care (large) in existing dwelling
- 37. Vehicle Impound facility

2. Storm water quantity and quality shall be provided for this site through development of on-site best management practices and purchase of off-site nutrient credits.
3. All storm water easements and basins shall be maintained by the property owner.
4. All utilities to serve this development will be provided underground to include, but not limited to, power, telephone, gas and cable television.
5. Prior to site plan approval, a written graphic description of exterior materials, color, architectural style and building scale shall be submitted for approval to the Director of Community Development and Code Compliance.
6. Exterior wall material shall be clad in fiber-cement siding, brick, stone, cultured stone, stucco, or materials having the appearance of such materials. Alternative siding materials including vinyl accents may be permitted if approved by the Director of Community Development and Code Compliance, however, full vinyl siding shall not be permitted.
7. Compatibility must be achieved through the use of similar building massing, materials, scale, colors and other architectural features.
8. All roof-mounted mechanical equipment must be screened by a parapet wall or other material as may be approved by the Director of Community Development and Code Compliance, or designee, as part of the site plan process.
9. All ground mounted mechanical and electrical equipment must be screened by fences or vegetation and approved by the Director of Community Development and Code Compliance, or designee, as part of the site plan process.
10. All junction and accessory boxes must be integrated in the architectural treatment of the building or view minimized by landscaping.
11. A VDOT handicap curb ramp (CG-12) will be installed on the north side of the proposed entrance to Bull Hill Road prior to Certificate of Occupancy.
12. A five (5) foot wide sidewalk will be installed within the Bull Hill Road right-of way from the north side of the proposed entrance on Bull Hill Road to the adjacent common property line north along Bull Hill Road. This sidewalk will be installed upon the development of the northern adjacent property.
13. The development of the subject property of this application shall be in strict accordance with the conditions set forth as proffers and as generally depicted on the schematic plan dated March 9, 2020 with respect to access and developable area. These proffers shall run with the land and shall, in the event of transfer of the Property to other parties, be enforceable against such other parties.

On roll call the vote was:

In favor: (5) Hunter, Webb, Brown, Carmichael, Waymack

Opposed: (0)

Absent: (0)

P-4. Public Hearing for AT&T Cellular Site Lease Extension. Mr. Frank Haltom, County Engineer, stated that New Cingular Wireless PCS, LLC (AT&T) currently leases space at the Courthouse water tank located on Sawmill Road. A lease agreement was originally executed in March 1999 and is scheduled to expire February 29, 2024. New Cingular Wireless PCS, LLC has requested to amend the agreement to extend the lease beyond 2024 with the following terms:

1. Allows for up to six (6) separate consecutive additional periods of five (5) years each, effectively expiring in 2054.
2. Rent payable under the new lease agreement shall be \$2,300.00 per month through the first year. Rent shall be adjusted each year on March 1st and increase by 2.5% over the Rent paid during the previous year.

The current lease agreement will generate approximately \$648,210 in revenues over the 25-year lease. The amendment has the potential to generate approximately \$1,248,810 in revenues over the 30-year lease. Chairman Hunter opened the public hearing at 8:17 pm. There was no one to speak and the public hearing was closed. Mr. Brown asked if there was any downside to extending this for such a long period of time. Mr. Haltom stated that there are five-year renewal periods and the County could take action at any of those times. Mrs. Waymack made a motion, seconded by Mr. Brown, to approve the lease as presented. Roll was called on the motion.

R-20-092

P-4.

RESOLUTION: TO ACCEPT THE AMENDMENT TO COURTHOUSE WATER TANK LEASE AGREEMENT.

WHEREAS, New Cingular Wireless PCS, LLC (AT&T) currently leases space at the Courthouse water tank located on Sawmill Road. A lease agreement was originally executed in March 1999 and is scheduled to expire February 29, 2024; and

WHEREAS, New Cingular Wireless PCS, LLC has requested to amend the agreement to extend the lease for up to six (6) separate consecutive additional periods of five (5) years each; and

WHEREAS, New Cingular Wireless PCS, LLC will pay the County rent of \$2,300.00 per month through the first year, and shall be adjusted each subsequent year on March 1st and increase by 2.5% over the rent paid during the previous year.

NOW, THEREFORE BE IT RESOLVED: That the Board of Supervisors of the County of Prince George this 14th day of July, 2020, approves the amendment to the lease with New

Cingular Wireless PCS, LLC and authorizes the County Administrator to execute such amendment.

On roll call the vote was:

In favor: (5) Hunter, Webb, Brown, Carmichael, Waymack

Opposed: (0)

Absent: (0)

REPORTS (cont'd)

SCBA Presentation – Mr. Paul Mauger, Interim Fire and EMS Director, told the Board of an incident that occurred in 1995 in Chesterfield County that resulted in severe organ damage and remains in litigation twenty-five years later. He asked the Board to imagine if they were a car collector and had bought a classic but couldn't find parts to keep it on the road. What would that vehicle be worth to them today? Imagine if they had invested in property and the developer promised them that roads would be maintained, a playground, golf course, and pool would be built to increase the value of that purchase. Multiple years later into the ownership, the developer goes out of business, nothing is constructed, and the value of the property plummets and becomes worthless. Mr. Mauger stated that this is where our Fire and EMS finds itself today with its self-contained breathing apparatus the County purchased some ten to fifteen years ago. The technology changes like all technology. The manufacturer of the current self-contained breathing apparatus has notified Fire and EMS that they are no longer manufacturing that brand of equipment. Though they indicated they will honor any warranties and continue to make repairs, they will no longer be serviceable as of January of 2021. The department is currently piece-milling repairs. High-pressure 45-minute bottles needed for hazardous material entries have been removed from service at Company #1 as the units have surpassed their operational life. Five refill bottles at Burrowsville are twelve years out of inspection. Three of the four refill bottles at Jefferson Park are considered 'in-active'. The Carson refill station has been out of service for over a year and the new inbound rescue unit was not spec'd to include a compressor or cascade system. The majority of the refill systems don't currently meet National Fire Protection Standards. Recently, the County's repair representative while working on another jurisdiction's equipment identical to ours, notified the County that he attempted to order a critical replacement part and was told it was no longer available thus rendering that unit permanently out-of-service. Mr. Mauger stated that operating without this equipment is comparable to asking the police department to operate without guns. There are currently 126 air packs in the County's system. Each air pack requires a spare bottle, and each firefighter should be issued a personal face piece. These face pieces by National Fire Protection Association standards, are to be fit-tested to match the individual with the proper size. The replacement of these units cannot be done in phases as some have suggested. Though the bottles are interchangeable, the packs and related equipment are not. The members have to be trained in the specifics of the equipment, mixed brands on the scene of an emergency can only lead to potential safety concerns and maintenance becomes more difficult. This will only get worse, not better, between now and the end of the year. Mr. Mauger asked the Board to imagine themselves in a smokey, hot environment of which they literally cannot see the hand in front of your face. The low pressure alarm valve is ringing and you have minimal time to figure out what the problem is and exit the building. While working with the valves in pure darkness, under stress, you are beginning to panic, trying to remember which brand of air pack you are wearing. Your personal alerting

system is now alarming and you are almost out of air. You are now in full panic mode and you collapse in the darkness before you can figure it out. This was the scenario in Worcester Massachusetts in December of 1999 where six firefighters died in a warehouse fire. Mr. Mauger stated that the fire department has done its due diligence in forming a workgroup to evaluate its options. Equipment was acquired from multiple vendors and sent to the field for evaluation over a six-month period. There was a comprehensive evaluation sheet that accompanied each air pack. The majority of the results of that feedback suggested a purchase of a brand known as MSA. A grant through the Assistance to Firefighters was submitted in the February/March 2020 timeframe in an attempt to financially address this need. Though some grants have been awarded, the remainder may not be awarded until the February /March timeframe of next year. And, there are no guarantees they will receive anything. To undertake an endeavor of this magnitude and have everything in place by the end of the year, the County cannot wait that long to take action. Specifications have been drawn but request-for-purchases have to be submitted, equipment has to be received (which if we placed the order today would take approximately four months), the equipment has to be inventoried, and distributed, and training has to be conducted. Fire and EMS is facing a crisis that only the Board can address. In a previous presentation, there were mobile air units and breathing air systems included that would have enhanced the system but were not critical. Mr. Mauger stated that he has removed the majority of that and is proposing to the Board the absolute needs of the department. Mr. Mauger stated that as we move forward as Mr. Webb alluded to earlier, this is a significant issue that should be funded over a period of years, similar to apparatus, rather than managing it by crisis. On behalf of the dedicated men and women who are Prince George Fire & EMS, Mr. Mauger implored the Board to fund this project immediately in the amount of \$1.3 million dollars. Mr. Mauger clarified for the Board that only bottles are interchangeable. Masks and air packs are not interchangeable. Mr. Webb stated that this is a big ticket item and we must plan ahead for the future. Mr. Mauger clarified for Mr. Brown that there is nothing you can do to guarantee that they will last more than the allotted time. The technology is constantly changing. Money needs to be put aside for mass replacement over time like the fire apparatus. Ms. Drewry stated that since the project is \$1.3 million, it requires a public hearing since it is more than 1% of the budget. After discussion, the Board agreed that they needed to go ahead and advertise for a public hearing. Mr. Webb stressed that the Board is not trying to circumvent the public, but time is of the essence. Mr. Carmichael made a motion, seconded by Mr. Brown, to authorize the advertisement of a public hearing for its August 11 meeting. Roll was called on the motion. The Board will meet July 28 at 4:00 p.m. to discuss financing the project.

R-20-093

RESOLUTION; AUTHORITY TO ADVERTISE A PUBLIC HEARING FOR THE APPROPRIATION OF UP TO \$1,300,000 TO THE CAPITAL PROJECTS FUND (BUDGET AMENDMENT)

NOW, THEREFORE, BE IT RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of July, 2020, does hereby authorize the advertisement of a public hearing for the appropriation of up to \$1,300,000 to the Capital Projects Fund.

On roll call the vote was:

In favor: (5) Hunter, Webb, Brown, Carmichael, Waymack

Opposed: (0)
Absent: (0)

TABLED ITEMS

T-1. Resolution; Adoption of the Prince George County Solar Energy Facility Siting Policy. Ms. Julie Walton, Deputy County Administrator and Director of Community Development stated that the draft Solar Energy Facility Siting Policy was previously tabled to the July 14th Board meeting in order for Staff to obtain additional public input and comments on the policy. Due to the pandemic restrictions on public gatherings, a public input meeting was not able to be held until last week. In the meantime, Staff did solicit input by email, telephone and USPS mail. Prince George County was able to hold the public input and comment meeting for the Solar Energy Facility Siting Policy on June 30th. Since that meeting, Staff has been compiling the comments received and meeting with individuals that had substantive comments or input. At this time, Staff is still working towards producing a document that is inclusive of the public input received and is requesting that the Board again table this item until such time that all comments received can be reviewed and the draft policy revised for the Board's consideration on August 11. Mr. Carmichael made a motion, seconded by Mr. Webb, to postpone this item to August 11. Roll was called on the motion.

On roll call the vote was:
In favor: (5) Hunter, Webb, Brown, Carmichael, Waymack
Opposed: (0)
Absent: (0)

T-2. Resolution; Three Appointments (Three-Year Term) – Recreation Advisory Commission. Mr. Carmichael made a motion, seconded by Mr. Webb, to reappoint Mr. James Buren, Mr. James Williams, and Mr. Donald Hunter. Roll was called on the motion.

R-20-093A

T-2.

RESOLUTION; THREE APPOINTMENTS; (THREE-YEAR TERM) – RECREATION ADVISORY COMMISSION

WHEREAS, The terms of James Buren, James Williams, and Donald Hunter on the Prince George County Recreation Advisory Commission, expired on June 30, 2020;

NOW THEREFORE, BE RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of July, 2020 does hereby reappoint Mr. James Buren, Mr. James Williams, and Mr. Donald Hunter to serve a three-year term on the Prince George County Recreation Advisory Board beginning July 1, 2020 and ending on June 30, 2023.

On roll call the vote was:
In favor: (5) Hunter, Webb, Brown, Carmichael, Waymack
Opposed: (0)

Absent: (0)

ORDER OF BUSINESS

A-4. Resolution; Appropriation (\$47,000 Courthouse Security Fee Increase). Ms. Drewry stated that on June 9, 2020 the Prince George County Board of Supervisors conducted a public hearing to increase the courthouse and courtroom security assessment from \$10 to \$20, and approved the fee increase. This fee is presently deposited in the revenue line 0100-10-506-8113-316107, Sheriff – Court Security Fee, and projected revenues for the adopted FY2021 budget left this fee at the \$10 level. As a result of the increase approved on June 9, the revenue line will need to be increased through a budget amendment for FY2021. The FY2021 adopted revenue budget for this line is \$73,000. We anticipate that we may not reach the budgeted projection due to COVID-19-related changes to cases heard and a backlog of cases. A conservative projection is a \$47,000 increase in revenues for FY2021, bringing total anticipated Sheriff Court Security Fee revenues to \$120,000 for FY2021. Expenditures will also need to be increased by \$47,000 and should be related to Courthouse / Courtroom security measures. The Sheriff is currently evaluating the most effective use of these funds. He is considering a redesign of the building entrance, a notification system to contact people who are waiting for cases in his/her car (social distancing measure), equipment, and part-time and/or overtime compensation. Staff recommends creating a line item within the Sheriff’s budget of “Courthouse Security Improvements” and placing the entire increase in that line item. These funds will lapse at year-end (June 30, 2021) as all other General Fund budgetary amounts do, unless a re-appropriation is requested. Mr. Carmichael made a motion, seconded by Mrs. Waymack, to approve the budget amendment / increase in General Fund revenues and expenditures. Roll was called on the motion.

R-20-094

A-4.

RESOLUTION; APPROPRIATION (\$47,000 COURTHOUSE SECURITY FEE INCREASE)

BE IT RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of July, 2020, does hereby authorize the following increase of funds within the 2020-2021 Budget, such line items increased as follows, which monies shall be expended for purposes authorized and approved by the Board of Supervisors of the County of Prince George:

<u>FUND/ORGANIZATION</u>		<u>AMOUNT</u>
<u>Expenditure:</u>		
0100-02-010-0203-43314	General Fund: Sheriff – Courthouse Security Improvements	\$47,000
<u>Revenue:</u>		
0100-10-506-8113-316107	General Fund: Sheriff Court Security Fee	\$47,000

On roll call the vote was:

In favor: (5) Hunter, Webb, Brown, Carmichael, Waymack

Opposed: (0)

Absent: (0)

A-5. Resolution; Appropriation (\$180,879 Transient Occupancy Tax Increase). Ms. Drewry stated that on June 9, 2020 the Prince George County Board of Supervisors conducted a public hearing to raise the transient occupancy tax rate from 5% to 7%, and approved the rate increase. The Tourism Fund Lodging Tax Revenue will increase and not the General Fund, as the maximum that may be deposited into the General Fund is a 2% lodging tax. Tourism Fund revenues are expected to increase by a total of \$180,879, with some consideration of COVID-19 impacts. The adopted FY2021 budget included the lodging tax rate at 5%, so a budget amendment is needed to reflect an increase in revenues and expenditures. Mr. Webb made a motion, seconded by Mr. Brown, to approve the budget amendment / increase in Tourism Fund revenues and expenditures. Roll was called on the motion.

R-20-095

A-5.

RESOLUTION; APPROPRIATION (\$180,879 TRANSIENT OCCUPANCY TAX INCREASE)

BE IT RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of July, 2020, does hereby authorize the following increase of funds within the 2020-2021 Budget, such line items increased as follows, which monies shall be expended for purposes authorized and approved by the Board of Supervisors of the County of Prince George:

<u>FUND/ORGANIZATION</u>		<u>AMOUNT</u>
<u>Expenditure:</u>		
0213-08-301-2131-41300	Tourism Fund: Part-Time Wages	\$74,315
0213-08-301-2131-42100	Tourism Fund: FICA Taxes	\$ 5,685
0213-08-301-2131-45648	Tourism Fund: Contribution Heritage Center	\$13,566
0213-08-301-2131-45652	Tourism Fund: Ball Tournaments	\$40,000
0213-08-301-2131-46007	Tourism Fund: Exit 45 Maintenance	\$10,000
0213-08-301-2131-49199	Tourism Fund: Contingencies	\$37,313
<u>Revenue:</u>		
0213-10-502-8108-312010	Tourism Fund: Lodging Tax	\$180,879

On roll call the vote was:

In favor: (5) Hunter, Webb, Brown, Carmichael, Waymack

Opposed: (0)

Absent: (0)

A-6. Resolution Requesting the Department of Corrections to Hold a Public Hearing on Proposed Office Space Lease. Mr. Dan Whitten, County Attorney, stated that on June 8, 2020, Prince George County received notification from the Virginia Department of Corrections regarding a proposed lease of office space at 4433 Crossings Boulevard or 4130-4140 Crossings Court, Prince George, VA. The Prince George County Board of Supervisors may request in writing by September 10, 2020 that the Department hold a public hearing in Prince George County regarding this proposed lease of office space for its Probation and Parole District #38

office. Mr. Carmichael made a motion, seconded by Mr. Webb, that the Department of Corrections hold a public hearing in Prince George County regarding their proposed lease of office space. Roll was called on the motion.

R-20-096

A-6.

RESOLUTION REQUESTING THE DEPARTMENT OF CORRECTIONS TO HOLD A PUBLIC HEARING ON PROPOSED OFFICE SPACE LEASE

WHEREAS, on June 8, 2020, Prince George County received notification from the Virginia Department of Corrections regarding a proposed lease of office space at 4433 Crossings Boulevard or 4130-4140 Crossings Court, Prince George, VA; and

WHEREAS, the County may request in writing by September 10, 2020, that the Department hold a public hearing in Prince George regarding this proposed lease of office space for its Probation and Parole District #38 office.

NOW, THEREFORE, BE IT RESOLVED, that the Prince George County Board of Supervisors request the Department of Corrections hold a Public Hearing in Prince George County regarding their proposed lease of office space.

On roll call the vote was:

In favor: (5) Hunter, Webb, Brown, Carmichael, Waymack

Opposed: (0)

Absent: (0)

A-7. Resolution; Authorization for the County Administrator to Enter into Engineering Agreement with Timmons Group for Permitting and Construction Management Services for the Birchett Estates Reach 1, Option 2, Stream Restoration Project. Ms. Julie Walton, Deputy County Administrator and Director of Community Development, stated that at the time of construction award for the Birchett Estates stream restoration project at Reach 1, the stream repairs beyond the Painters' property (Option 2) was not awarded due to overall costs of the total project. Only Option 1 was awarded and that construction is finishing up now. Since then, the County has entered the next cycle of stormwater funding and has also been awarded additional DEQ grant monies. At this time, staff is recommending to re-bid Option 2 and look towards completing the second phase of the stream restoration project. Staff has reviewed the agreement and recommends approval. Mr. Brown made a motion, seconded by Mr. Webb, to approve the resolution as presented. Roll was called on the motion.

R-20-097

A-7.

RESOLUTION; AUTHORIZATION FOR THE COUNTY ADMINISTRATOR TO ENTER INTO ENGINEERING AGREEMENT WITH TIMMONS GROUP FOR PERMITTING AND CONSTRUCTION MANAGEMENT SERVICES

FOR THE BIRCHETT ESTATES REACH 1, OPTION 2, STREAM RESTORATION PROJECT

WHEREAS, The Prince George County Board of Supervisors has determined that it is in the best interest of the County of Prince George and its citizens to complete Option 2, Reach 1, Birchett Estates Stream Restoration Project; and,

WHEREAS, The County's Stormwater Utility Fund is designed and utilized for such improvement projects; and,

WHEREAS, The associated cost for the Scope of Work as detailed by Timmons Group is \$27,800.00;

NOW THEREFORE, BE IT RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of July, 2020, hereby authorizes the County Administrator to enter into agreement with Timmons Group under the annual contract for the amount of \$27,800.00 to perform permitting and construction management services, and authorizes the funding for such services to be provided under the Stormwater Utility Fund project budget.

On roll call the vote was:

In favor: (5) Hunter, Carmichael, Waymack, Webb, Brown

Opposed: (0)

Absent: (0)

A-8. Resolution; Authorization for the County Administrator to Enter Into Engineering Agreement with Timmons Group for Preliminary Assessments and Initial Stream Layout Design Services for the Birchett Estates Reach 2 Stream Restoration Project. Ms. Walton stated that this project proposal includes services to perform a preliminary assessment and stream layout for the next project area in Birchett Estates. The stream runs behind the properties along Birchett Drive where property owners have experienced erosion, sink holes, and underground pipe failures. This stream segment, known as Reach 2, was identified as high priority in the original assessment of Birchett Estates. This information will be used to develop project budgets, identify grant opportunities, and to determine whether to move forward to design phase. The agreement has been drafted under the County's annual contract with Timmons. Staff has reviewed the agreement and recommends approval. Mr. Carmichael made a motion, seconded by Mrs. Waymack, to authorize the County Administrator to enter into an agreement with Timmons Group for engineering services associated with the preliminary assessment and stream layout for Reach 2, Birchett Estates. Roll was called on the motion.

R-20-098

A-8.

RESOLUTION; AUTHORIZATION FOR THE COUNTY ADMINISTRATOR TO ENTER INTO ENGINEERING AGREEMENT WITH TIMMONS GROUP FOR PRELIMINARY ASSESSMENTS AND INITIAL STREAM LAYOUT

DESIGN SERVICES FOR THE BIRCHETT ESTATES REACH 2 STREAM RESTORATION PROJECT

WHEREAS, The Prince George County Board of Supervisors has determined that it is in the best interest of the County of Prince George and its citizens to assess and determine the viability of the Reach 2 Birchett Estates Stream Restoration Project; and,

WHEREAS, The County's Stormwater Utility Fund is designed and utilized for such improvement projects; and,

WHEREAS, The associated cost for the Scope of Work as detailed by Timmons Group is \$24,150.00;

NOW THEREFORE, BE IT RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of July, 2020, hereby authorizes the County Administrator to enter into agreement with Timmons Group under the annual contract for the amount of \$24,150.00 to perform preliminary assessment services and stream layout for Reach 1, Birchett Estates, and authorizes the funding for such services to be provided under the Stormwater Utility Fund project budget.

On roll call the vote was:

In favor: (5) Hunter, Carmichael, Waymack, Webb, Brown

Opposed: (0)

Absent: (0)

A-9. Resolution; Authorization for the County Administrator to Enter into Engineering Agreement with Timmons Group for Design Services for the Birchett Estates Quebec Avenue to Perrin Drive Drainage Improvement and Stream Restoration Project. Ms. Walton stated that this project proposal includes engineering design services, bid documents, and construction management services for drainage improvements from Quebec Ave. to Perrin Drive in Birchett Estates. The stormwater drainway runs behind the properties along these roads, intercepting with an existing stream channel. The property owners are experiencing erosion to their properties, driveways, and the road segment at the end of Perrin Drive. The agreement has been drafted under the County's annual contract with Timmons. Staff has reviewed the agreement and recommends approval. Mr. Carmichael asked how the homeowners get to this point and when does the County get involved. Ms. Walton explained this is from orphan outfall ditches because VDOT no longer maintains them out of their right-of-way, which is why the County has started this program. Mr. Brown stated that there is a lot of discussion in the Virginia Association of Counties trying to get the General Assembly to address this to get VDOT to step back up to the plate. Mrs. Waymack made a motion, seconded by Mr. Webb, to authorize the County Administrator to enter into an agreement for \$69,970.00 with Timmons Group for engineering services associated with the drainage improvements from Quebec Ave. to Perrin Drive in Birchett Estates. Roll was called on the motion.

A-9.

RESOLUTION; AUTHORIZATION FOR THE COUNTY ADMINISTRATOR TO ENTER INTO ENGINEERING AGREEMENT WITH TIMMONS GROUP FOR DESIGN SERVICES FOR THE BIRCHETT ESTATES QUEBEC AVE. TO PERRIN DRIVE DRAINAGE IMPROVEMENT AND STREAM RESTORATION PROJECT

WHEREAS, The Prince George County Board of Supervisors has determined that it is in the best interest of the County of Prince George and its citizens to improve the drainage and restore a segment of stream behind Quebec Ave. and Perrin Drive in the Birchett Estates subdivision; and,

WHEREAS, The County's Stormwater Utility Fund is designed and utilized for such improvement projects; and,

WHEREAS, The associated cost for the Scope of Work as detailed by Timmons Group is \$69,970.00;

NOW THEREFORE, BE IT RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of July, 2020, hereby authorizes the County Administrator to enter into agreement with Timmons Group under the annual contract for the amount of \$69,970.00 to perform all engineering and design services for the Quebec Ave. and Perrin Drive drainage improvement project, and authorizes the funding for such services to be provided under the Stormwater Utility Fund project budget.

On roll call the vote was:

In favor: (5) Hunter, Carmichael, Waymack, Webb, Brown

Opposed: (0)

Absent: (0)

A-10. Discussion of Jiffy Mart ABC License Application. Mr. Whitten stated that on June 15, 2020, Prince George County received notification from the VA ABC of the Jiffy Mart ABC license application. Per state code, local governing bodies shall submit objections to the granting of a license within 30 days of the filing of the application. The Prince George County Board of Supervisors may recommend to the VA ABC: 1) approval, 2) denial, 3) approval with conditions, or 4) take no action on the notice. Any comments made by Prince George County Board of Supervisors will be submitted after the deadline of July 10, 2020 to the Virginia Alcoholic Beverage Control Authority. VA ABC has final authority on this matter. The Board took no action.

A-11. Consideration of Appointments – Board, Commissions, Committees, Authorities: Resolution of Appointment(s):

A. Resolution; Three Appointments (Four-Year Term); Prince George County Industrial Development Authority. Mr. Brown made a motion, seconded by Mr. Carmichael,

to appoint Mr. Darryl Cheek, Ms. Lillian Boyd, and Mr. Sterling Hunt. Roll was called on the motion.

R-20-100

A-11.

**RESOLUTION; THREE APPOINTMENTS (FOUR-YEAR TERM) –
PRINCE GEORGE COUNTY INDUSTRIAL DEVELOPMENT
AUTHORITY**

WHEREAS, Mr. William A. Young, Jr., Mr. F. Lewis Wyche, Jr., and Mr. James E. Cuddihy, Jr. have submitted their resignations effective June 30, 2020.

NOW, THEREFORE, BE IT RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of July, 2020 does hereby appoint Mr. Darryl Cheek, Ms. Lillian Boyd, and Mr. Sterling Hunt to the Prince George County Industrial Development Authority to serve a term of four years commencing July 1, 2020 and ending on June 30, 2024.

On roll call the vote was:

In favor: (5) Hunter, Carmichael, Waymack, Webb, Brown

Opposed: (0)

Absent: (0)

A-12. Resolution; Agreement with Rural Solar Development Coalition. Ms. Walton stated that Advantus Strategies is a consulting firm that represents the Rural Solar Development Coalition (RSDC). Prince George County has been invited to become a member of RSDC. Advantus Strategies provides general support to the members of RSDC on solar-specific activities to include establishing a small workgroup representing rural Virginia localities to develop a framework to discuss large-scale solar projects, engage in non-legislative season priorities, conduct small informational sessions with counties, establish work groups that include solar development representatives and Dominion, and facilitate webinar and information sessions. Mr. Carmichael made a motion, seconded by Mr. Webb, to authorize the County Administrator to sign the contract between Advantus Strategies and Prince George County. Roll was called on the motion.

R-20-101

A-12.

RESOLUTION ACCEPTING RURAL SOLAR DEVELOPMENT COALITION CONTRACT

WHEREAS, Advantus Strategies is a consulting firm that represents the Rural Solar Development Coalition (RSDC); and

WHEREAS, Prince George County has been invited to become a member of RSDC; and

Revenue:

0100-20-601-8201-323101	General Fund: Shared Exp – Commonw Atty	\$12,643
TOTAL		\$12,643

On roll call the vote was:

In favor: (5) Hunter, Carmichael, Waymack, Webb, Brown

Opposed: (0)

Absent: (0)

A-14. Resolution; Amendment of Contract and Appropriation (Public Safety Radio System Consulting Services – Amendment not to Exceed \$467,342; Appropriation of \$398,000 from SNAP Investment Interest. Ms. Drewry stated that Altairis is currently serving as the consultant for the County's Public Safety Radio replacement project. The original contract with Altairis was for \$605,078 for Phases 2 (Procurement) and 3 (Implementation), and was for a total of 3,192 hours plus expenses. Phase 2 Service are now complete, and hours totaled 2,698 and exceeded the originally contracted/estimated hours of 1,231 by 1,467; and \$272,675. These overages were caused by the County's RFP, nor the original contract for Phase 2 services included vendor negotiations, and Altairis provided extensive negotiation services between responding vendors, L3Harris and Motorola. There was also an addition of two tower sites during negotiations and relocation of one tower site and use of Altairis to provide technical assistance on site locations. In addition, unforeseen Prince George County employee circumstances that created a change in the County's project lead. It is also anticipated that Phase 3 services for implementation may exceed the contract estimate of 1,961 hours. Up to 2,376 hours of services are projected for contract implementation, as L3Harris' implementation/delivery timeline is several months longer than originally estimated. Staff is requesting approval of a contract amendment/increase not to exceed \$467,342. Mr. Carmichael made a motion, seconded by Mr. Webb, to approve the County Administrator to execute a contract amendment and approve the appropriation of SNAP Investment Interest from Series 2017A Bond issuance to accommodate the majority of the increase. Roll was called on the motion.

R-20-103

A-14.

RESOLUTION; AMENDMENT OF CONTRACT AND APPROPRIATION (PUBLIC SAFETY RADIO SYSTEM CONSULTING SERVICES – AMENDMENT NOT TO EXCEED \$467,342; APPROPRIATION OF \$398,000 FROM SNAP INVESTMENT INTEREST)

WHEREAS, Altairis is the contracted consultant providing services for the Public Safety Radio System replacement, with an original contract of \$605,078 for Phase 2 (Procurement) and Phase 3 (Implementation) services; and

WHEREAS, Altairis has provided additional Phase 2 services for vendor negotiation, procurement services, and services related to expanded number of tower sites and relocation of one tower site; and

WHEREAS, it is anticipated that Phase 3 services will exceed the originally contracted hours due construction management for a longer than expected project implementation timeline and due to the provision of services for radio tower site assistance outside of the contracted scope of services; and

WHEREAS, additional Phase 2 and Phase 3 services are estimated not to exceed \$467,342, for an amended total not-to-exceed agreement with Altairis of \$1,072,420; and

WHEREAS a portion of this additional cost (\$398,000) is available from State Nonarbitrage Program (SNAP) investment interest, Series 2017A, the original Part 1 borrowing for the Public Safety Radio System Project, and the remaining balance is available from the project budget contingency; and

WHEREAS, Staff is requesting authorization for the County Administrator to amend and increase its contract with Altairis for an amount not to exceed \$467,342 and approval of an appropriation of \$398,000 from SNAP investment interest reflected in the Capital Improvement Fund, Fund Balance.

NOW, THEREFORE, BE IT RESOLVED That the Board of the Supervisors of the County of Prince George this 14th day of July, 2020, hereby authorizes the County Administrator to amend and increase its contract with Altairis.

NOW, THEREFORE, BE IT FURTHER RESOLVED That the Board of Supervisors of the County of Prince George this 14th day of July, 2020, does hereby authorize the following increase of funds within the 2020-2021 Budget, such line items increased as follows, which monies to be expended for purposes authorized and approved by the Board of Supervisors of the County of Prince George:

<u>FUND/ORGANIZATION</u>	<u>AMOUNT</u>
<u>Expenditure:</u>	
0311-03-200-3163-48107	CIP Public Safety Radio System Project \$398,000
 <u>Revenue:</u>	
0311-40-900-8208-399999	CIP Fund, Fund Balance* \$398,000

*Accumulated SNAP Interest Revenue, Series 2017A

On roll call the vote was:

In favor: (5) Hunter, Webb, Brown, Carmichael, Waymack

Opposed: (0)

Absent: (0)

ADJOURNMENT. Mr. Carmichael moved, seconded by Mr. Brown, to adjourn to July 28, 2020 at 4:00 p.m. in the Boardroom for a work session. Roll was called on the motion.

On roll call the vote was:

In favor: (5) Hunter, Brown, Webb, Waymack, Carmichael

Opposed: (0)
Absent: (0)

The meeting adjourned at 9:20 p.m.

[Draft Minutes prepared August 3, 2020 for consideration on August 11, 2020; adopted by unanimous vote.]

Donald R. Hunter
Chairman, Board of Supervisors

Percy C. Ashcraft
County Administrator

DRAFT

MINUTES
Board of Supervisors
County of Prince George, Virginia

Adjourned Work Session
July 28, 2020
4:00 p.m.
County Administration Bldg. Boardroom, Third Floor
6602 Courts Drive, Prince George, Virginia

MEETING CONVENED. A meeting of the Board of Supervisors of the County of Prince George, Virginia, was called to order at 4:00 p.m. on Tuesday, July 28, 2020 in the Boardroom of the County Administration Building, Third Floor, 6602 Courts Drive, Prince George, Virginia by Chairman Donald R. Hunter for a work session to discuss funding for the Self-Contained Breathing Apparatus.

ATTENDANCE. The following members responded to Roll Call:

Donald R. Hunter, Chairman	Present
Alan R. Carmichael, Vice-Chairman	Absent
Floyd M. Brown, Jr.	Present
Marlene J. Waymack	Present
T. J. Webb	Present

County Staff present was: Percy C. Ashcraft, County Administrator; Dan Whitten, County Attorney; Betsy Drewry, Deputy County Administrator; Julie C. Walton, Deputy County Administrator; and Teresa Knott, Clerk.

Invocation. Mr. Brown gave the Board's invocation.

Pledge of Allegiance to U.S. Flag. Mr. Webb led the Pledge of Allegiance to the U.S. Flag.

APPROVAL OF AGENDA. Mr. Webb made a motion, seconded by Mrs. Waymack, to adopt the agenda as presented. Roll was called on the motion.

On roll call the vote was:

In favor: (4) Brown, Waymack, Hunter, Webb

Opposed: (0)

Absent: (1) Carmichael

WORK SESSION

Ms. Betsy Drewry, Deputy County Administrator and Finance Director, stated that at the regular July 14, 2020 Board of Supervisor's meeting, Paul Mager, Interim Director of Fire & EMS, presented a report expressing the urgent need to purchase Self-Contained Breathing Apparatus (SCBA) for approximately \$1,300,000. This purchase was not included in the adopted FY2021 CIP, nor as part of an upcoming borrowing/bond issuance. The project was part of the FY2019

adopted CIP, however the funding and purchase did not move forward. However, Ms. Drewry stated that Mr. Mauger received an updated amount, which is now \$1,072,505.

On July 14, the Board directed Staff to provide funding options to make this purchase during FY2021, and to advertise an August 11 public hearing to amend the FY2021 budget by \$1,3000,000 for this purchase. The public hearing advertisement was published on Sunday, July 26, 2020. With the new figure, a public hearing is not necessary, but Ms. Drewry recommended that they continue to hold the public hearing since there will be other appropriations on that particular evening. Mr. Whitten, County Attorney, concurred with Ms. Drewry's recommendation to proceed with the public hearing on August 11. Staff worked with the County's financial advisor, Davenport & Company, to develop funding options. Ms. Drewry presented to the Board the following nine options:

- 1) Take from unreserved Fund Balance.
- 2) Add to FY2021 Bond Issuance and finance over 15 years.
- 3) Add to FY2021 Bond Issuance and finance over 5 years.
- 4) Use Fire Apparatus Replacement Funds and finance over 5 years with no tax increase.
- 5) Use Fire Apparatus Replacement Funds, finance over 5 years with increase devoted to real estate tax revenue (3 cents instead of 2 cents).
- 6) Use Fire Apparatus Replacement Funds and finance over 15 years with no tax increase.
- 7) Use Fire Apparatus Replacement Funds and finance over 15 years with increase devoted to real estate tax revenue (3 cents instead of 2 cents).
- 8) Devote 1 cent to Fire/EMS equipment purchases separate from Fire Apparatus Fund/Account and finance over 5 years.
- 9) Devote 1 cent to Fire/EMS equipment purchases separate from Fire Apparatus Fund/Account and finance over 15 years.

Ms. Drewry stated that if the Board is committed to devoting a one cent real estate tax increase in FY2022, then Staff would recommend Option 9 to finance it over 15 years. This would leave available funds for purchases in addition to SCBA over the next 15 years and would prepare the County with a funding source to purchase replacement SCBA in 15 years. If the Board is not committed to devoting a one-cent real estate tax increase in FY2022, then Staff would recommend Option 2 and add it to the FY2021 Bond Issuance and finance it over 15 years. This would require an increase in resources for debt retirement of \$78,753 annually or \$866,286 starting in FY2022. Chairman Hunter asked if they were to choose Option 9, and revenues turn out to be better than expected, could they then choose not to raise the tax by one cent. Ms. Drewry said yes. Mr. Brown concurred that it would be more of an idea to dedicate one cent to the equipment and maybe not necessarily have to raise the tax. Mr. Brown asked Ms. Drewry if there is a potential of a deficit from what they put aside and what the replacement cost would be not knowing the future costs. Ms. Drewry stated that could happen. Chairman Hunter added that hopefully they will be able to replace in the future as needed and not all at one time. Mr. Webb stated that he is okay with dedicating one cent but does not agree with raising the tax by one cent. He believes that there will be a shortfall and he does not want to go to Fund Balance. The Board agreed by consensus on Option 9 only to dedicate one cent and finance over years, but not necessarily raising the tax by one cent.

ADJOURNMENT. Mrs. Waymack made a motion, seconded by Mr. Brown, to adjourn the meeting at 4:33 p.m.

[Draft Minutes prepared August 4, 2020 for consideration on August 11, 2020; adopted by unanimous vote.]

Donald R. Hunter, Chairman
Chairman, Board of Supervisors

Percy C. Ashcraft
County Administrator